

City of Appleton

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

Meeting Agenda - Final Common Council

Wednesday, July 18, 2018 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

18-1067 Approval of Common Council meeting minutes of June 20, 2018

Attachments: CC Minutes 6-20-18.pdf

H. BUSINESS PRESENTED BY THE MAYOR

18-1065 Park & Recreation Month Proclamation

18-1066 Children's Week Proclamation

I. PUBLIC HEARINGS

18-0973 Public Hearing - Rezoning #6-18, Appleton Cemetery Association, 1236

E. Pacific Street

Attachments: Public Hearing Notice RZ #6-18.pdf

J. SPECIAL RESOLUTIONS

18-1072 Municipal Authorizing Resolution for the Grand Chute Sports Facility Project

Attachments: Grand Chute CDA 2018 Sports Facility - Municipal Authorizing Resolution.pdf

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

18-0976 Resolution #9-R-18 1700 W. Kamps Avenue Parking.

Submitted by: Cathy Spears, District 12

Date: June 20, 2018

Referred to: Municipal Services Committee

Due to a resident's concern;

The newly reconstructed 1700 W. Kamps Ave, All parking be removed from both sides of the street

Legislative History

7/9/18 Municipal Services recommended for approval

Committee

Item 18-0976 amended to remove parking from north side of street for a 6

month trial. Martin moved, seconded by Williams. Passed 4-0.

18-0977 Request from Mile of Music to do the following from August 2, 2018 through August 5, 2018:

*Place table and banners in College Avenue beautification strip adjacent to metered stall #CAW402.

*Place two charging stations (7 feet tall) in College Avenue beautification strip adjacent to metered stall #CAW115.

*Place Tundraland tent in College Avenue beautification strip adjacent to metered stall #CAW303.

Attachments: Request from Mile of Music.pdf

Legislative History

7/9/18 Municipal Services recommended for approval

Committee

18-0996 Proposed parking restriction changes on Harris St. & Durkee St. by St. Paul's Lutheran Church. (Follow-Up to Six Month Trial Period)

Attachments: Parking changes on Harris St & Durkee St.pdf

Legislative History

7/9/18 Municipal Services recommended for approval

Committee

18-1017 Approve installation of twelve (12) banners on Newberry Street and Riverheath Way.

Attachments: Banners on Newberry St & Riverheath Way.pdf

Legislative History

7/9/18 Municipal Services recommended for approval

Committee

18-1018 Approve Amendment No. 4 to Patrick Engineering for the Oneida Street Bridge Project in the amount of \$17,560 for a total revised not to exceed contract of \$607,841.

Attachments: Amendment No. 4 to Onieda Street Bridge.pdf

Legislative History

7/9/18 Municipal Services recommended for approval

Committee

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

<u>18-1003</u> Taxi Cab Driver's License application of Walter C. Sparks, W6193 Long Court.

Attachments: Walter C. Sparks.pdf

SL Denial- Sparks 7-11-18.pdf

Sparks Denial- Criminal Complaint.pdf

Legislative History

7/11/18 Safety and Licensing recommended for denial

Committee

Mr. Sparks did not appear before the Committee.

18-1006 Request to implement Central Count for the processing of Absentee Ballots on

Election Day

Attachments: Absentee Central Count Memo 7-2018.pdf

DRAFT Central Count Ordinance.pdf

Legislative History

7/11/18 Safety and Licensing recommended for approval

Committee

18-0598 Resolution #3-R-18 Solicitation Hours

Attachments: #3-R-18 Solicitation Hours.pdf

Legislative History

4/25/18 Safety and Licensing referred

Committee

5/9/18 Safety and Licensing held

Committee

	5/23/18	Safety and Licensing Committee	held
	7/11/18	Safety and Licensing Committee	recommended for approval
	7/11/18	Safety and Licensing Committee	amended
		a.m. to 8 p.m.	to change permissable solicitation hours from 8
<u>18-0906</u>	Reserve "Class B" Beer/Liquor License application, Change of Agent, Player 2 LLC, 215 E. College Ave., Marissa R. Emerson, Agent, contingent upon approval from Police Department.		
	Legislative History		
	7/11/18	Safety and Licensing Committee	recommended for approval
18-0926	"Class B" Beer/Liquor License Premise Amendment of Wilder's Bistro, Terrance Wilder, Agent, 2639 S. Oneida St. Suite #1, contingent upon approval from all departments. <u>Attachments:</u> Wilder's Bistro application.pdf		
	Legislative History		
	7/11/18	Safety and Licensing Committee	recommended for approval
<u>18-0936</u>		er/Liquor License temporary Premise Amendment	
	application of Dairyland Brew Pub, Dorri Schmidt, Agent, 1216 E. Wisconsin Ave., contingent upon approval from all departments.		
	Attachments: Dairyland Brew Pub 2 application.pdf Legislative History		
	7/11/18	Safety and Licensing Committee	recommended for approval
<u>18-0943</u>	Class "B" Beer & "Class C" Wine License temporary Premise		
	Amendment of Tempest Coffee Collective, 181 S. Riverheath Way, Ste 1100, Tyler Lonadier, Agent, contingent upon approval from all departments.		
	Attachments: Tempest Coffee Collective temp. amendment application.pdf		
	Legislative History		

City of Appleton Page 4 Printed on 7/17/2018

recommended for approval

Safety and Licensing

Committee

7/11/18

18-0959 Taxi Cab Company License Renewal application of Apple Valley Taxi LLC, James D. Jacobs, 1831 N. Bennett Street. Legislative History 7/11/18 recommended for approval Safety and Licensing Committee 18-0961 Salvage Dealer License Renewal application of Mach IV Motors LLC, Kara L. Tullberg, Applicant, 600 E. Hancock St., contingent upon approval from all departments. Legislative History 7/11/18 recommended for approval Safety and Licensing Committee Switch from IFC 2009 edition to IFC 2015 <u>18-0964</u> Attachments: Memo to go to IFC 2015.pdf Legislative History 7/11/18 Safety and Licensing recommended for approval Committee 18-0978 "Class B" Beer/Liquor License application of Medley Taverns, LLC d/b/a Fox River House, 211 S. Walnut Street, Steven K. Olson, Agent, contingent upon approval from all departments. Attachments: Medley Taverns LLC application.pdf Legislative History 7/11/18 Safety and Licensing recommended for approval Committee 18-1016 "Class B" Beer/Liquor License application of MJ Author's Kitchen, d/b/a Author's Kitchen & Bar, Joshua D. Sickler, Agent, 201 N. Appleton St., contingent upon approval from all departments. Attachments: MJ Authors Kitchen application.pdf Legislative History 7/11/18 Safety and Licensing recommended for approval Committee 18-1034 Operator's Licenses Attachments: Operator's Licenses for 07-11-2018 S&L.pdf

recommended for approval

Safety and Licensing

Committee

Legislative History

7/11/18

18-1035 Renewal Operator's Licenses

Attachments: Renewal Operator's Licenses for 07-11-2018 S&L.pdf

Legislative History

7/11/18 Safety and Licensing recommended for approval

Committee

3. MINUTES OF THE CITY PLAN COMMISSION

18-0830 Request to approve Rezoning #6-18 to rezone 1236 E. Pacific Street (Tax Id #31-1-1067-00), including to the centerline of the adjacent right-of-way, as shown on the attached maps, from R-1B Single-Family District and C-2 General Commercial District to R-1B Single-Family District

Attachments: StaffReport RiversideCemetery Rezoning For06-12-18.pdf

Legislative History

6/12/18 City Plan Commission recommended for approval

Proceeds to Council on July 18, 2018.

Request to approve Special Use Permit #2-18 for a non-profit recreational facility within the R-1B Zoning District at 1236 E. Pacific Street (Tax Id #31-1-1067-00), 825 N. Owaissa Street (Tax Id #31-1-1066-00), 903 N. Owaissa Street (Tax Id #31-1-1065-00) and 913 N. Owaissa Street (Tax Id #31-1-1064-00), as shown on the attached maps and per attached plan of operation, to run with the land subject to the conditions in the attached staff report and approve attached Resolution (2/3 vote required)

Attachments: StaffReport RiversideCemetery SUP For06-12-18.pdf

Legislative History

6/12/18 City Plan Commission recommended for approval

Proceeds to Council on July 18, 2018.

18-0949 Request to approve the Cherryvale Meadows Preliminary Plat as shown on the attached maps and subject to the attached conditions

Attachments: StaffReport CherryvaleMeadows PrePlat For06-26-18.pdf

Legislative History

6/26/18 City Plan Commission recommended for approval

Request to approve Special Use Permit #5-18 for an outdoor seating area with alcohol sales and consumption located at 218-220 W. College Avenue (Tax Id #31-2-0257-00), as shown on the attached maps and per attached plan of operation, to run with the land subject to the conditions in the attached staff report and approve attached Resolution (2/3 vote required)

Attachments: StaffReport 220College SUP For07-10-18.pdf

Legislative History

7/10/18 City Plan Commission recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

18-0966 Resolution #8-R-18 Smoking in Parks- Playground Equipment

Submitted by: Rachel Raasch, District 6; Joe Martin, District 4

Date: June 20, 2018

Referred to: Parks & Recreation Committee

Whereas the City of Appleton has adopted a "Health in All" Policy and;

Whereas second hand exposure to cigarette smoke and vapor has been proven to carry health risks, particularly for children and;

Whereas the City of Appleton's Municipal Code states "It shall be unlawful for any person to smoke or use tobacco products in the following outdoor areas: Within twenty (20) feet from all entry ways of City-owned buildings and structures." Now therefore be it resolved to amend section 7-100(d) of the Municipal Code to include prohibiting smoking within twenty (20) feet of playground equipment located within City parks.

Legislative History

7/9/18 Parks and Recreation approved as amended

Committee *Amended to:*

Now therefore be it resolved to amend section 7-100(d) of the Municipal Code to include prohibiting smoking, vaping and use of all electronic nicotine devices within twenty (20) feet of playground equipment located within City parks and the Appleton skate park in Telulah Park. (5-0 on amendment)

18-0969 Action: Award the "2018 Mead Pool Coating and Painting Project" to Corcoran Glass & Paint in the amount of \$43,188 with a contingency of \$15,000 for a project total not to exceed \$58,188

Attachments: 2018 Mead Pool Coating and Painting.docx

Legislative History

7/9/18 Parks and Recreation approved

Committee

18-1008 Action: Request Approval to Increase Area Leased by the Appleton

Family Ice Center

Attachments: AFIC Action Item.pdf

Legislative History

7/9/18 Parks and Recreation recommended for approval

Committee

Common Council Meeting Agenda - Final July 18, 2018

5. MINUTES OF THE FINANCE COMMITTEE

Request to approve Contract Amendment/Change Order No. 1 to Contract 10-18 for Unit O-18 Sanitary Sewer (CIPP) Lining for an emergency repair on the Alley south of Edgemere Drive and east of Kensington Drive in the amount of \$7,800 resulting in no change to the contract contingency.

Overall contract increases from \$145,835 to \$154,535.

Attachments: O-18 Contract Change Order #1.xls.pdf

Legislative History

7/9/18 Finance Committee recommended for approval

18-1026 Request for approval of Resolution Authorizing the Execution and Delivery of Documents relating to the Fox Cities Sports Facility Project

Attachments: 2018 Sports Facility - Municipal Authorizing Resolution (Appleton).pdf

2018 Sports Facility - Cooperation Agreement 6.26.18.pdf

2018 Sports Facility - Redline Cooperation Agreement 6.26.18.pdf

2018 Sports Facility - Pledge and Security Agreement.pdf

2018 Sports Facility - Maximum Price Calc.pdf

2018 Sports Facility - Bond Term Sheet.pdf

FW Sports Facility maintenance reserve.msg

Legislative History

7/9/18 Finance Committee recommended for approval

18-1027 Request for approval of five-year renewal of banking services with JPMorgan Chase Bank, LLC

Attachments: Finance Committee Banking Renewal 2018.pdf

Legislative History

7/9/18 Finance Committee recommended for approval

18-1028 Request for approval of five-year renewal of investment management services with U.S. Bank

Attachments: Finance Committee Investment Services Renewal 2018.pdf

Legislative History

7/9/18 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

18-0952 Award the Fair Housing Service Provider for the 2020-2025 Analysis of

Impediments to the Metropolitan Milwaukee Fair Housing Council in an amount not to expend \$22,000

amount not to exceed \$28,000

Attachments: Memo to CEDC for AI sole source contract 06-12-18.pdf

2018 Appleton Al Proposal.pdf

Legislative History

7/11/18 Community & Economic recommended for approval

Development Committee

18-0954 Request to approve the Art in Public Places Policy of the Appleton Public

Art Committee

Attachments: Arts in Public Places Policy-CEDC Final Draft 062018.pdf

Appleton Public Art Committee Application.pdf

Legislative History

7/11/18 Community & Economic recommended for approval

Development Committee

7. MINUTES OF THE UTILITIES COMMITTEE

18-0953

Permit transfer approval from Appvion, Inc., Paperweight Development Corp., PDC Capital Corporation, Appvion Receivables Funding I LLC and APVN Holdings LLC to Appvion Holding Corp. (Appvion Operation, Inc.) - Pretreatment Program Permit No. 18-03.

Attachments: Appvion Permit transfer Letter 06-13-18.pdf

Legislative History

7/10/18 Utilities Committee recommended for approval

18-0955 Award SCADA System Improvement Project to Schneider Electric for a

cost of \$92,260 with a 10% contingency of \$9,226.

Attachments: SCADA Upgrade 2018.pdf

Legislative History

7/10/18 Utilities Committee recommended for approval

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE

18-0988 Request to update Recruitment Selection Policy.

Attachments: Recruitment and Selection 7-1-18.pdf

Legislative History

7/11/18 Human Resources & amended

Information Technology

Committee

Motion to amend: delete: "Once approved by HR" and add:

"Once the appropriate documentation is received"...the process will move to ...

7/11/18 Human Resources & recommended for approval

Information Technology

Committee

Request to update the H.R. department table of organization to move the Risk Manager position to report directly to the Deputy Director.

Attachments: Human Resources TO change.pdf

Legislative History

7/11/18 Human Resources & recommended for approval

Information Technology

Committee

9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

- 10. MINUTES OF THE BOARD OF HEALTH
- M. CONSOLIDATED ACTION ITEMS
- N. ITEMS HELD

18-0989

O. ORDINANCES

18-0974 Ordinances 63-18 to 66-18

Attachments: Ordinances going to Council 7-18-18.pdf

- 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.