



City of Appleton

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

Meeting Agenda - Final-revised Common Council

Wednesday, May 19, 2021

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. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[21-0687](#) Common Council Meeting Minutes of May 5, 2021

Attachments: [CC Minutes 5-5-21.pdf](#)

- G. BUSINESS PRESENTED BY THE MAYOR

[21-0680](#) APD Officer of the Year Award

[21-0684](#) Certificate of Appreciation for Health Officer, Kurt Eggebrecht.

[21-0685](#)

Proclamations:

- Creative Economy Week
- Public Works Week
- Hmong American Day
- Neurofibromatosis Awareness Day Proclamation
- American Legion Poppy Day Proclamation
- CDC Mask Guidance Update Proclamation

Attachments: [Creative Economy Week Proclamation.pdf](#)
[Public Works Week Proclamation.pdf](#)
[Hmong American Day Proclamation.pdf](#)
[Neurofibromatosis Awareness Day Proclamation.pdf](#)
[American Legion Poppy Day Proclamation.pdf](#)
[CDC Mask Guidance Update Proclamation.pdf](#)

[21-0682](#)

Board and Commission Appointments

Attachments: [5-19-21 Appointments'Plan Comm'BOH'BOR \(002\).pdf](#)

[21-0681](#)

COVID-19 Update

Attachments: [COVID -19 Cases 5-19-21.pdf](#)

H. PUBLIC PARTICIPATION

I. PUBLIC HEARINGS

J. SPECIAL RESOLUTIONS

[21-0675](#)

Initial Resolution for Oak St. and Kimball St. Street Vacation

(Taken up under Consolidated Action Items)

Attachments: [InitialResolution_OakStKimballSt_StreetVacation.pdf](#)

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[21-0608](#) Request for a permanent street occupancy permit for landscape islands to extend into the S. Frontage Road right-of-way no more than 27 feet at 2245 W. College Avenue.

Attachments: [Permanent Street Occupancy 2255 W College Ave.pdf](#)

Legislative History

5/10/21 Municipal Services recommended for approval
Committee

[21-0609](#) Approve E. Kimball Street and Oak Street Vacation as shown on Exhibit "A".

Attachments: [Kimball St-Oak Street Vacation.pdf](#)

Legislative History

5/10/21 Municipal Services recommended for approval
Committee

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[21-0581](#) Class "B" Beer License application for Hmong Express LLC d/b/a Hmong Express, Ka Ying Thao, Agent, located at 1216 N Division St, contingent upon approvals from all departments.

Attachments: [Hmong Express.pdf](#)

Legislative History

5/12/21 Safety and Licensing recommended for approval
Committee

[21-0607](#) 2021-2022 Alcohol License Renewals, contingent upon approvals from all departments by 12:00 p.m. on June 30, 2021.

Attachments: [2021 Liquor License Renewals.pdf](#)

Legislative History

5/12/21 Safety and Licensing recommended for approval
Committee

[21-0638](#) 2021-2022 Mechanical Amusement Device License renewals, contingent upon approvals from all departments by 12:00 p.m. on June 30, 2021.

Attachments: [2021 Amusement Devices.pdf](#)

Legislative History

5/12/21 Safety and Licensing recommended for approval
Committee

[21-0642](#) 2021-2022 Cigarette and Tobacco Product License renewals.

Attachments: [2021 Cigarette.pdf](#)

Legislative History

5/12/21 Safety and Licensing recommended for approval
Committee

[21-0650](#)

Salvage Dealer License application for Mach IV Motors, Kara Tullberg, Applicant, located at 600 E Hancock St, contingent upon approval from all departments.

Attachments: [Mach IV Motors S&L.pdf](#)

Legislative History

5/12/21 Safety and Licensing recommended for approval
Committee

[21-0651](#)

Salvage Dealer License application for Mr C's Motorcycles, Janet Ristau, Applicant, located at 724 S Outagamie St, contingent upon approval from all departments.

Attachments: [Mr C's Motorcycles S&L.pdf](#)

Legislative History

5/12/21 Safety and Licensing recommended for approval
Committee

[21-0652](#)

Salvage Dealer License application for Golper Supply Co, Inc., David Golper, Applicant, located at 1810 W Edgewood Dr, contingent upon approval from all departments.

Attachments: [Golper Supply Co S&L.pdf](#)

Legislative History

5/12/21 Safety and Licensing recommended for approval
Committee

[21-0653](#)

Pet Store License application for Just Pets, Craig Weborg, Applicant, located at 2009 N Richmond St, contingent upon approval from all departments.

Attachments: [Just Pets S&L.pdf](#)

Legislative History

5/12/21 Safety and Licensing recommended for approval
Committee

[21-0654](#)

Pet Store License application for HSA Corporation d/b/a Pet Supplies Plus, Angela DeHaan, Applicant, located at 702 W Northland Ave, contingent upon approval from all departments.

Attachments: [Pet Supplies Plus S&L.pdf](#)

Legislative History

5/12/21 Safety and Licensing recommended for approval
Committee

[21-0655](#) Class "B" Beer and "Class C" Wine License Change of Agent application for Urban Modern Kitchen LLC d/b/a Urban Modern Kitchen, Regina Hueckman, New Agent, located at 800 E Wisconsin Ave, contingent upon approval from Appleton Police Department.

Attachments: [Regina R Hueckman S&L.pdf](#)

Legislative History

5/12/21 Safety and Licensing recommended for approval
Committee

[21-0658](#) Secondhand Article Dealer License application for The Statement Piece LLC, Lena-Sara Gustman, Applicant, located at 745 W College Ave, contingent upon approval from all departments.

Attachments: [The Statement Piece S&L.pdf](#)

Legislative History

5/12/21 Safety and Licensing recommended for approval
Committee

3. MINUTES OF THE CITY PLAN COMMISSION

[21-0592](#) Request to approve the street discontinuance to vacate portions of South Oak Street and East Kimball Street public right-of-way, generally located south of East Lawrence Street and east of South Morrison Street, subject to the condition in the attached staff report, and adopt the Initial Resolution and exhibit map

Attachments: [StaffReport_OakStKimballSt_StreetVacation_For05-12-21.pdf](#)

Legislative History

5/12/21 City Plan Commission recommended for approval

[21-0593](#) Request to approve the dedication of land for public right-of-way for East Lawrence Street, generally located south and east of the intersection of Morrison Street and Lawrence Street (part of Tax Id #31-2-0162-00, #31-2-0161-00, #31-2-0159-00, and #31-2-0160-00), as shown on the attached maps and subject to the conditions in the attached staff report

Attachments: [StaffReport_LawrenceEastOfMorrison_StreetDedication_For05-12-21.pdf](#)

Legislative History

5/12/21 City Plan Commission recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

[21-0604](#) Action Item: Resolution for DNR Grant Application for the David & Rita Nelson River Crossing Bridge and Trail

Attachments: [DNR Grant Resolution.pdf](#)

Legislative History

5/10/21 Parks and Recreation recommended for approval
Committee

5. MINUTES OF THE FINANCE COMMITTEE

[21-0634](#) Award the Engineering Contract for the 2021 Pierce Park Pavement Renovation Project to the Rettler Corporation in the amount of \$39,600 plus a 10% contingency for a total not to exceed a project engineering cost of \$43,560.

Attachments: [2021 Pierce Park Pavement Renovation Project Design.pdf](#)

Legislative History

5/10/21 Finance Committee recommended for approval

[21-0635](#) Request to reallocate \$20,790 positive bid variance from our Coop Road Asphalt Resurfacing Project to the asphalt paving of a widened shoulder along CTH E (Apple Creek Road) in the 2021 Asphalt Capital Paving Program (4240).

Attachments: [Coop Road Asphalt Resurfacing Project.pdf](#)

Legislative History

5/10/21 Finance Committee recommended for approval

[21-0636](#) Request to rescind the 2019-2020 Personal property tax bills for Wisconsin Registered Agent LLC totaling \$109.72.

Attachments: [Request to rescind Personal property tax bills.pdf](#)

[2019 tax bill acct 31199275710.pdf](#)

[2020 tax bill acct 31199275710.pdf](#)

Legislative History

5/10/21 Finance Committee recommended for approval

[21-0637](#) Request to approve Land Dedication Agreement for Lightning Drive and Stormwater Pond with Apple Tree Appleton Four LLC.

Attachments: [18-0513 - Apple Tree - Land Dedication Agreement - FINAL.pdf](#)

Legislative History

5/10/21 Finance Committee recommended for approval

[21-0641](#) Request to award Change Order 2 for the Phase I Lake Station Construction Contract to Miron Construction Company in an amount \$14,038.43 decreasing project contingency from \$187,485.35 to \$173,446.92.

Attachments: [Change Order 2- Lake Station Project 05-06-21.pdf](#)

Legislative History

5/10/21 Finance Committee recommended for approval

[21-0644](#) Request to award the City of Appleton's "Municipal Services Building Solar Installation Project" contract to Current Electric in the amount of \$386,200 with a contingency of \$50,000 for a project total not to exceed \$436,200.

Attachments: [2021 MSB Solar Project.pdf](#)

Legislative History

5/10/21 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[21-0677](#) Request to approve a lease (initial term of 1 year with 4 annual renewal terms) with Erv Van Camp to farm the undeveloped land at 110 and 210 W. Edgewood Drive, estimated to be approximately 21.25 acres, at the rental rate of \$60 per acre for the initial term, with 5% annual escalators, with no crop loss provision

Attachments: [FarmLeaseMemo 110&210 W Edgewood 5-19-21.pdf](#)
[0333 - Van Camp Farm Lease - Edgewood Drive \(jlg\).pdf](#)
[Edgewood Farm Lease Map EXHIBIT A.pdf](#)
[EXHIBIT B Small Exposure Leases.pdf](#)

7. MINUTES OF THE UTILITIES COMMITTEE

[21-0631](#) Award Unit F-21, Sanitary and Storm Sewer Cleaning and Televising, to Green Bay Pipe and TV, LLC in an amount not to exceed \$272,500.

Attachments: [F-21 Contract Award Form.pdf](#)
[F-21 Bid Tab.pdf](#)

Legislative History

5/11/21 Utilities Committee recommended for approval

[21-0633](#) Award the Lead Service Line Replacement Plan to Arcadis in an amount not to exceed \$52,626.

Attachments: [Lead Service Line Replacement Plan.pdf](#)

Legislative History

5/11/21 Utilities Committee recommended for approval

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE

[21-0618](#) Request to modify the Salary Administration Policy regarding assigned shift change.

Attachments: [Assigned Shift Change.pdf](#)
[Salary Administration Policy changes 2021.pdf](#)

Legislative History

5/12/21	Human Resources & Information Technology Committee	recommended for approval
---------	--	--------------------------

[21-0619](#) Request to approve Department of Public Works - Parking Utility to eliminate one full time Ramp Attendant position.

Attachments: [DPW Parking TO Change.pdf](#)

Legislative History

5/12/21	Human Resources & Information Technology Committee	recommended for approval
---------	--	--------------------------

9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

10. MINUTES OF THE BOARD OF HEALTH

[21-0645](#) Noise Variance Request

Attachments: [Noise Variance Mile of Music.pdf](#)

Legislative History

5/12/21	Board of Health	recommended for approval
---------	-----------------	--------------------------

M. CONSOLIDATED ACTION ITEMS

[21-0686](#) **Oak/Kimball Street Vacation - Consolidated Action Items**
 21-0609 Municipal Services Committee
 21-0592 City Plan Commission
 21-0675 Initial Resolution

N. ITEMS HELD

O. ORDINANCES

[21-0679](#) Ordinance #17-21 to Temporarily Amend Council Rules Pertaining to Council, Board and Commission Meetings in Response to the Coronavirus Disease (COVID-19)

Attachments: [Ordinance #17-21 for 5-19-21 Council.pdf](#)

[21-0678](#) Ordinance #16-21

Attachments: [Ordinance #16-21 for 5-19-21 Council.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.



City of Appleton

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

Meeting Minutes - Final Common Council

Wednesday, May 5, 2021

7:00 PM

Council Chambers

A. CALL TO ORDER

The meeting was called to order by Mayor Woodford at 7:01 p.m.

B. INVOCATION

The Invocation was offered by Alderperson Thao.

C. PLEDGE OF ALLEGIANCE TO THE FLAG

D. ROLL CALL OF ALDERPERSONS

Present: 16 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Kristin Alfheim, Alderperson Nate Wolff, Alderperson Sheri Hartzheim, Alderperson Joe Prohaska, Alderperson Chad Doran and Mayor Jake Woodford

E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

All departments were represented.

F. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[21-0584](#)

Common Council Meeting Minutes of Organizational Meeting and Council Meeting on April 21, 2021

Attachments: [CC Organizational Meeting Minutes 4-21-21.pdf](#)
[CC Minutes 4-21-21.pdf](#)

Alderperson Reed moved, seconded by Alderperson Meltzer, that the Minutes be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Kristin Alfheim, Alderperson Nate Wolff, Alderperson Sheri Hartzheim, Alderperson Joe Prohaska and Alderperson Chad Doran

Abstained: 1 - Mayor Jake Woodford

G. BUSINESS PRESENTED BY THE MAYOR

[21-0585](#)

Proclamations

- Nurses Month
- Asian & Pacific Islander Heritage Month
- Municipal Clerks Week
- Police Week
- Missing and Murdered Indigenous Women & Girls Day of Remembrance
- Teacher Appreciation Week

Attachments:

[Nurses Month Proclamation.pdf](#)

[Asian and Pacific Islander Heritage Month Proclamation.pdf](#)

[Municipal Clerks Week Proclamation.pdf](#)

[Police Week Proclamation.pdf](#)

[Missing and Murdered Indigenous Women and Girls Day of Awareness Proclamation.pdf](#)

[Teacher Appreciation Week Proclamation.pdf](#)

[21-0586](#)

Board & Commission Reappointments

Attachments:

[5-5-21 Reappointments.pdf](#)

Aldersperson Hartzheim moved, seconded by Aldersperson Fenton, that the Reappointments be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Aldersperson William Siebers, Aldersperson Vered Meltzer, Aldersperson Brad Firkus, Aldersperson Joe Martin, Aldersperson Katie Van Zeeland, Aldersperson Denise Fenton, Aldersperson Maiyoua Thao, Aldersperson Matthew Reed, Aldersperson Alex Schultz, Aldersperson Mike Smith, Aldersperson Kristin Alfheim, Aldersperson Nate Wolff, Aldersperson Sheri Hartzheim, Aldersperson Joe Prohaska and Aldersperson Chad Doran

Abstained: 1 - Mayor Jake Woodford

[21-0587](#)

COVID-19 Update

Attachments:

[COVID -19 Cases 5-5-21.pdf](#)

H. PUBLIC PARTICIPATION

The following spoke during Public Participation regarding Item 21-0453 & 21-0520:

*Lee Snodgrass, 415 S Olde Oneida St
Marie Luna, 2138 S Walden
Anna Reiser, 514 N Rankin St.
Katie Reiser, 924 E Winnebago St.
Oliver Zornow, 1009 N Oneida St.
Kate Hawkins, 800 E Shady Ln
Rachel Crowe, 324 E Franklin St.
Jason Brozek, 1402 N Dividision St.
Nick Ross, 933 E Pacific St.
Helen Boyd, 324 E Franklin St.
Zak Habash, 1001 S East St.
Tami Mclaughlin, 1618 N Appleton St.
Irene Strohbeen, W6400 Firelane 8, Harrison
Blong Yany, 3218 E Sableridge Dr.
Chia Lee, W6316 Birmingham St.
Angelito Tenolio, 2147 S 67th Pl
Julie Keller, 1146 E Pacific St.
Jill Swenson, 1501 N Elinor St.
Karen Nelson, 1507 N Mason St.
Bee Yang, 3834 Fairview Rd
Kevin Du, 1115 N Harriman St
Kyle Keehan, 115 N Harriman St.
Christina Thor, 3024 B Contesta Dr #8 Green Bay
Rebecca Lenekin, 300 Schindler Pl
Jeanne Roberts, 1110 E Florida Ave*

I. PUBLIC HEARINGS

[21-0366](#)

Public Hearing on Special Resolution 1-P-21, Concrete Pavement, Sidewalk Construction, and Driveway Aprons
Downs Ridge - Tiburon Drive to Purdy Parkway
Grinnell Court - Werner Road to CDS
Thomas Court - Purdy Parkway to CDS
Trinity Court - Downs Ridge to CDS
Alvin Street - Evergreen Drive to CDS
Newberry Street - Schaefer Street to the city limits (sidewalk only)

Attachments: [1-P-21 Public Hearing Notice.pdf](#)

The Public Hearing was held, no one spoke during the hearing.

[21-0367](#)

Public Hearing on Special Resolution 2-P-21; Sanitary Laterals, Storm Laterals, and Storm Main
Appleton Street - College Avenue to Atlantic Street
Atlantic Street - Oneida Street to Lawe Street
Douglas Street - Commercial Street to Wisconsin Avenue
Elsie Street - Mason Street to Richmond Street
Jackson Street - Calumet Street to Taft Avenue
Lawrence Street - Walnut Street to Elm Street
Madison Street - Calumet Street to Taft Avenue
Meade Street - Pacific Street to Commercial Street
Minor Street - Meade Street to Rankin Street
Opechee Street - Green Bay Road to east
Owaissa Street - Opechee Street to Pacific Street

Attachments: [2-P-21 Public Hearing Notice.pdf](#)

The Public Hearing was held, no one spoke during the hearing.

J. SPECIAL RESOLUTIONS

[21-0368](#)

Final Resolution 1-P-21 Concrete Pavement, Sidewalk Construction, and Driveway Aprons

Attachments: [Final Resolution 1-P-21 Concrete Paving Sidewalks and Aprons.pdf](#)

Aldersperson Schultz moved, seconded by Aldersperson Smith, that the Resolution be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Aldersperson William Siebers, Aldersperson Vered Meltzer, Aldersperson Brad Firkus, Aldersperson Joe Martin, Aldersperson Katie Van Zeeland, Aldersperson Denise Fenton, Aldersperson Maiyoua Thao, Aldersperson Matthew Reed, Aldersperson Alex Schultz, Aldersperson Mike Smith, Aldersperson Kristin Alfheim, Aldersperson Nate Wolff, Aldersperson Sheri Hartzheim, Aldersperson Joe Prohaska and Aldersperson Chad Doran

Abstained: 1 - Mayor Jake Woodford

[21-0369](#)

Final Resolution 2-P-21; Sanitary Laterals, Storm Laterals, and Storm Main

Attachments: [Final Resolution 2-P-21 Sanitary Laterals, Storm Laterals, Storm Main.pdf](#)

Aldersperson Reed moved, seconded by Aldersperson Smith, that the Resolution be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Kristin Alfheim, Alderperson Nate Wolff, Alderperson Sheri Hartzheim, Alderperson Joe Prohaska and Alderperson Chad Doran

Abstained: 1 - Mayor Jake Woodford

K. ESTABLISH ORDER OF THE DAY

[21-0453](#)

Resolution #6-R-21- Resolution Condemning Xenophobia, Racism, and Violence Against The Asian Pacific Islander Desiamerican (APIA) Community.

Attachments: [#6-R-21 AAPI Resolution.pdf](#)
[HAP Letter of Disappointment.pdf](#)
[Literacy statement.pdf](#)
[D&R Statement of Support AAPI Community.pdf](#)
[Statement in support of City of Appleton Resolution 6R21.pdf](#)
[Statement-AAPI Resolution-City of Appleton 4-27-21.pdf](#)
[Support of AAPI Resolution.pdf](#)
[APPI comments- T. Hanna .pdf](#)

Alderperson Fenton moved, seconded by Alderperson Meltzer, that the Resolution be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Kristin Alfheim, Alderperson Nate Wolff, Alderperson Sheri Hartzheim, Alderperson Joe Prohaska and Alderperson Chad Doran

Abstained: 1 - Mayor Jake Woodford

[21-0520](#)

Resolution #4-R-21 - CEDAW

Attachments: [#4-R-21 CEDAW Resolution.pdf](#)

Alderperson Hartzheim moved, seconded by Alderperson Reed, that the Resolution be amended to strike the last paragraph of the Resolution. Roll Call. Motion failed by the following vote:

Aye: 3 - Alderperson Matthew Reed, Alderperson Sheri Hartzheim and Alderperson Chad Doran

Nay: 12 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Kristin Alfheim, Alderperson Nate Wolff and Alderperson Joe Prohaska

Abstained: 1 - Mayor Jake Woodford

Alderperson Van Zeeland moved, seconded by Alderperson Smith, that the Resolution be approved. Roll Call. Motion carried by the following vote:

Aye: 11 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Alex Schultz, Alderperson Kristin Alfheim, Alderperson Nate Wolff and Alderperson Joe Prohaska

Nay: 4 - Alderperson Matthew Reed, Alderperson Mike Smith, Alderperson Sheri Hartzheim and Alderperson Chad Doran

Abstained: 1 - Mayor Jake Woodford

L. COMMITTEE REPORTS

Balance of the action items on the agenda.

Alderperson Van Zeeland moved, Alderperson Alfheim seconded, to approve the balance of the agenda. The motion carried by the following vote:

Aye: 15 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Kristin Alfheim, Alderperson Nate Wolff, Alderperson Sheri Hartzheim, Alderperson Joe Prohaska and Alderperson Chad Doran

Abstained: 1 - Mayor Jake Woodford

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[21-0602](#)

Request from Alderperson Siebers for an exception to the Street Name Sign Distribution Policy for a "Sharon" street sign to be paid out of the Council's Budget.

Attachments: [Policy.pdf](#)

This Report Action Item was approved.

[21-0432](#) Approve amended Central Equipment Agency Policy and Procedure Manual.

Attachments: [CEA Procedures Manual Strike and Bold April 2021.pdf](#)

This Report Action Item was approved.

[21-0558](#) Adopt Appleton Downtown Streetscape Design Guide.

Attachments: [Downtown Streetscape Design Guide.pdf](#)

This Report Action Item was approved.

[21-0559](#) Request for a permanent street occupancy permit for YMCA Ramp footings and foundations to extend into the Oneida Street, Lawrence Street, Morrison Street and Soldiers Square right-of-way no more than 5 feet.

Attachments: [YMCA-Permanent Street Occ. Permit.pdf](#)

This Report Action Item was approved.

[21-0562](#) Request from Crazy Sweet for a street occupancy permit to place tables and chairs in the College Avenue beautification strip at 514 W. College Avenue.

Attachments: [514 W College Street Occ. Permit.pdf](#)

This Report Action Item was approved.

[21-0572](#) Request from Fress Restaurant & Bar for a street occupancy permit to place tables and chairs in the College Avenue beautification strip at 509 W College Avenue.

Attachments: [509 W College Ave Stree Occ. Permit.pdf](#)

This Report Action Item was approved.

2. MINUTES OF THE SAFETY & LICENSING COMMITTEE

[21-0550](#) Resolution #7-R-21 Outdoor Alcohol Service

Attachments: [#7-R-21 Outdoor Alcohol Service.pdf](#)

This Report Action Item was approved.

[21-0452](#)

Operator's License for Camilo Sebentsfeldt

Attachments: [CamiloSebentsfeldtDenial.pdf](#)
[Sebentsfeldt, Camilo.pdf](#)

The recommendation to deny the license was approved.

[21-0476](#)

Class "B" Beer and "Class B" Liquor License Temporary Premise Amendment for Stone Arch Brewpub, Steven Lonsway, Agent, located at 1004 S Olde Oneida St, contingent upon approvals from all departments.

Attachments: [Stone Arch Brewpub.pdf](#)

This Report Action Item was approved.

[21-0477](#)

"Class B" Liquor and Class "B" Beer License application for Gregg Van Dinter, located at 812 S Olde Oneida St, contingent upon approval from all departments.

Attachments: [Gregg VanDinter.pdf](#)

This Report Action Item was approved.

[21-0488](#)

Class "A" Beer and "Class A" Liquor License Change of Agent application for Dolgencorp, LLC d/b/a Dollar General #6535, Aaron D Dalton, New Agent, located at 1320 W Wisconsin Ave, contingent upon approval from Appleton Police Department.

Attachments: [Aaron D Dalton-6535 S&L.pdf](#)

This Report Action Item was approved.

[21-0489](#)

Class "A" Beer and "Class A" Liquor License Change of Agent application for Dolgencorp, LLC d/b/a Dollar General #21851, Aaron D Dalton, New Agent, located at 1010 W College Ave, contingent upon approval from Appleton Police Department.

Attachments: [Aaron D Dalton S&L.pdf](#)

This Report Action Item was approved.

[21-0491](#)

Class "B" Beer and Reserve "Class B" Liquor License Change of Agent application for D2 of Appleton Inc d/ba D2 Appleton, Howard J Johnston, New Agent, located at 403 W College Ave, contingent upon approval from Appleton Police Department.

Attachments: [Howard Johnston S&L.pdf](#)

This Report Action Item was approved.

[21-0552](#) Reserve "Class B" Liquor and Class "B" Beer License application for Appleton Hotel Venture LLC d/b/a Cambria Suites, Troy R Graverson, Agent, located at 3940 N Gateway Dr, contingent upon approval from all departments.

Attachments: [Cambria Suites.pdf](#)

This Report Action Item was approved.

[21-0568](#) TaxiCab/Limousine/Commercial Quadricyle Company License Application for Social Station, LLC. Chris Burns, 325 N Appleton St, Appleton, WI.

Attachments: [Social Station, LLC.pdf](#)

This Report Action Item was approved.

[21-0577](#) Class "B" Beer and "Class C" Wine License Permanent Premise Amendment application for Moon Water Cafe LLC d/b/a Moon Water Cafe, Shannon Boegh, Agent, located at 606 N Lawe St, contingent upon approval from all departments.

Attachments: [Moon Water Cafe Permanent S&L.pdf](#)

This Report Action Item was approved.

[21-0578](#) Class "B" Beer and "Class B" Liquor License Temporary Premise Amendment for Dairyland Brew Pub Co LLC d/b/a Dairyland Brew Pub, Dorri Schmidt, Agent, located at 1216 E Wisconsin Ave, on May 15, 2021, contingent upon approval from all departments.

Attachments: [Dairyland Brew Pub.pdf](#)

This Report Action Item was approved.

[21-0580](#) Electric Scooter Ordinance Amendment

Attachments: [Electric Scooter Ordinance Amendment Chief Thomas.pdf](#)

This Report Action Item was approved.

3. **MINUTES OF THE CITY PLAN COMMISSION**
4. **MINUTES OF THE PARKS AND RECREATION COMMITTEE**
5. **MINUTES OF THE FINANCE COMMITTEE**

[21-0501](#)

Request to approve the following 2021 Budget adjustment:

General Fund - Department of Public Works

Miscellaneous Revenue	+\$57,200
Contractor Fees	+\$57,200

for utility locating services for TDS Fiber-Optic project

Attachments: [DPW Budget Adj.pdf](#)

This Report Action Item was approved.

[21-0503](#)

CEA Review Committee Report

Attachments: [CEA MeetingMinutes12-Apr-2021-09-55-52.pdf](#)

This Report Action Item was approved.

[21-0525](#)

Request to award the City of Appleton's 2021 Park Pavilions Roof Replacement project contract to Schulze Exteriors, LLC in the amount of \$106,374 with a contingency of \$10,000 for a project total not to exceed \$116,374

Attachments: [2021 Parks Pavilion Roof Replacemnt Project.pdf](#)

This Report Action Item was approved.

[21-0526](#)

Request to approve Lower Substation Building Remodeling Project Engineering Services Amendment #1 increasing the McMahon total contract amount by \$7,000 from \$24,000 to \$31,000

Attachments: [2021 AWWTP Lower Substation Building Remodeling Design Contract Ammdement.pdf](#)

This Report Action Item was approved.

[21-0527](#)

Request to award the 2021 AWWTP Electrical Distribution Upgrades Phase 4 Project - Substation Installation contract to Van Ert Electric, Inc in the amount of \$2,130,000 with a contingency of 10% for a project total not to exceed \$2,343,000

Attachments: [2021 AWWTP Electrical Distribution Upgrades Phase 4 - Substation Installation.pdf](#)

This Report Action Item was approved.

[21-0528](#)

Request to award the 2021 AWWTP Electrical Distribution Upgrades Phase 4 Project - Lower Substation Building Renovation contract to Cardinal Construction Co., Inc in the amount of \$303,395 with a contingency of 12% for a project total not to exceed \$339,802

Attachments: [2021 AWWTP Electrical Distribution Upgrades Phase 4 - Lower Substation Building Renovation.pdf](#)

This Report Action Item was approved.

[21-0563](#)

Request to award Unit D-21 Sidewalk Construction to Fischer Ulman Construction, Inc in an amount not to exceed \$330,000

Attachments: [Award of Contract Unit D-21.pdf](#)

This Report Action Item was approved.

[21-0564](#)

Request approval to reject all bids for Unit L-21. Re-bid Project in May 2021

Attachments: [Reject all Bids - Unit L-21.pdf](#)

This Report Action Item was approved.

[21-0565](#)

Request to postpone planned 2021 Sewer and Water Construction projects and re-budget in 2022

Attachments: [Postpone 2021 Sewer and Water Projects.pdf](#)

This Report Action Item was approved.

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

7. MINUTES OF THE UTILITIES COMMITTEE

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE

9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

[21-0535](#)

Approval to Award the Design Contract for the 2021 Valley Transit Whitman Avenue Facility Renovation Project to Kueny, LLC.

Attachments: [2021 Valley Transit \(Whitman Ave\) Facility Remodeling Professional Services.pdf](#)

This Report Action Item was approved.

[21-0536](#) Approval to Issue a Purchase Order for 5-New Flyer Xcelsior Buses

Attachments: [Request Authorization fo Issue PO for Buses 04.2021.pdf](#)

This Report Action Item was approved.

[21-0537](#) Approval to Issue a Purchase Order for Replacement Bus Stop Signs

Attachments: [Award Recommendation VT21-001 Signs.pdf](#)
[Bus Stop Sign Bid Matrix.pdf](#)

This Report Action Item was approved.

[21-0538](#) Authorization to Establish a Free-Fare for "Service Connected" Disabled Veterans

Attachments: [Memo for Disabled Vet Free Fare 04.21.2021.pdf](#)
[VA Ltr for VT.pdf](#)

This Report Action Item was approved.

10. MINUTES OF THE BOARD OF HEALTH

M. CONSOLIDATED ACTION ITEMS

N. ITEMS HELD

O. ORDINANCES

[21-0582](#) Ordinance #15-21

Attachments: [Ordinances going to Council 5-5-21.pdf](#)

Aldersperson Fenton moved, seconded by Aldersperson Firkus, that the Ordinance be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Aldersperson William Siebers, Aldersperson Vered Meltzer, Aldersperson Brad Firkus, Aldersperson Joe Martin, Aldersperson Katie Van Zeeland, Aldersperson Denise Fenton, Aldersperson Maiyoua Thao, Aldersperson Matthew Reed, Aldersperson Alex Schultz, Aldersperson Mike Smith, Aldersperson Kristin Alfheim, Aldersperson Nate Wolff, Aldersperson Sheri Hartzheim, Aldersperson Joe Prohaska and Aldersperson Chad Doran

Abstained: 1 - Mayor Jake Woodford

Q. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION

R. OTHER COUNCIL BUSINESS

S. ADJOURN

Alderson Schultz moved, seconded by Alderson Alfheim, that the meeting be adjourned at 9:22 p.m. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderson William Siebers, Alderson Vered Meltzer, Alderson Brad Firkus, Alderson Joe Martin, Alderson Katie Van Zeeland, Alderson Denise Fenton, Alderson Maiyoua Thao, Alderson Matthew Reed, Alderson Alex Schultz, Alderson Mike Smith, Alderson Kristin Alfheim, Alderson Nate Wolff, Alderson Sheri Hartzheim, Alderson Joe Prohaska and Alderson Chad Doran

Abstained: 1 - Mayor Jake Woodford

Kami Lynch, City Clerk

PROCLAMATION



Office of the Mayor

WHEREAS, the City of Appleton recognizes that investment in creative economy development, creative placemaking, and civic engagement through the arts and creativity are important to the health and vibrancy of the community and its future; and

WHEREAS, the City of Appleton appreciates that creative economy development and community cultural engagement are directly related to economic vitality, education for the 21st century, engaged residents, and a community's vibrancy and success; and

WHEREAS, the City of Appleton recognizes that investment in its creative economy is critical for local and statewide success for these reasons:

- The annual Arts and Cultural Production Satellite Account study tracks the economic impact of arts and cultural production nationally from 35 nonprofit and commercial industries. Among the report's findings, Wisconsin's arts and cultural production account for \$10,894,618 billion, or 3.1%, of the Wisconsin economy.
- Those industries support 96,450 jobs and create \$6.1 billion in compensation for creative workers, according to the report. Arts Wisconsin, a statewide cultural development organization, noted that the creative industry employment numbers are greater than the Wisconsin industries of beer, biotech, and papermaking.
- Since 2018, the national average annual growth rate in the contribution of arts and culture was 4.45%, slightly higher than Wisconsin's growth rate of 3.52%.

WHEREAS, the City of Appleton celebrates the many creative economy activities, projects, and initiatives, such as education programs at museums, revitalization initiatives, and civic engagement projects happening in communities across Wisconsin during Creative Economy Week.

NOW, THEREFORE, BE IT RESOLVED, THAT I, JACOB A. WOODFORD, Mayor of the City of Appleton, do hereby proclaim the week of May 15-22, 2021 as

Creative Economy Week

in Appleton to celebrate and promote the arts, creativity, and vitality in and for our community.

Signed and sealed this 14th day of May 2021.



JACOB A. WOODFORD
MAYOR OF APPLETON

PROCLAMATION



Office of the Mayor

WHEREAS, Public Works services provided in our community are an integral part of our citizens' everyday lives; and

WHEREAS, the support of an understanding and informed citizenry is vital to the efficient operation of Public Works systems and services such as forestry, water, sewers, streets, storm water, engineering, parking, erosion control, equipment maintenance, building inspection, solid waste collection, sidewalks, and bike lanes; and

WHEREAS, the health, safety, and comfort of this community's residents and businesses greatly depend on these facilities and services; and

WHEREAS, the quality, safety, and effectiveness of the services, as well as the planning, design, and construction of facilities, is vitally dependent upon the efforts and skill of Public Works employees; and

WHEREAS, the efficiency of the qualified and dedicated personnel who staff Public Works departments is materially influenced by peoples' attitude and understanding of the importance of the work they perform.

NOW, THEREFORE, BE IT RESOLVED, THAT I, JACOB A. WOODFORD, Mayor of the City of Appleton, do hereby proclaim the week of May 16-22, 2021 as

Public Works Week

in Appleton and call upon citizens and civic organizations to acquaint themselves with the challenges involved in providing our Public Works services, and to recognize the contributions Public Works employees make every day to our health, safety, comfort, and quality of life.



Signed and sealed this 14th day of May 2021.

JACOB A. WOODFORD
MAYOR OF APPLETON

PROCLAMATION



Office of the Mayor

WHEREAS, from 1961 to 1975, more than 40,000 Hmong individuals were recruited by the Central Intelligence Agency (CIA) to fight alongside American soldiers in the Secret War, a vital part of the Vietnam War, in Laos; and

WHEREAS, the fall of Long Cheng 46 years ago forced thousands of Hmong to flee Laos to seek refuge from persecution; and

WHEREAS, many Hmong war refugees and their families immigrated to other countries, including the United States, and to Wisconsin – where today Appleton is home to more than 3,000 Hmong residents; and

WHEREAS, we honor the legacy of the Hmong people who served, were wounded, or lost their lives in battle to ensure America remains the land of the free, knowing we forever owe a debt of gratitude for their sacrifice; and

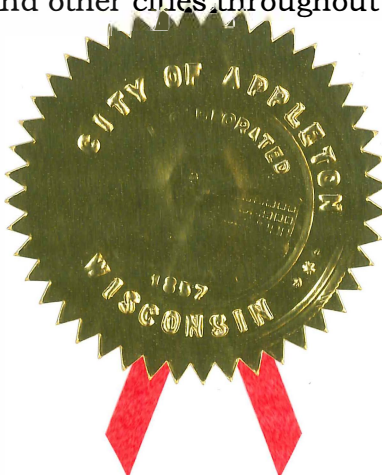
WHEREAS, the City of Appleton recognizes the important cultural, social, political, and economic contributions of Hmong Americans that provide generational enrichment and enhancement to the city across many sectors, including business, healthcare, education, public safety, and government; and

WHEREAS, in 2015, the City of Appleton was the first in the State of Wisconsin to commemorate this day and to formally recognize and celebrate the history, culture and contributions of Hmong Americans in Appleton and other cities in Wisconsin.

NOW, THEREFORE, BE IT RESOLVED, THAT I, JACOB A. WOODFORD, Mayor of the City of Appleton, do hereby proclaim Friday, May 14, 2021 as

Hmong American Day

in Appleton and invite you to join us in commemorating this day and formally recognizing and celebrating the history, culture, and contributions of Hmong Americans in Appleton and other cities throughout Wisconsin.



Signed and sealed this 14th day of May 2021.

JACOB A. WOODFORD
MAYOR OF APPLETON

PROCLAMATION



Office of the Mayor

WHEREAS, the Littlest Tumor Foundation has been working to increase understanding of neurofibromatosis, empower affected families, and advance research of preventative therapies since 2010; and

WHEREAS, in the United States, over 100,000 people – including over 100 people in Appleton alone, have neurofibromatosis, a serious childhood tumor-growth disorder with potentially life-threatening complications such as heart disease, stroke, blindness, deafness, and amputation; and

WHEREAS, neurofibromatosis is the most common genetic disorder linked to a single gene, and while half of all cases of neurofibromatosis are inherited, half of neurofibromatosis cases are spontaneous genetic mutations; and

WHEREAS, neurofibromatosis is more common than cystic fibrosis, Huntington's Disease, and Duchenne Muscular Dystrophy combined; and

WHEREAS, the Littlest Tumor Foundation advocates on behalf of the neurofibromatosis community to increase federal funding for research and programs and to improve comprehensive health care and insurance coverage; and

WHEREAS, an increase in community awareness is necessary to support those living with neurofibromatosis, their families, and their supporters.

NOW, THEREFORE, BE IT RESOLVED, THAT I, JACOB A. WOODFORD, Mayor of the City of Appleton, do hereby proclaim Monday, May 17, 2021 as

Neurofibromatosis Awareness Day

in Appleton and encourage all citizens to recognize neurofibromatosis and join the Littlest Tumor Foundation's efforts to increase understanding, empower families, and support research in an effort to change the future of this serious condition.



Signed and sealed this 3rd day of May 2021.

JACOB A. WOODFORD
MAYOR OF APPLETON

PROCLAMATION



Office of the Mayor

WHEREAS, the annual distribution of poppies by the American Legion of the United States has been officially recognized; and

WHEREAS, those who have sacrificed their lives, their health, or their livelihood in service to our country are owed a debt of gratitude by all citizens; and

WHEREAS, the annual distribution of poppies by the American Legion offers an opportunity for the people of this community to express appreciation for those who have paid more than their share of the cost of freedom; and

WHEREAS, American Legion poppies are assembled by disabled veterans, and the proceeds of this worthy fundraising campaign are used exclusively for the benefit of disabled and needy veterans, along with the widows and orphans of deceased veterans; and

WHEREAS, the purpose of the annual distribution of poppies by the American Legion is eloquently reflected in the desire to "Honor the Dead by Helping the Living."

NOW, THEREFORE, BE IT RESOLVED, THAT I, JACOB A. WOODFORD, Mayor of the City of Appleton, do hereby proclaim Friday, May 28, 2021 as

American Legion Poppy Day

in Appleton and call upon all citizens to join in the observance through the wearing of poppies.



Signed and sealed this 14th day of May 2021.

JACOB A. WOODFORD
MAYOR OF APPLETON

PROCLAMATION



Office of the Mayor

WHEREAS, the COVID-19 pandemic has endangered public health, contributed to or caused the deaths of at least 65 Appletonians, and significantly disrupted lives and the local economy; and

WHEREAS, mitigation strategies such as the use of face coverings and physical distancing have served as critical tools in limiting transmission of the virus in the absence of widely-available and effective vaccines; and

WHEREAS, vaccines have become widely available through local hospital systems, health clinics, pharmacies, and community clinics such as the Fox Cities COVID-19 Vaccine Clinic where, as of May 13, 2021, over 31,000 doses had been administered; and

WHEREAS, according to the Centers for Disease Control and Prevention (CDC), currently authorized vaccines are highly effective against symptomatic and severe COVID-19, and evidence suggests that “fully vaccinated people are less likely to have asymptomatic infection or transmit SARS-CoV-2 to others;” and

WHEREAS, on May 13, 2021, the CDC issued new guidance for fully vaccinated people, stating that “risk of SARS-CoV-2 infection is minimal for fully vaccinated people,” noting that “fully vaccinated people can resume activities without wearing a mask or physically distancing, except where required by federal, state, local, tribal, or territorial laws, rules and regulations, including workplace guidance;” and

WHEREAS, the CDC recommends prevention measures for unvaccinated people, including continued use of face coverings, physical distancing, frequent handwashing/sanitizing, and avoiding crowds and poorly ventilated indoor spaces; and

WHEREAS, Appleton’s current case indicators of burden (case rate) and trajectory (percent case change) have been improving for several weeks, resulting in reduced COVID-19 activity levels in the City of Appleton; and

WHEREAS, the COVID-19 pandemic has been a continuously evolving situation requiring responsiveness to changing recommendations and data.

NOW, THEREFORE, BE IT RESOLVED, THAT I, JACOB A. WOODFORD, Mayor of the City of Appleton, do urge residents to adhere to the updated CDC guidelines on the use of face coverings/masks, noting that businesses, organizations, educational institutions and districts, and local jurisdictions are within their rights, or may be required, to continue to have specific face covering/mask requirements in place.

BE IT FURTHER RESOLVED that all vaccine-eligible people are encouraged to seek and obtain a COVID-19 vaccine to protect themselves and their community from further transmission, illness, and death.

BE IT FURTHER RESOLVED that this Proclamation supersedes Proclamation #46-17.2 regarding the universal use of face coverings in the City of Appleton.

BE IT FINALLY RESOLVED that all community members are encouraged to treat one another with dignity, respect, and kindness, recognizing that the pandemic and its associated hardships have affected each person differently.



Signed and sealed this 14th day of May 2021.


A handwritten signature in black ink, appearing to read 'Jacob A. Woodford', is written over a horizontal line.

JACOB A. WOODFORD
MAYOR OF APPLETON



"...meeting community needs...enhancing quality of life."

OFFICE OF THE MAYOR
Jacob A. Woodford
100 North Appleton Street
Appleton, Wisconsin 54911-4799
Phone: (920) 832-6400
Email: Mayor@Appleton.org

TO: Members of the Common Council
FROM: Mayor Jacob A. Woodford 
DATE: May 14, 2021
RE: Confirmation of Commission Reappointment

It is with pleasure that I present the following appointments for your confirmation at the May 19 Common Council meeting.

CITY PLAN COMMISSION – Reappointment

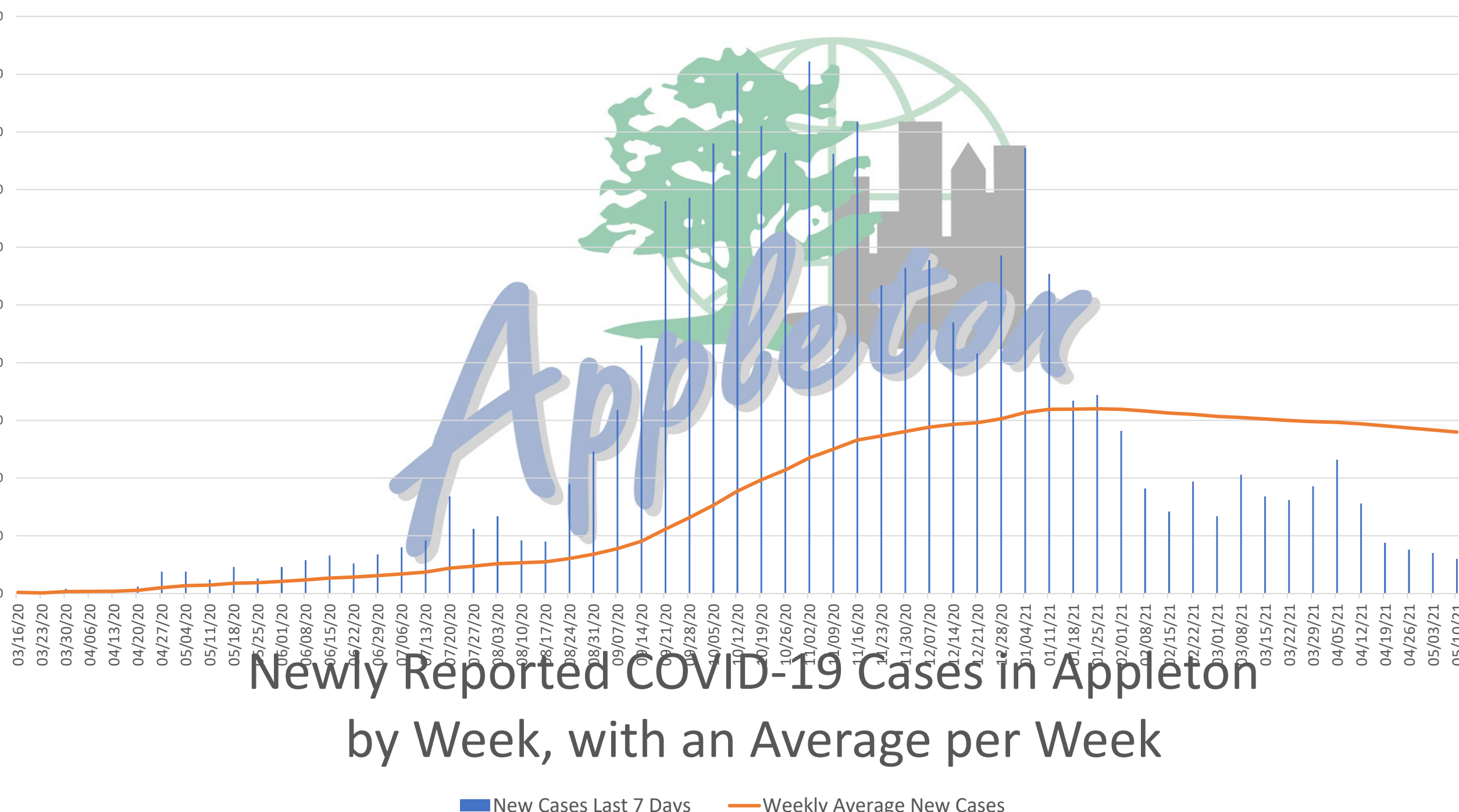
Andrew Dane	3-year Term	Term Expires April 2024
-------------	-------------	-------------------------

BOARD OF HEALTH – Reappointment

Lee Marie Vogel, M.D.	2-year Term	Term Expires April 2023
-----------------------	-------------	-------------------------

BOARD OF REVIEW – Appointment

Kyle Lobner	1-year Term	Term Expires April 2022
-------------	-------------	-------------------------



Newly Reported COVID-19 Cases in Appleton
by Week, with an Average per Week

■ New Cases Last 7 Days — Weekly Average New Cases

$35 + 30 = 65$ (2 week case counts)

$65 / 75,000 = .0000867$ (Appleton population 75,000)

$.0000867 \times 100,000 = 86.7$ (equals burden)

Low less than or equal to 10 per 100,000 people

Moderate greater than 10 but less than 50 per 100,000 people

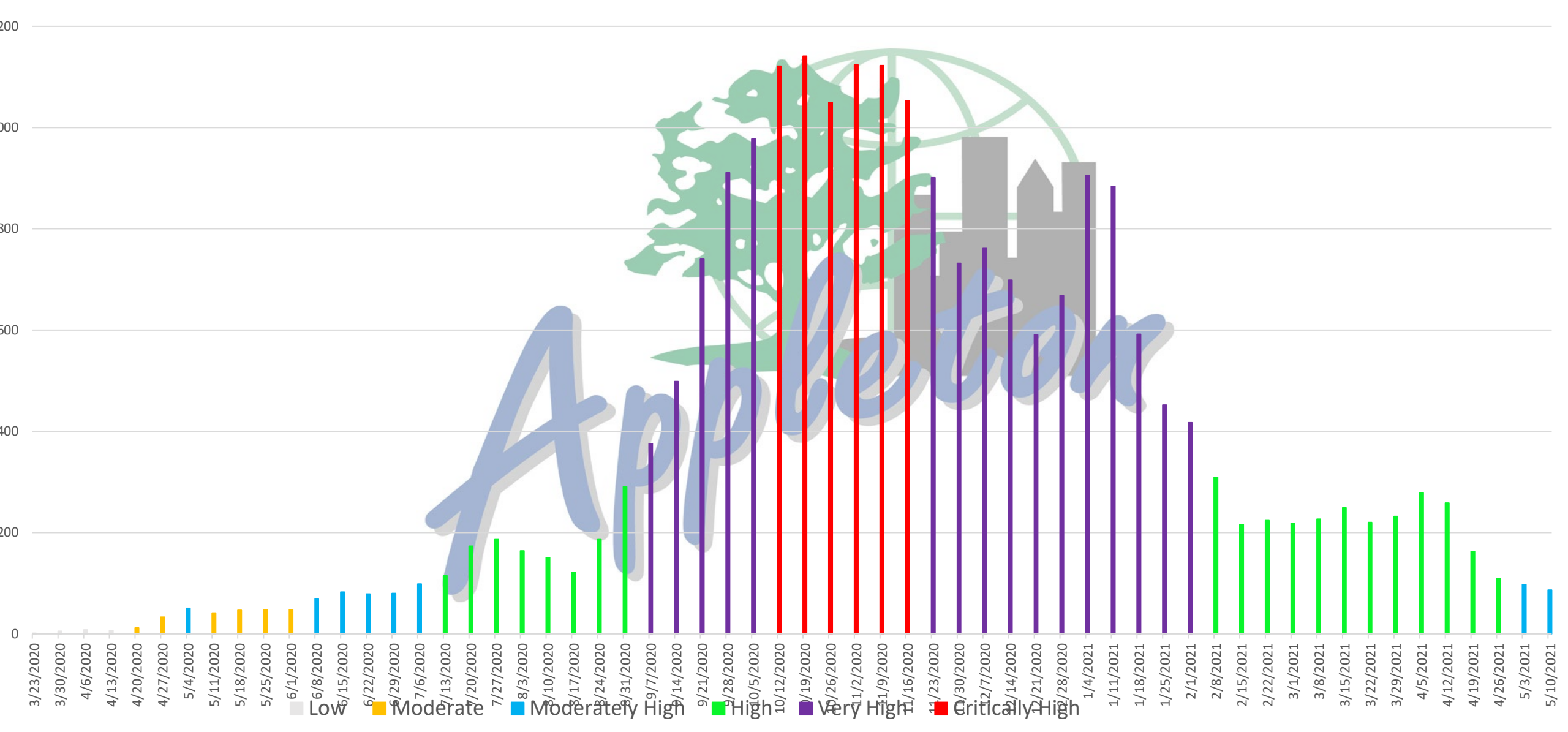
Moderately High greater than 50 but less than 100 per 100,000 people

High is greater than 100 per 100,000 people

Very High is greater than 350 per 100,000 people

Critically High is greater than 1,000 per 100,000 people

Table 1. Two indicators being based on confirmed cases: Burden and Trajectory. A third indicator maps Burden and Trajectory indicators into one composite indicator.					
Indicator	Definition	Classes			
Burden	Total number of cases per 100,000 in the last two weeks (B)	Low	$B \leq 10$		
		Moderate	$10 < B \leq 50$		
		Moderately High	$50 < B \leq 100$		
		High	$100 < B \leq 350$		
		Very High	$350 < B \leq 1000$		
		Critically High	$1000 < B$		
Trajectory	Percent change in the last two weeks (T), p-value from a test against $T = 0$ (p)	Shrinking	$T \leq -10\%$ and $p < 0.025$		
		Growing	$10\% \leq T$ and $p < 0.025$		
		Not changing (No Call)	Otherwise		
Case status indicator(Composite of burden and trajectory)	Summary concern based on Burden and Trajectory classifications		Shrinking	No Call	Growing
		Low	Low	Low	Medium
		Moderate	Medium	Medium	High
		Moderately High	Medium	High	High
		High	High	High	High
		Very High	Very High	Very High	Very High
		Critically High	Critically High	Critically High	Critically High



Two Week Total New COVID-19 Cases in Appleton,
 Rate per 100,000 Population, Risk Level Assessments per WDHS

INITIAL RESOLUTION

WHEREAS, the public interest requires that a part of South Oak Street and a part of East Kimball Street, that have not previously been vacated, be vacated and discontinued,

BE IT RESOLVED, that the Common Council of the City of Appleton, Wisconsin, hereby determines that the public interest requires that a part of South Oak Street and a part of East Kimball Street, City of Appleton, Outagamie County, Wisconsin, as hereinafter described, is hereby vacated and discontinued pursuant to §66.1003 of the Wisconsin Statutes.

LEGAL DESCRIPTION

All that part of Kimball Street lying East of the East line of Morrison Street and abutting Block Twelve (12) of the **APPLETON PLAT** (aka Second Ward Plat), all according to the recorded Assessor's Map of the City of Appleton, being located in Government Lot Two (2) of Section 26, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, containing 5,700 square feet of land more or less.

And

All that part of Oak Street lying South of a line 20 feet South of and parallel to the South line of Lawrence Street and abutting Block Twelve (12) of the **APPLETON PLAT** (aka Second Ward Plat), all according to the recorded Assessor's Map of the City of Appleton, being located in Government Lot Two (2) of Section 26, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, containing 8,080 square feet of land more or less.

See also attached Exhibit "A" for illustration.

EASEMENT RELEASE

The City of Appleton hereby releases any and all rights to any existing utilities within the above described vacated right of way, including but not limited to, storm sewer, drainage, sanitary sewer and watermain within the entire length and width of the above described right of ways.

COMMON DESCRIPTION:

A part of South Oak Street and a part of East Kimball Street, generally located south of Lawrence Street and east of Morrison

FURTHER RESOLVED, that the City Clerk of the City of Appleton be authorized and

directed to give notice required by §66.1003 of the Wisconsin Statutes.

FURTHER RESOLVED, that according to §66.1005 of the Wisconsin Statutes, upon vacation and discontinuance of said part of South Oak Street and said part of East Kimball Street, title to the above-described streets shall belong to the adjoining property owners and shall acquire an ownership interest in the entire area being vacated as shown on the attached Exhibit Map.

Date

City Law A21-0300
5/3/2021

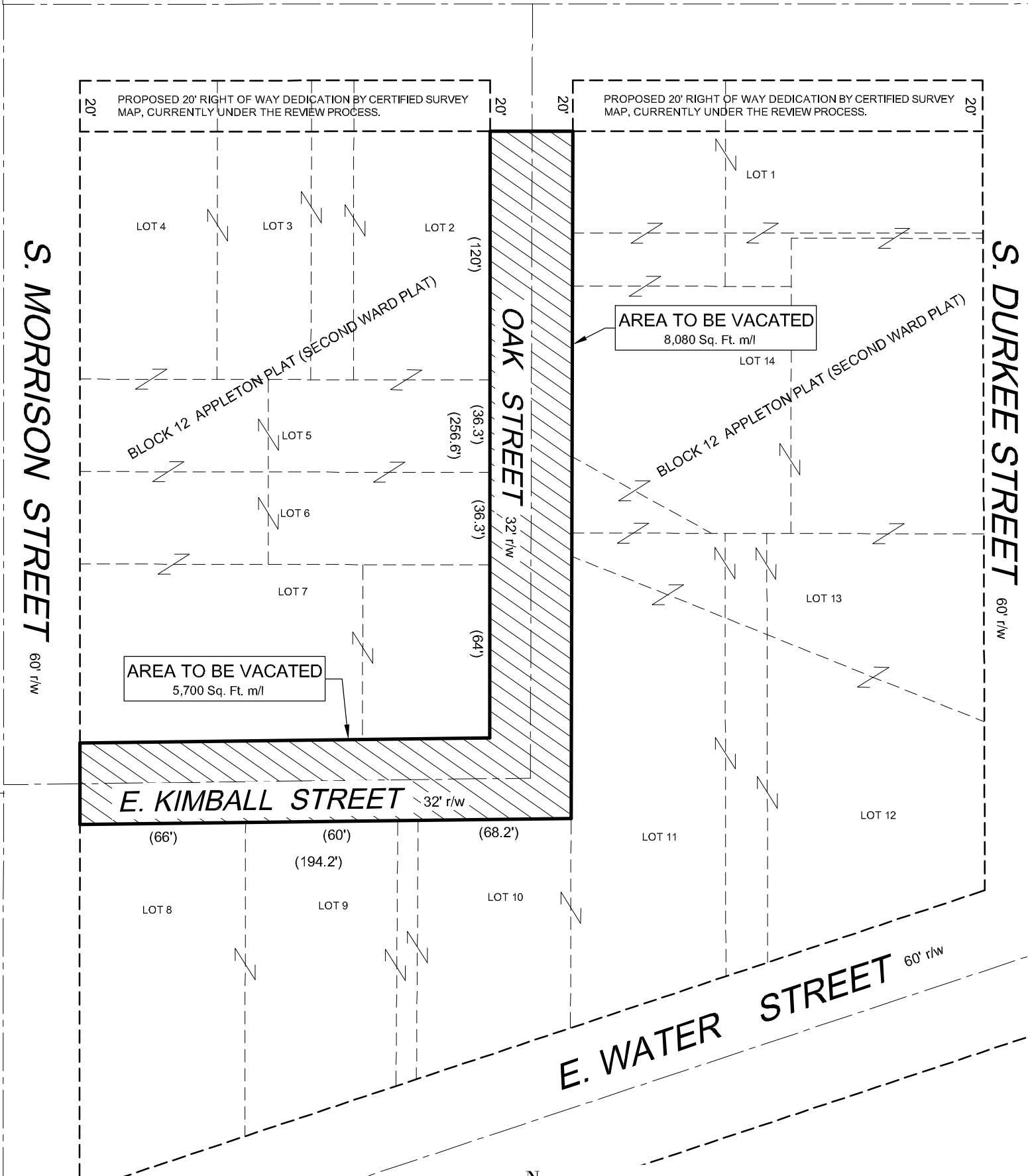
EXHIBIT "A"

All that part of Kimball Street lying East of the East line of Morrison Street and abutting Block Twelve (12) of the **APPLETON PLAT** (aka Second Ward Plat), all according to the recorded Assessor's Map of the City of Appleton, being located in Government Lot Two (2) of Section 26, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, containing 5,700 square feet of land more or less.

And

All that part of Oak Street lying South of a line 20 feet South of and parallel to the South line of Lawrence Street and abutting Block Twelve (12) of the **APPLETON PLAT** (aka Second Ward Plat), all according to the recorded Assessor's Map of the City of Appleton, being located in Government Lot Two (2) of Section 26, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, containing 8,080 square feet of land more or less.

E. LAWRENCE STREET 60' r/w



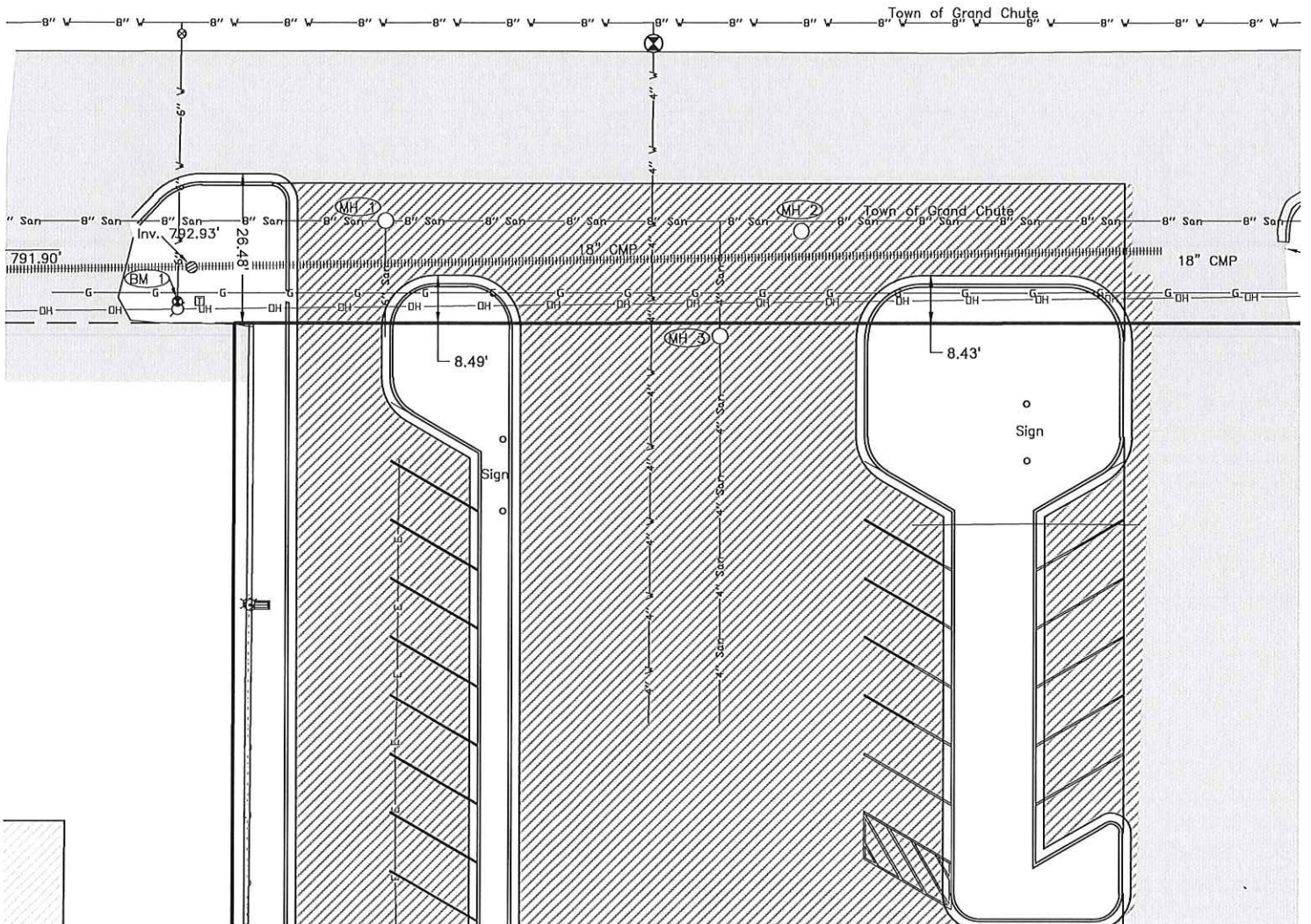
CITY OF APPLETON
 DEPT. OF PUBLIC WORKS
 ENGINEERING DIVISION
 100 NORTH APPLETON STREET
 APPLETON, WI 54911
 920-832-6474
 DRAFTED BY: T. KROMM

Exhibit A

2245 W. College Ave.

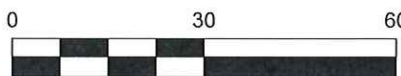
City of Appleton, Outagamie County, WI

For: Gries Architectural Group, Inc



DAVEL ENGINEERING & ENVIRONMENTAL, INC.
Civil Engineers and Land Surveyors

1164 Province Terrace, Menasha, WI 54952
Ph: 920-991-1866 Fax: 920-441-0804
www.davel.pro



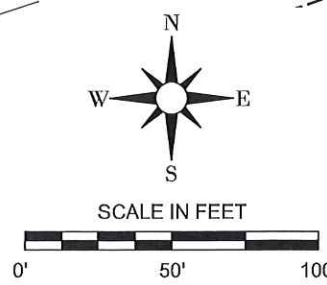
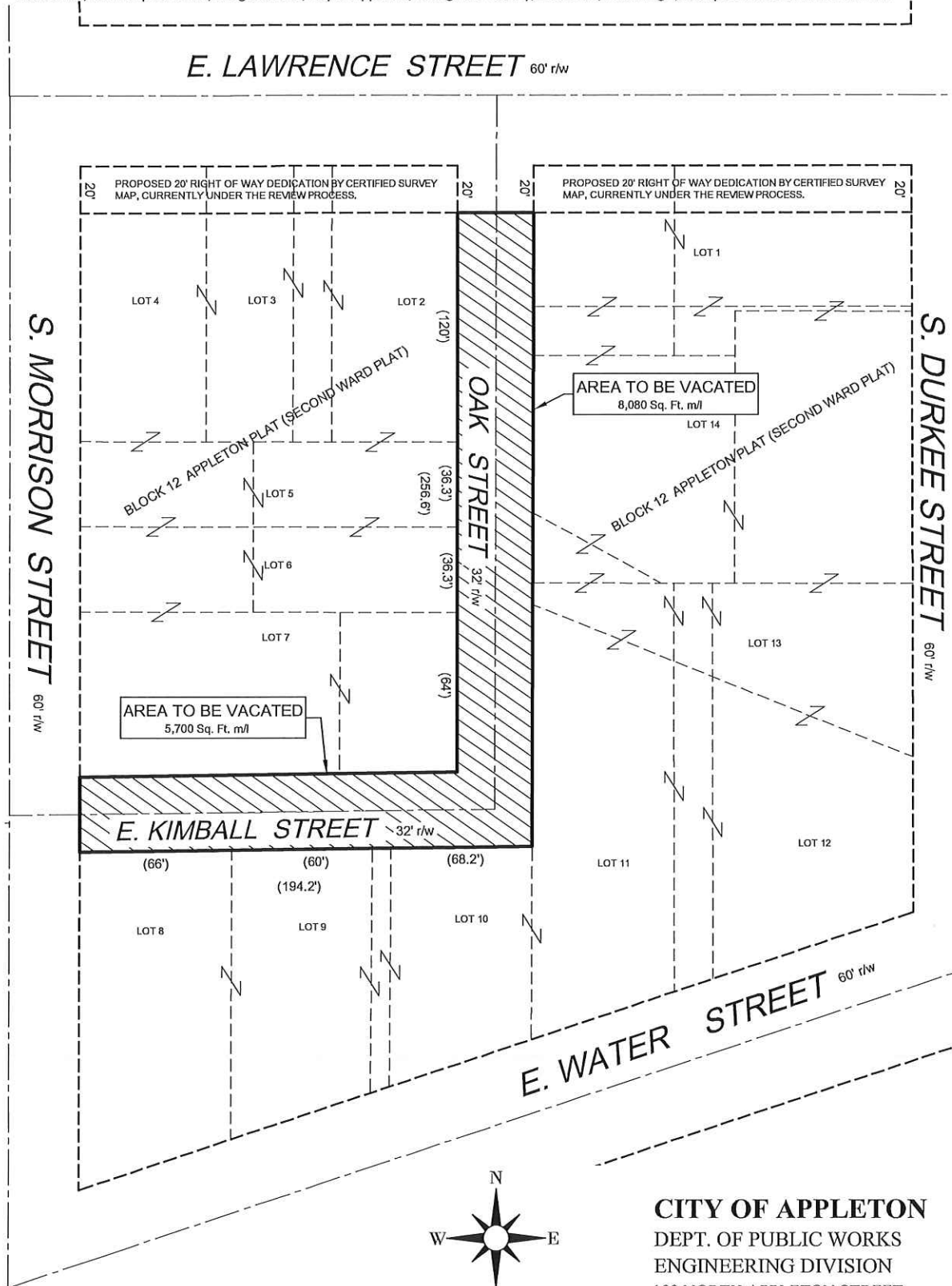
File: 6458engr.dwg
Date: 05/03/2021
Drafted By: kyle
Sheet: Exhibit

EXHIBIT "A"

All that part of Kimball Street lying East of the East line of Morrison Street and abutting Block Twelve (12) of the APPLETON PLAT (aka Second Ward Plat), all according to the recorded Assessor's Map of the City of Appleton, being located in Government Lot Two (2) of Section 26, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, containing 8,080 square feet of land more or less.

And

All that part of Oak Street lying South of a line 20 feet South of and parallel to the South line of Lawrence Street and abutting Block Twelve (12) of the APPLETON PLAT (aka Second Ward Plat), all according to the recorded Assessor's Map of the City of Appleton, being located in Government Lot Two (2) of Section 26, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, containing 5,700 square feet of land more or less.



CITY OF APPLETON
 DEPT. OF PUBLIC WORKS
 ENGINEERING DIVISION
 100 NORTH APPLETON STREET
 APPLETON, WI 54911
 920-832-6474
 DRAFTED BY: T. KROMM
 H:\Acad\Vac.and Dedications\2021\Oak_Kimball_St_0419_2021



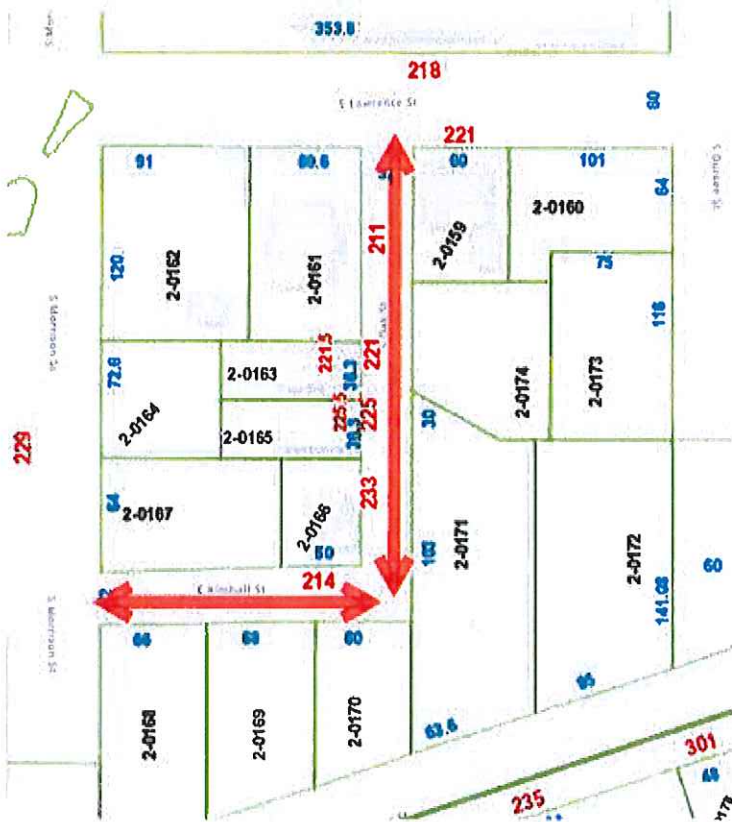
FOR YOUTH DEVELOPMENT
FOR HEALTHY LIVING
FOR SOCIAL RESPONSIBILITY

March 15, 2021

Paula Vandehey, Director of Public Works
City of Appleton
100 North Appleton Street
Appleton, WI 54911

Dear Paula,

The YMCA of the Fox Cities would like to request that the City of Appleton begins the process of vacating S. Oak Street and E. Kimball Street as shown by the red arrows on the attached property map. We have been working with the other property owners adjacent to these streets and you should be seeing correspondence from them as well.



If you should need more information, please feel free to let me know.

Sincerely,

William R. Breider III

William R. Breider III
President / CEO
YMCA of the Fox Cities
920.954.7601 | bbreider@ymcafoxcities.org

APPLE CREEK YMCA 2851 E. Apple Creek Road Appleton, WI 54913 P 920.733.9622 F 920.882.1884 APPLETON YMCA 218 E. Lawrence Street Appleton, WI 54911 P 920.739.6135 F 920.734.2000
FOX WEST YMCA W6931 School Road Greenville, WI 54942 P 920.757.9820 F 920.757.9830 HEART OF THE VALLEY YMCA 225 W. Kennedy Avenue Kimberly, WI 54136 P 920.830.5700 F 920.830.3068
NEENAH-MENASHA YMCA 110 W. North Water Street Neenah, WI 54956 P 920.729.9622 F 920.729.9596 CAMP NAN A BO SHO 18369 Okonto Lane Lakewood, WI 54138 P 920.733.9622 F 920.882.1884
BUSINESS OFFICE 229 E. College Avenue Appleton, WI 54911 P 920.954.7606 F 920.882.7973

www.ymcafoxcities.org

Member Agency of the United Way

Our Mission: To put Christian principles into practice by promoting youth, adult and family activities that build a healthy spirit, mind and body for all.



Paula.Vandehey@Appleton.org

March 17, 2021

Paula Vandehey, Director of Public Works
City of Appleton
100 North Appleton Street
Appleton, WI 54911

Re: Request to Vacate Streets

Dear Ms. Vandehey,

We received the enclosed letter from the YMCA of the Fox Cities ("YMCA") requesting the vacation of S. Oak Street and E. Kimball Street. The YMCA's letter indicates that the YMCA has been working with other property owners adjacent to these streets – which would be U.S. Venture, Inc. ("USV"). This letter shall serve as USV's request to vacate these streets and that USV joins the YMCA in its request.

If you should need more information, please contact me.

Sincerely,

Daniel J. Posanski
Attorney for U.S. Venture, Inc.
dposanski@usventure.com

cc: Bob Huss
William R. Breider III

Original Alcohol Beverage Retail License Application

(Submit to municipal clerk.)

For the license period beginning: 04/12/2021 ending: 04/12/2022
(mm dd yyyy) (mm dd yyyy)

To the Governing Body of the: Town of } Appleton
 Village of }
 City of }

County of Ouagamié Aldermanic Dist. No. _____
 (if required by ordinance)

Check one: Individual Limited Liability Company
 Partnership Corporation/Nonprofit Organization

Applicant's Wisconsin Seller's Permit Number <u>[REDACTED]</u>	
FEIN Number <u>[REDACTED]</u>	
TYPE OF LICENSE REQUESTED	FEE
<input type="checkbox"/> Class A beer	\$
<input checked="" type="checkbox"/> Class B beer	\$
<input type="checkbox"/> Class C wine	\$
<input type="checkbox"/> Class A liquor	\$
<input type="checkbox"/> Class A liquor (cider only)	\$ N/A
<input type="checkbox"/> Class B liquor	\$
<input type="checkbox"/> Reserve Class B liquor	\$
<input type="checkbox"/> Class B (wine only) winery	\$
Publication fee	\$
TOTAL FEE	\$

Name (individual / partners give last name, first, middle; corporations / limited liability companies give registered name)
Ka Ying Thao / Among Express, LLC

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the full name and place of residence of each person.

President / Member Last Name <u>Thao</u>	(First) <u>Ka Ying</u>	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code) <u>319 N Bennett St Appleton WI 54914</u>
Vice President / Member Last Name <u>Yang</u>	(First) <u>Soua</u>	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code) <u>2212 N Drew St Appleton WI 54911</u>
Secretary / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
Treasurer / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
Agent Last Name <u>Thao</u>	(First) <u>Ka Ying</u>	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code) <u>319 N Bennett St Appleton WI 54914</u>
Directors / Managers Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)

1. Trade Name Among Express Business Phone Number _____
 2. Address of Premises 1216 N. Division St Post Office & Zip Code WI 54911



3. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, consumption, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.)
alcohol beverages sold & stored in fridge - reach in fridge.
stored inside kitchen
Hot Foods serve on warmer.

4. Legal description (omit if street address is given above): N/A.

5. (a) Was this premises licensed for the sale of liquor or beer during the past license year? Yes No
 (b) If yes, under what name was license issued? But only Beer

6. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? **If yes, explain** Yes No
Will be taking the class. part 4-12-2021
7. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant? Yes No
If yes, explain.
8. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? **If yes, explain** Yes No
9. (a) Corporate/limited liability company applicants only: Insert state WI and date 09/08/2021 of registration.
- (b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? **If yes, explain** Yes No
- (c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? **If yes, explain.** Yes No
10. Does the applicant understand they must register as a Retail Beverage Alcohol Dealer with the federal government, Alcohol and Tobacco Tax and Trade Bureau (TTB) by filing (TTB form 5630.5d) before beginning business? [phone 1-877-882-3277] Yes No
11. Does the applicant understand they must hold a Wisconsin Seller's Permit? [phone (608) 266-2776] Yes No
12. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? Yes No

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signer. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000. Signer agrees to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants, or one member of a partnership applicant must sign; one corporate officer, one member/manager of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

Contact Person's Name (Last, First, M.I.) <i>Thao, Ka Ying</i>	Title/Member <i>Manager-Owner</i>	Date <i>04/12/2021</i>
Signature <i>Kayin Lee</i>	Phone Number 	Email Address 

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk	Date reported to council / board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	



City of Appleton

Liquor License Questionnaire

1. Name of Applicant: Ka Ying Thao

2. Name of Business: Hmong Express

(Check Applicable Box(s) to identify primary business activity)

- Restaurant
- Tavern/Night Club/Wine Bar
- Microbrewery/Brewpub
- Painting/Craft Studio
- Other (describe) _____

3. Address of Business: 1216 N. Division St Appleton WI 54911

4. Have you or any member of your organization ever been convicted of a misdemeanor or ordinance violation? Yes _____ No _____

AND/OR been convicted of a felony? Yes _____ No _____

If yes to either question, please explain in detail below:

5. List all partners, shareholders or investors of your business. Include full name, middle initial and date of birth. Please use additional sheets if necessary.

<u>Ka Ying</u>		<u>Thao</u>	● ● ● ●
First name	M.I.	Last name	Date of Birth
<u>Soua</u>		<u>Yang</u>	● ● ● ●
First name	M.I.	Last name	Date of Birth
			/ /
First name	M.I.	Last name	Date of Birth
			/ /
First name	M.I.	Last name	Date of Birth

6. Name of person/corporation you are buying the premise and equipment from?

Name: Youa Bee Xiong

First name Middle Initial Last name

Address: 1216 N. Division St Appleton WI 54911

City State ZIP

7. What was the previous name and primary nature of the business operating at this location?

Name: Pheng Houa Daily Food

(Check Applicable Box(s) to identify primary business activity)

- Restaurant
- Tavern/Night Club/Wine Bar
- Microbrewery/Brewpub
- Painting/Craft Studio
- Other (describe) _____

8. Was this premise licensed for alcohol sales/consumption during the past license year?

Yes If yes, please contact the Community and Economic Development Department at 832-6468 about obtaining a copy of an existing Special Use Permit and related requirements that may run with property.

No _____ If no, please contact the Community and Economic Development Department at 832-6468 about obtaining a Special Use Permit. A Special Use Permit may be required for your business activity prior to the issuance of a Liquor License, pursuant to the City of Appleton Zoning Ordinance.

9. If alcohol sales were a previous use in this building, when did the operation cease?

4 months ago.

10. Seating capacity: Inside 50 Outside

11. Operating hours (Inside the building): 10 AM - 8 PM
Operating hours (Outdoor seating areas):

12. Employees/Staff
Number of floor personnel Number of door checkers

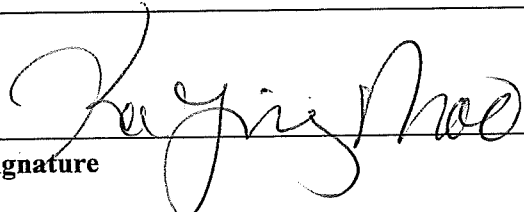
13. In general, state the size and operational details of the proposed establishment:

- a. Gross floor building area of the premises to be licensed: 50 x 100 square feet.
- b. Gross outdoor seating areas of the premises to be licensed: square feet.
- c. Below, identify the operational details of the proposed establishment:

deli food services

Hot foods serve on warmer countertop

Beer served in Fridge located by or across counter top.


Signature

04/12/21
Date

Schedule for Appointment of Agent by Corporation / Nonprofit Organization or Limited Liability Company

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by an officer of the corporation/organization or one member/manager of a limited liability company and the recommendation made by the proper local official.

To the governing body of: Town Village of APPLETON County of Outagamie
 City

The undersigned duly authorized officer/member/manager of Hmong Express, LLC
(Registered Name of Corporation / Organization or Limited Liability Company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as Hmong Express
(Trade Name)

located at 1216 N. Division St Appleton WI 54911

appoints Ka Ying Thao
(Name of Appointed Agent)

319 N. Bennett St Appleton WI 54914
(Home Address of Appointed Agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?

Yes No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).

Is applicant agent subject to completion of the responsible beverage server training course? Yes No years

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? years

Place of residence last year Appleton, WI

For: Hmong Express, LLC
(Name of Corporation / Organization / Limited Liability Company)

By: Ka Ying Thao
(Signature of Officer / Member / Manager)

Any person who knowingly provides materially false information in an application for a license may be required to forfeit not more than \$1,000.

ACCEPTANCE BY AGENT

I, Ka Ying Thao, hereby accept this appointment as agent for the
(Print / Type Agent's Name)

corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.

Ka Ying Thao 04/12/2021
(Signature of Agent) (Date)

319 N Bennett St Appleton WI 54914
(Home Address of Agent)

Agent's age years
 Date of birth years

APPROVAL OF AGENT BY MUNICIPAL AUTHORITY (Clerk cannot sign on behalf of Municipal Official)

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.

Approved on _____ by _____ Title _____
(Date) (Signature of Proper Local Official) (Town Chair, Village President, Police Chief)

2021-2022 RENEWALS

CLASS "A" FERMENTED MALT BEVERAGE/LIQUOR (CIDER ONLY) LICENSE

<u>NAME</u>	<u>TRADE NAME</u>	<u>ADDRESS</u>
Banee Corporation Parmeet Kaur Arora, Agent, 8176 Basil Ct Neenah WI 54956	Appleton Citgo	1717 W College Ave
Kedaar LLC Lekha Timilsaina, Agent, 1315B 22 nd St Two Rivers WI 54241	Appleton Clark	1200 W Wisconsin Ave
FKG Oil Company Lori A. Endries, Agent, 227 Wisconsin Ave Brillion WI 54110	Appleton MotoMart	3400 E Calumet St
Badger Gas Inc Kalwinder Kaur, Agent, 4052 Cattail Ct Grand Chute WI 54913	Badger Gas	911 W College Ave
Kavya Gas Inc Jayant G. Patel, Agent, 509 Susan St Combined Locks WI 54113	Badger Mobil	1201 N Badger Avenue
FKG Oil Company Allexander J Stichman, Agent, 1212 W Jennings St Apt 6 New London WI 54961	Badger MotoMart	1850 W Wisconsin Ave
Ballard GCS LLC Daniel J. Pamperin, Agent, 396 Talus Ct DePere WI 54115	Ballard Grand Central	1910 E Capitol Dr
FKG Oil Company Jason G. Mazanec, Agent, 2240 W. Cortland Dr, Appleton WI 54914	Ballard MotoMart	2838 N Ballard Rd
DK Petroleum Inc. Davinder Singh, Agent, 3709 S Boyd Ct Appleton WI 54915	DK Petroleum	2619 N Richmond St
FKG Oil Company Anne M. Stichman, Agent, N11037 State Rd 22 Clintonville WI 54929	Kensington MotoMart	320 S Kensington Dr
Kwik Trip Inc. Jennifer Lundt, Agent, 5310 Long Ct Appleton WI 54914	Kwik Trip #181	730 E Wisconsin Ave
Kwik Trip Inc. Ashley M. Fralick, Agent, 116 N Warrington St Cecil WI 54111	Kwik Trip #182	306 N Richmond St
Kwik Trip, Inc. Matthew A. Oetzel, Agent, 317 Sarah St Kaukauna WI 54130	Kwik Trip #200	2120 E Edgewood Dr

Kwik Trip, Inc. Ron W Hoffmeyer, Agent, N7834 Edgewater Ct Sherwood WI 54169	Kwik Trip #639	2175 S Memorial Dr
Kwik Trip, Inc. Jacqueline D. Dahlke, Agent, 717 Appleton Rd Menasha WI 54952	Kwik Trip #678	3232 S Oneida St
Kwik Trip, Inc. Cheri L. Werner, Agent, 331 Division St, Neenah WI 54956	Kwik Trip #685	4085 E Calumet St
Swami, LLC. Kanu B. Patel, Agent, 420 W Northland Ave Appleton WI 54911	Northland Citgo	800 E Northland Ave
Depu LLC Chiranjibi Lamichhane, Agent, 381 Boyd St Fond Du Lac WI 54935	Northland Mobil	105 W Northland Ave
Oneida Street Mini Mart LLC Prabhu Dhungana, Agent, 4716 W Grand Meadows Dr Appleton WI 54914	Oneida BP	1306 S Oneida St
Sai Krupa, LLC Nilesh M. Patel, Agent, 4705 W Prairie Song Ln Appleton WI 54913	Richmond Street Citgo	1601 N Richmond St
BSS Corporation Buddi S. Subedi, Agent 3045 Winnipeg St Menasha WI 54952	Richmond Street Mobil	3401 N Richmond St
SG Petroleums LLC Suyash Goel, Agent, 1317 S Oneida St Appleton WI 54915	SG Petroleums	2811 E Newberry St
Kwik Trip, Inc. Kathleen A. Bayer, Agent, 1703 Plank Rd Menasha WI 54952	Tobacco Outlet Plus Grocery 556	1342 W Prospect Ave
Van Zeeland Oil Co Inc Todd G. Van Zeeland, Agent, 53 Weimar Ct Appleton WI 54915	Valley Mobil	2661 S Oneida St
Sayash LLC Yam Lamichhane, Agent, 1000 Kernan Ave Menasha WI 54952	Wisconsin Avenue Marathon	1920 E Wisconsin Ave
Jaliyan Gas, LLC Nilesh M. Patel, Agent, 4705 W Prairie Song Ln Appleton WI 54913	Wisconsin Avenue Pantry	111 W Wisconsin Ave

“CLASS A” FERMENTED MALT BEVERAGE/LIQUOR LICENSE

<u>NAME</u>	<u>TRADE NAME</u>	<u>ADDRESS</u>
Aldi Inc Wisconsin Dennis S. Stachowiak, Agent, 430 E Roosevelt St Appleton WI 54911	Aldi #68	116 N Linwood Ave

Aldi Inc Wisconsin Benjamin L. Diers, Agent, 1501 Maple Hills Dr Green Bay WI 54313	Aldi #69	2310 S Kensington Dr
Aldi Inc Wisconsin Julie A Meier, Agent, 3463 Westpoint Rd Suamico WI 54313	Aldi #86	2702 N Richmond St
AADYA, LLC Mahendra Patel, Agent, 2333 W Wisconsin Ave Appleton WI 54914	Calumet Pantry	319 E Calumet St
Wisconsin CVS Pharmacy LLC Robert A. Strazishar, Agent, 1310 Indigo Dr Oshkosh WI 54902	CVS Pharmacy #8525	700 W Wisconsin Ave
Dolgenercorp LLC Anthony W. Hawks, Agent, 2601 E Newberry St Appleton WI 54915	Dollar General #6535	1320 W Wisconsin Ave Unit A
Dolgenercorp LLC Anthony W. Hawks, Agent, 2601 E Newberry St Appleton WI 54915	Dollar General #21851	1010 W College Ave
Skogen's Foodliner, Inc. Paul Klinkhammer, Agent, 945 Tayco St Menasha WI 54952	Festival Foods	1200 W Northland Ave
Flanagan's Stop & Shop, Inc. Patrick James Flanagan, Agent, N1820 North Rd Greenville WI 54942	Flanagan's Stop & Shop	522 W College Ave
Lindo Michoacan Mexican Restaurant LLC Pedro Juarez, Agent, 1017 Grove St Menasha WI 54952	Lindo Michoacan	207 N Richmond St
Nepal LLC Puspa Subedi, Agent, 3045 Winnipeg St Menasha WI 54952	Memorial Liquor	415 S Memorial Dr
University Rx LLC Jude Jean-Pierre, Agent, 3916 N Millwood Dr Appleton WI 54911	RxLink University Pharmacy	133 E College Ave
Target Corporation Allison M.K. Hemker, Agent, 905 Kernan Ave Menasha WI 54915	Target Store T-1248	1800 S Kensington Dr
The Free Market, Inc. Lucinda M. Weinfurter, Agent, E2723 Cty Rd B Scandinavia WI 54977	The Free Market	734 W Wisconsin Ave
Olive Cellar LLC Gordon J. Cole, Agent, 1418 N Union St Appleton WI 54911	The Olive Cellar	277 W Northland Ave
Walgreen Co. Stacey A. West, Agent, 3034 Winnipeg St Menasha WI 54952	Walgreens #02921	1901 S Oneida St

Walgreen Co. Troy Rustad, Agent, 826 E Appletree Ln Appleton WI 54911	Walgreens #05102	700 W College Ave
Walgreen Co. Jeremy A Vetter, Agent, 2611 N Ballard Rd #7D Appleton WI 54911	Walgreens #07323	3330 E Calumet St
Walgreen Co. Amber E Janssen, Agent, 1210 E Overland Rd Appleton WI 54911	Walgreens #12019	2803 N Meade St
Walgreen Co. Jason J. Jarmuskiewicz, Agent, 1671 Birch St Green Bay WI 54304	Walgreens #12693	729 W Northland Ave
Wal-Mart Stores East LP Jason R Klunck, Agent, 1801 White Wolf Ln Kaukauna WI 54130	Wal-Mart Super Center	3701 E Calumet St

CLASS "B" FERMENTED MALT BEVERAGE LICENSE

<u>NAME</u>	<u>TRADE NAME</u>	<u>ADDRESS</u>
Breakout Green Bay LLC Patrick Van Abel, Agent, W2823 Oakridge Dr Appleton WI 54915	Appleton Axe	1400 W College Ave
Bennett Manor 2 LLC Heidi Bennet, Agent, 633 12 th St Menasha WI 54952	Cozy Corner	111 N Walnut St
Guang Hai Chen 1500 W Cloverdale Dr Appleton WI 54914	Min Du Buffet	1000 W Wisconsin Ave
VanderLinden Business Ventures LLC Paul R. VanderLinden, Agent, 900 E Apple Creek Rd Grand Chute WI 54913	Muncheez Pizzeria	600 W College Ave

**CLASS "B" FERMENTED MALT BEVERAGE LICENSE
AND CLASS "C" WINE LICENSE**

<u>NAME</u>	<u>TRADE NAME</u>	<u>ADDRESS</u>
WAAM Enterprises LLC William J Wetzal Jr, Agent, 2800 Schaefer Cir Appleton WI 54915	Acoca	500 W College Ave
Sou Chomsisengphet 451 Forestview Dr Oshkosh WI 54904	Basil Café	1513 N Richmond St
Dog Lover Dawn Designs LLC Dawn C Smith, Agent, W3970 Devine Ln Appleton WI 54913	Board & Brush Creative Studio	109 N Durkee St

Bowl Ninety-One LLC Thong Vue, Agent, 2511 N Alexander St Appleton WI 54911	Bowl Ninety-One	100 E College Ave
Garden View Family Restaurant LLC Rose Salinas Villanueva, Agent, 125 E Calumet St Appleton WI 54915	Garden View Restaurant	216 E College Ave
Home Run Pizza LLC Patricia L. Reinke, Agent, 7 Greves Ct Grand Chute WI 54914	Home Run Pizza	1216 W Wisconsin Ave
Cinisi, LLC Giuseppa Sollena, Agent, 5024 N Waterford Dr Appleton WI 54913	Luigi's Pizza	1835 E Edgewood Dr
Miss Brown's Fine Foods II LLC Donnahugh Brown, Agent, 1020 N Superior St Appleton WI 54911	Miss Brown's Fine Foods II	400 N Richmond St #G
Moon Water Café LLC Shannon Boegh, Agent, 1044 E Vine St Appleton WI 54911	Moon Water Café	606 N Lawe St
Vers Venture LLC Tammy L. Verhagen, Agent, 31 Golden Wheat Ln Wrightstown WI 54180	Mr Brews Taphouse	201 S Riverheath Way #1100
MK2 Investments LLC Mari P Kessenich, Agent, 4509 N Knollwood Ln Appleton WI 54913	Pinot's Palette	226 E College Ave
Urban Modern Kitchen LLC Shirley Bullock-Vazquez, Agent, 2851 Villa Way Menasha WI 54952	Urban Modern Kitchen	800 E Wisconsin Ave

“CLASS B” FERMENTED MALT BEVERAGE/LIQUOR LICENSE

<u>NAME</u>	<u>TRADE NAME</u>	<u>ADDRESS</u>
Zuesinator LLC Corbin Schiedermayer, Agent, 506 W Park Ridge Ave Appleton WI 54911	Ambassador	117 S Appleton St
FirstUskana LLC Ramazan Hajdini, Agent, 2000 S Maplecrest Dr #1 Appleton WI 54915	Angels Restaurant	1401 E John St
Apollon II LLC Tara Ziebell, Agent 609 N Drew St Appleton WI 54911	Apollon	207 N Appleton St
Appleton Elks Lodge #337 James B. Marks, Agent, 1215 S Weimar St Appleton WI 54915	Appleton Elks Lodge #337	1103 W College Ave
Appleton Souvenir & Cigar Inc Robert J. Zima, Agent, 1625 Canary Ln Green Bay WI 54304	Appleton Souvenir & Cigar Co	415 W College Ave

Asian Thai 2 Inc Rong Zhang, Agent, 3709 S Hampton Ct Appleton WI 54915	Asian Thai	201 W Northland Ave Ste GH
MJ Author's Kitchen Joshua D. Sickler, Agent, 629 12 th St Menasha WI 54952	Author's Kitchen	125 E College Ave
Bad Badger, Inc. Michael J. Baker, Agent, N4120 Oak Ln Freedom WI 54130	Bad Badger Sports Bar	215 W College Ave
Badger Boys 2 LLC Tim G. Bruecker, Agent, 1713 Fieldcrest Dr Kaukauna WI 54130	Badger Sports Park	3600 E Evergreen Dr
Behnke Enterprises, Inc. Mark E. Behnke, Agent, 1820 N Douglas St Appleton WI 54914	Bazils Pub	109 W College Ave
Camelot of Appleton LLC Brian M. Striegel, Agent, 802 E College Ave Appleton WI 54911	Camelot	1700 E Wisconsin Ave
Plamann Bros., Inc. Terrance M. Plamann, Agent, 2240 Wintergreen Dr Appleton WI 54914	Capitol Centre	725 W Capitol Dr
Debra L Terry W6150 Cty Rd BB Lot #71 Appleton WI 54914	Carter's Caboose	1428 W Second St
PJW LLC Jennifer A. Thomas, Agent, 3000 S Lance Ave Appleton WI 54915	Chadwick's	413 W College Ave
Chesters Pub LLC Chester D. Krawze, Agent, 3012 N Oneida St Appleton WI 54911	Chester's Pub	2611 N Richmond St
Thao Enterprises Inc Maiyoua Thao, Agent, 5310 N Rosemary Dr Appleton WI 54913	Chung's Sandwich Bar	1804 S Lawe St
Cleo's Brown Beam LLC Dean T. Sosnoski, Agent, N2549 Sommers Dr Appleton WI 54913	Cleo's	203 W College Ave
Sherry L Galow 525 N Division St Appleton WI 54911	Cold Shot	633B W Wisconsin Ave
Kim Williams 200 E Harding Dr Appleton WI 54915	Corner Pub	1123 N Mason St
Dairyland Brewing Co LLC Dorri M. Schmidt, Agent, 1225 E Amelia St Appleton WI 54911	Dairyland Brew Pub	1216 E Wisconsin Ave
Dongpo Restaurant in Appleton, Inc. DongPo Restaurant		719 W College Ave

Robert J. Kunstman, Agent, 1602 N Richmond St Appleton WI 54911		
Henry J Grishaber LLC Henry J. Grishaber, Agent, 1937 E John St Appleton WI 54915	Hank & Karen's	1937 E John St
Grin & Barrett, Inc. Sheli S. Paez, Agent, 19 W Pleasantview Ct Appleton WI 54914	Hide-A-Way Bar	1400 W Wisconsin Ave
Hideout Bar LLC Amanda K. Ernst, Agent, 75 Paulina St Clintonville WI 54929	Hideout Bar	2828 N Ballard Rd
Ferg5 James E. Ferg, Agent, 36 Greves Ct Appleton WI 54914	Home Burger Bar	205 W College Ave
Santino LLC Katelyn E. James, Agent, 200 E James St Appleton WI 54915	Houdini's Escape	1216 S Oneida St
John C Greiner 1508 Oakridge Ave Kaukauna WI 54130	Jack's Apple Pub	535 W College Ave
DDCT, Inc. Jay J. Plamann, Agent, 601 Carrington Ln Appleton WI 54913	Jim's Place	223 E College Ave
Nakashima Sushi, Inc. Lisa S. Nakashima-Lindberg, Agent, 219 Arrowhead Ln Appleton WI 54913	Katsu-Ya of Japan	338 W College Ave
Lindo Michoacan Mexican Restaurant LLC Pedro Juarez, Agent, 1017 Grove St Menasha WI 54952	Lindo Michoacan	207 N Richmond St
Fox Valley Rentals & Investments LLC Brian M. Tomaszewski, Agent, 1459 Mera Ln Kaukauna WI 54130	M.T. Pockets	2906 E Newberry St
Two Bucks Only II LLC Daniel M. Burton, Agent, 725 Woodsvieview Ln Kimberly WI 54136	Maritime Bar	336 W Wisconsin Ave
Marks East Side, Inc. Mark Dougherty, Agent, 3624 N Racine St Appleton WI 54911	Mark's East Side	1405 E Wisconsin Ave
MIP LLC Matthew F Miller, Agent, 1019 E New York St Oshkosh WI 54901	McGuinness Irish Pub	201 S Walnut St
WHW Gastropub LLC Daniel J. Hoff Sr., Agent, 225 E Wayfarer Ln Appleton WI 54913	Meade Street Bistro	2729 N Meade St
Uncle Jim's, LLC	Missfits	317 N Appleton St

Hollyann Strunc, Agent, 221 N State St Appleton WI 54911		
Behnke Enterprises, Inc. Mark E. Behnke, Agent, 1820 N Douglas St Appleton WI 54914	No Idea Bar	109 W College Ave
Old Bavarian Brauhaus Inc Christopher A Nelis, Agent, 1315 ½ S Jefferson St Appleton WI 54915	OB's Brau Haus	523 W College Ave
Pierri Pizza LLC Riley W Brice, Agent, 819 ½ W College Ave Appleton WI 54914	Pierri Pizza	815 W College Ave
GT Limited Todd J. West, Agent, 2101 West Main Street Unit D Appleton WI 54911	Rascal's Bar & Grill	702 E Wisconsin Ave
Simpson's Red Ox, Inc. John A. Hayes, Agent, 124 E Wilson Ave Appleton WI 54915	Red Ox Supper Club	2318 S Oneida St
Richmond St. Pub, Inc. Linda M. Guckenberg, Agent, 4910 N Meade St Appleton WI 54913	Richmond Street Pub	1631 N Richmond St
Gregg Van Dinter W6227 Wisconsin Ave Greenville WI 54942	Riverside Bar & Grill	906 S Olde Oneida St
Riverview Gardens Inc. Cynthia L. Sahotsky, Agent, W6122 Cty Rd P Black Creek WI 54106	Riverview Gardens	1101 S Oneida St
S C Carrow Corp Steven C. Carrow, Agent, W6492 Rickey Ln Greenville WI 54942	Rookies	325 N Appleton St
Sangrias Mexican Grill 2 LLC Sarah J. Gregory, Agent, 105 Valerie Dr Appleton WI 54915	Sangria's Mexican Grill	215 S Memorial Dr
Scubas Pourhouse LLC Steve R. Van Fossen, Agent, 2278 Fraser Fir Dr Appleton WI 54913	Scuba's Pourhouse	1309 E Wisconsin Ave
Bark Entertainment LLC Bridget L. Friel, Agent, 2211 N Appleton St 54915	Skyline Comedy Club	1004 S Olde Oneida St
Theodocia LLC Julie A. Neubert, Agent, 1031 Brighton Dr Menasha WI 54952	Spats	733 W College Ave
Stone Arch Brewpub Inc Steven T. Lonsway, Agent, 5141 N Lynndale Dr Grand Chute WI 54913	Stone Arch Brew Pub	1004 S Olde Oneida St
Aaron Investments LLC	Stuc's Pizza	110 N Douglas St

Erik J. Anderson, Agent, 1414 W 2 nd St Appleton WI 54914		
Kim Williams 200 E Harding Dr Appleton WI 54915	Study Hall Grill & Pub	313A E Calumet St
Super Bowl Inc David L. Bardon, Agent, 260 Lincoln St Elkhart Lake WI 53020	Super Bowl	2222 E Northland Ave
C&K Catering Corporation Zhen Zhen Sun, Agent, 3336 Star Creek Ct Green Bay WI 54311	Sushi Lover	527-529 W College Ave
Tandem Wine & Beer LLC George H. Koenig, Agent, 419 S Church St Neenah WI 54956	Tandem Wine & Beer	101 W Edison Ave #100
Taste of Thai, Inc. Natcha Jitmaiwong, Agent, 792 S Olson Ave Grand Chute WI 54914	Taste of Thai	321 E College Ave
The 513 Appleton, LLC Kolby Knuth, Agent, 805 S State St Appleton WI 54911	The 513	513 W College Ave
THBJ Investments, LLC Bruce A. Hawley, Agent, 503 Homestead Tr Kimberly WI 54136	The Bent Keg	417 W College Ave
Generation Paulson Chris D. Paulson, Agent, W5793 Royal Troon Dr Menasha WI 54952	The Daily Pint	830 E Northland Ave
Mc Gregors LLC Jonathon E Kuehn, Agent, 203 N Main St Black Creek WI 54106	The Dirty Leprechaun	343 W College Ave
Supple Fondue LLC John F. Supple III, Agent, 4244 S Shady Ln Oshkosh WI 54901	The Melting Pot	2295 W College Ave
Harvath LLC Terrill J. Harvath, Agent, 3997 N Trailway Ln Appleton WI 54913	The Wishing Well	2709 E Newberry St
Zhou Japanese Steakhouse LLC Yao Ming Zhou, Agent, 9606 N Noe Rd Appleton WI 54915	TJ's Japanese Steakhouse	4025 E Lorna Ln
Victorias of Appleton Inc Cresencio V. Victoria, Agent, 503 W College Ave Appleton WI 54911	Victoria's Restaurant	503 W College Ave
Tudy Wilder LLC Terrance A. Wilder, Agent, 1607 Mt Vernon St Oshkosh WI 54901	Wilder's Bistro	2639 S Oneida St Ste 1
Wooden Nickel Restaurant & Lounge Inc. Wooden Nickel Sports Bar & Grill 217 E College Ave		

Anthony A. Mueller, Agent, 217 E College Ave Appleton WI 54911

EXEMPT "CLASS B" FERMENTED MALT BEVERAGE/LIQUOR LICENSE

<u>NAME</u>	<u>TRADE NAME</u>	<u>ADDRESS</u>
Beefeaters British Grille & Pub, Inc. Trevor J. Reader, Agent, W3841 Highview Dr Appleton WI 54913	Beefeaters	2331 E Evergreen Dr
Good Company, Ltd. Trevor J. Reader, Agent, W3841 Highview Dr Appleton WI 54913	Pullman's at Trolley Square Waterfront Banquets	619 S Olde Oneida St

RESERVE "CLASS B" FERMENTED MALT BEVERAGE/LIQUOR LICENSE

<u>NAME</u>	<u>TRADE NAME</u>	<u>ADDRESS</u>
Das Ventures Inc Jeffery E. Fogle, Agent, 774 Elm St Neenah WI 54956	Appleton Beer Factory	603 & 607 W College Ave
AF Inc Chuan Shun Chen, Agent, 1620 Tri Park Way Apt 8 Appleton WI 54914	Bamboo	2230 E Northland Ave
Blazin Wings, Inc. Kimberly M. Lutzewitz, Agent, W6368 Boonesborough Dr. Greenville WI 54942	Buffalo Wild Wings	3201 E Calumet St
Wise Restaurant Group Paul J Wise, Agent, 1349 Partridge Ct Oshkosh WI 54904	Christianos Pizza	2400 S Kensington Dr #500
Kensington Restaurant, Inc. Carolyn A. VandenBogart, Agent, 1009 Charles St Little Chute WI 54140	Cinders	221 S Kensington Dr
Fox Cities Hotel Investors LLC Richard Batley, Agent, 1538 Whitetail Dr Neenah WI 54956	Copper Leaf Boutique Hotel & Spa	300 W College Ave
Core's Lounge LLC Kor Xiong, Agent, 1748 Golf Bridge Dr Neenah WI 54956	Core's Lounge	1350 W College Ave Ste D
Riverheath Hospitality LLC Cindy L. Evers, Agent, W8690 Pheasant Run Hortonville WI 54944	Courtyard Appleton Riverfront	101 S Riverheath Way
D2 of Appleton, Inc. Michael J. Lenarduzzi, Agent, 397 Hoganwood Cir Sobieski WI 54171	D2 of Appleton	403 W College Ave

Déjà Vu Enterprises LLC Kelly Koroll, Agent, 519 W College Ave Appleton WI 54911	Déjà Vu Martini Lounge	519 W College Ave
Fox Cities Building for the Arts Inc Christina S. Turner, Agent, 275 Lake Rd Menasha WI 54952	Fox Cities Building for the Arts	111 W College Ave
Fox Cities Performing Arts Center, Inc. Maria S. VanLaanen, Agent, 419 Hidden Ridges Way Combined Locks WI 54113	Fox Cities Performing Arts Center	400 W College Ave
J Restaurant LLC Jay P. Supple, Agent, 4716 Bay View Ln Oshkosh WI 54902	Fratellos Riverfront Restaurant	501 W Water St
DVV Enterprises Steve R. Van Fossen, Agent, 2278 Fraser Fir Ln Appleton WI 54913	Fress	509 W College Ave
El Jaripeo Appleton LLC Oscar A. Sandoval Rosales, Agent, 4925 N Waterford Dr Appleton WI 54913	Jaripeo Mexican Grill	3401 E Evergreen Dr
Mondo Wine LLC David J. Oliver, Agent, 833 E Franklin St Appleton WI 54911	Mondo Wine Bar and Retail	220 W College Ave
Behnke Enterprises, Inc. Mark E. Behnke, Agent, 1820 N Douglas St Appleton WI 54914	Olde Town Tavern	107 W College Ave
Player 2 LLC Marissa R. Emerson, Agent, 1201 Bartell Ct #10 Appleton WI 54914	Player 2 Arcade Bar	215 E College Ave
Good Company, Ltd. Trevor J. Reader, Agent, W3841 Highview Dr Appleton WI 54913	Pullmans Waterfront Banquets	619 S Olde Oneida St
Rye Inc Nicolas Morse, Agent, 4553 W Parkway Blvd Appleton WI 54913	Rye Restaurant	308 W College Ave
BT & Dave, LLC Theodore V. Suess, Agent, 1414 W Spencer St Appleton WI 54914	Speakeasy Ultra Lounge	425 W College Ave
Thai Ginger Bistro LLC Bounpheng Luangpraseuth, Agent, 2903 N Rankin St Apt 1 Appleton WI 54911	Thai Ginger Bistro	1619 W Wisconsin Ave Ste F
10 th Frame LLC Chad M. Van Daalwyk, Agent, 1319 N Erb St Appleton WI 54911	The 10 th Frame	618 W Wisconsin Ave
Milko, Inc. Samuel D. Kilgas, Agent, 4233 E Ashbury Dr Appleton WI 54913	The Bar on the Avenue	427 W College Ave

Mechanical Amusement Devices

TRADE NAME	COMPANY
ANGELS RESTAURANT	FIRSTUSKANA LLC
APPLETON AXE THROWING	APPLETON AXE LLC
APPLETON CITGO	BANEE CORPORATION
APPLETON CLARK	KEDAAR LLC
BAD BADGER SPORTS BAR	BAD BADGER, INC.
BADGER GAS INC	BADGER GAS INC
BADGER MOBIL	KAVYA GAS INC
BADGER SPORTS PARK	BADGER BOYS 2 LLC
BAZILS PUB	BEHNKE ENTERPRISES, INC.
BUFFALO WILD WINGS	BLAZIN WINGS INC
CALUMET PANTRY	AADYA, LLC
CAMELOT BAR & GRILL	CAMELOT OF APPLETON LLC
CAPITOL CENTRE	PLAMANN BROS., INC.
CARTER'S CABOOSE	DEBRA L TERRY
CHADWICK'S	PJW LLC
CHESTERS PUB	CHESTERS PUB LLC
CINDERS	KENSINGTON RESTAURANT, INC.
COLD SHOT	SHERRY GALOW
CORNER PUB	KIM WILLIAMS
D.K. PETROLEUM	DK PETROLEUM INC.
D2 OF APPLETON	D2 OF APPLETON INC
DAIRYLAND BREW PUB	DAIRYLAND BREWING CO LLC
DÉJÀ VU MARTINI LOUNGE	DÉJÀ VU ENTERPRISES LLC
DR. JEKYLL'S	STRANGE CASE LLC
EAGER BEAVER	EAGER BEAVER LLC
EMMETT'S BAR & GRILL	TNE, INC.
FAT SAMMY'S	FAT SAMMY'S INC
FOX RIVER HOUSE	MEDLEY TAVERNS, LLC
FRIENDS & NEIGHBORS	FRIENDS & NEIGHBORS, INC.
GENESIS CLUB	GENESIS CLUB, INC
GRAND MERIDIAN, INC	GRAND MERIDIAN, INC.
GRUMPY'S PUB	K CORPORATION
HANK & KAREN'S	HENRY J. GRISHABER LLC
HOUDINI'S ESCAPE GASTROPUB	SANTINO LLC
JACK'S APPLE PUB	JACKS APPLE PUB LLC
JIM'S PLACE	DDCT, INC.
LINDO MICHOACAN	LINDO MICHOACAN MEXICAN RESTAURANT LLC
M.T. POCKETS	FOX VALLEY RENTALS & INVESTMENTS LLC
MAPLE TREE RESTAURANT	MAPLE TREE RESTAURANT & PANCAKE HOUSE
MARITIME BAR	TWO BUCKS ONLY II LLC
MCGUINNESS IRISH PUB	MIP LLC
MEADE STREET BISTRO	WHW GASTROPUB LLC
MEMORIAL LIQUOR	NEPAL LLC
MISSFITS TAVERN	UNCLE JIMS LLC

NO IDEA	BEHNKE ENTERPRISES, INC.
NORTHLAND CITGO	SWAMI LLC
NORTHLAND MOBIL	DEPU LLC
OB'S BRAU HAUS	OLD BAVARIAN BRAUHAUS INC
OLDE TOWN TAVERN	BEHNKE ENTERPRISES, INC.
ONEIDA BP	ONEIDA STREET MIN MART LLC
PLAYER 2 ARCADE BAR	PLAYER 2 LLC
RASCALS BAR & GRILL	GT LIMITED
RED OX	SIMPSON'S RED OX, INC.
RICHMOND CITGO	SAI KRUPA, LLC
RICHMOND MOBIL	BSS CORPORATION
RICHMOND ST PUB	RICHMOND ST. PUB, INC.
RIVERSIDE BAR & GRILL	GREGG VANDINTER
ROOKIES SPORTS BAR & GRILL	S C CARROW CORP
SCUBAS POURHOUSE	SCUBAS POURHOUSE LLC
SG PETROLEUM	SG PETROLEUMS LLC
SPATS RESTAURANT	THEADOCIA, LLC
STUDY HALL GRILLE & PUB	KIM WILLIAMS
SUPER BOWL	SUPER BOWL INC
THE 10TH FRAME	10TH FRAME LLC
THE BAR ON THE AVENUE	MILKO, INC.
THE BENT KEG	THBJ INVESTMENTS, LLC
THE DAILY PINT	GENERATION PAULSON, INC
THE DURTY LEPRECHAUN	MC GREGORS LLC
THE HIDE-A-WAY	GRIN & BARRETT, INC.
THE WISHING WELL	HARVATH, LLC
VALLEY MOBIL	VAN ZEELAND OIL CO. INC
WILDER'S BISTRO	TUDY WILDER LLC
WISCONSIN AVE MARATHON	SAYASH LLC
WISCONSIN AVE PANTRY	JALIYAN GAS, LLC
WOODEN NICKEL SPORTS BAR & GRILL	WOODEN NICKEL RESTAURANT & LOUNGE, INC.
WALMART	NATIONAL ENTERTAINMENT NETWORK

ADDRESS

1401 E JOHN ST
1400 W COLLEGE AVE
1717 W COLLEGE AVE
1200 W WISCONSIN AVE
215 W COLLEGE AVE
911 W COLLEGE AVE
1201 N BADGER AVE
3600 E EVERGREEN DR
109 W COLLEGE AVE
3201 E CALUMET ST
319 E CALUMET ST
1700 E WISCONSIN AVE
725 W CAPITOL DR
1428 W SECOND ST
413 W COLLEGE AVE
2611 N RICHMOND ST
221 S KENSINGTON DR
633 B W WISCONSIN AVE
1123 N MASON ST
2619 N RICHMOND ST
403 W COLLEGE AVE
1216 E WISCONSIN AVE
519 W COLLEGE AVE
314 E COLLEGE AVE
1400 W SECOND ST
139 N RICHMOND ST
2500 S ONEIDA ST
211 S WALNUT ST
148 S WALTER AVE
1213 N APPLETON ST
2621 N ONEIDA ST
1501 N RICHMOND ST
1937 E JOHN ST
1216 S ONEIDA ST
535 W COLLEGE AVE
223 E COLLEGE AVE
207 N RICHMOND ST
2906 E NEWBERRY ST
2106 S ONEIDA ST
336 W WISCONSIN AVE
201 S WALNUT ST
2729 N MEADE ST
415 S MEMORIAL DR
317 N APPLETON ST

109 W COLLEGE AVE
800 E NORTHLAND AVE
105 W NORTHLAND AVE
523 W COLLEGE AVE
109 W COLLEGE AVE
1306 S ONEIDA ST
215 E COLLEGE AVE
702 E WISCONSIN AVE
2318 S ONEIDA ST
1601 N RICHMOND ST
3401 N RICHMOND ST
1631 N RICHMOND ST
906 S OLDE ONEIDA ST
325 N APPLETON ST
1309 E WISCONSIN AVE
2811 E NEWBERRY ST
733 W COLLEGE AVE
313A E CALUMET ST
2222 E NORTHLAND AVE
618 W WISCONSIN AVE
427 W COLLEGE AVE
417 W COLLEGE AVE
830 E NORTHLAND AVE
343 W COLLEGE AVE
1400 W WISCONSIN AVE
2709 E NEWBERRY ST
2661 S ONEIDA ST
2639 S ONEIDA ST STE 1
1920 E WISCONSIN AVE
111 W WISCONSIN AVE
217 E COLLEGE AVE
3701 E CALUMET ST

Cigarette Licenses

TRADENAME	BUSINESS NAME	ADDRESS
APPLETON CITGO	BANEE CORPORATION, PARMEET KAUR ARORA	1717 WEST COLLEGE AVENUE
APPLETON CLARK	KEDAAR LLC	1200 W WISCONSIN AVE
APPLETON MOTOMART	FKG OIL COMPANY, LORI A. ENDRIES	3400 EAST CALUMET STREET
APPLETON SOUVENIR & CIGAR	APPLETON SOUVENIR & CIGAR INC, ROBERT J.	415 WEST COLLEGE AVENUE
BADGER GAS	BADGER GAS INC, KALWINDER KAUR	911 WEST COLLEGE AVENUE
BADGER MOBIL	KAVYA GAS INC, JAYANT G. PATEL	1201 NORTH BADGER AVENUE
BADGER MOTOMART	FKG OIL COMPANY, TERESA M. HAWLEY	1850 WEST WISCONSIN AVENUE
BALLARD GRAND CENTRAL	BALLARD GCS LLC, DANIEL J. PAMPERIN	1910 EAST CAPITOL DRIVE
BALLARD MOTOMART	FKG OIL COMPANY, JASON G. MAZANEC	2838 NORTH BALLARD ROAD
CALUMET PANTRY	AADYA LLC, MAHENDRA PATEL	319 EAST CALUMET STREET
CAMELOT BAR AND GRILL	CAMELOT OF APPLETON LLC, BRIAN M. STRIEGEL	1700 EAST WISCONSIN AVENUE
DK PETROLEUM	DK PETROLEUM INC., DAVINDER SINGH	2619 NORTH RICHMOND STREET
DOLLAR GENERAL #6535	DOLGENCORP LLC, DEBRA A. JOPEK	1320 WEST WISCONSIN AVENUE
DOLLAR GENERAL #21851	DOLGENCORP LLC	1010 WEST COLLEGE AVENUE
DR. JEKYLL'S	STRANGE CASE LLC, THOMAS M ALES III	314 EAST COLLEGE AVENUE
EVAPOR NORTH	EVAPOR NORTH, INC.	2929 NORTH RICHMOND STREET
EVAPOR OF APPLETON	EVAPOR OF APPLETON, INC.	1725 SOUTH ONEIDA STREET
FAMILY DOLLAR #23800	FAMILY DOLLAR STORES OF WISCONSIN INC	808 WEST WISCONSIN AVE
FESTIVAL FOODS	SKOGEN'S FOODLINER, INC., JONATHAN ARLT	1200 WEST NORTHLAND AVENUE
FLANAGAN'S STOP & SHOP	FLANAGAN'S STOP & SHOP, INC., PATRICK JAMES	522 WEST COLLEGE AVENUE
JIM'S PLACE	DDCT, INC., JAY J. PLAMANN	223 EAST COLLEGE AVENUE
KENSINGTON MOTOMART	FKG OIL COMPANY, ANNE M. STICHMAN	320 SOUTH KENSINGTON DRIVE
KWIK TRIP #181	KWIK TRIP, INC., RON W. HOFFMEYER	730 EAST WISCONSIN AVENUE
KWIK TRIP #182	KWIK TRIP, INC., ASHLEY M. FRALICK	306 NORTH RICHMOND STREET
KWIK TRIP #200	KWIK TRIP, INC., MATTHEW A. OETZEL	2120 EAST EDGEWOOD DRIVE
KWIK TRIP #639	KWIK TRIP, INC., SHANNON OTTE	2175 SOUTH MEMORIAL DRIVE
KWIK TRIP #678	KWIK TRIP, INC., JACQUELINE D. DAHLKE	3232 SOUTH ONEIDA STREET
KWIK TRIP #685	KWIK TRIP, INC., CHERI WERNER	4085 EAST CALUMET STREET
MEMORIAL LIQUOR	NEPAL LLC, PUSPA SUBEDI	415 SOUTH MEMORIAL DRIVE
NORTHLAND CITGO	SWAMI LLC, KANU B. PATEL	800 EAST NORTHLAND AVENUE
NORTHLAND MOBIL	DEPU LLC, CHIRANJIBI LAMICHHANE	105 WEST NORTHLAND AVENUE
ONEIDA BP	ONEIDA STREET MINI MART LLC	1306 SOUTH ONEIDA ST
RICHMOND STREET CITGO	SAI KRUPA, LLC, NILESH M. PATEL	1601 NORTH RICHMOND STREET
RICHMOND MOBIL	BSS CORPORATION, BUDDI SUBEDI	3401 N RICHMOND STREET
RXLINK UNIVERSITY PHARMACY	UNIVERSITY RX LLC	133 EAST COLLEGE AVE
SCUBAS POURHOUSE	SCUBAS POURHOUSE, STEVEN R. VAN FOSSEN	1309 EAST WISCONSIN AVENUE
SG PETROLEUMS	SG PETROLEUMS LLC, SUYASH GOEL	2811 EAST NEWBERRY STREET
TOBACCO OUTLET PLUS GROCERY 556	KWIK TRIP, INC., KATHLEEN A. BAYER	1342 WEST PROSPECT AVENUE
VALLEY MOBIL	VAN ZEELAND OIL CO, TODD G. VAN ZEELAND	2661 SOUTH ONEIDA ST
WAL-MART	WAL-MART STORES EAST LP, JASON R KLUNCK	3701 EAST CALUMET STREET
WALGREENS	WALGREEN CO., STACEY A. WEST	1901 SOUTH ONEIDA STREET
WALGREENS	WALGREEN CO., TROY RUSTAD	700 WEST COLLEGE AVENUE
WALGREENS	WALGREEN CO., JEREMY A VETTER	3330 EAST CALUMET STREET
WALGREENS	WALGREEN CO., AMBER E JANSSEN	2803 NORTH MEADE STREET
WALGREENS	WALGREEN CO., JASON J. JARMUSKIEWICZ	729 WEST NORTHLAND AVENUE
WISCONSIN AVE MARATHON	SAYASH LLC, YAM LAMICHHANE	1920 EAST WISCONSIN AVENUE
WISCONSIN AVENUE PANTRY	JALIYAN GAS, LLC, NILESH M. PATEL	111 WEST WISCONSIN AVENUE



"meeting community needs
.....enhancing quality of life"

FEES ARE NON-REFUNDABLE		Date Recv'd <u>4/20/21</u>
License Fee - Local	\$207.00	Acct. CLSALV
License Fee - Out of City	\$ 82.00	Acct. CLSALV
		Receipt <u>2013-4</u>
License period July 1 to June 30		

APPLICATION for SALVAGE DEALER'S LICENSE

Please allow 4 weeks for processing

SECTION 1 – BUSINESS INFORMATION – Answer all questions completely. Please PRINT clearly											
Business Name <u>Mach W Motors</u>											
Business Street Address <u>600 E Hancock St</u>				City <u>Appleton</u>		State <u>WI</u>		Zip <u>54911</u>			
Business Telephone Number <u>920-202-2201</u>											
SECTION 2 – APPLICANT INFORMATION											
Name <u>Kara Tullberg</u>											
Home Street Address <u>98 Estnerbrook Ct</u>				City <u>Appleton</u>		State <u>WI</u>		Zip <u>54915</u>			
Date of Birth <u>●●●●</u>			Male	Female <input checked="" type="checkbox"/>	Telephone Number <u>●●●●●●●●</u>						
SECTION 3 – CORPORATION INFORMATION – List names, addresses and dates of birth of all officers.											
President		Last <u>Tullberg</u>		First <u>Charles</u>		Middle Initial <u>D</u>		Date of Birth <u>●●●●</u>		Male <input checked="" type="checkbox"/>	Female
Address <u>98 Estnerbrook Ct</u>				City <u>Appleton</u>		State <u>WI</u>		Zip <u>54915</u>			
Vice President		Last <u>Tullberg</u>		First <u>Kara</u>		Middle Initial <u>L</u>		Date of Birth <u>●●●●</u>		Male	Female <input checked="" type="checkbox"/>
Address <u>98 Estnerbrook Ct</u>				City <u>Appleton</u>		State <u>WI</u>		Zip <u>54915</u>			
Secretary		Last		First		Middle Initial		Date of Birth		Male	Female
Address				City		State		Zip			
Treasurer		Last		First		Middle Initial		Date of Birth		Male	Female
Address				City		State		Zip			
SECTION 4 – PENALTY NOTICE											
I certify that I am familiar with Section 9.386 of the Municipal Code of the City of Appleton and agree that any license granted under this application may be suspended for cause at any time by the Common Council.											
Under penalty of law, I swear that the information provided in this application is true and correct to the best of my knowledge and belief.											
Signature of Applicant: <u>Kara Tullberg</u>											
FOR OFFICE USE ONLY											
Dept.	Approve	Deny	By			Reason					
Police											
Fire											
City Sealer											
Inspection											
S&L		Council		Date Issued			Exp. Date		License Number		



"meeting community needs
.....enhancing quality of life"

APPLICATION for SALVAGE DEALER'S LICENSE

FEES ARE NON-REFUNDABLE		Date Recv'd <u>4/22/21</u>
License Fee - Local	\$207.00	Acct. CLSALV
License Fee - Out of City	\$ 82.00	Acct. CLSALV
		Receipt <u>2030-2</u>
License period July 1 to June 30		

Please allow 4 weeks for processing

SECTION 1 – BUSINESS INFORMATION – Answer all questions completely. Please PRINT clearly						
Business Name <u>MR C's Motorcycles</u>						
Business Street Address <u>724 S. Outagamie St</u>			City <u>Appleton</u>	State <u>WI</u>	Zip <u>54914</u>	
Business Telephone Number <u>920-205-7821</u>						
SECTION 2 – APPLICANT INFORMATION						
Name <u>Janet Ristau</u>						
Home Street Address <u>926 E College Ave</u>			City <u>Appleton</u>	State <u>WI</u>	Zip <u>54911</u>	
Date of Birth <u>●●●●-●●●●</u>	Male	Female <input checked="" type="checkbox"/>	Telephone Number <u>●●●●●●●●</u>			
SECTION 3 – CORPORATION INFORMATION – List names, addresses and dates of birth of all officers.						
President	Last <u>Egelseer</u>	First <u>Eric</u>	Middle Initial <u>E</u>	Date of Birth <u>●●●●●●</u>	Male <input checked="" type="checkbox"/>	Female
Address <u>12 Ramlencf</u>			City <u>Appleton</u>	State <u>WI</u>	Zip <u>54915</u>	
Vice President	Last <u>Ristau</u>	First <u>Janet</u>	Middle Initial <u>L</u>	Date of Birth <u>●●●●●●</u>	Male	Female <input checked="" type="checkbox"/>
Address <u>926 E College Ave</u>			City <u>Appleton</u>	State <u>WI</u>	Zip <u>54911</u>	
Secretary	Last <u>Ristau</u>	First <u>Daniel</u>	Middle Initial <u>S</u>	Date of Birth <u>●●●●●●</u>	Male <input checked="" type="checkbox"/>	Female
Address <u>926 Manor PL</u>			City <u>Little Chute</u>	State <u>WI</u>	Zip <u>54140</u>	
Treasurer	Last <u>Ristau</u>	First <u>Glenn</u>	Middle Initial <u>A</u>	Date of Birth <u>●●●●●●</u>	Male <input checked="" type="checkbox"/>	Female
Address <u>400 Green Haven Ln</u>			City <u>Kaukauna</u>	State <u>WI</u>	Zip <u>54152</u>	
SECTION 4 – PENALTY NOTICE						
I certify that I am familiar with Section 9.386 of the Municipal Code of the City of Appleton and agree that any license granted under this application may be suspended for cause at any time by the Common Council.						
Under penalty of law, I swear that the information provided in this application is true and correct to the best of my knowledge and belief.						
Signature of Applicant: <u>Janet Ristau</u>						
FOR OFFICE USE ONLY						
Dept.	Approve	Deny	By	Reason		
Police						
Fire						
City Sealer						
Inspection						
S&L	Council	Date Issued	Exp. Date	License Number		



"meeting community needs
.....enhancing quality of life"

APPLICATION for SALVAGE DEALER'S LICENSE

FEES ARE NON-REFUNDABLE		Date Recv'd	<u>5/7/21</u>
License Fee - Local	\$207.00	Acct. CLSALV	
License Fee - Out of City	\$ 82.00	Acct. CLSALV	
		Receipt	<u>2084-1</u>
License period July 1 to June 30			

Please allow 4 weeks for processing

SECTION 1 – BUSINESS INFORMATION – Answer all questions completely. Please PRINT clearly										
Business Name <u>Golper Supply Co., Inc.</u>										
Business Street Address <u>1810 W. Edgewood Drive</u>					City <u>Appleton</u>		State <u>WI</u>	Zip <u>54913</u>		
Business Telephone Number <u>920-731-3266</u>										
SECTION 2 – APPLICANT INFORMATION										
Name <u>David Golper</u>										
Home Street Address <u>930 Pleasant Avenue</u>					City <u>Highland Park</u>		State <u>IL</u>	Zip <u>60035</u>		
Date of Birth ●●●-●●-●●			Male <input checked="" type="checkbox"/>	Female <input type="checkbox"/>	Telephone Number ●●●●●●●●●●					
SECTION 3 – CORPORATION INFORMATION – List names, addresses and dates of birth of all officers.										
President		Last <u>Golper</u>		First <u>David</u>		Middle Initial <u>B</u>		Date of Birth ●●-●●-●●	Male <input checked="" type="checkbox"/>	Female <input type="checkbox"/>
Address <u>930 Pleasant Avenue</u>					City <u>Highland Park</u>		State <u>IL</u>	Zip <u>60035</u>		
Vice President		Last		First		Middle Initial		Date of Birth	Male	Female
Address					City		State	Zip		
Secretary		Last		First		Middle Initial		Date of Birth	Male	Female
Address					City		State	Zip		
Treasurer		Last		First		Middle Initial		Date of Birth	Male	Female
Address					City		State	Zip		
SECTION 4 – PENALTY NOTICE										
I certify that I am familiar with Section 9.386 of the Municipal Code of the City of Appleton and agree that any license granted under this application may be suspended for cause at any time by the Common Council. Under penalty of law, I swear that the information provided in this application is true and correct to the best of my knowledge and belief.										
Signature of Applicant: <u>David P Golper</u>					<u>4-30-2021</u>					
FOR OFFICE USE ONLY										
Dept.	Approve	Deny	By	Reason						
Police										
Fire										
City Sealer										
Inspection										
S&L		Council		Date Issued		Exp. Date		License Number		



"meeting community needs
.....enhancing quality of life"

APPLICATION for the Operation of a PET STORE/KENNEL

FEES ARE NON-REFUNDABLE		Date Rec'd <u>4/24/21</u>
See SECTION 5 for Fee Schedule		
License Fee - Initial	\$ _____	Acct. Code: CLPETK
License Fee - Renewal	\$ <u>75</u>	Acct. Code: CLPETK
Investigation Fee	+ \$ 7.00	Acct. Code: CLCPIF
Total Amount Paid	\$ <u>82</u>	Receipt <u>2043-2</u>
License period July 1 to June 30		

PLEASE ALLOW 4 WEEKS FOR PROCESSING

SECTION 1 – BUSINESS LOCATION – Answer all questions completely. Please PRINT clearly

NOTE: The location of a Kennel or Pet Store is subject to applicable zoning and other regulations.

Business Name Just Pets

Business Street Address 2009 N. Richmond St City Appleton State WI Zip 54911

Business Telephone Number 920-733-6788

SECTION 2 – APPLICANT INFORMATION

Name Craig Weberg

Home Street Address N 8803 Kernan Ave City Menasha State WI Zip 54952

Date of Birth ●●●●●● Male Female Telephone Number ●●●●●●●●

SECTION 3 – SERVICES TO BE PROVIDED

Please check the type(s) of services your establishment will offer:

Live animals Pet Food

Pet Accessories Fish Other

SECTION 4 – PENALTY NOTICE

Having knowledge of all governmental laws, rules or regulations governing the keeping or protection of animals, I hereby certify that the information provided in this application is true and correct to the best of my knowledge and belief.

Signature of Applicant:

SECTION 5 – FEE SCHEDULE

Pet Store License	Initial Fee - \$90.00	Renewal Fee - \$75.00
Kennel License	1-10 animals - \$55.00	11-25 animals - \$130.00
	26-50 animals - \$255.00	More than 50 animals - \$5.00 per animal with a minimum of \$280.00

FOR OFFICE USE ONLY

Dept.	Approve	Deny	By	Reason
Police				
Fire				
City Sealer				
Inspection				
Community Development				
S&L	Council	Date Issued	Exp. Date	
				License Number

03-30-21

Return application to: City Clerk, 100 North Appleton Street, Appleton, WI 54911-4799



"meeting community needs
.....enhancing quality of life"

APPLICATION for the Operation of a PET STORE/KENNEL

FEES ARE NON-REFUNDABLE		Date Rec'd <u>5/4/21</u>
See SECTION 5 for Fee Schedule		
License Fee - Initial	\$ _____	Acct. Code: CLPETK
License Fee - Renewal	\$ <u>75</u>	Acct. Code: CLPETK
Investigation Fee	+ \$ 7.00	Acct. Code: CLCPIF
Total Amount Paid	\$ <u>82</u>	Receipt <u>2066-5</u>
License period July 1 to June 30		

PLEASE ALLOW 4 WEEKS FOR PROCESSING

SECTION 1 – BUSINESS LOCATION – Answer all questions completely. Please PRINT clearly

NOTE: The location of a Kennel or Pet Store is subject to applicable zoning and other regulations.

Business Name
HSA Corporation dba Pet Supplies Plus

Business Street Address
702 W. Northland Ave

City
Appleton

State
WI

Zip
54914

Business Telephone Number
920-832-3858

SECTION 2 – APPLICANT INFORMATION

Name
Angela Detlaan

Home Street Address
8985 Buchanan St

City
Attendale

State
MI

Zip
49401

Date of Birth
●●●

Male Female Telephone Number
●●●●●●●●

SECTION 3 – SERVICES TO BE PROVIDED

Please check the type(s) of services your establishment will offer:

Live animals Pet Food

Pet Accessories Fish Other

SECTION 4 – PENALTY NOTICE

Having knowledge of all governmental laws, rules or regulations governing the keeping or protection of animals, I hereby certify that the information provided in this application is true and correct to the best of my knowledge and belief.

Signature of Applicant: Angela Detlaan

SECTION 5 – FEE SCHEDULE

Pet Store License	Initial Fee - \$90.00	Renewal Fee – <u>\$75.00</u>
Kennel License	1-10 animals - \$55.00	11-25 animals - \$130.00
	26-50 animals - \$255.00	More than 50 animals - \$5.00 per animal with a minimum of \$280.00

FOR OFFICE USE ONLY

Dept.	Approve	Deny	By	Reason
Police				
Fire				
City Sealer				
Inspection				
Community Development				
S&L	Council	Date Issued	Exp. Date	
				License Number

Auxiliary Questionnaire Alcohol Beverage License Application

Submit to municipal clerk.

Individual's Full Name (please print)		(last name)	(first name)	(middle name)	
Hueckman		Regina	Rae		
Home Address (street/route)		Post Office	City	State	Zip Code
2229 W Pershing St Apt 6			Appleton	WI	54914
Home Phone Number		Age	Date of Birth		Place of Birth
[Redacted]		[Redacted]	[Redacted]		[Redacted]

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an individual.
- A member of a partnership which is making application for an alcohol beverage license.

Agent of Urban Modern Kitchen LLC
(Officer / Director / Member / Manager / Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 1 years
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? Yes No
 If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)

- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? Yes No
 If yes, describe status of charges pending.

- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? Yes No
 If yes, identify. Draft Gastropub 664 W Ridgeview dr. Grand Choke, WI
(Name, Location and Type of License/Permit)

- Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? Yes No
 If yes, identify.

(Name of Wholesale Licensee or Permittee)

(Address By City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name <u>Draft Gastropub</u>	Employer's Address <u>664 W Ridgeview Dr.</u>	Employed From [Redacted]	To <u>Current</u>
Employer's Name <u>Beefeaters</u>	Employer's Address <u>2331 W evergreen dr.</u>	Employed From [Redacted]	To [Redacted]

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the undersigned states that each of the above questions has been truthfully answered to the best of the knowledge of the signer. The signer agrees that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000.

[Signature]
(Signature of Named Individual)

Schedule for Appointment of Agent by Corporation / Nonprofit Organization or Limited Liability Company

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by an officer of the corporation/organization or one member/manager of a limited liability company and the recommendation made by the proper local official.

- Town
- Village
- City

To the governing body of Appleton of Outagamie County of Outagamie

The undersigned duly authorized officer/member/manager of Urban Modern Kitchen (Registered Name of Corporation / Organization or Limited Liability Company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as Urban Modern Kitchen (Trade Name)

located at 800 E Wisconsin Ave

appoints Regina Hueckman (Name of Appointed Agent)

2229 W Pershing St Apt 6 Appleton, WI 54914 (Home Address of Appointed Agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?

Yes No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).

Is applicant agent subject to completion of the responsible beverage server training course? Yes No

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? 0 yrs

Place of residence last year 2229 W Pershing St Apt 6

For: Urban Modern Kitchen (Name of Corporation / Organization / Limited Liability Company)

By: Shirley Bullock (Signature of Officer / Member / Manager)

Any person who knowingly provides materially false information in an application for a license may be required to forfeit not more than \$1,000.

ACCEPTANCE BY AGENT

I, Regina Hueckman (Print / Type Agent's Name), hereby accept this appointment as agent for the

corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.

Regina Hueckman (Signature of Agent) 5-6-21 (Date)

Agent's age 00

2229 W Pershing St Apt 6 Appleton (Home Address of Agent) 54914

Date of birth 000000

APPROVAL OF AGENT BY MUNICIPAL AUTHORITY (Clerk cannot sign on behalf of Municipal Official)

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.

Approved on _____ by _____ Title _____ (Date) (Signature of Proper Local Official) (Town Chair, Village President, Police Chief)



LICENSE APPLICATION

for
PAWNBROKER
SECONDHAND ARTICLE DEALER
SECONDHAND JEWELRY DEALER
SECONDHAND ARTICLE DEALER MALL/FLEA MARKET

FEES ARE NON-REFUNDABLE		Date Recv'd <u>5/19/21</u>
<input type="checkbox"/> Pawnbroker	\$210.00	Acct. 11030.4316
<input checked="" type="checkbox"/> Secondhand Article	\$90.00 /\$75.00	Acct. 11030.4316
<input type="checkbox"/> Secondhand Jewelry	\$90.00 /\$75.00	Acct. 11030.4316
<input type="checkbox"/> Secondhand Mall/Flea	\$165.00	Acct. 11030.4316
<input type="checkbox"/> Investigation fee	\$ 7.00	Acct. 100.2359
Total fee paid \$ <u>97</u>		Receipt # _____

<input checked="" type="radio"/> Original Application
<input type="radio"/> Renewal

Instructions: Individual license – Complete Sections 1, 2, 3 and 6
 Partnership license – Complete Sections 1, 2, 3, 4, and 6
 Corporate license – Complete Sections 1, 2, 3, 5, and 6

Return application and required fees to:
OFFICE OF THE CITY CLERK, 100 N. APPLETON STREET
APPLETON, WI 54911

SECTION 1 – APPLICANT INFORMATION

Applicant Name (Last, First, MI) Gustman, Lena-Sara M.		Sex F	Race W	Date of Birth ●●●●	Place of Birth (City & State) Neenah, WI
Street Address 745 W. College Ave.	City Appleton	State WI	Zip 54914	Home Telephone Number ●●●●●●	

SECTION 2 – CONVICTION RECORD

Have you, or any other person listed on this application, been convicted of any of the following:

A felony within the last ten (10) years? YES NO

Within the last ten (10) years of:

A misdemeanor? YES NO

A statutory violation punishable by forfeiture? YES NO

A county or municipal ordinance violation? YES NO

For each "YES" response provide the date of arrest, the nature of the offense and conviction information: _____

SECTION 3 – BUSINESS INFORMATION

Business Name The Statement Piece LL	Street Address 745 W. College Ave	City Appleton	State WI	Zip 54914	Telephone Number
Owner's Name Lena-Sara M. Gustman	Street Address W6695 Greenville Dr	City Greenville	State WI	Zip 54914	Telephone Number ●●●●●●
Business Manager's name	Street Address	City	State	Zip	Telephone Number
Building Owner's Name Sami Khatib	Street Address	City	State	Zip	Telephone Number ●●●●●●

SECTION 4 – PARTNERSHIP INFORMATION

Partnership Name:

N/A

List name, address, sex, race and date of birth of all partners. Attach additional sheets, if necessary

Name (Last, First, MI)	Sex	Race	DOB	Street Address	City	State	Zip

SECTION 5 – CORPORATE INFORMATION

Corporation Name:

State of Incorp.

List name, address, sex, race and date of birth of all partners. Attach additional sheets, if necessary

Name (Last, First, MI)	Sex	Race	DOB	Street Address	City	State	Zip

SECTION 6 – PENALTY NOTICE

I understand that this license may be denied or revoked for fraud, misrepresentation or false statements contained in the application or for any violation of Wis. Stats. §§ 134.71, 943.34, 948.62 or 948.63.

Under penalty of law, I swear that the information provided in this application is true and correct to the best of my knowledge. I agree to inform the clerk within ten (10) days of any change in the information supplied in this application.

Signature of Applicant:  Date 5 / 7 / 21

FOR OFFICE USE ONLY

Dept	Approve	Deny	By	Reason
POLICE				
FIRE				
COM DEVELOPMENT				
CITY SEALER				

Safety and Licensing	Common Council	Date Issued	Expiration Date	License Number
<u>05 / 12 / 2021</u>	<u>05 / 19 / 2021</u>	<u> / / </u>	<u> / / </u>	

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



REPORT TO CITY PLAN COMMISSION

Municipal Services Committee Meeting Date: May 10, 2021

Plan Commission Informal Public Hearing Date: May 12, 2021

Common Council Meeting Date – Initial Resolution: May 19, 2021

Common Council Meeting Date – Public Hearing (40-day waiting period): July 7, 2021

Item: Street discontinuance to vacate portions of South Oak Street and East Kimball Street

Case Manager: David Kress, Principal Planner

GENERAL INFORMATION

Owner/Applicant: City of Appleton / Tom Kromm, Department of Public Works

Location: Part of Oak Street and part of Kimball Street, generally located south of Lawrence Street and east of Morrison Street

Owner/Applicant's Request: The applicant is requesting a street discontinuance to vacate portions of Oak Street and Kimball Street right-of-way.

BACKGROUND

U.S. Venture, Inc. has acquired 16 parcels in the area south of Lawrence Street and east of Morrison Street, and they own all of the parcels adjacent to the areas proposed for vacation. Some buildings have already been demolished on the adjacent parcels, and additional demolition permits have been issued. Rezoning #4-21, to rezone the surrounding parcels from R-1B Single-Family District, R-3 Multi-Family District, and P-I Public Institutional District to CBD Central Business District, is also being presented at this May 12, 2021 Plan Commission meeting. Future redevelopment is anticipated for the entire block, and as a result, the areas proposed for vacation are no longer needed for public right-of-way.

In April 2021, U.S. Venture, Inc. submitted a Certified Survey Map (CSM) to combine surrounding parcels and the proposed vacated right-of-way into one lot. The CSM also proposes to dedicate land for a widened Lawrence Street right-of-way. The dedication of public right-of-way is also being presented at this May 12, 2021 Plan Commission meeting. CSMs are reviewed and administratively approved by City staff; however, CSM approval could only occur after Common Council approval of the items noted above. The CSM, currently under review, is attached for reference.

STAFF ANALYSIS

Title to Vacated Street: When vacated, the land reverts to its original source, which in this case includes the parcels located adjacent to the proposed vacation areas. Consequently, title to the street segments being vacated would belong to the adjoining property owner. All adjacent parcels are commonly owned by U.S. Venture, Inc. As shown on the attached map, the adjoining property owner would acquire the vacated Oak Street right-of-way of approximately 8,080 square feet and the vacated Kimball Street right-

Street Vacation – South Oak Street and East Kimball Street

May 12, 2021

Page 2

of-way of approximately 5,700 square feet. Combined, the proposed street vacation area totals approximately 13,780 square feet. It is anticipated that the vacated areas would be combined with the surrounding parcels, as described above and illustrated in the attached CSM.

Existing Public Utilities: The City will not retain an easement for any existing utilities within the entire length and width of the vacated right-of-way. The easement release is captured in the attached Initial Resolution.

Street Right-of-Way Width: These portions of Oak Street and Kimball Street are approximately 32 feet wide.

Street Classification: The City's Arterial/Collector Plan Map identifies these portions of Oak Street and Kimball Street as local streets.

Surrounding Zoning and Land Uses: The surrounding area is under the jurisdiction of the City of Appleton (north, south, east, and west). The uses are generally residential and institutional in nature. If Rezoning #4-21 is approved, the surrounding zoning would be completely CBD Central Business District.

North: R-3 Multi-Family District and CBD Central Business District. Vacant land and existing Lawrence Street right-of-way are north of the subject area.

South: R-3 Multi-Family District and R-1B Single-Family District. The adjacent land to the south is currently vacant.

East: R-3 Multi-Family District and R-1B Single-Family District. The adjacent land to the east is currently vacant.

West: R-3 Multi-Family District and CBD Central Business District. Building demolition is ongoing on land west of the subject area. Existing Morrison Street right-of-way is also west of the subject area.

Subdivision Ordinance Regulations: Per Section 17-26(c)(1) of the Municipal Code, all lots shall abut on a public street or an approved access. If the street vacation is approved, four existing parcels (#31-2-0163-00, #31-2-0165-00, #31-2-0166-00, and #31-2-0174-00) would no longer abut a public street. However, the land-locked condition would be temporary, as the attached CSM would combine all surrounding parcels into one lot with frontage on Lawrence Street, Durkee Street, Water Street, and Morrison Street.

Comprehensive Plan 2010-2030: The City of Appleton *Comprehensive Plan 2010-2030* Future Land Use Map identifies this area with a future Mixed Use designation. The proposed street vacation is consistent with the following excerpts from the *Comprehensive Plan 2010-2030*.

OBJECTIVE 6.8 Transportation:

Implement transportation improvements which also support the City's desired land use, housing and neighborhood goals, objectives, and policies.

Street Vacation – South Oak Street and East Kimball Street
May 12, 2021
Page 3

OBJECTIVE 10.2 Land Use:

Encourage redevelopment to meet the demand for a significant share of future growth, and to enhance the quality of existing neighborhoods.

*Chapter 14 Downtown Plan, Initiative 4 Downtown Development and Business Retention:
Strategy 4.8 – Support private sector efforts to redevelop and invest in downtown.*

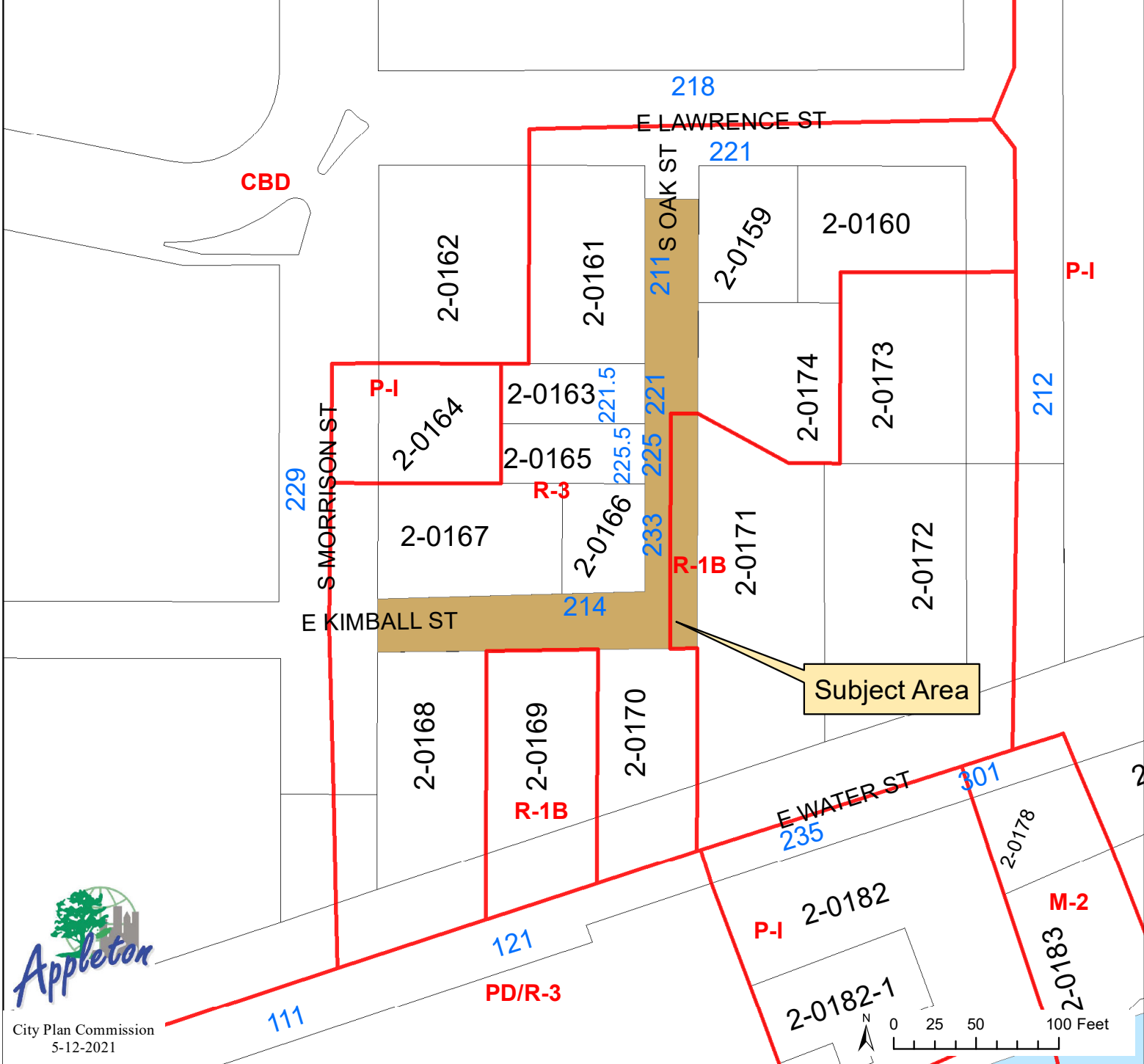
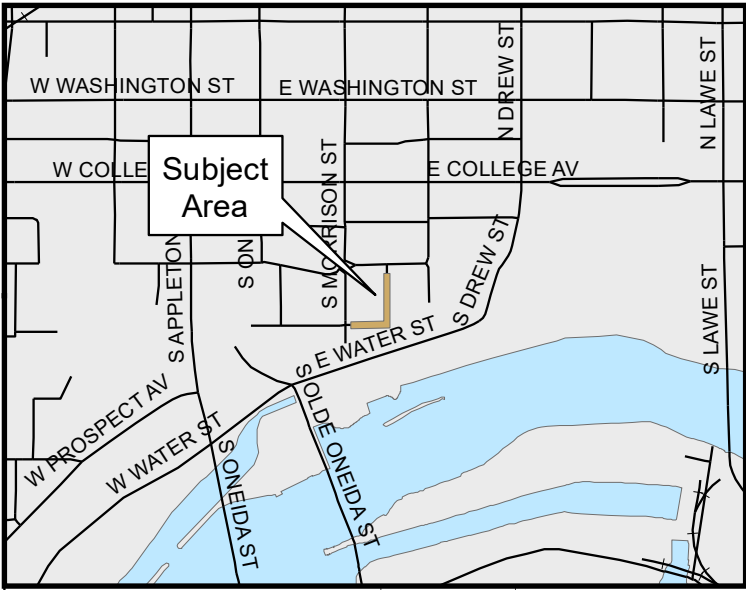
Technical Review Group (TRG) Report: This item appeared on the April 20, 2021 TRG agenda. No negative comments were received from participating departments.

RECOMMENDATION

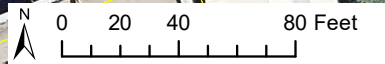
Staff recommends the discontinuance of portions of South Oak Street and East Kimball Street public right-of-way, as shown on the attached map and legal description, pending approval by the Municipal Services Committee, and the adoption of the Initial Resolution, **BE APPROVED** subject to the following condition:

1. After completion of the street vacation, a Certified Survey Map or other acceptable document must be recorded with the Outagamie County Register of Deeds in order to eliminate the land-locked lots created by the vacation of Oak Street and Kimball Street (#31-2-0163-00, #31-2-0165-00, #31-2-0166-00, and #31-2-0174-00).

South Oak Street and East Kimball Street Street Vacation Zoning Map



South Oak Street and East Kimball Street
Street Vacation
Aerial Map



INITIAL RESOLUTION

WHEREAS, the public interest requires that a part of South Oak Street and a part of East Kimball Street, that have not previously been vacated, be vacated and discontinued,

BE IT RESOLVED, that the Common Council of the City of Appleton, Wisconsin, hereby determines that the public interest requires that a part of South Oak Street and a part of East Kimball Street, City of Appleton, Outagamie County, Wisconsin, as hereinafter described, is hereby vacated and discontinued pursuant to §66.1003 of the Wisconsin Statutes.

LEGAL DESCRIPTION

All that part of Kimball Street lying East of the East line of Morrison Street and abutting Block Twelve (12) of the **APPLETON PLAT** (aka Second Ward Plat), all according to the recorded Assessor's Map of the City of Appleton, being located in Government Lot Two (2) of Section 26, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, containing 5,700 square feet of land more or less.

And

All that part of Oak Street lying South of a line 20 feet South of and parallel to the South line of Lawrence Street and abutting Block Twelve (12) of the **APPLETON PLAT** (aka Second Ward Plat), all according to the recorded Assessor's Map of the City of Appleton, being located in Government Lot Two (2) of Section 26, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, containing 8,080 square feet of land more or less.

See also attached Exhibit "A" for illustration.

EASEMENT RELEASE

The City of Appleton hereby releases any and all rights to any existing utilities within the above described vacated right of way, including but not limited to, storm sewer, drainage, sanitary sewer and watermain within the entire length and width of the above described right of ways.

COMMON DESCRIPTION:

A part of South Oak Street and a part of East Kimball Street, generally located south of Lawrence Street and east of Morrison

FURTHER RESOLVED, that the City Clerk of the City of Appleton be authorized and

directed to give notice required by §66.1003 of the Wisconsin Statutes.

FURTHER RESOLVED, that according to §66.1005 of the Wisconsin Statutes, upon vacation and discontinuance of said part of South Oak Street and said part of East Kimball Street, title to the above-described streets shall belong to the adjoining property owners and shall acquire an ownership interest in the entire area being vacated as shown on the attached Exhibit Map.

Date

City Law A21-0300
5/3/2021

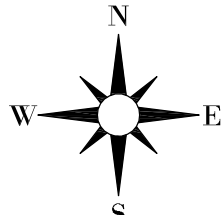
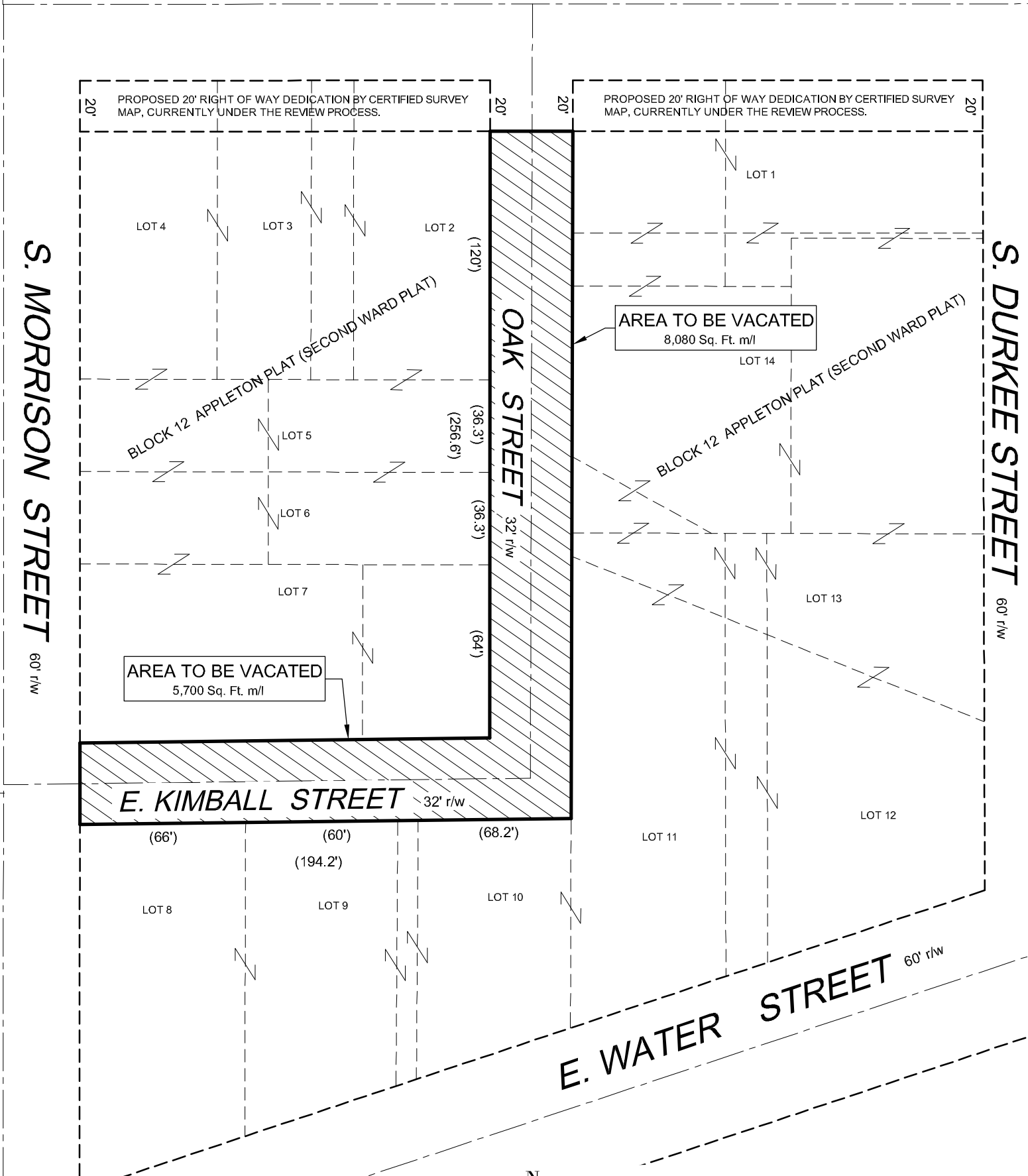
EXHIBIT "A"

All that part of Kimball Street lying East of the East line of Morrison Street and abutting Block Twelve (12) of the **APPLETON PLAT** (aka Second Ward Plat), all according to the recorded Assessor's Map of the City of Appleton, being located in Government Lot Two (2) of Section 26, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, containing 5,700 square feet of land more or less.

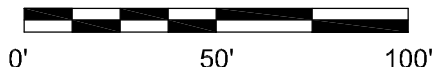
And

All that part of Oak Street lying South of a line 20 feet South of and parallel to the South line of Lawrence Street and abutting Block Twelve (12) of the **APPLETON PLAT** (aka Second Ward Plat), all according to the recorded Assessor's Map of the City of Appleton, being located in Government Lot Two (2) of Section 26, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, containing 8,080 square feet of land more or less.

E. LAWRENCE STREET 60' r/w



SCALE IN FEET

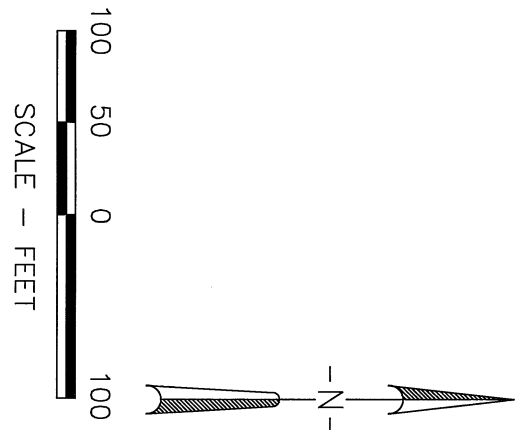


CITY OF APPLETON
 DEPT. OF PUBLIC WORKS
 ENGINEERING DIVISION
 100 NORTH APPLETON STREET
 APPLETON, WI 54911
 920-832-6474

DRAFTED BY: T. KROMM
 H:\Acad\Vac.and Dedications\2021\Oak_Kimball_St_0419_2021

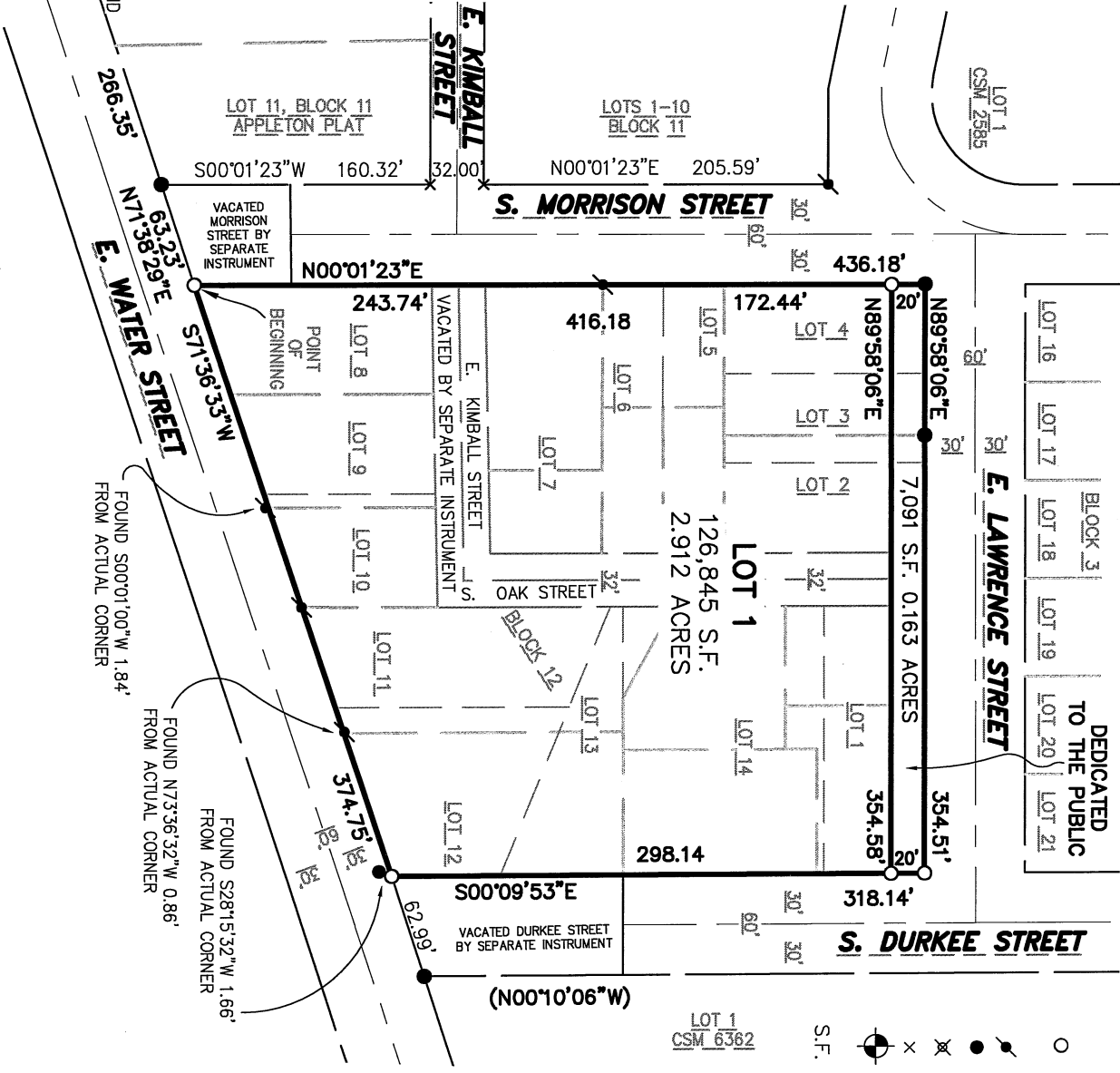
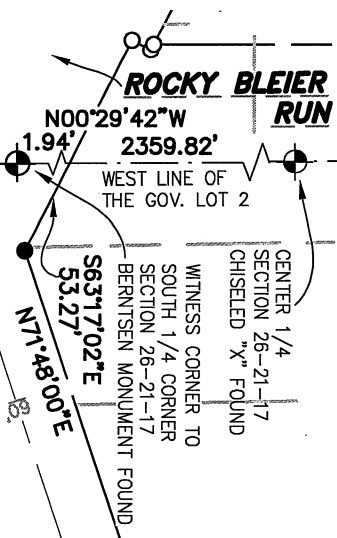
CERTIFIED SURVEY MAP NO. _____ SHEET 1 OF 4

ALL OF LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, ALL OF S. OAK STREET, AND PART OF E. KIMBALL STREET, ALL IN BLOCK 12, BEING PART OF THE APPLETON PLAT (SECOND WARD PLAT), ACCORDING TO THE RECORDED ASSESSORS PLAT, LOCATED IN GOVERNMENT LOT 2 OF SECTION 26, TOWNSHIP 21 NORTH, RANGE 17 EAST, CITY OF APPLETON, OUTAGAMIE COUNTY, WISCONSIN



BEARINGS ARE REFERENCED TO THE EAST LINE OF GOVERNMENT LOT 3 OF SECTION 26, TOWNSHIP 21 NORTH, RANGE 17 EAST WHICH BEARS N00°29'42"W PER THE WISCONSIN PUBLISHED COORDINATE SYSTEM FOR OUTAGAMIE COUNTY, WISCONSIN

FOR: -U.S. VENTURE, INC.
 A WISCONSIN CORPORATION
 -425 BETTER WAY
 -APPLETON, WI 54915
 -PHONE: 920-739-6101



ktesky, W:\PROJECTS\No Number\Money\092100256\CADD\Civil3D\Survey Documents\CSM_East_CSM_2021.dwg, sheet1_Layout1-landscape, Plot Date: 4/8/2021 4:21 PM.

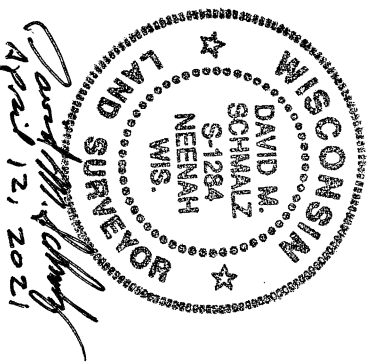
LEGEND

- - 3/4" x 24" ROUND IRON REBAR WEIGHING 1.5 lbs./lineal ft. SET
- - 3/4" ROUND STEEL REBAR FOUND
- ⦿ - 1" IRON PIN FOUND
- ⊗ - CHISELED "X" SET
- ⦿ - CHISELED "X" FOUND
- ⦿ - CERTIFIED LAND CORNER OUTAGAMIE COUNTY
- - SQUARE FEET

NOTES

- E. KIMBALL STREET & S. OAK STREETS TO BE VACATED BY SEPARATE INSTRUMENT.
- EXISTING BUILDINGS ARE TO BE DEMOLISHED AND ARE NOT SHOWN ON THIS CSM

DRAFTED BY: **Kyle J. Tesky, P.L.S.**



McMAHON
 ENGINEERS ARCHITECTS

McMAHON ASSOCIATES, INC.
 1445 McMAHON DRIVE NEENAH, WI 54956
 Mailing: P.O. BOX 1025 NEENAH, WI 54957-1025
 PH 920.751.4200 FX 920.751.4284 MCMGRP.COM

ALL OF LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, ALL OF S. OAK STREET, AND PART OF E. KIMBALL STREET, ALL IN BLOCK 12, BEING PART OF THE APPLETON PLAT (SECOND WARD PLAT), ACCORDING TO THE RECORDED ASSESSORS PLAT, LOCATED IN GOVERNMENT LOT 2 OF SECTION 26, TOWNSHIP 21 NORTH, RANGE 17 EAST, CITY OF APPLETON, OUTAGAMIE COUNTY, WISCONSIN

SURVEYOR'S CERTIFICATE

I, David M. Schmalz, Wisconsin Professional Land Surveyor S-1284, certify that I have surveyed, divided, mapped all of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, all of S. Oak Street, and part of E. Kimball Street, all in Block 12, being part of the Appleton Plat (Second Ward Plat), according to the recorded assessors plat, located in Government Lot 2 of Section 26, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin containing 133,936 square feet (3.075 acres) of land and described as follows:

Commencing at the Northerly Witness Corner to the South 1/4 Corner of said Section 26; thence N00°29'42"W, 1.94 feet along the West line of Government Lot 2 to the Northerly Right of Way (ROW) of Rocky Bleier Run; thence S63°17'02"E, 53.27 feet along said ROW; thence N71°48'00"E, 266.35 feet along the Northerly ROW of E. Water Street; thence N71°38'29"E, 63.23 feet along said ROW to the Southwest Corner of said Lot 8 and the Point of Beginning; thence N00°01'23"E 436.18 feet along the East ROW of S. Morrison Street; thence N89°58'06"E, 354.51 feet along the South ROW of E. Lawrence Street; thence S00°09'53"E, 318.14 feet along the West ROW of S. Durkee Street; thence S71°36'33"W, 374.75 feet along the Northerly ROW of E. Water Street to the Point of Beginning.

That I have made this survey by the direction of the Owners of said Land.

I further certify that this map is a correct representation of the exterior boundary lines of the land surveyed and the division of that land, and that I have complied with section 236.34 of the Wisconsin Statutes and the City of Appleton Subdivision Ordinance in surveying, dividing and mapping the same.

Given under my hand and seal this 12th day of April, 2021.

David M. Schmalz

David M. Schmalz, Professional WI land Surveyor S-1284



TAX PARCEL No.	OWNER	DOCUMENT No.
31-2-0159-00	U.S. VENTURE, INC	2228710
31-2-0160-00	U.S. VENTURE, INC	2214439
31-2-0161-00	U.S. VENTURE, INC	2228709
31-2-0162-00	U.S. VENTURE, INC	2228708
31-2-0163-00	U.S. VENTURE, INC	2228712
31-2-0164-00	U.S. VENTURE, INC	2214456
31-2-0165-00	U.S. VENTURE, INC	2228713
31-2-0166-00	U.S. VENTURE, INC	2228711
31-2-0167-00	U.S. VENTURE, INC	2214440
31-2-0168-00	U.S. VENTURE, INC	2214441
31-2-0169-00	U.S. VENTURE, INC	2214442
31-2-0170-00	U.S. VENTURE, INC	2214457
31-2-0171-00	U.S. VENTURE, INC	2214458
31-2-0172-00	U.S. VENTURE, INC	2214400
31-2-0173-00	U.S. VENTURE, INC	2214443
31-2-0174-00	U.S. VENTURE, INC	2228714

NOTES:

THE PROPERTY OWNER OF RECORD IS: U.S. VENTURE, INC., A WISCONSIN CORPORATION

THIS PROPERTY IS CONTAINED WHOLLY WITHIN LANDS DESCRIBED IN: DOCUMENT NUMBERS AND TAX PARCEL NUMBERS LISTED IN TABLE.

McMAHON
ENGINEERS ARCHITECTS

McMAHON ASSOCIATES, INC.
1445 McMAHON DRIVE NEENAH, WI 54956
Mailing: P.O. BOX 1025 NEENAH, WI 54957-1025
PH 920.751.4200 FX 920.751.4284 MCMGRP.COM

CERTIFIED SURVEY MAP NO. _____

SHEET 4 OF 4

ALL OF LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, ALL OF S. OAK STREET, AND PART OF E. KIMBALL STREET, ALL IN BLOCK, 12 BEING PART OF THE APPLETON PLAT (SECOND WARD PLAT), ACCORDING TO THE RECORDED ASSESSORS PLAT, LOCATED IN GOVERNMENT LOT 2 OF SECTION 26, TOWNSHIP 21 NORTH, RANGE 17 EAST, CITY OF APPLETON, OUTAGAMIE COUNTY, WISCONSIN

OWNER'S CERTIFICATE

U.S. VENTURE, INC., A WISCONSIN CORPORATION, As Owners, We hereby certify that we caused the land described on this Certified Survey Map to be surveyed, divided, mapped, and dedicated as represented on this Certified Survey Map. We also certify that this Certified Survey Map is required by s. 236.10 or 236.12 of the Wisconsin Statutes to be submitted to the following for approval.

City of Appleton

Dated this _____ day of _____, 20____.

U.S. VENTURE INC., A WISCONSIN CORPORATION

Authorized Signature, Title

Authorized Signature, Title

Printed Name

Printed Name

State of Wisconsin)
_____)ss
_____ County)

Personally appeared before me on the _____ day of _____, 20____, the above named person(s) to me known to be the person(s) who executed the foregoing instrument, and acknowledged the same.

Notary Public

_____ County, _____

My commission expires _____



David M. Schmalz
April 12, 2021



REPORT TO CITY PLAN COMMISSION

Plan Commission Meeting Date: May 12, 2021

Common Council Meeting Date: May 19, 2021

Item: Dedication of Public Right-of-Way for Lawrence Street

Case Manager: David Kress, Principal Planner

GENERAL INFORMATION

Owner/Applicant: U.S. Venture, Inc. c/o Elyse Mollner Stackhouse

Location: Generally located south and east of the intersection of Morrison Street and Lawrence Street (part of parcels #31-2-0162-00, #31-2-0161-00, #31-2-0159-00, and #31-2-0160-00)

Petitioner's Request: The applicant is requesting a dedication of land for public right-of-way for Lawrence Street.

BACKGROUND

The owner/applicant has acquired 16 parcels in the area south of Lawrence Street and east of Morrison Street. Some buildings have already been demolished in the subject area, and additional demolition permits have been issued recently. In April 2021, the owner/applicant submitted a Certified Survey Map (CSM) to combine the 16 parcels and proposed vacated right-of-way into one lot. The CSM also proposes to dedicate the subject area for public roadway purposes. The Downtown Appleton Mobility Plan includes recommendations for future reconstruction of Lawrence Street and identifies a need for additional right-of-way near the subject area. The proposed right-of-way dedication would provide for a widened Lawrence Street cross section.

Two related items are also being presented at this May 12, 2021 Plan Commission meeting. One is a request to vacate and discontinue portions of Oak Street and Kimball Street right-of-way. The other is Rezoning #4-21, which is a request to rezone the surrounding parcels from R-1B Single-Family District, R-3 Multi-Family District, and P-I Public Institutional District to CBD Central Business District. These items are incorporated in the CSM referenced above. CSMs are reviewed and administratively approved by City staff; however, CSM approval could only occur after Common Council approval of the items noted above. The CSM, currently under review, is attached for reference.

STAFF ANALYSIS

Public Right-of-Way Dedication: Approximately 6,451 square feet of land is included in the proposed right-of-way dedication. This includes part of parcels #31-2-0162-00, #31-2-0161-00, #31-2-0159-00, and #31-2-0160-00. As shown on the attached exhibit map, the right-of-way for Lawrence Street would be widened by 20 feet in this area.

Street Classification: The City's Arterial/Collector Plan Map identifies this portion of Lawrence Street as a local street.

Street Dedication – Lawrence Street

May 12, 2021

Page 2

Surrounding Zoning Classification and Land Uses: The surrounding area is under the jurisdiction of the City of Appleton (north, south, east, and west). The uses are generally residential and institutional in nature. If Rezoning #4-21 is approved, the surrounding zoning would be completely CBD Central Business District.

North: R-3 Multi-Family District and CBD Central Business District. Existing Lawrence Street right-of-way is immediately north of the subject area, and the adjacent land use is institutional (YMCA of the Fox Cities facility).

South: R-3 Multi-Family District and CBD Central Business District. The adjacent land use to the south is currently vacant land, with building demolition ongoing on some parcels.

East: R-3 Multi-Family District and P-I Public Institutional District. Existing Durkee Street right-of-way is immediately east of the subject area, and the adjacent land use is institutional (Lawrence University).

West: CBD Central Business District. Existing Morrison Street right-of-way is immediately west of the subject area.

Comprehensive Plan 2010-2030: The City of Appleton *Comprehensive Plan 2010-2030* identifies this area as future Mixed Use designation. The proposed public right-of-way dedication is consistent with the following excerpts from the *Comprehensive Plan 2010-2030*.

Goal 4 – Transportation

Appleton will support a comprehensive transportation network that provides viable options for pedestrian, bicycle, highway, rail, and air transportation, both locally and within the region.

OBJECTIVE 6.9 Transportation:

Implement the transportation-related recommendations contained within related plans.

Policy 6.9.2 Implement the recommendations of the 2016 Downtown Mobility Study.

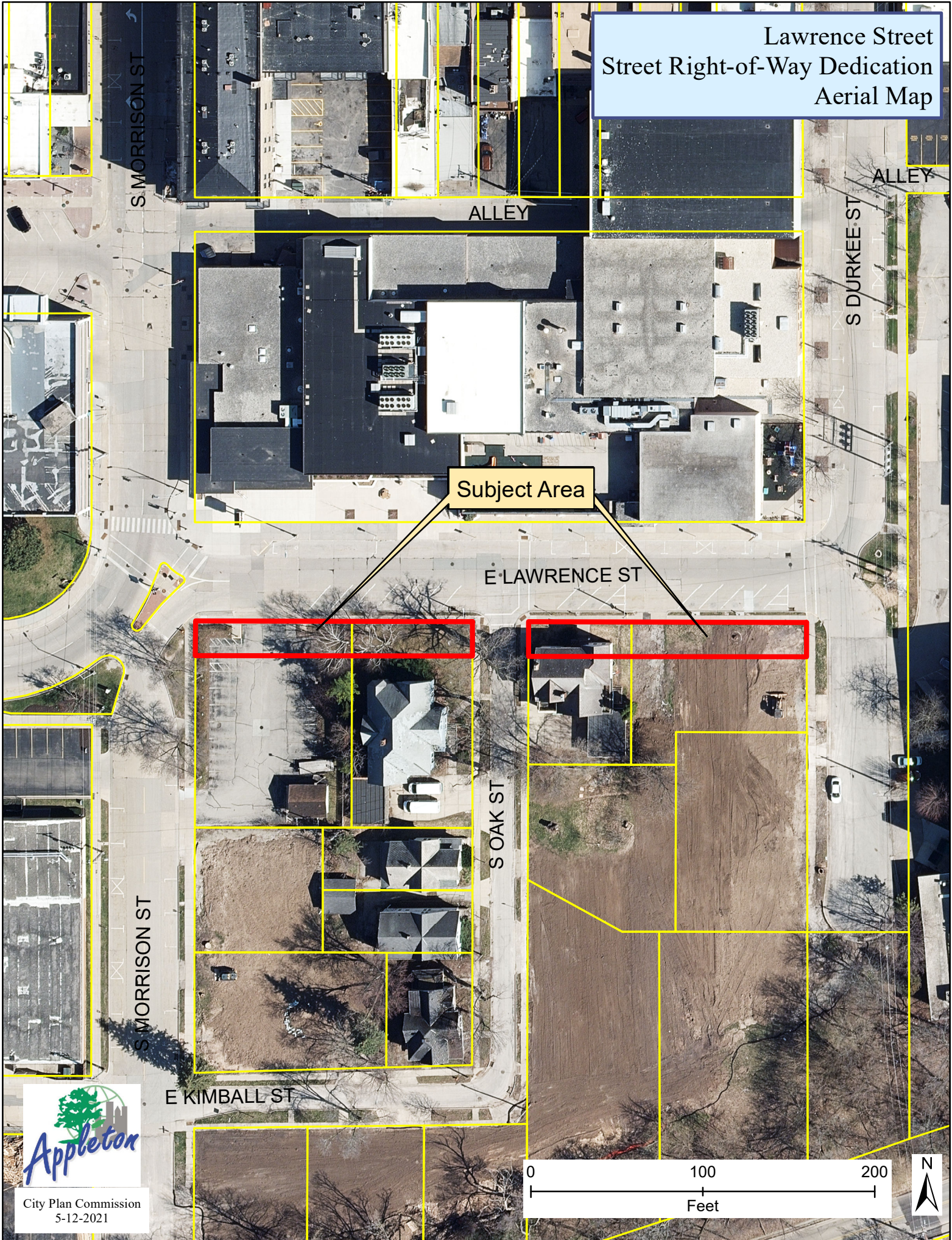
Technical Review Group (TRG) Report: This item appeared on the April 20, 2021 TRG agenda. No negative comments were received from participating departments.

RECOMMENDATION

Staff recommends the dedication of land for public right-of-way for Lawrence Street, as shown on the attached maps, **BE APPROVED** subject to the following conditions:

1. For the attached Certified Survey Map, revise the dedication area by removing a portion of existing right-of-way. The dedication areas shown on the CSM need to align with the exhibit map used for the vacation of Oak Street and Kimball Street.
2. In the area to be dedicated as public right-of-way, demolition of the existing buildings must be completed prior to City signatures being affixed to the Certified Survey Map.

Lawrence Street
Street Right-of-Way Dedication
Aerial Map



Subject Area

E LAWRENCE ST

S MORRISON ST

S DURKEE ST

ALLEY

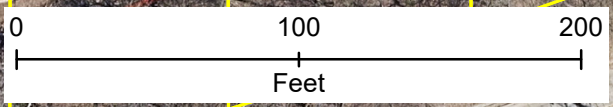
SOAK ST

S MORRISON ST

E KIMBALL ST

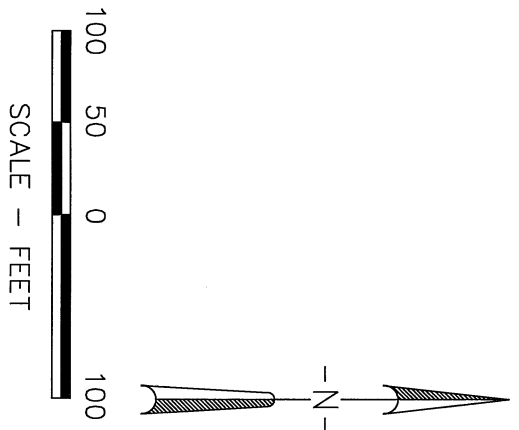


City Plan Commission
5-12-2021



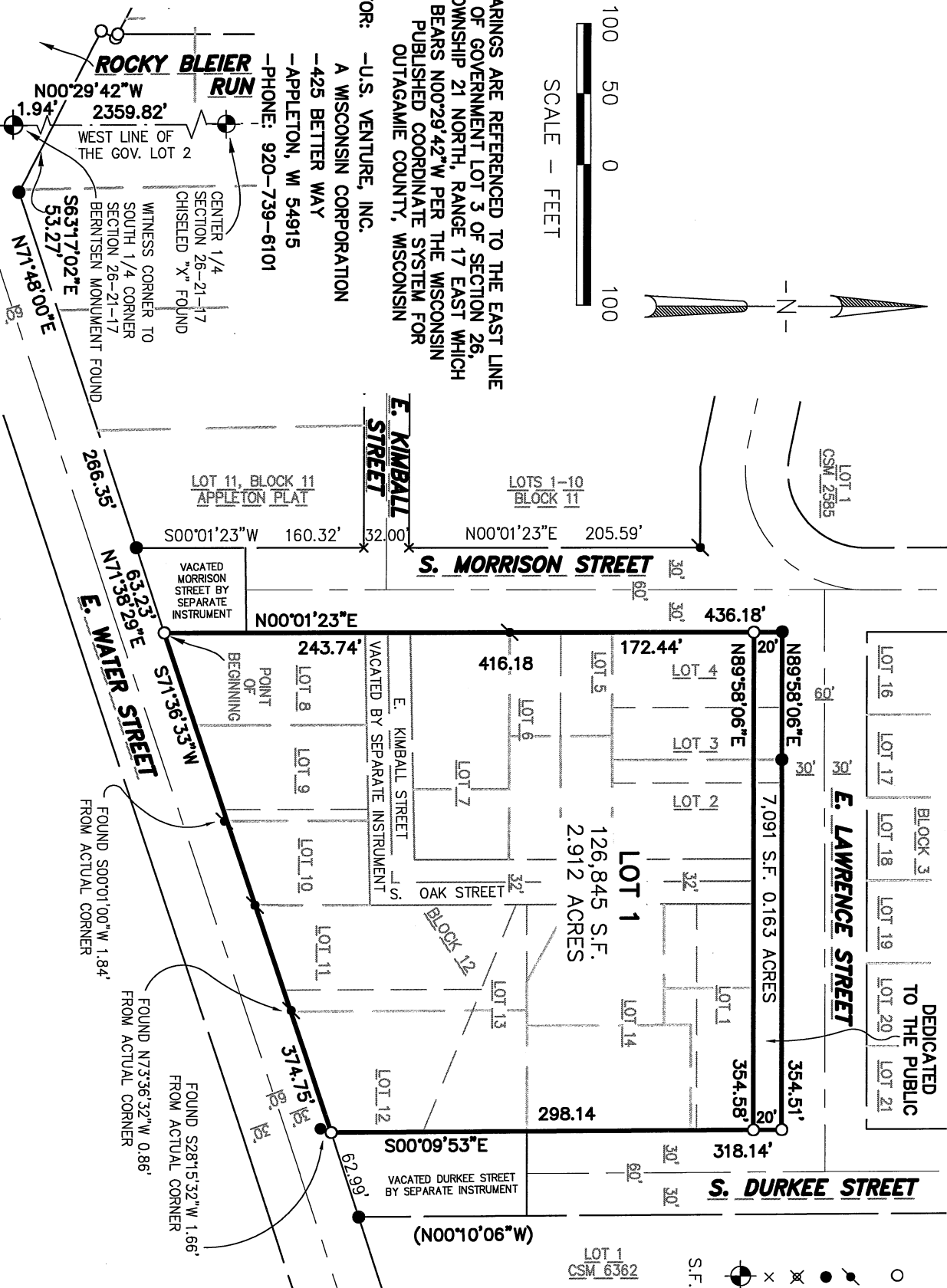
CERTIFIED SURVEY MAP NO. _____ SHEET 1 OF 4

ALL OF LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, ALL OF S. OAK STREET, AND PART OF E. KIMBALL STREET, ALL IN BLOCK 12, BEING PART OF THE APPLETON PLAT (SECOND WARD PLAT), ACCORDING TO THE RECORDED ASSESSORS PLAT, LOCATED IN GOVERNMENT LOT 2 OF SECTION 26, TOWNSHIP 21 NORTH, RANGE 17 EAST, CITY OF APPLETON, OUTAGAMIE COUNTY, WISCONSIN



BEARINGS ARE REFERENCED TO THE EAST LINE OF GOVERNMENT LOT 3 OF SECTION 26, TOWNSHIP 21 NORTH, RANGE 17 EAST WHICH BEARS N00°29'42"W PER THE WISCONSIN PUBLISHED COORDINATE SYSTEM FOR OUTAGAMIE COUNTY, WISCONSIN

FOR: -U.S. VENTURE, INC.
 A WISCONSIN CORPORATION
 -425 BETTER WAY
 -APPLETON, WI 54915
 -PHONE: 920-739-6101



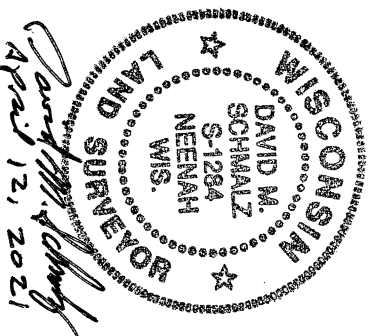
LEGEND

- - 3/4" x 24" ROUND IRON REBAR WEIGHING 1.5 lbs./lineal ft. SET
- 3/4" ROUND STEEL REBAR FOUND
- 1" IRON PIN FOUND
- - CHISELED "X" SET
- ⊗ - CHISELED "X" FOUND
- ⊙ - CERTIFIED LAND CORNER OUTAGAMIE COUNTY
- SQUARE FEET

NOTES

- E. KIMBALL STREET & S. OAK STREETS TO BE VACATED BY SEPARATE INSTRUMENT.
- EXISTING BUILDINGS ARE TO BE DEMOLISHED AND ARE NOT SHOWN ON THIS CSM

DRAFTED BY: **Kyle J. Tesky, P.L.S.**



McMAHON
 ENGINEERS ARCHITECTS

McMAHON ASSOCIATES, INC.
 1445 McMAHON DRIVE NEENAH, WI 54956
 Mailing: P.O. BOX 1025 NEENAH, WI 54957-1025
 PH 920.751.4200 FX 920.751.4284 MCMGRP.COM

ktesky, W:\PROJECTS\No Number\Money\092100256\CADD\Civil3D\Survey Documents\CSM_East_CSM_2021.dwg, sheet1_Layout1-landscape, Plot Date: 4/8/2021 4:21 PM.

ALL OF LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, ALL OF S. OAK STREET, AND PART OF E. KIMBALL STREET, ALL IN BLOCK 12, BEING PART OF THE APPLETON PLAT (SECOND WARD PLAT), ACCORDING TO THE RECORDED ASSESSORS PLAT, LOCATED IN GOVERNMENT LOT 2 OF SECTION 26, TOWNSHIP 21 NORTH, RANGE 17 EAST, CITY OF APPLETON, OUTAGAMIE COUNTY, WISCONSIN

SURVEYOR'S CERTIFICATE

I, David M. Schmalz, Wisconsin Professional Land Surveyor S-1284, certify that I have surveyed, divided, mapped all of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, all of S. Oak Street, and part of E. Kimball Street, all in Block 12, being part of the Appleton Plat (Second Ward Plat), according to the recorded assessors plat, located in Government Lot 2 of Section 26, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin containing 133,936 square feet (3.075 acres) of land and described as follows:

Commencing at the Northerly Witness Corner to the South 1/4 Corner of said Section 26; thence N00°29'42"W, 1.94 feet along the West line of Government Lot 2 to the Northerly Right of Way (ROW) of Rocky Bleier Run; thence S63°17'02"E, 53.27 feet along said ROW; thence N71°48'00"E, 266.35 feet along the Northerly ROW of E. Water Street; thence N71°38'29"E, 63.23 feet along said ROW to the Southwest Corner of said Lot 8 and the Point of Beginning; thence N00°01'23"E 436.18 feet along the East ROW of S. Morrison Street; thence N89°58'06"E, 354.51 feet along the South ROW of E. Lawrence Street; thence S00°09'53"E, 318.14 feet along the West ROW of S. Durkee Street; thence S71°36'33"W, 374.75 feet along the Northerly ROW of E. Water Street to the Point of Beginning.

That I have made this survey by the direction of the Owners of said Land.

I further certify that this map is a correct representation of the exterior boundary lines of the land surveyed and the division of that land, and that I have complied with section 236.34 of the Wisconsin Statutes and the City of Appleton Subdivision Ordinance in surveying, dividing and mapping the same.

Given under my hand and seal this 12th day of April, 2021.

David M. Schmalz

David M. Schmalz, Professional WI land Surveyor S-1284



TAX PARCEL No.	OWNER	DOCUMENT No.
31-2-0159-00	U.S. VENTURE, INC	2228710
31-2-0160-00	U.S. VENTURE, INC	2214439
31-2-0161-00	U.S. VENTURE, INC	2228709
31-2-0162-00	U.S. VENTURE, INC	2228708
31-2-0163-00	U.S. VENTURE, INC	2228712
31-2-0164-00	U.S. VENTURE, INC	2214456
31-2-0165-00	U.S. VENTURE, INC	2228713
31-2-0166-00	U.S. VENTURE, INC	2228711
31-2-0167-00	U.S. VENTURE, INC	2214440
31-2-0168-00	U.S. VENTURE, INC	2214441
31-2-0169-00	U.S. VENTURE, INC	2214442
31-2-0170-00	U.S. VENTURE, INC	2214457
31-2-0171-00	U.S. VENTURE, INC	2214458
31-2-0172-00	U.S. VENTURE, INC	2214400
31-2-0173-00	U.S. VENTURE, INC	2214443
31-2-0174-00	U.S. VENTURE, INC	2228714

NOTES:

THE PROPERTY OWNER OF RECORD IS: U.S. VENTURE, INC., A WISCONSIN CORPORATION

THIS PROPERTY IS CONTAINED WHOLLY WITHIN LANDS DESCRIBED IN: DOCUMENT NUMBERS AND TAX PARCEL NUMBERS LISTED IN TABLE.

McMAHON
ENGINEERS ARCHITECTS

McMAHON ASSOCIATES, INC.
1445 McMAHON DRIVE NEENAH, WI 54956
Mailing: P.O. BOX 1025 NEENAH, WI 54957-1025
PH 920.751.4200 FX 920.751.4284 MCMGRP.COM

CERTIFIED SURVEY MAP NO. _____

SHEET 4 OF 4

ALL OF LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, ALL OF S. OAK STREET, AND PART OF E. KIMBALL STREET, ALL IN BLOCK, 12 BEING PART OF THE APPLETON PLAT (SECOND WARD PLAT), ACCORDING TO THE RECORDED ASSESSORS PLAT, LOCATED IN GOVERNMENT LOT 2 OF SECTION 26, TOWNSHIP 21 NORTH, RANGE 17 EAST, CITY OF APPLETON, OUTAGAMIE COUNTY, WISCONSIN

OWNER'S CERTIFICATE

U.S. VENTURE, INC., A WISCONSIN CORPORATION, As Owners, We hereby certify that we caused the land described on this Certified Survey Map to be surveyed, divided, mapped, and dedicated as represented on this Certified Survey Map. We also certify that this Certified Survey Map is required by s. 236.10 or 236.12 of the Wisconsin Statutes to be submitted to the following for approval.

City of Appleton

Dated this _____ day of _____, 20____.

U.S. VENTURE INC., A WISCONSIN CORPORATION

Authorized Signature, Title

Authorized Signature, Title

Printed Name

Printed Name

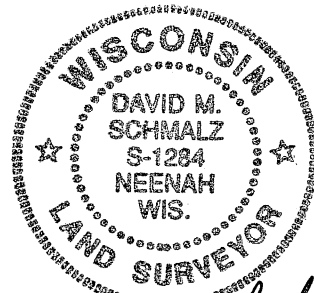
State of Wisconsin)
_____)ss
_____ County)

Personally appeared before me on the _____ day of _____, 20____, the above named person(s) to me known to be the person(s) who executed the foregoing instrument, and acknowledged the same.

Notary Public

_____ County, _____

My commission expires _____



David M. Schmalz
April 12, 2021

Resolution

WHEREAS, the City of Appleton is interested in developing lands for public outdoor recreation purposes as described in the application for the David and Rita Nelson River Crossing Bridge and Trail;

WHEREAS, financial aid is required to carry out the project;

THEREFORE, BE IT RESOLVED, that the City of Appleton has budgeted a sum sufficient to complete the project.

HEREBY AUTHORIZES Dean Gazza, Director of Parks, Recreation, and Facilities Management to act on behalf of the City of Appleton to:

- submit an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available;
- submit reimbursement claims along with necessary supporting documentation within 6 months of project completion date;
- submit signed documents;
- and take necessary action to undertake, direct and complete the approved project.

BE IT FURTHER RESOLVED that the City of Appleton will:

- comply with state or federal rules for the programs;
- may perform force account work;
- will maintain the completed project in an attractive, inviting and safe manner;
- will keep the facilities open to the general public during reasonable hours consistent with the type of facility;
- and will obtain from the State of Wisconsin Department of Natural Resources or the National Park Service approval in writing before any change is made in the use of the projectsite.

Adopted this ____ day of May, 2021.

I hereby certify that the foregoing resolution was duly adopted by the Appleton Common Council at a legal meeting on the 19th day of May, 2021.

By: _____

Jacob A. Woodford, Mayor

City Law A17-0021

By: _____

Kami Lynch, City Clerk



“...meeting community needs...enhancing quality of life.”

**PARKS, RECREATION & FACILITIES
MANAGEMENT**

Dean R. Gazza, Director

1819 East Witzke Boulevard

Appleton, Wisconsin 54911-8401

(920) 832-5572 FAX (920) 993-3103

Email - dean.gazza@appleton.org

TO: Finance Committee

FROM: Dean R. Gazza, Director, Parks Recreation and Facilities Management

DATE: 5/10/2021

RE: Action Item: Award the Engineering Contract for the 2021 Pierce Park Pavement Renovation Project to the Rettler Corporation in the amount of \$39,600 plus a 10% contingency for a total not to exceed a project engineering cost of \$43,560.

PROJECT

The 2021/2022 Capital Improvement Budget allocated monies to renovate the Pierce Park parking lot, entrance road, and walking path. Overall, the pavement replacement project will include stormwater modeling, demolition, new base, new storm sewer, and new asphalt pavement. This memo addresses selecting a design consultant to create plans, specifications, and oversee construction administration for the 2021 Pierce Park Pavement Renovation Project.

BACKGROUND

The Parks, Recreation and Facilities Management Department (PRFMD) is responsible for all concrete and asphalt pavement associated with City Facilities, including roads, parking lots, building approaches, walkways, sidewalks, trails, entrances, etc. In 2017 PRFMD hired a consultant to complete a condition assessment and create an implementation schedule for all the paved surfaces at City Parks. This funding request recognizes the need to replace the parking lot, entrance road, and walking path based on the condition assessment and report prepared by the consulting engineer.

RFP PROCESS:

The request for proposal was distributed on the City of Appleton's Website. Representatives from seven firms attended a pre-proposal meeting where the project was defined along with the project scope. One of the firms, EXP, opted not to provide a proposal based on the specifics of this project. The proposals were reviewed by PRFMD staff prior to the opening of the bid tabulation document. The following table identifies the engineering firms along with their proposal pricing:

Table 1: Engineering Firms and RFQ Results

Firm:	BID TOTAL
McMahon	\$49,787
KL	\$68,123
JSD	\$86,100
M&E	\$53,090
Westwood	\$48,000
Rettler	\$39,600
EXP - DNP	NA

*DNP = Did Not Propose

*NA – Not Applicable

The evaluation team completed their review of the submitted proposals and found that all firms that proposed were responsible and could perform the work to the City's expectations. The evaluation team completed a value evaluation to assess whether or not the additional costs from the other firms were worth justifying. The evaluation team assessed all proposals again and found that the additional funds required to hire any of the other firms were not justifiable, and Rettler Corporation could complete the work to all City expectations.

The Rettler team has extensive experience with similar PRFMD projects. Their proposal demonstrated a comprehensive approach that delivered construction and improvement alternatives that will fit the City's needs.

RECOMMENDATION

Award the Engineering Contract for the 2021 Pierce Park Hardscape Renovation Project to the Rettler Corporation in the amount of \$39,600 plus a 10% contingency for a total not to exceed a project engineering cost of \$43,560

Please contact me at 832-5572 or at dean.gazza@appleton.org with any questions.



"...meeting community needs...enhancing quality of life."

MEMO

TO: Finance Committee

FROM: Paula Vandehey, Director of Public Works *PAV*

DATE: May 6, 2021

SUBJECT: **Request to reallocate \$20,790 positive bid variance from our Coop Road Asphalt Resurfacing Project to the asphalt paving of a widened shoulder along CTH E (Apple Creek Road) in the 2021 Asphalt Capital Paving Program (4240).**

Outagamie County Highway Department is resurfacing CTH E (Apple Creek Road) from Ballard Road to CTH C. They recently approached the City of Appleton, Town of Grand Chute and Town of Freedom to see if we would be interested in having the shoulders widened as part of their resurfacing project to provide for bicycle accommodations. This cooperative project would be similar to what was done on both CTH JJ (Edgewood Drive) and CTH E (Ballard Road).

Because we were not aware of this opportunity, the municipalities did not budget for this project. Each community is working through their process to try to gain approval for this collaborative project. Although it is not ideal that we were not aware of this project in time to include it in our budget, it is an opportunity that we do not want to miss out on.

Therefore, we are requesting a 2021 budget adjustment to reallocate \$20,790 positive bid variance from our Coop Road Asphalt Resurfacing Project to the CTH E asphalt shoulder widening project.

**CTH E Proposed Shoulder Widening
(CTH EE - Apple Hill Blvd.)**

		Cost Assignment / Municipality				TOTALS
		NB Shoulder Widening		SB Shoulder Widening		
	Total Segment Length (LF)		4,875	Total Segment Length (LF)		4,875
	Total Widened Length (LF)		2,455	Total Widened Length (LF)		4,275
	Total Widened Area (SY)		818	Total Widened Area (SY)		1,425
	Total Estimated Segment Cost	\$	14,730	Total Estimated Segment Cost	\$	25,650
		C. Appleton	T. Freedom	C. Appleton	T. Freedom	Grand Chute
LF of Paved Shld		600	575	2,865	510	900
Associated Cost		\$3,600	\$3,450	\$17,190	\$3,060	\$5,400
Percentage		24.4%	23.4%	67.0%	11.9%	21.1%
			Grand Chute			Grand Chute
			1,280			900
			\$7,680			\$5,400
			52.1%			21.1%
						\$40,380
						6,730
						\$40,380

Note: All costs are estimated based on shaping/paving a 6-ft paved shoulder (+/- 3-ft of widening typical)

Total Cost by Municipality

City of Appleton	\$20,790
Town of Freedom	\$6,510
Town of Grand Chute	\$13,080

MEMO: Personal property tax bills for Wisconsin Registered Agent LLC
DATE: May 5th, 2021
TO: Finance Committee
FROM: DeAnn Brosman, City Assessor

Please rescind the enclosed 2019-2020 Personal property tax bills for Wisconsin Registered Agent LLC totaling \$109.72. Their office furniture located at 2800 E. Enterprise was double-assessed, so these two delinquent tax bills should be cancelled under WI Statute 74.33(1) which allows for the correction of this error.

Wisconsin Registered Agent LLC first contacted us last month after receiving a tax delinquency notice from our Finance Department. They had not responded to four prior letters/notices that could have prevented the double assessment. I visited the location on April 21st, 2021 and discovered that Epiphany Law owns the furniture used by Wisconsin Registered Agent LLC. Epiphany had included the value of this furniture on their own 2019-2020 personal property statements and has paid taxes on it already. Therefore, I am requesting that you rescind the enclosed bills.

Parcel #: **PAY 1ST INSTALLMENT - \$ 50.21**
 31199275710
 WISCONSI **OR**
PAY FULL PAYMENT - \$ 50.21
 Bill #: 435347 **BY** Jan 31, 2020

Parcel #: **PAY 2ND INSTALLMENT - \$ 0.00**
 31199275710
 WISCONSI
DUE BY March 31, 2020
 Bill #: 435347
 REMEMBER TO PAY TIMELY
 TO AVOID INTEREST PENALTY

SEND THIS STUB AND MAKE CHECK PAYABLE TO:
 CITY OF APPLETON
 FINANCE DEPARTMENT
 PO BOX 2519
 APPLETON, WI 54912

SEND THIS STUB AND MAKE CHECK PAYABLE TO:
 CITY OF APPLETON
 FINANCE DEPARTMENT
 PO BOX 2519
 APPLETON, WI 54912



If receipt is needed send a self addressed stamped envelope



If receipt is needed send a self addressed stamped envelope

FOR INFORMATION PURPOSES ONLY • Voter Approved Temporary Tax Increases

Taxing Jurisdiction	Total Additional Taxes	Total Additional Taxes Applied to Property	Year Increase Ends	Taxing Jurisdiction	Total Additional Taxes	Total Additional Taxes Applied to Property	Year Increase Ends

WISCONSIN REGISTERED AGENT
 LLC

**STATE OF WISCONSIN - OUTAGAMIE COUNTY
 PERSONAL PROPERTY TAX BILL FOR 2019**

Bill No. 435347
 Parcel No. 31199275710

Property Address: 2800 E ENTERPRISE AVE, Unit #333

Assessed Value Land	Assd. Value Improve	Tot. Assessed Value	Ave. Assmt. Ratio	Est. Fair Mkt. Land	Est. Fair Mkt. Improve	Total Est. Fair Mkt.	A star in this box means unpaid prior years taxes	
0	2,500	2,500	0.9831295450	0	2,500	2,500	<input type="checkbox"/>	
TAXING JURISDICTION		2018	2019	2018	2019	% Tax Change	NET PROPERTY TAX \$ 50.21	
		Est. State Aids Allocated Tax Dist.	Est. State Aids Allocated Tax Dist.	Net Tax	Net Tax			
STATE		0	0		0.00			
COUNTY		1,678,697	1,860,714		9.29			
LOCAL		11,690,712	11,937,446		20.88			
APPLETON SCH		61,110,217	65,339,599		17.44			
FOX VALLEY TECH		4,871,658	5,146,020		2.60			
TOTAL		79,351,284	84,283,779	0.00	50.21	0.0%		
FIRST DOLLAR CREDIT				0.00	0.00	0.0%		
LOTTERY AND GAMING CREDIT				0.00	0.00	0.0%		
NET PROPERTY TAX				0.00	50.21	0.0%		
School taxes reduced by school levy tax credit \$ 3.71		Important: This description is for property tax bill only and may not be a full legal description			Net Assessed Value Rate (Does NOT reflect Credits) 0.02008616	Warning: If not paid by due dates, installments option is lost and total tax is delinquent subject to interest (see reverse).		
				Total Due		FOR FULL PAYMENT BY		
				Jan 31, 2020		\$ 50.21		

PRESORTED
 FIRST CLASS MAIL
 U.S. POSTAGE PAID
 UMS

FROM CITY OF APPLETON
 FINANCE DEPARTMENT
 PO BOX 2519
 APPLETON, WI 54912

ADDRESS SERVICE REQUESTED

IMPORTANT REMINDER
 FIRST INSTALLMENT OR PAYMENT IN FULL

MUST BE MADE BY - Jan 31, 2020

Tax Statement

31199275710
 WISCONSIN REGISTERED AGENT
 LLC
 2800 E ENTERPRISE AVE #333
 APPLETON WI 54913

Parcel #: **PAY 1ST INSTALLMENT - \$ 59.51**
 31199275710
 WISCONSI
OR
PAY FULL PAYMENT - \$ 59.51
 Bill #: 483063
BY Jan 31, 2021

Parcel #: **PAY 2ND INSTALLMENT - \$ 0.00**
 31199275710
 WISCONSI
DUE BY March 31, 2021
 Bill #: 483063
 REMEMBER TO PAY TIMELY
 TO AVOID INTEREST PENALTY

SEND THIS STUB AND MAKE CHECK PAYABLE TO:
 CITY OF APPLETON
 FINANCE DEPARTMENT
 PO BOX 2519
 APPLETON, WI 54912

SEND THIS STUB AND MAKE CHECK PAYABLE TO:
 CITY OF APPLETON
 FINANCE DEPARTMENT
 PO BOX 2519
 APPLETON, WI 54912



If receipt is needed send a self addressed stamped envelope



If receipt is needed send a self addressed stamped envelope

FOR INFORMATION PURPOSES ONLY • Voter Approved Temporary Tax Increases

Taxing Jurisdiction	Total Additional Taxes	Total Additional Taxes Applied to Property	Year Increase Ends	Taxing Jurisdiction	Total Additional Taxes	Total Additional Taxes Applied to Property	Year Increase Ends

WISCONSIN REGISTERED AGENT
 LLC

**STATE OF WISCONSIN - OUTAGAMIE COUNTY
 PERSONAL PROPERTY TAX BILL FOR 2020**

Bill No. 483063
 Parcel No. 31199275710

Property Address: 2800 E ENTERPRISE AVE, Unit #333

Assessed Value Land	Assd. Value Improve	Tot. Assessed Value	Ave. Assmt. Ratio	Est. Fair Mkt. Land	Est. Fair Mkt. Improve	Total Est. Fair Mkt.	* A star in this box means unpaid prior years taxes	
0	2,900	2,900	0.9405489540	0	3,100	3,100		
TAXING JURISDICTION		2019	2020	2019	2020	% Tax Change	NET PROPERTY TAX \$ 59.51	
		Est. State Aids Allocated Tax Dist.	Est. State Aids Allocated Tax Dist.	Net Tax	Net Tax			
STATE		0	0	0.00	0.00			
COUNTY		1,860,714	1,822,041	9.29	10.76	15.8%		
LOCAL		11,937,446	12,107,754	20.88	25.44	21.8%		
APPLETON SCH		65,339,599	64,101,637	17.44	20.25	16.1%		
FOX VALLEY TECH		5,146,020	5,046,473	2.60	3.06	17.7%		
TOTAL		84,283,779	83,077,905	50.21	59.51	18.5%		
FIRST DOLLAR CREDIT				0.00	0.00	0.0%		
LOTTERY AND GAMING CREDIT				0.00	0.00	0.0%		
NET PROPERTY TAX				50.21	59.51	18.5%		
School taxes reduced by school levy tax credit \$ 4.26		Important: This description is for property tax bill only and may not be a full legal description				Net Assessed Value Rate (Does NOT reflect Credits) 0.02051906	Warning: If not paid by due dates, installments option is lost and total tax is delinquent subject to interest (see reverse).	
Total Due							FOR FULL PAYMENT BY	
Jan 31, 2021							\$ 59.51	

PRESORTED
 FIRST CLASS MAIL
 U.S. POSTAGE PAID
 UMS

FROM CITY OF APPLETON
 FINANCE DEPARTMENT
 PO BOX 2519
 APPLETON, WI 54912

ADDRESS SERVICE REQUESTED

IMPORTANT REMINDER
 FIRST INSTALLMENT OR PAYMENT IN FULL

MUST BE MADE BY - Jan 31, 2021

Tax Statement

31199275710
 WISCONSIN REGISTERED AGENT
 LLC
 2800 E ENTERPRISE AVE #333
 APPLETON WI 54913

**LAND DEDICATION AGREEMENT
LIGHTNING DRIVE and STORMWATER POND**

This Agreement is made by and between Apple Tree Appleton Four LLC (“Apple Tree”) and the City of Appleton (“City”).

WHEREAS, Apple Tree is the owner of certain lands; and

WHEREAS, the City and Apple Tree desire to set forth their respective duties and responsibilities with respect to the development of the land and construction of Lightning Drive and Stormwater Pond; and

NOW THEREFORE, in consideration of the mutual promises herein contained, the parties agree as follows:

1. CITY

1.1 City shall be responsible for the installation of sanitary sewer and watermain in the Lightning Drive right-of-way from the south Apple Tree property line to Bald Eagle Drive in 2021. City shall also complete the remainder of the sanitary sewer and watermain north of Bald Eagle Drive within area “1” on the attached Exhibit A in 2023.

1.2 City shall be responsible for installation of storm sewer, grading, graveling and temporary asphalt of Lightning Drive as indicated by area “1” on the attached Exhibit A in 2023. The properties adjacent to this segment of Lightning Drive shall not be assessed by the City for the temporary asphalt, estimated at \$82,000. All other costs shall be assessed per the City’s Special Assessment Policy.

1.3 City shall contribute \$201,648 towards the oversizing of the stormwater pond based on a 16.4% volume contribution and loss of 3 buildable lots, upon completion and acceptance of said stormwater pond by the City. City shall accept ownership of said pond and dedication of Outlot 10 of the plat for Apple Ridge 2 conditioned upon being built to City standards including the establishment of self-sustaining vegetation.

2. APPLE TREE

2.1 Apple Tree shall dedicate to the City all land necessary for the 70’ right-of-way for Lightning Drive as indicated by area “1” on attached Exhibit A and more particularly described in Exhibit A-1 attached hereto and incorporated herein by reference. Dedication of said land shall be at no cost to the City. Attached Exhibit B “Application for Dedication to the Public” shall be signed at the time of signature of Land Dedication Agreement.

2.2 Apple Tree shall construct said Stormwater Pond oversized appropriately to address a portion of the stormwater management for Lightning Drive in 2023. Upon acceptance by the City, Apple Tree shall dedicate Outlot 10 to the City.

2.3 Apple Tree shall provide all necessary access to City and its contractors and agents through Apple Tree property to avoid wetland impacts, as indicated on Exhibit C, immediately upon signature of this agreement. Such access shall be coordinated with Apple Tree to avoid City access preventing Apple Tree contractors from completing their work.

2.4 Apple Tree shall pay all costs associated with sanitary laterals, storm laterals and water services necessary to serve any development adjacent to Lightning Drive. Upon request by Apple Tree the City could install laterals in conjunction with work described in sections 1.1 and 1.2 above with all costs paid by Apple Tree at the time of installation.

3. ADDITIONAL PROVISIONS

3.1 Time is of the essence.

3.2 The laws of the State of Wisconsin shall govern this Agreement.

3.3 No party to this Agreement may assign any of its interest or obligations hereunder without first obtaining the written consent of the other party.

3.4 This Agreement may be signed in any number of counterparts with the same effect as if the signatures thereto and hereto were upon the same instrument.

3.5 No modification, alteration, or amendment of this Agreement shall be binding upon any party until such modification, alteration, or amendment is reduced to writing and executed by all parties to this Agreement.

[SIGNATURES BEGIN ON FOLLOWING PAGE]

CITY OF APPLETON

By: _____
Jacob A. Woodford, Mayor

ATTEST:

By: _____
Kami Lynch, City Clerk

STATE OF WISCONSIN)
 : ss.
OUTAGAMIE COUNTY)

Personally came before me this ____ day of _____, 2021, Jacob A. Woodford, Mayor and Kami Lynch, City Clerk, of the City of Appleton respectively, to me known to be the persons who executed the foregoing instrument and acknowledged the same in the capacity and for the purposes therein intended.

Printed Name: _____
Notary Public, State of Wisconsin
My commission is/expires: _____

APPROVED AS TO FORM:

Christopher R. Behrens, City Attorney
City Law: A18-0513

APPLE TREE APPLETON FOUR, LLC

By: _____
Printed Name: _____
Title: _____

By: _____
Printed Name: _____
Title: _____

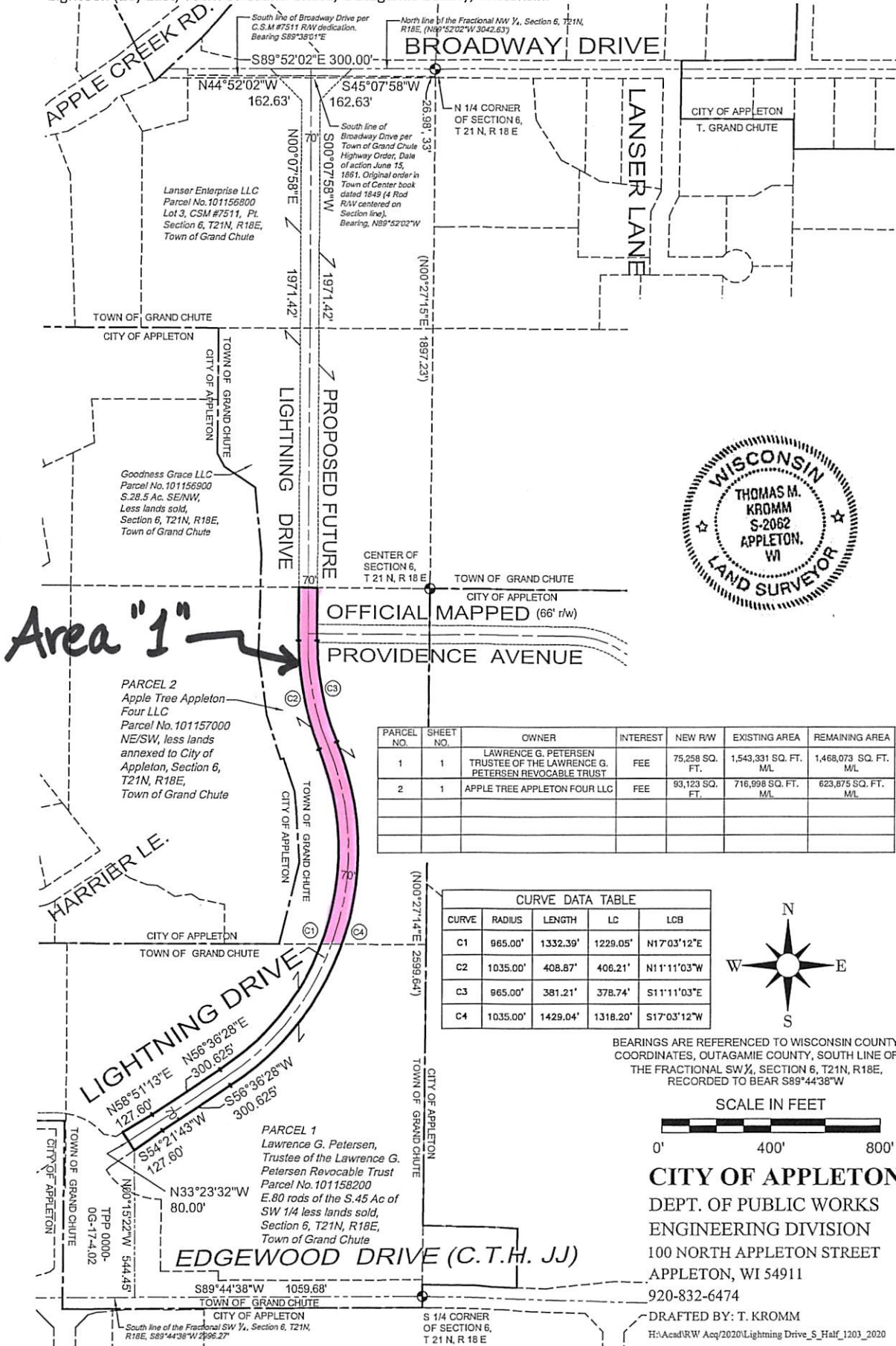
STATE OF WISCONSIN)
 : ss.
_____ COUNTY)

Personally came before me this _____ day of _____, 2021,
_____ and _____, to me known to
be the persons who executed the foregoing instrument and acknowledged the same in the
capacity and for the purposes therein intended.

Printed Name: _____
Notary Public, State of Wisconsin
My commission is/expires: _____

EXHIBIT A

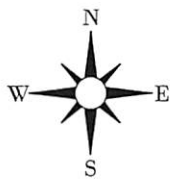
RELOCATION ORDER for Lightning Drive right of way acquisition: A part of Lot Three (3) of Certified Survey Map No. 7511 and located in and being a part of the E 1/2 of the Fractional W 1/2 of Section Six (6), Township Twenty-One (21) North, Range Eighteen (18) East, Town of Grand Chute, Outagamie County, Wisconsin.



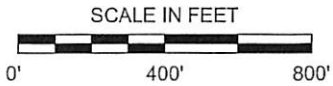
Area "1" →

PARCEL NO.	SHEET NO.	OWNER	INTEREST	NEW RW	EXISTING AREA	REMAINING AREA
1	1	LAWRENCE G. PETERSEN TRUSTEE OF THE LAWRENCE G. PETERSEN REVOCABLE TRUST	FEE	75,258 SQ. FT.	1,543,331 SQ. FT. ML	1,468,073 SQ. FT. ML
2	1	APPLE TREE APPLETON FOUR LLC	FEE	93,123 SQ. FT.	716,998 SQ. FT. ML	623,875 SQ. FT. ML

CURVE	RADIUS	LENGTH	LC	LCB
C1	965.00'	1332.39'	1229.05'	N17°03'12"E
C2	1035.00'	408.87'	406.21'	N11°11'03"W
C3	965.00'	381.21'	378.74'	S11°11'03"E
C4	1035.00'	1429.04'	1318.20'	S17°03'12"W



BEARINGS ARE REFERENCED TO WISCONSIN COUNTY COORDINATES, OUTAGAMIE COUNTY, SOUTH LINE OF THE FRACTIONAL SW 1/4, SECTION 6, T21N, R18E, RECORDED TO BEAR S89°44'38"W



CITY OF APPLETON
 DEPT. OF PUBLIC WORKS
 ENGINEERING DIVISION
 100 NORTH APPLETON STREET
 APPLETON, WI 54911
 920-832-6474

DRAFTED BY: T. KROMM
 H:\Acad\RW Acq\2020\Lightning Drive_S_Half_1203_2020

EXHIBIT A-1

PARCEL: 101157000
Owner: Apple Tree Appleton Four LLC

All those lands of the owner within the following described traverse: A part of the Northeast $\frac{1}{4}$ of the Fractional Southwest $\frac{1}{4}$ of Section 6, Township 21 North, Range 18 East, Town of Grand Chute, Outagamie County, Wisconsin, containing 93,123 Square Feet (2.138 Acres) of land and being further described as follows:

Commencing at the South $\frac{1}{4}$ corner of said Section 6;

Thence South $89^{\circ}44'38''$ West 1059.68 feet along the South line of the Fractional SW $\frac{1}{4}$ of said Section 6;

Thence North $00^{\circ}15'22''$ West 544.45 feet to point number 185 of Transportation Project Plat No: 0000-0G-17-4.02 recorded as document number 2070341 of the Outagamie County Register of Deeds Office and being the point of beginning;

Thence North $33^{\circ}23'32''$ West 80.00 feet coincident with a Northeast line of said Transportation Project Plat No: 0000-0G-17-4.02;

Thence North $58^{\circ}51'13''$ East 127.60 feet;

Thence North $56^{\circ}36'28''$ East 300.625 feet;

Thence Northerly 1332.39 feet along the arc of a curve to the left having a radius of 965.00 feet and the chord of which bears North $17^{\circ}03'12''$ East 1229.05 feet;

Thence Northerly 408.87 feet along the arc of a curve to the right having a radius of 1035.00 feet and the chord of which bears North $11^{\circ}11'03''$ West 406.21 feet;

Thence North $00^{\circ}07'58''$ East 1971.42 feet;

Thence North $44^{\circ}52'02''$ West 162.63 feet to the North line of the Fractional NW $\frac{1}{4}$ of said Section 6;

Thence South $89^{\circ}52'02''$ East 300.00 feet along the North line of the Fractional NW $\frac{1}{4}$ of said Section 6;

Thence South $45^{\circ}07'58''$ West 162.63 feet;

Thence South $00^{\circ}07'58''$ West 1971.42 feet;

Thence Southerly 381.21 feet along the arc of a curve to the left having a radius of 965.00 feet and the chord of which bears South $11^{\circ}11'03''$ East 378.74 feet;

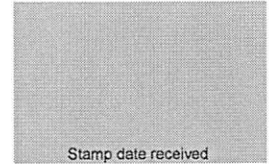
Thence Southerly 1429.04 feet along the arc of a curve to the right having a radius of 1035.00 feet and the chord of which bears South $17^{\circ}03'12''$ West 1318.20 feet;

Thence South $56^{\circ}36'28''$ West 300.625 feet;

Thence South $54^{\circ}21'43''$ West 127.60 feet to the point of beginning.



APPLICATION FOR DEDICATION TO THE PUBLIC
 Community and Economic Development Department
 100 N. Appleton St. PH: 920-832-6468
 Appleton, WI 54911 FAX: 920-832-5994



PROPERTY OWNER		APPLICANT (owner's agent)	
Name		Name	
Mailing Address		Mailing Address	
Phone	Fax	Phone	Fax
E-mail		E-mail	

PUBLIC DEDICATION INFORMATION	
If applicable, Property Tax # (31-0-0000-00)	
Description of Dedication: <input type="checkbox"/> Street Right-of-Way <input type="checkbox"/> Other public uses (specify type) _____	
Location	
Legal Description of Land (may be attached as separate sheet) *Please submit an electronic copy of the legal description in Microsoft Word format.	
Current Zoning:	Proposed Zoning:
Current Uses:	Proposed Uses:

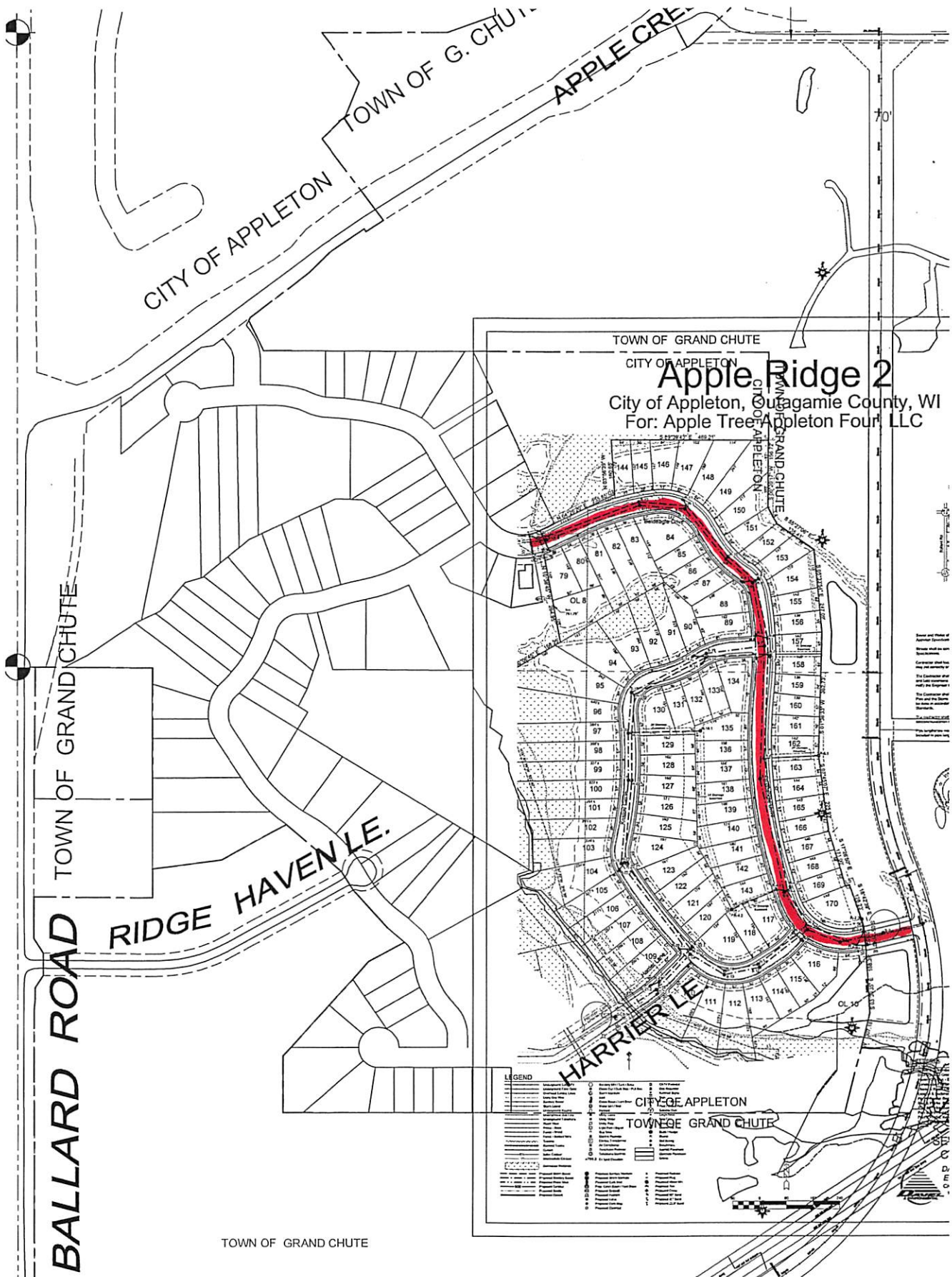
PLEASE STATE REASON(S) FOR DEDICATION TO THE PUBLIC
*Please attach a location map of the property or portion of the property in question and facts to support the request.

--	--

Date _____ Owner/Agent Signature (Agents must provide written proof of authorization)

OFFICE USE ONLY	
Application Complete _____	Date Filed _____

EXHIBIT - BALDEAGLE DRIVE ACCESS MAP



— Access granted to City and Contractors



"...meeting community needs...enhancing quality of life."

Department of Utilities
Water Treatment Facility
2281 Manitowoc Road
Menasha, WI
920-832-5945 tel.
920-832-5949 fax

TO: Chairperson William Siebers and Members of the Finance Committee

FROM: Chris Shaw, Utilities Director

DATE: May 6, 2021

RE: *Award Change Order 2 for the Phase I Lake Station Construction Contract to Miron Construction Company in an amount \$14,038.43 decreasing project contingency from \$187,485.35 to \$173,446.92*

BACKGROUND:

The Appleton Water Treatment Facility (AWTF) draws and treats raw water from Lake Winnebago through the Raw Water Lake Station (RWLS). The RWLS is the largest satellite facility within the Appleton Water Utility. The station processes raw water through screening and pretreatment oxidation. Once pretreated, the water is pumped to the AWTF. The intent of this project is to address reliability and redundancy in raw water treatment and to meet current regulatory standards for water treatment.

This project is currently in the construction phase with Miron Construction Company as the general contractor. The project is approximately 90% complete with installations of two new travelling screens, a new conveyance system for wastes to be collected, and electrical motor control centers. This contractor is finalizing the pretreatment chemical delivery system, sampling and collection, and building systems (e.g., roof, HVAC, noise mitigation system, etc.).

Change Order #2 takes inventory of a number of project adders and credits. The greatest cost adder was the result of the shore well failed sluice gate. This required marine maintenance personnel and the fabrication of a bypass box. The greatest credit was the removal of a process control panel to automatically control the two new travelling screens. The control panel was not needed as process will for these operations will come from an existing panel.

RECCOMENDATION:

Award Change Order 1 for the Phase I Lake Station Construction Contract to Miron Construction Company in an amount \$173,214.65 decreasing project contingency from \$360,700 to \$187,485.35

If you need more information regarding this phase of the project please contact Chris Shaw at 832-5945.



"...meeting community needs...enhancing quality of life."

**PARKS, RECREATION & FACILITIES
MANAGEMENT**

Dean R. Gazza, Director

1819 East Witzke Boulevard
Appleton, Wisconsin 54911-8401
(920) 832-5572 FAX (920) 993-3103
Email - dean.gazza@appleton.org

TO: Finance Committee

FROM: Dean R. Gazza

DATE: 5/10/2021

RE: Action: Award the City of Appleton's "Municipal Services Building Solar Installation Project" contract to Current Electric in the amount of \$386,200 with a contingency of \$50,000 for a project total not to exceed \$436,200.

The 2021 Capital Improvement Plan includes \$475,000 to install a solar array on the roof of the Municipal Services Building. This installation is projected to save \$1,035,865 over 30-years with a payback of 12.4 years or less. It is anticipated that the solar array will replace 51% of the electric service provided by the utility at this site.

In 2010 the City of Appleton developed a Sustainability Plan and has proactively implemented this plan. Our goal to reduce energy usage by 25% by 2025 has been accomplished. Our department has been identifying opportunities to reduce the carbon footprint produced by facilities. Studies have indicated the MSB site as a prime candidate for a solar installation. This project will be one of many that has resulted in a total reduction of electricity. Since 2005, electrical usage has been reduced by 6.24 million kWh's (24.8%) annually totalling over 53.9 million kWh's saved. The City of Appleton continues to be a leader in the state towards sustainability.

The bids were received as follows:

Current Electric	\$386,200.00
Faith Technologies	\$415,315.97
Eland Electric	\$476,900.00

The Parks, Recreation, and Facilities Management Department has reviewed the bids and recommends awarding the contract to Current Electric in the amount of \$386,200 plus a contingency of \$50,000. The contingency may seek to identify the potential to add more solar panels.

Please contact me at 832-5572 or at dean.gazza@appleton.org with any questions.



MEMORANDUM

TO: Community and Economic Development Committee

FROM: Matt Rehbein, Economic Development Specialist

DATE: May 19, 2021

RE: Farmland Lease at 110 & 210 W. Edgewood Drive

The City of Appleton acquired the properties at 110 & 210 W. Edgewood Drive in the Town of Grand Chute on July 1, 2016 and November 18, 2016, respectively. Improvements to 110 W. Edgewood includes a single-family home and approximately 7 acres of farmland. Improvements to 210 W. Edgewood included a single-family home, a barn, and approximately 16 acres of farmland. The barn and home have subsequently been demolished, and all parcels have been annexed into the City. These properties are located in the City's Growth Corridor and are included in the Boundary Agreement between the City of Appleton and the Town of Grand Chute. City utilities do not currently serve these properties.

Both parcels are zoned for agricultural use, and, historically, this land (both parcels) has been leased to Erv Van Camp for farming operations. The Community and Economic Development Department believes this is responsible management of the land and wishes to continue leasing the farmland until development is warranted. In addition, actively farming the land should help prevent the establishment of wetlands on the properties. Until the City is ready to do the infrastructure and lot platting for the entire area, it is in our best interest to have the land farmed.

We recently spoke with Mr. Van Camp, and he has indicated he is willing to pay \$60 per acre for the 2021 growing season with four (4) annual renewals at 5% escalating rent. Our existing relationship with Mr. Van Camp has been positive, and he has proved to be a good tenant and steward of the land.

Staff Recommendation:

The Community and Economic Development Department be authorized to execute a lease with Erv Van Camp to farm the undeveloped land at 110 & 210 W. Edgewood Drive, estimated to be approximately 21.25 acres. The price shall be at a rental rate of \$60 per acre, with 5% annual escalators, with no crop loss provision **BE APPROVED.**

**FARMING LEASE AGREEMENT
BETWEEN THE CITY OF APPLETON AND ERVIN VAN CAMP**

THIS LEASE AGREEMENT (“**Lease**”) is entered into on this ____ day of May, 2021, between the City of Appleton (“**Landlord**”) and Ervin Van Camp (“**Tenant**”) for the area of the Properties highlighted on Exhibit A attached hereto, for the limited purpose described herein. Landlord and Tenant may be jointly referred to herein as the parties.

Landlord: City of Appleton
Attn: Karen Harkness, Director of Community and Economic Development
100 North Appleton Street
Appleton, WI 54911

Tenant: Ervin Van Camp
1451 West Broadway Drive
Appleton, WI 54913

Property: 110 and 210 West Edgewood Drive, Appleton, WI 54913
(Limited to the area highlighted on Exhibit A)

1. Term. The initial lease term (“**Initial Term**”) shall commence as indicated below and shall run for the period indicated. After the Initial Term, all obligations herein shall automatically renew for four (4) additional one (1) year periods (“**Renewal Term**”) unless terminated pursuant to the paragraph 4 below.

Initial Term: June 1, 2021 to March 31, 2022

Renewal Terms: 1. April 1, 2022 to March 31, 2023
2. April 1, 2023 to March 31, 2024
3. April 1, 2024 to March 31, 2025
4. April 1, 2025 to March 31, 2026

2. Rent. Tenant shall pay Landlord an initial sum of one thousand two hundred seventy-five dollars and zero cents (\$1,275.00), calculated at 21.25 acres x \$60.00 per acre/per year for the Initial Term specified above (“**Annual Rent**”). After the Initial Term and for each consecutive Renewal Term, the Annual Rent shall increase at a rate of five percent (5%) per acre from the previous Renewal Term. The total amount owed each Renewal Terms shall be in the amount as follows:

Renewal Term 1.	\$1,338.75
Renewal Term 2.	\$1,405.69
Renewal Term 3.	\$1,476.03
Renewal Term 4.	\$1,549.76

The Annual Rent shall be payable as follows:

- a. Initial Term: Half (1/2) of the Annual Rent shall be paid to the Landlord on or before June 1, 2021 and half (1/2) of the Annual Rent shall be paid to the Landlord on or before November 1, 2021;
- b. Renewal Term: Half (1/2) of the Annual Rent shall be paid to Landlord on or before April

1 of the Renewal Term and half (1/2) of the Annual Rent shall be paid to the Landlord on or before November 1 of the Renewal Term.

3. Use of Premises.

- a. Tenant must use the Property solely for growing crops.
- b. At all times Tenant shall avoid damaging, harming or otherwise disturbing the trees located on and immediately adjacent to the Property, with the exception of being allowed to trim the tree branches to prevent interference with Tenant's farming equipment. Tenant must receive written permission from the landlord prior to trimming the branches. Tenant must immediately report to Landlord any signs of damage to any of the trees.

4. Termination. Tenant may terminate the automatic Renewal Term of this Lease upon providing the Landlord with written notice PRIOR TO FEBRUARY 28 of the Renewal Term. Landlord, at its option, may terminate this Lease as it relates to all or a portion of the Property at any time and for any reason upon thirty (30) calendar day's written notice to Tenant or heirs or assigns thereto. In the event Landlord terminates this Lease for a portion of the Property, Tenant shall be reimbursed a prorated portion of any rent already paid for that term and subsequent Annual Rent shall be adjusted based on remaining acreage available for Tenant's use. Tenant shall be entitled to no other adjustments or remedies as a result of termination.

5. Payment. It is the Tenant's obligation to ensure payment has been received by the Landlord on or before the due date described in paragraph 2 above. Payment must be made by check or money order and may be hand delivered or mailed to the address listed above for the Landlord. Late payments, except when approved by the Landlord or in the case of a bona fide dispute between the parties, may incur a penalty of \$25.00 per day. Returned checks shall incur a penalty of \$45.00 and late penalties may be applied.

6. Real Estate Taxes and Special Assessments. Landlord agrees to pay all real estate taxes and special assessments with regard to said Property.

7. Holdover. In the event Tenant holds over or remains in possession or occupancy of the Property after the expiration or earlier termination of this Lease, Tenant shall be obligated to pay Landlord fifty dollars (\$50.00) per day as rent for every day Tenant holds over or remains in possession, and Landlord shall have the right to recover from Tenant all reasonable costs of eviction, including court costs and attorney's fees.

8. Notice. For the purpose of this Lease, notice means a document in writing and delivered personally or by United States certified or registered mail, postage prepaid, return receipt requested. Any notice must be delivered to the parties at their respective addresses set forth above. The date that notice shall be deemed to have been made shall be the date of delivery, when delivered personally; or the date set forth on the return receipt if sent by certified or registered mail.

9. INDEMNIFICATION. TENANT SHALL BE LIABLE FOR ITS OWN ACTS AND/OR NEGLIGENCE AND THE ACTS AND/OR NEGLIGENCE OF ITS INVITEES AND GUESTS, AND AGREES TO INDEMNIFY, DEFEND AND HOLD HARMLESS THE LANDLORD FOR ANY LOSSES, DAMAGES, COSTS OR EXPENSES, INCLUDING LITIGATION EXPENSES (INCLUDING COURT COSTS AND ATTORNEY'S FEES) PAID OR SUSTAINED BY REASON OF THE ACT AND/OR NEGLIGENCE OF THE TENANT, OR ITS INVITEES AND GUESTS ARISING IN ANY WAY OUT OF THIS AGREEMENT.

10. INSURANCE. TENANT SHALL INDEMNIFY AND HOLD HARMLESS THE LANDLORD AND LANDLORD'S OFFICERS, AGENTS AND EMPLOYEES AGAINST AND FROM ANY AND ALL DAMAGES AND COSTS, AND ALL CLAIMS FOR THE SAME, AND ANY AND ALL PENALTIES, FINES, AND FORFEITURES OCCASIONED BY OR GROWING OUT OF

TENANT'S FAILURE TO COMPLY WITH, CONFORM TO OR OBEY ANY FEDERAL, STATE, OR MUNICIPAL LAW, ORDINANCE, RULE, REGULATION, ORDER, OR NOTICE AS AFORESAID. TENANT SHALL SECURE INSURANCE CONSISTENT WITH THE TERMS SET FORTH IN EXHIBIT B ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE AND SHALL PROVIDE PROOF OF SUCH INSURANCE BY PROVIDING A CERTIFICATE OF INSURANCE TO THE CITY CLERK UPON THE EXECUTION OF THIS LEASE.

11. Assignment of Lease. This Lease may not be assigned by Tenant. This Lease may be assigned by Landlord to another party.

12. Tests; Inspections. Landlord, its officers employees, assigns, contractors and agents, shall at reasonable times have the right to enter upon the Property to conduct any tests, inspections or studies as Landlord may deem desirable; provided, however, that any such tests, inspections or studies shall not materially interfere with Tenant's use of the Property and provided further that such inspections shall not in any way obligate Landlord to make any repairs or replacements to the Property.

13. Entry upon Premises. Landlord, its successors, assigns, contractors, agents, and/or employees shall at reasonable times have the right to enter upon the Property to install, construct, maintain, repair, replace, and operate sewer, water, gas, and electric lines, cables, poles, substations, and other appurtenant structures; provided that such installation, construction, maintenance, repair, replacement, and operation shall not materially interfere with Tenant's use of the Property. In the event Landlord decides to provide the Property with City sewer and water, it shall do so at its sole expense.

14. Liens. Tenant shall not directly or indirectly create, or permit to be created, or permit to remain and will immediately discharge, any lien, encumbrance, or charge on, or pledge of, the Property or any part thereof or the interest of Tenant under this Lease.

15. Severability. If any provision of this Lease is held illegal or unenforceable in a judicial proceeding, such provision shall be severed and shall be inoperative, and, provided that the fundamental terms and conditions of this Lease remain legal and enforceable, the remainder of this Lease shall remain operative and binding on the parties.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals this ____ day of May, 2021.

ERVIN VAN CAMP, TENANT

Witness: _____
Printed Name: _____

Signature: _____
Print: _____

SIGNATURES CONTINUE ON THE FOLLOWING PAGE

CITY OF APPLETON, LANDLORD

Witness: _____

Printed Name: _____

Witness: _____

Printed Name: _____

By: _____

Jacob A. Woodford, Mayor

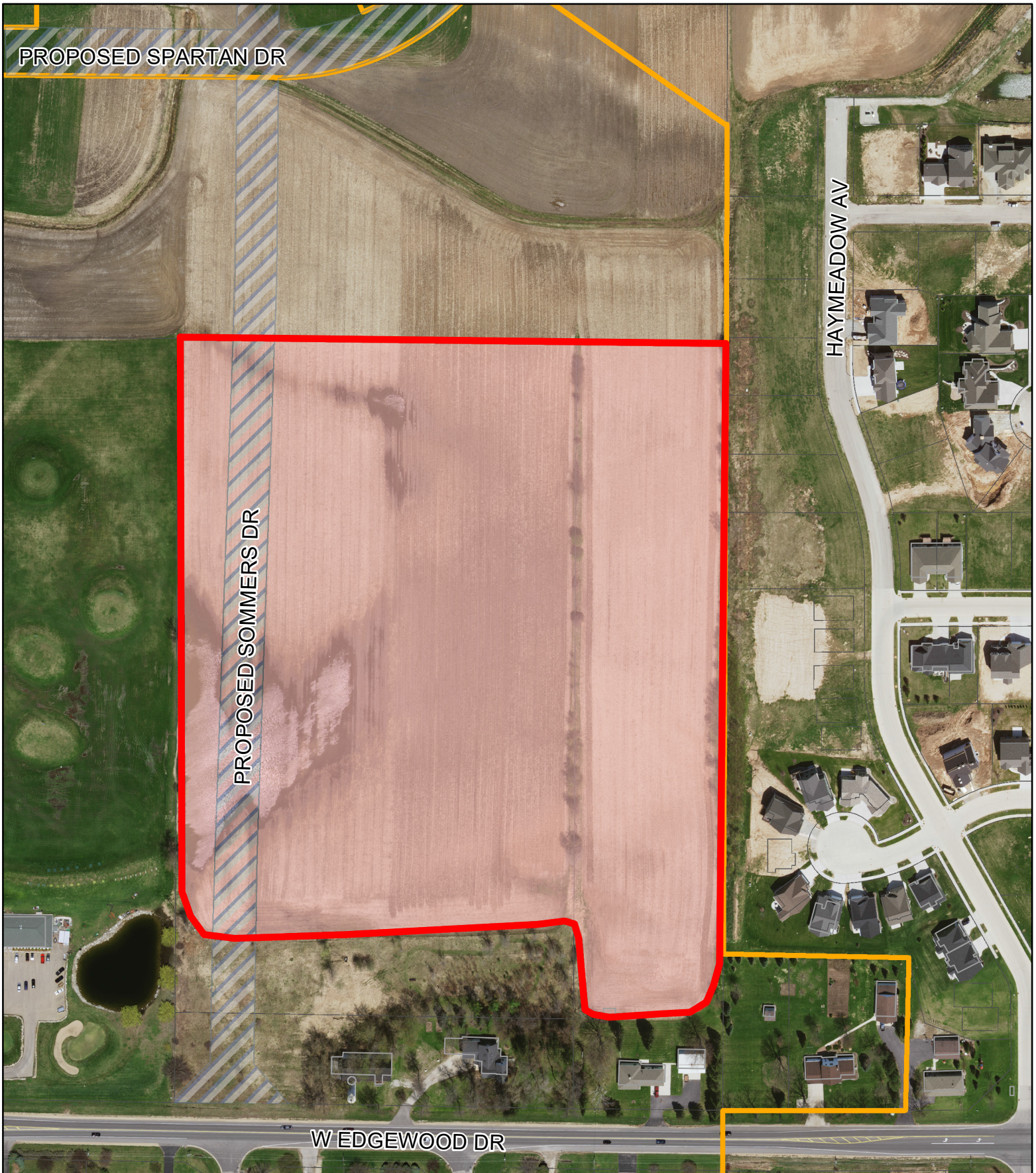
By: _____

Kami Lynch, City Clerk

Approved as to Form:

Chris R. Behrens, City Attorney

CL A21-0333



Edgewood Drive Farm Lease

- Area to be Farmed = 21.25 Acres
- Proposed Road
- City Limits

EXHIBIT A



Date: 5/12/2021

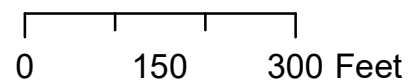


EXHIBIT B

CITY OF APPLETON INSURANCE REQUIREMENTS SMALL EXPOSURE LEASES

The Contractor shall not commence work on contract until proof of insurance required has been provided to the applicable department before the contract or purchase order is considered for approval by the City of Appleton.

It is hereby agreed and understood that the insurance required by the City of Appleton is primary coverage and that any insurance or self insurance maintained by the City of Appleton, its officers, council members, agents, employees or authorized volunteers will not contribute to a loss. All insurance shall be in full force prior to commencing work and remain in force until the entire job is completed and the length of time that is specified, if any, in the contract or listed below whichever is longer.

1. INSURANCE REQUIREMENTS FOR CONTRACTOR—LIABILITY

- A. Commercial General Liability coverage at least as broad as Insurance Services Office Commercial General Liability Form, including coverage for Products Liability, Completed Operations, Contractual Liability, and Explosion, Collapse, Underground coverage with the following minimum limits and coverage:
- | | |
|--|--------------------|
| 1. Each Occurrence limit | \$1,000,000 |
| 2. Personal and Advertising Injury limit | \$1,000,000 |
| 3. General aggregate limit (other than Products–Completed Operations) per project | \$2,000,000 |
| 4. Products–Completed Operations aggregate | \$2,000,000 |
| 5. Fire Damage limit — any one fire | \$50,000 |
| 6. Medical Expense limit — any one person | \$5,000 |
| 7. Watercraft Liability, (Protection & Indemnity coverage) “if” the project work includes the use of, or operation of any watercraft, then Watercraft Liability insurance must be in force with a limit of \$1,000,000 per occurrence for Bodily Injury and Property Damage. | |
| 8. Products – Completed Operations coverage must be carried for two years after acceptance of completed work. | |
- B. Automobile Liability coverage at least as broad as Insurance Services Office Business Automobile Form, with minimum limits of \$1,000,000 combined single limit per accident for Bodily Injury and Property Damage, provided on a Symbol #1–“Any Auto” basis.
- C. Workers’ Compensation as required by the State of Wisconsin, and Employers Liability insurance with sufficient limits to meet underlying Umbrella Liability insurance requirements. If applicable for the work coverage must include Maritime (Jones Act) or Longshoremen’s and Harbor Workers Act coverage.
- D. Also, see requirements under Section 3.

2. INSURANCE REQUIREMENTS FOR SUBCONTRACTOR

All subcontractors shall be required to obtain Commercial General Liability (if applicable Watercraft liability), Automobile Liability, Workers' Compensation and Employers Liability, (if applicable Aircraft liability) insurance. This insurance shall be as broad and with the same limits as those required per Contractor requirements, excluding Umbrella Liability, contained in Section 1 above.

3. APPLICABLE TO CONTRACTORS / SUBCONTRACTORS

- A. **Primary and Non-Contributory requirement – all insurance must be primary and non-contributory to any insurance or self-insurance carried by City of Appleton.**
- B. Acceptability of Insurers - Insurance is to be placed with insurers who have an *A.M. Best* rating of no less than A- and a Financial Size Category of no less than Class VI, and who are authorized as an admitted insurance company in the state of Wisconsin.
- C. Additional Insured Requirements – The following must be named as **additional insureds** on all Liability Policies for liability arising out of project work - City of Appleton, **and its officers, council members, agents, employees and authorized volunteers. On the Commercial General Liability Policy, the additional insured coverage must be ISO form CG 20 10 07 04 and also include Products – Completed Operations equivalent to ISO form CG 20 37 07 04 or their equivalents for a minimum of 2 years after acceptance of work. This does not apply to Workers Compensation Policies.**
- D. Certificates of Insurance acceptable to the City of Appleton shall be submitted prior to commencement of the work to the applicable department. **In addition form CG 20 10 07 04 for ongoing work exposure and form CG 20 37 07 04 for products-completed operations exposure must also be provided or its equivalent.** These certificates shall contain a provision that coverage afforded under the policies will not be canceled or non renewed until at least 30 days' prior written notice has been given to the City of Appleton.

CITY OF APPLETON
Department of Public Works
MEMORANDUM

TO: **Finance Committee**
 Municipal Services Committee
 Utilities Committee

SUBJECT: Award of Contract

The Department of Public Works recommends that the following described work:

Unit F-21, Sanitary and Storm Sewer Cleaning & Televising

Be awarded to:

Name: Green Bay Pipe & TV, LLC
Address: 1100 Columbia Avenue
Green Bay, WI 54303

In the amount of : _____

With a _____ **% contingency of :** _____

For a project total not to exceed : _____

**** OR ****

In an amount Not To Exceed : \$272,500.00

Budget: \$272,500.00
Estimate: \$275,000.00
Committee Date: 05/11/21
Council Date: 05/19/21

F-21 Sewer Cleaning and Televising (#7758954)

Owner: Appleton WI, City of

Solicitor: Appleton WI, City of

05/03/2021 01:45 PM CDT

Secti Line Item	Item Description	UofM	Green Bay Pipe & TV, LLC			Northern Pipe, Inc.		Great Lakes TV Seal, Inc.		National Power Rodding Corp	
			Quantity	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension
F-21 BASE BID					\$271,020.00		\$336,362.50		\$930,475.00		\$1,583,750.00
1	Sanitary Sewer Cleaning	lin.ft.	250000	\$0.33	\$82,500.00	\$0.42	\$105,000.00	\$1.25	\$312,500.00	\$1.35	\$337,500.00
2	Sanitary Sewer Televising	lin.ft.	250000	\$0.33	\$82,500.00	\$0.40	\$100,000.00	\$0.95	\$237,500.00	\$2.75	\$687,500.00
3	Storm Sewer Cleaning	lin.ft.	150000	\$0.33	\$49,500.00	\$0.42	\$63,000.00	\$1.50	\$225,000.00	\$1.35	\$202,500.00
4	Storm Sewer Televising	lin.ft.	150000	\$0.33	\$49,500.00	\$0.40	\$60,000.00	\$0.95	\$142,500.00	\$2.25	\$337,500.00
5	6" Sanitary or Storm Sewer C	lin.ft.	1000	\$0.30	\$300.00	\$0.35	\$350.00	\$0.90	\$900.00	\$0.75	\$750.00
6	6" Sanitary or Storm Sewer T	lin.ft.	1000	\$0.30	\$300.00	\$0.35	\$350.00	\$0.80	\$800.00	\$2.00	\$2,000.00
7	Lateral Televising (Sanitary c	each	45	\$116.00	\$5,220.00	\$142.50	\$6,412.50	\$195.00	\$8,775.00	\$300.00	\$13,500.00
8	Stormceptor Cleaning & Insq	each	1	\$1,200.00	\$1,200.00	\$1,250.00	\$1,250.00	\$2,500.00	\$2,500.00	\$2,500.00	\$2,500.00
Base Bid Total:					\$271,020.00		\$336,362.50		\$930,475.00		\$1,583,750.00

MEMO

TO: Utilities Committee
FROM: Paula Vandehey, Director of Public Works *PAV*
DATE: May 6, 2021
SUBJECT: Award the Lead Service Line Replacement Plan to Arcadis in an amount not to exceed \$52,626.

BACKGROUND:

The EPA's final Lead and Copper Rule Revisions will be issued in the near future and will come with new expectations for utilities across the country. The proposed changes to the rule seek to further protect public health through an increased focus on identifying and replacing lead service lines, increasing sampling reliability, and strengthening drinking water treatment requirements. The Utilities Department is already working with a consultant on the re-optimization of the corrosion control treatment portion of the Rule Revisions. This proposal is to help the City develop a Lead Service Line Replacement Plan.

The City of Appleton has approximately 29,400 water services. On the public side we have less than 100 known lead services. However, the Rule Revisions include replacement of private side lead services as well. On the private side we have approximately 5,000 of unknown material. This is critical because services of unknown material are treated as if they are lead until an accurate assessment clarifies the material type.

ENGINEERING PROPOSALS:

The City solicited proposals from five (5) consultants and received proposals from three (3) of these firms. The proposal includes reviewing our lead service line inventory and assumptions, discussing a consumer outreach strategy, pursuing grant funding, and developing a lead service line replacement plan. Proposal evaluators scored the firms based on each firm's project team, firm experience and project approach. The table below summarizes the scores, consultant's proposed fee, and the calculated value score which incorporates the proposed fee to determine the best overall proposal.

RFP Evaluation Results

CONSULTANT	SCORE	QUOTE	VALUE
Arcadis	90	\$ 52,626	171.0
McMahon	75	\$ 45,000	166.7
AECOM	72	\$ 78,210	92.0

The Arcadis proposal received the highest overall ranking by the review team and provided the greatest overall value. Arcadis demonstrated a comprehensive understanding of our project needs and an approach that will deliver a successful project.

RECOMMENDATION:

Award the Lead Service Line Replacement Plan to Arcadis in an amount not to exceed \$52,626.



MEMO

"...meeting community needs...enhancing quality of life."

TO: Human Resources Committee

FROM: Paula Vandehey, Director of Public Works *PAV*
Jay Ratchman, Interim Human Resources Director

DATE: April 28, 2021

SUBJECT: **Request to Modify the Salary Administration Policy regarding Assigned Shift Change.**

The current policy regarding how a non-exempt Department of Public Works employee is paid based on an assigned shift change is confusing and administratively cumbersome. In addition, this method of payment is not in-line with Public Works Departments in similar communities. Examples of when an employee would receive an Assigned Shift Change premium are typically related to emergency snow/ice operations.

In order to simplify our payroll process, provide clarity for employees whose shift is being changed, and to be more in-line with comparative cities, we recommend that the Salary Administration Policy be modified as shown on the attached strike and bold document. We are not recommending any changes to the Assigned Shift Change language for the Utilities Department as their operation differs from the Department of Public Works. Most shift changes within Utilities are preplanned as a result of coverage for staff vacancies.

The financial impact for this proposal is approximately \$5,900 spread across several budgets including Central Equipment Agency, Water, Stormwater and General Fund. We expect that these costs can be absorbed within the existing budgets.

Thank you for your consideration of this proposed policy modification. Please feel free to contact us with any questions you may have regarding this request.

<p align="center">CITY OF APPLETON PERSONNEL POLICIES</p>	<p align="center">TITLE: SALARY ADMINISTRATION</p>	
<p>ISSUE DATE: February 18, 2005</p>	<p>LAST UPDATE: September 4, 2001 February 2006 September 10, 2003 October 2006 February 18, 2004 July 2008 February 17, 2005 August 2009 December 2011 September 2012 September 2013 July 2014 April 2018 December 2019</p>	<p>SECTION: Human Resources</p>
<p>POLICY SOURCE: Human Resources Department</p>	<p>AUDIENCE: All regular full and part-time benefited employees covered by the Non-represented compensation plan. Excludes represented employees.</p>	<p>TOTAL PAGES: 7</p>
<p>Reviewed by Legal Services Date: December 2000 September 12, 2003 February 2006 September 2009 August 2013 July 2014 March 2018</p>	<p>Committee Approval Date: March 9, 2000 September 24, 2003 May 12, 2004 February 9, 2005 February 22, 2006 July 23, 2008 October 28, 2009 December 12, 2011 September 24, 2012 September 9, 2013 August 11, 2014 October 6, 2014 April 11, 2018</p>	<p>Council Approval Date: March 15, 2000 October 1, 2003 May 19, 2004 February 16, 2005 March 1, 2006 August 6, 2008 November 4, 2009 December 21, 2011 October 3, 2012 September 18, 2013 August 20, 2014 October 15, 2014 April 18, 2018</p>

I. PURPOSE

To outline the guidelines utilized for administration of the compensation plan.

II. POLICY

It is the policy of the City of Appleton to provide competitive compensation to attract and retain competent staff and to encourage and reward superior performance within the financial resources available.

III. DISCUSSION

This policy provides the current salary administration guidelines. This policy is subject to change with approval of the Common Council. The Human Resources Director shall be responsible for the administration of the compensation policy.

IV. DEFINITIONS

A. Fair Labor Standards Act (FLSA): A federal act that sets minimum wage, overtime pay, equal pay, record keeping and child labor standards for employees who are covered by the act and who are not exempt from specific provisions. An employee classified in the compensation plan as “Exempt” is not eligible for the overtime compensation provisions of FLSA.

B. Base Pay: An employee's initial rate of compensation, excluding extra lump sum compensation,

shift differential etc. An employee's base pay can be expressed as a base hourly rate of pay or as an annual salary.

- C. Compensation Plan: A schedule of pay ranges listing the job classifications Minimum, Maximum and Control Points. All regular positions shall be placed in one of these ranges based on a job questionnaire and point factor job evaluation.
- D. Emergency: For purposes of this policy, an emergency shall be defined as an unplanned, significant event that affects the operation, or service level of the department (as determined by the Department Director and/or the Mayor)
- E. Interim Assignment: When an employee is assigned to a different position on a temporary basis, because of a vacancy.
- F. Job-Questionnaire (JQ): A job analysis that outlines the responsibilities and the requirements necessary to perform the functions of the position. The JQ is utilized to evaluate the position responsibilities using the City' point factor job evaluation system for allocation to the appropriate pay grade. A JQ also functions as the key document for pay plan maintenance.
- G. Non-base pay adjustment: Pay adjustments generally in the form of a lump sum or other forms that do not increase the employee's base pay.
- H. Red-circled: The maintenance of an employee's pay rate above the established range maximum. An employee whose pay rate is at or above the range maximum may be eligible for a non-base performance adjustment.

V. PROCEDURES

A. DETERMINATION OF PAY RANGES

The compensation plan shall be based on the principle of equal pay for equal work. Pay ranges within the compensation plan shall be determined with regard to factors including, but not limited to: uniformity of pay for each class; relative difficulty, complexity, and responsibility of work; competitive recruiting, education and experience requirements; and prevailing rates of pay for similar jobs in public and private employment as determined by the City.

B. ENTRANCE PAY RATE

The entrance pay rate shall be within the Minimum and the Control Point of the pay range. All appointments (including department heads) above the Control Point must be authorized, in advance, by a majority of the Mayor, Human Resources Committee Chair and Human Resources Director.

- C. RECLASSIFICATION The Position Classification Review Process is the method for determining pay range assignment of new positions or reclassification actions involving substantial changes in the duties and responsibilities of an existing position.

(a) Classification or Reclassification Consideration

A request for reclassification of a current position or the classification of a new position may be initiated by a staff member seeking reclassification, by the staff member's department director, or by the Human Resource Director. Requests for reclassifications may occur throughout the year as positions are created or become vacant.

Reclassification consideration for existing positions requires that the employee and the department director document substantial changes in existing duties since the most recent review. Duty changes may be from substantial, immediate reassignment of duties due to reorganization, or may be the result of a logical and gradual change of responsibilities over a period of time.

To be considered for reclassification, changes should be stable and typically should have been in effect for at least six months preceding the reclassification request so that it is clear that the changes that exist are likely to remain for some period of time. Reclassification will not be considered for temporary changes in duties.

A request for classification or reclassification consideration must be in writing and include a new JQ with notes indicating duties that have changed since the last review. The Questionnaire must be completed and signed by the employee, then reviewed and signed by the supervisor and department director. The supervisor and department director must verify or comment on the accuracy of the responses.

(b) Review of Requests

Following internal review by the Human Resource Director, the Human Resource Director may submit the Questionnaire and any supporting documentation to the consultant for evaluation if the criteria for reclassification is met. If the reclassification is appropriate, the consultant will recommend a grade assignment for the position. The consultant may request further information from the Human Resource Director and may request that other positions affected by the reclassification changes be reviewed as well.

(c) The Employer's Response to the Consultant's Recommendations

The employee and the department director will be informed of the final decision in writing. The effective date of any compensation changes will be based on the specific circumstance of the reclassification.

D. COMPENSATION PLAN COMPONENTS

(a) Pay Range Adjustment

Pay Range adjustments are typically made on an annual basis. The Human Resources Director shall recommend such adjustments to the Mayor and Finance Director based on the general level of pay adjustments in the job markets where the City competes for its staff, as well as internal adjustments (e.g. collective bargaining settlements). These adjustments are also made in consideration of general changes in cost-of-living indices.

The adjustment takes the form of an adjustment to pay ranges with the goal of maintaining market competitiveness of the pay plan.

No increase will be made to an employee's pay as a result of a pay range adjustment.

(b) Pay for Performance

The amount allocated for performance pay shall be established each year by the Mayor and included in the annual budget, subject to approval by the Common Council. Upon approval of the budget the amount will be divided and allocated to each individual department based on total base wages of eligible employees within the plan. Upon conclusion of the annual employee performance review process, individual department directors will then divide the allocated amount to individual employees within their department based on the employee's annual performance evaluation score.

E. PAY RATE ADJUSTMENTS

The Human Resources Director and the applicable Department Director shall determine the pay status of an employee based on the following:

- (a) Transfers - When an employee is transferred from one class to another with a common pay range, ~~he/she~~ the employee shall continue to receive the same pay rate unless a different rate is deemed appropriate.
- (b) Promotion - When an employee is promoted from one class to another having a higher pay range, ~~he/she~~ the employee shall receive an increase as deemed appropriate but not to exceed the Control Point of the range unless approved by the Committee as outlined in the above Entrance Pay Rate section. If the employee's pay rate is higher than the control point of the new position prior to promotion, no authorization is needed from the Committee. For consideration of placement into the new salary range, such factors as the average value of overtime lost, average value of extra hours worked in a non-exempt capacity as well as other internal and external factors shall be considered.
- (c) Demotion - When an employee accepts a position in a lower pay grade for any reason, a rate of pay shall be determined. For consideration of placement into the new salary range, such factors as experience, qualification, length of service, average value of overtime lost and the level of pay similar to employees in the pay range shall be considered.
- (d) Upward Re-Classification - When an employee's position is reclassified into a higher pay grade, the reclassification shall be treated the same as a promotion under (b) above.
- (e) Downward Re-Classification - When an employee's position is reclassified into a lower pay grade, the reclassification shall be treated the same as (c.) above.
- (f) Equity Adjustments
Equity adjustments are salary changes outside of the normal salary programs (as listed above) to remedy salary issues such as external pressure in high demand areas, internal salary compression, and/or retention considerations.

F. MINIMUM AND MAXIMUM RATES

Generally, an employee shall be paid within the pay range of his/her position.

An employee may be paid below the minimum of his/her pay range as the result of not receiving a pay adjustment due to their performance.

An employee who receives a base pay adjustment cannot exceed the maximum of their pay range.

In the event of a reclassification, or re-evaluation of a pay range that results in an employee's pay falling outside the maximum of the newly assigned pay range, such employee's pay rate may be red-circled.

G. OVERTIME

(a) Employees in the Compensation Plan who meet the exemption under the Fair Labor Standards Act shall be exempt from all premium pay provisions except as otherwise outlined in this policy.

(b) Employees who are required to work Sunday, not part of their regular schedule, shall receive double time pay. Utility Department employees who work Sunday, as part of their regular schedule, shall receive double time pay.

(c.) All non-represented non-exempt employees in the Compensation Plan shall be paid no less than the minimum compensation required pursuant to the FLSA, including overtime compensation on a time and one half basis, for all hours worked in excess of 40 hours per week subject to the following:

1. Compensatory Time, Sick leave, PTO Sick, approved non-paid leave and FMLA non-paid leave hours shall not be counted as hours worked for purposes of computing overtime compensation; and,
2. Scheduled City holiday hours, vacation, PTO , funeral leave, jury duty and approved paid FMLA leave (except PTO Sick, see #1 above) may be counted as hours worked for purposes of computing overtime compensation (except when employee is called to work, then see #3 below); and,
3. Hours worked and paid at a Sunday or Holiday double time rate*, where the employee is also paid an additional call pay premium, shall not be counted as hours worked for purposes of computing overtime compensation.

*Holiday double time rate refer to Fringe Benefit Policy.

(c) Battalion Chiefs and Deputy Fire Chiefs who fill in for other Chief Officers, when overtime would otherwise be required, shall receive straight time pay for all such hours worked in addition to his/her regular bi-weekly rate. Operations Battalion Chiefs who are required by the Chief to attend extended (generally more than four (4) hours) training on his/her off-duty time may be eligible for straight time pay for attendance at such training at the discretion of the Fire Chief.

(d) Police Lieutenants and Captains will receive compensation at time and one half of the top senior sergeant rate when working beyond their normal schedule for Grants, Off-Duty Police Services, Avenue Detail and special events.

(e) Overtime shall be approved in advance by the Department Director or supervisor and reviewed periodically by the Department Director. Overtime shall be kept to a minimum and shall be

utilized to relieve specific occasional peak workloads or emergencies.

H. SHIFT PREMIUM

Non-exempt employees shall be eligible for a \$.50 shift premium added to their base pay if the employee is regularly scheduled (through shift selection or designated assignment) to work a 2nd or 3rd shift schedule (3rd or 4th shift schedule for Police).

K. TELEPHONE CALL

Non-exempt employees who are called by a supervisor on the telephone, outside of his/her regularly scheduled hours, to provide information related to the operation of the department shall be paid for the time actually spent on the telephone, but not less than one hour's straight time. This does not apply to employees receiving the Stand-by Duty pay.

L. EMERGENCY CALL-IN

Non-exempt employees who have left the worksite or are in a paid leave status, and who are called to return to work outside of their regularly scheduled hours to handle emergency situations that could not be anticipated, will be eligible for a lump sum of \$100 as call-in pay.

M. ASSIGNED SHIFT CHANGE UTILITIES

This applies to ~~Department of Public Works and~~ Utilities employees who operate on shifts.

When a non-exempt employee is required to work outside their assigned shift ~~he/she~~the employee will be paid as follows:

Employees notified for a change of assigned shift for a duration of more than one week and are given 48 hours or more notice shall be paid \$1.00 per hour, added to their base pay, for all hours worked for the duration of the scheduled shift.

Employees notified for a change of assigned shift for a duration of one week or less and are given 48 hours or more notice shall be paid \$2.00 per hour, added to their base pay, for all hours worked for the duration of the scheduled shift.

Employees notified for a change of assigned shift and are given less than a 48 hour notice shall be paid \$50 per day for the first 48 hours and then the employee shall be paid pursuant to the above.

The \$1.00 and \$2.00 premium pay shall be added to the employee's regular base rate for purposes of calculating the overtime rate.

N. ASSIGNED SHIFT CHANGE DEPARTMENT OF PUBLIC WORKS

This applies to Department of Public Works employees who operate on shifts.

When a non-exempt employee is required to work outside their assigned shift the employee will be paid as follows:

Employees notified for a change of assigned shift shall be paid \$50 per day.

O. STAND-BY DUTY

Employees who are required by his/her department director to be on stand-by duty (required to remain within a one (1) hour response area, accessible by phone or pager, etc.) shall receive one hour's pay for each day of stand-by and (2) two hours if on the actual holiday (does not include the observed holiday).

All employees required to be on stand-by must remain physically fit and ready for duty and must continue to abide by City policies (i.e., Drug-Free Workplace).

P. CALL DUTY - EMERGENCY RESPONSE (Excludes Directors, Deputy Directors and Assistant Police Chief)

Any exempt employee, not on Stand By Duty, who is required to report to duty for emergency operations (e.g. snowplowing, water main breaks, facilities and grounds and technology issues, storms & other disasters, police investigations, SWAT calls etc.) may be eligible for additional compensation in the form of a bonus as outlined below:

- ◆ If the employee reports for work and works more than one (1) hour but less than four (4) hours, the employee shall be entitled to \$50.00 for each report.
- ◆ If the employee reports for work and works four (4) hours or more, shall be entitled to \$200.00 for each report.



“...meeting community needs...enhancing quality of life.”

MEMO

TO: Municipal Services Committee
Human Resources Committee

FROM: Paula Vandehey, Director of Public Works *PAV*

DATE: April 23, 2021

SUBJECT: **Proposed Modification to the Department of Public Works Table of Organization – Parking Utility.**

The Parking Utility’s ramp pay equipment has a customer Call Button for when customers have questions regarding how to enter or exit the parking ramp, have trouble with the equipment, etc. The Call Button is a phone line that goes directly to either a Parking Utility staff member (4:00 am to 9:00 pm) or to the Police Communications Center during late hours and weekends.

Through networking and research, our Parking Utility Supervisor has identified a calling service that integrates with our TIBA parking equipment. The service answers the emergency call and responds to the individual issue based on business rules we provide to them for each scenario. Benefits of this service include:

1. 24/7 365 coverage, including Holidays
2. Translation services, such as Spanish, are available
3. Data is collected in a format that provides us metrics that can help us make improvements (i.e. additional signage for a repeat issue).
4. Police Communications Center would be relieved of these calls
5. Allows us to condense our parking staff hours to the most needed, instead of trying to provide phone coverage.

The parking employee tasked with carrying the emergency call phone is limited in the work they can be assigned. For instance, it is not practical to be on the sweeper or snow removal equipment if you need to be able to hear, and immediately respond to, an emergency call. With the increased flexibility of hours we can assign staff, and the tasks that can be accomplished without the additional responsibility of the emergency call phone, we believe that we can eliminate a position in the Parking Utility. (See attached Table of Organization)

The Parking Utility currently has a vacant position, therefore, we do not anticipate any employee losing their job due to the proposed change to our Table of Organization.

The associated costs and savings of our proposed Table of Organization change are as follows:

COSTS:

- On-time conversion of TIBA equipment to be reprogrammed with Parker technology Call Center technology.
- Monthly Call Center Service Contract of \$638.64 for all three parking ramps (\$7,664 annually).

SAVINGS:

- Elimination of Parking Ramp Attendant Position (\$35,000 plus benefits) annually.

Therefore, I request approval of the proposed modification to the Department of Public Works Table of Organization – Parking Utility to eliminate one Ramp Attendant Position.

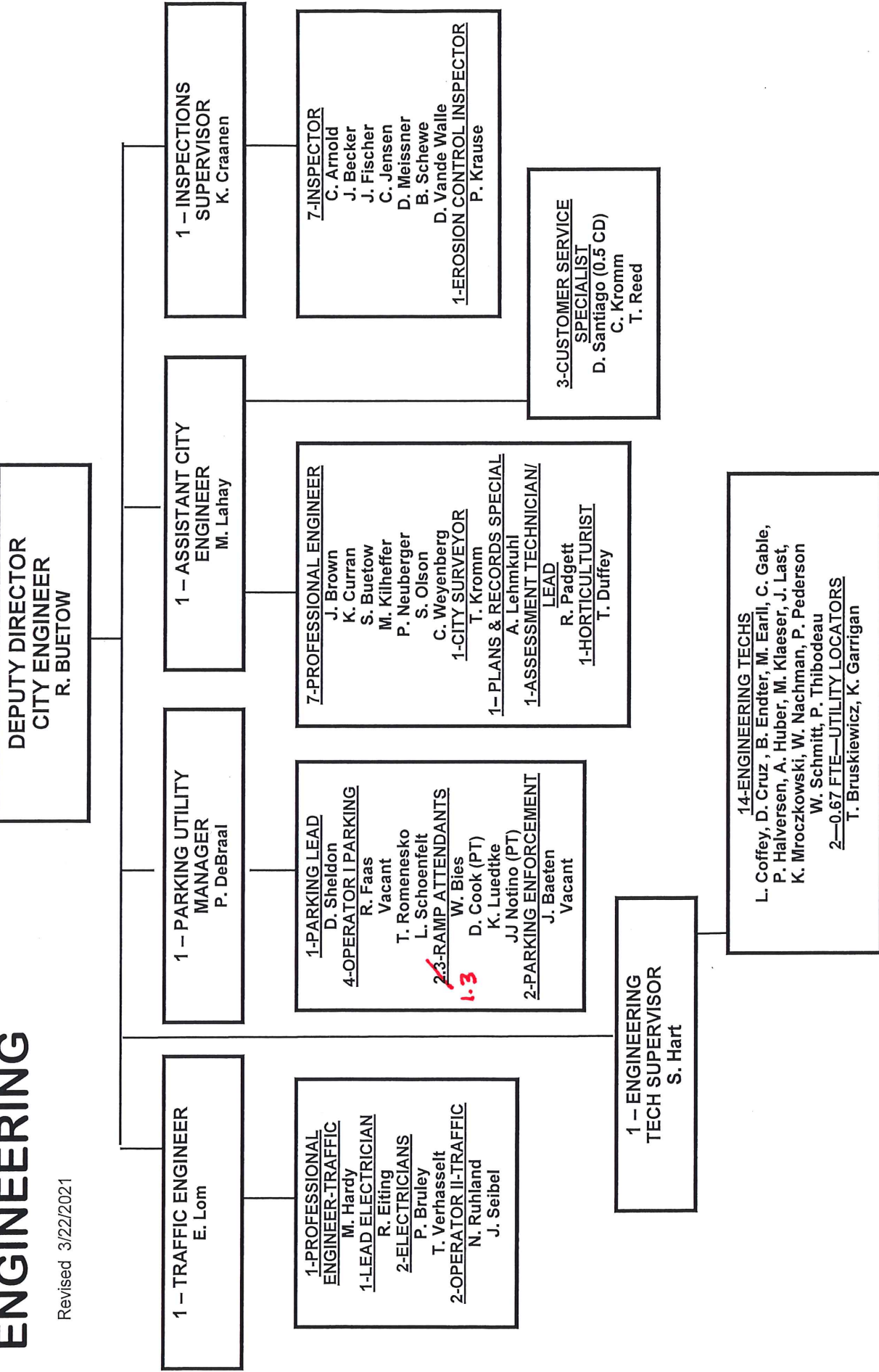
Attachment

C: Tony Saucerman, Finance Director
Jay Ratchman, Interim Human Resources Director
Lisa Lau, Managerial Accountant Coordinator

DEPARTMENT OF PUBLIC WORKS

ENGINEERING

Revised 3/22/2021



Noise Variance Summary

May 6, 2021



The plan for Mile of Music Festival's indoor/outdoor venues and special info for sound variance and noise approval:

Here is a quick overview of our venue situation for Mile of Music this year which runs from August 5-8, 2021. These may not be exact times, but they will be very close. This year, the vast majority of the 600 live music sets will occur indoors at venues along College Avenue and the Riverfront/Flats. There will be about 60 active live music venues in all.

For outdoor venues, we are requesting approval until 11 p.m. We anticipate Sunday going no later than 10 p.m. at a couple of the outdoor venues, perhaps only Spats and Fox River House (the other would be Emmett's).

OUTDOOR VENUES/LIVE MUSIC – FULL BANDS

Thursday, August 5 through Sunday, August 8

Start times no earlier than 11 a.m. with ending times no later than 11 p.m.

Jones Park Main Stage. Will have music on Friday, from 1:15 p.m. – 11:00 p.m. and Saturday, from 1:15 p.m. – 11:00 p.m. The weekly ADI event on Thursday night (our bands, their event) from 5:30 to approximately 11:00 p.m.

Houdini Plaza Main Stage. Thursday, Music Education will be from 1:00 p.m. to 1:50 p.m. Friday, from 2:30 p.m. – 11:00 p.m. Saturday, from 2:30 p.m. – 11:00 pm. Sunday, from 12:00 p.m. – 5:00 p.m.

Washington Square Stage. Music will start on Thursday, from 5:00 p.m. – 11:00 p.m. Friday, from 5:00 p.m. – 11:00 p.m. Saturday, from 12:30 p.m. -11:00 p.m. Sunday is yet to be determined.

Fox River House will have music on Thursday through Sunday afternoon/early evening. The music will not go past 11:00 p.m. Fox River House may have a bonus concert on the evening of Wednesday as well.

D2's Patio will have music on Thursday, Friday and Saturday afternoons and evenings, and Sunday afternoon. Typically, music at D2 is from 11:00 a.m. until approximately 11:00 p.m.

Spats Parking Lot will have music Thursday through Saturday evenings until 11:00 p.m., and Sunday evening until 11:00 p.m., and will not go past the time approved/allowed. They may utilize The Core parking lot if they are not able to use their own lot.

McFleshman's Outdoor Stage will have music on Thursday 7:00 p.m. – 11:00 p.m., Friday 6:00 p.m. – 11:00 p.m., Saturday 5:00 p.m.-11:00 p.m., and Sunday afternoon from 2:00 p.m. – 5:00 p.m. Music will not go past the approved/allowed deadline.

Emmett's Parking Lot, sound will be toward the Walgreen's store and not toward the houses in the back. They may have the larger truck stage again or one of the Mile of Music previous main stages. They will not go past 11:00 p.m. If it rains, they will move their shows inside.

Ormsby Lawn at Lawrence University. Will have music from 3:00 p.m. to 10:30 p.m. on Friday and Saturday. Same type of set up as Mile 7. (times may change but will stay within the festival schedule blueprint.

Red Lion - Paper Valley Courtyard will have music Wednesday through Sunday as well, with it being finished by 11:00 p.m. each night.

Riverside Pub in The Flats, has full bands on its patio Thursday through Saturday until 11:00 p.m. and Sunday until 8:00 p.m.

OUTDOOR VENUES/LIVE MUSIC - ACOUSTIC (non-drum set)

Thursday, August 5 through Sunday, August 8, 2021

Start times no earlier than 11 a.m. with Ending Times no later than 11 p.m.

Bazil's will have very limited music on its patio (The Bazio) Thursday through Sunday as part of the Fest.

Rookie's has music on its patio Thursday through Sunday as well, no later than 11:00 p.m.

Tundraland Singing in the Shower – TBD will be located at the Red Lion outside the hotel main entrance, as it was last year. Hours of operation are approximately 10:00 a.m. – 10:00 p.m.

The Creative Parklet (next to 222 Building) will have music in the afternoons and early evening with the possibility of some pop-up performances from Thursday through Sunday.

The History Museum at the Castle Front Lawn will have music education events happening from time to time, but only during the day.

Music Education events also will occur in The Grove, next to Taste of Thai, the Lawrence Conservatory Green (Next to Chapel), Houdini Plaza, lawn space at Jones Park, and the Thrivent Plaza behind the PAC – all during the day.

The Mile of Music Bus will again make its 20-minute route through downtown Thursday-Saturday. It will run from the PAC and then over to the Chapel, then back to the PAC. Mostly on College Avenue. Though the windows are out, the volume outside the bus as it passes is not terribly loud. It's mostly a fun novelty for the folks on the bus. Bus runs from 10 a.m. to 10 p.m.

INDOOR VENUES/LIVE MUSIC – FULL BANDS

Thursday, August 5 through Sunday, August 8 – Start Times no earlier than 11 a.m. and End Times between Midnight and 1 a.m. on Thursday, Friday and Saturday

Will be approximately Noon to 7 p.m. on Sunday at the various venues:

Red Lion Grand Ballroom

Lawrence Stansbury Theater (backup location)

Bad Badger

Chadwick's

Gibson Community Music Hall

Stone Arch Tap Room

The Bar on the Ave

The Bent Keg

Déjà Vu Martini Lounge

Appleton Beer Factory

INDOOR VENUES/LIVE MUSIC – ACOUSTIC (Solo's, Duo's and Trios)

Thursday, August 5 through Sunday, August 8 – Start Times no earlier than 11 a.m. and End Times between Midnight and 1 a.m. on Friday and Saturday.

Will end earlier on Thursday night, mostly by 11 p.m.; Will be approximately Noon to 7 p.m. on Sunday at the various venues.

Lawrence Memorial Chapel

OuterEdge Stage

City Center Plaza Atrium

Copper Rock Coffee Company

McGuinness Irish Pub

Jim's Place
Dr. Jekyll's
The Ambassador
Wooden Nickel
Bad Badger
Lou's Brew
Heid Music Store
Speakeasy Ultra Lounge
Jack's Apple Pub
OB's Brau Haus
Good Company

McFleshman's
Mondo Wine Bar

513 ?

Thanks for your continued support for Mile of Music. Please contact me if you have questions or concerns as we look forward to another great festival Downtown Appleton!

Dana

Dana Vanevenhoven

Mile of Music

120 N. Morrison St., Suite 200

Appleton, WI 54911 (920) 810-2674

dana@willemsmarketing.com

17-21

AN ORDINANCE TO TEMPORARILY AMEND COUNCIL RULES PERTAINING TO COUNCIL, BOARD AND COMMISSION MEETINGS IN RESPONSE TO THE CORONAVIRUS DISEASE (COVID-19).

Whereas, a novel strain of the coronavirus disease (COVID-19) spread throughout numerous countries including the United States; and

Whereas, since early in 2020, the City of Appleton has worked cooperatively with local, state and federal governmental entities to implement measures to reduce the potential spread of, and exposure to, COVID-19 including temporary changes to rules governing public meetings contained in the Municipal Code as well as the Rules of Council; and,

Whereas, on or about May 20, 2020 the Common Council adopted Ordinance 74-20 temporarily amending Council Rules pertaining to public comment and appearances at Council, Board, and Commission meetings; and

Whereas, a COVID-19 vaccine has been widely distributed to the public and it is anticipated that a majority of residents will be vaccinated by early summer; and,

Whereas, it is now necessary to repeal Ordinance 74-20 in order to implement revised temporary rules allowing for a flexible and measured return to in-person meetings.

The Common Council of the City of Appleton does ordain as follows:

Notwithstanding any provision contained within the City of Appleton Municipal Code or Council Rules, in response to COVID-19, the Council adopts the following rules and procedures:

Regular business of the Common Council, its subcommittees, Boards, Commissions and the like shall continue to occur in the Council Chambers. Following adoption of this ordinance, the Chairperson of these respective bodies (or Council President in the case of Council meetings) shall endeavor to appear in person. Commencing June 1, 2021 the Chairperson will coordinate the in-person attendance of at least a quorum of members to ensure that business is conducted in the event of technical issues with any member's remote appearance. In the event that the Chairperson is unable to appear in person, the Vice-Chairperson or elected chairperson pro tempore shall preside over the meeting.

In person public comment at Council Meetings, Committee Meetings, Board and Commission Meetings may occur in the regular course of business but, as circumstances warrant and subject to the discretion of the Mayor, may be modified from time-to-time. For the duration of this temporary ordinance, Citizens who cannot appear in person may provide statements or comments via mail addressed to the Mayor, placed in the City Hall dropbox, or sent by email prior to the Council Meeting to mayor@appleton.org; written comments for mandatory Public Hearings will be distributed to the Council and made part of the public

record of the meeting as appropriate. Remote public participation may be offered at the discretion of the Mayor or chair and subject to the availability of technology and resources to allow for said participation.

Most public meetings which are conducted under these rules will be made available on www.appleton.org and may be viewed as a live stream or recording at a later date.

Persons requiring other reasonable accommodations may contact the office of the Mayor at mayor@appleton.org or phone 920-832-6400.

Unless the Common Council acts to repeal this temporary ordinance at an earlier date, this temporary ordinance shall automatically repeal September 30, 2021.

All provisions of the City Ordinances, Council Rules and Commission General Rules of Order not specifically altered by these temporary rules shall remain in effect.

Section 2: This ordinance shall be in full force and effect immediately and ordinance 74-20 is repealed in its entirety.

Section 3: Due to the temporary nature of this Ordinance, it shall not be codified in the Appleton Municipal Code.

Publication Notice

Please take notice that the City of Appleton enacted ordinance 17-21 TEMPORARILY AMEND COUNCIL RULES PERTAINING TO COUNCIL, BOARD AND COMMISSION MEETINGS IN RESPONSE TO COVID-19. The ordinance temporarily modifies ordinances and council, board and commission rules pertaining to the conducting of Common Council, subcommittee, board, commission and similar meetings in response to the COVID-19 Public Health Emergency.

The full text of the ordinance may be obtained at the Office of the City Clerk, 100 N. Appleton Street, Appleton, WI 54911 and through the City's website at www.appleton.org.

16-21

AN ORDINANCE AMENDING ARTICLE V. OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO BICYCLES, ELECTRIC SCOOTERS, AND PLAY VEHICLES.

(Safety and Licensing Committee – 5/5/2021)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Article V. of Chapter 19 of the Municipal Code of the City of Appleton, relating to bicycles, electric scooters, and play vehicles, is hereby amended to read as follows:

ARTICLE V. BICYCLES, ELECTRIC SCOOTERS, AND PLAY VEHICLES

DIVISION 1. GENERALLY

Sec. 19-161. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Bicycle means every device propelled by the feet acting upon pedals and having wheels any two (2) of which are not less than fourteen (14) inches in diameter.

Bicycle establishment or bicycle dealer means any business operated by any person wherein new or used bicycles or bicycle parts are purchased, sold, exchanged, bartered, repaired, remodeled, dismantled or junked.

Bicycle lane means that portion of a roadway set aside by the governing body of any city, town, village or county for the exclusive use of bicycles or other modes of travel where permitted under W.S.A. §349.23(2)(a), and so designated by appropriate signs and markings. Bicycle lanes are designated on the following streets: the area bounded by Franklin Street on the north; Lawrence Street on the south, including any ramps leading down into Jones Park; Richmond Street on the west; and Drew Street on the east.

Bicycle route means any bicycle lane, bicycle way or highway which has been duly designated by the Common Council and which is identified by appropriate signs and markings.

Bicycle way means any path or sidewalk or portion thereof designated for the use of bicycles by the Common Council.

Carrier means any device attached to the bicycle designed for carrying articles.

Curb means the lateral boundaries of that portion of a street designed for the use of vehicles, whether marked by a curb or not.

Driver or operator means every person who drives or is in actual physical control of a vehicle.

Electric scooter means a device weighing less than 100 pounds that has handle bars and an electric motor, is powered solely by the electric motor and human power, and has a maximum speed of not more than 20 miles per hour on paved level surface when powered solely by the electric motor.

Minibike means a two- (2-) wheeled motorized vehicle with less than twenty- (20-) inch wheels, usually designed for trails and off-street use.

Motor bike means a vehicle of the bicycle or tricycle type propelled by a motor.

Motor vehicle means every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires, but not operated upon rails.

Owner means a person, other than a lienholder, having the property in or title to a vehicle. The term includes a person entitled to the use and possession of a vehicle subject to security interest in another person, but excludes a lessee under a lease not intended as security.

Pedestrian means any person afoot.

Reflector means any device constructed of metal or glass or plastic that has a diameter of at least two (2) inches of surface area, which will be visible from all distances within fifty (50) feet to five hundred (500) feet directly in front of a motor vehicle at night displaying lawfully lighted headlights, such device to be so constructed as to show a red color when struck by motor vehicle lights as stated. Such device shall be affixed to the rear of the bicycle at any point on the frame or mudguard at a height between axis of the wheel and the bottom of the rider's seat.

Registration tag means a metal plate or sticker indicating that a bicycle is registered.

Right-of-way means the right of one (1) vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian approaching under such circumstances of direction, speed and proximity as to give rise to danger of collision unless one grants precedence to the other.

Sidewalk means that portion of a street between the curblines or the lateral lines of a roadway and the adjacent property lines, intended for use by pedestrians.

Street or highway means the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

Trailer means a unit designed to be towed by a bicycle and not an integral part of a bicycle.

Vehicle means every device in, upon or by which any person or property is or may be transported or drawn upon a highway, excepting devices used exclusively upon stationary rails or tracks.

Sec. 19-162. Penalty for violation of article.

Any person found guilty of a violation of this article shall be subject to a penalty of not more than five dollars (\$5.00) and removal of the bicycle registration tag for a period not to exceed thirty (30) days.

Sec. 19-163. Compliance with article, responsibility of parents.

(a) It is unlawful for any person to perform any act forbidden or fail to perform any act required in this article.

(b) The parent of any child and the guardian of any ward shall not authorize or knowingly permit any child or ward to violate any of the provisions of this article.

Sec. 19-164. Operation of skateboards as prohibited in certain areas.

No person shall operate, ride or propel a skateboard, inline skates and roller skates, on any portion of the following streets or public property:

- (1) The area bounded by Franklin Street on the north; Lawrence Street on the south, including any ramps leading down into Jones Park; Richmond Street on the west; and Drew Street on the east.
- (2) All City-owned parking ramps and parking lots.

Sec. 19-165. Reserved.

Editor's note: Ord 75-94, §1, adopted July 9, 1994, repealed §19-165, which pertained to operation of skateboards, inline skates, roller skates and bicycles prohibited on certain pedestrian bridges.

Secs. 19-166 – 19-175. Reserved.

DIVISION 2. BICYCLES AND ELECTRIC SCOOTERS

Secs. 19-176 – 19-180. Reserved.

Sec. 19-181. Unclaimed or unidentified bicycles and electric scooters.

All abandoned bicycles and electric scooters and unidentified bicycles and electric scooters remaining in the hands of the Police Department may, at the end of thirty (30) days, be sold at public auction or by any other method allowed by §12-101.

Sec. 19-182. Applicability of traffic regulations to persons operating bicycles and electric scooters.

Every person operating a bicycle or electric scooter upon a roadway shall be subject to all of the duties applicable to the driver of a vehicle by the laws of this state declaring rules of the road applicable to vehicles or by the traffic ordinances of the City applicable to the driver of a vehicle, except as to special regulations in this article and except as to those provisions of laws and ordinances which by their nature have no application.

Sec. 19-183. Riding bicycle or electric scooter on sidewalk.

(a) Bicyclists and electric scooter operators exercising due care may operate their bicycle or electric scooter upon the sidewalk, except on the sidewalks on College Avenue between Drew Street and Badger Avenue (this exception shall not apply to law enforcement officers operating designed police bicycles).

(b) It shall be unlawful for any person operating a bicycle or electric scooter on the sidewalk to attempt to pass another person going in the same direction on the walk without giving an audible signal as warning and until it becomes evident that the person so warned is aware of the approach of such person operating the bicycle or electric scooter. Pedestrians shall at all times have the right-of-way upon sidewalks and, if necessary, the person operating such bicycle or electric scooter shall vacate the sidewalk or dismount and walk the bicycle or electric scooter to prevent an accident. Any person operating a bicycle or electric scooter upon the sidewalk must have the bicycle or electric scooter under control at all times.

(c) Electric scooters shall not be operated in all City-owned parking ramps.

Sec. 19-184. Riding bicycle or electric scooter on roadway.

Whenever a bicycle or electric scooter is operated upon a roadway the following rules apply:

(1) Unless preparing to make a left turn, every person riding a bicycle or electric scooter upon a roadway carrying two- (2-) way traffic shall ride within three (3) feet of the right side of the unobstructed traveled roadway. On one- (1-) way

roadways, the operator of the bicycle or electric scooter shall ride within three (3) feet of the right side or left side of the unobstructed traveled roadway. Every person operating a bicycle or electric scooter upon a roadway shall exercise due care when passing a standing vehicle or one (1) proceeding in the same direction, allowing a minimum of three (3) feet between his bicycle or electric scooter and the vehicle.

- (2) Persons riding bicycles or electric scooters upon a roadway shall ride single file on all roadways which have centerlines or lane lines indicated by painting or other markings, and in all unincorporated areas. On roadways not divided by painted or other marked centerlines or lane lines, bicycle or electric scooter operators may ride two (2) abreast in incorporated areas.
- (3) No person may operate a bicycle or electric scooter upon a roadway where a sign is erected indicating that bicycle or electric scooter riding is prohibited.
- (4) The operator of any bicycle or electric scooter overtaking another bicycle, electric scooter or vehicle proceeding in the same direction shall pass such vehicle at a safe distance at a place on the roadway other than an intersection and without leaving the traveled portion of the road.

Sec. 19-185. Riding bicycle or electric scooter on bicycle lane.

(a) Unless two- (2-) way traffic is authorized under subsection (b) of this section, every person operating a bicycle or electric scooter upon a bicycle lane shall ride in the same direction in which vehicular traffic on the lane of the roadway nearest the bicycle lane is traveling.

(b) The Common Council may authorize two- (2-) way traffic on any portion of a roadway which it has set aside as a bicycle lane. Appropriate traffic signs shall be installed on all bicycle lanes open to two- (2-) way traffic.

(c) Unless otherwise provided under subsection (d) of this section, a person operating a bicycle or electric scooter may enter or leave a bicycle lane only at intersections or at driveways adjoining the bicycle lane.

(d) A person may leave a bicycle lane at any point by dismounting from the bicycle or electric scooter and walking it out of the lane. A person may enter a bicycle lane at any point by walking his bicycle or electric scooter into the lane and then mounting it.

(e) Every person operating a bicycle or electric scooter upon a bicycle lane shall exercise due care and give an audible signal when passing a bicycle or electric scooter rider proceeding in the same direction.

(f) Every operator of a bicycle or electric scooter entering a bicycle lane shall yield the right-of-way to all bicycles or electric scooters in the bicycle lane. Upon leaving a bicycle

lane, the operator of a bicycle or electric scooter shall yield the right-of-way to all vehicles and pedestrians.

Sec. 19-186. Riding bicycle or electric scooter on bicycle way.

- (a) Every person operating a bicycle or electric scooter upon a bicycle way shall:
 - (1) Exercise due care and give an audible signal when passing a bicycle rider, electric scooter operator or a pedestrian proceeding in the same direction.
 - (2) Obey each traffic signal or sign facing a roadway which runs parallel and adjacent to a bicycle way.
- (b) Every person operating a bicycle or electric scooter upon a bicycle way open to one- (1-) way traffic shall ride on the right side of the bicycle way.
- (c) Every operator of a bicycle or electric scooter entering a bicycle way shall yield the right-of-way to all bicycles and pedestrians in the bicycle way.

Sec. 19-187. Carrying passengers.

- (a) A person propelling a bicycle shall not ride other than upon or astride a permanent and a regular seat attached thereto.
- (b) No bicycle or electric scooter shall be used to carry more persons at one time than the number for which it is designed and equipped.
- (c) No bicycle except a tandem shall be used to carry any person except the operator unless equipped with a child's seat, in which case the following conditions and regulations must be met:
 - (1) The operator shall be fourteen (14) years of age or older.
 - (2) The passenger shall not exceed fifty (50) pounds in weight and shall be seated on the child's seat.
 - (3) The child's seat shall be fastened securely to the bicycle; shall be located behind the operator's seat; and shall be designed and manufactured for this specific purpose and be equipped with safety belt, arm rest, back rest, foot and spoke protection, and have a firm seat and back and be attached to the frame at three (3) points with bolts or nuts, two (2) of which are at either side of the wheel axle or the frame adjacent to the rear axle.
 - (4) Only one (1) child's seat shall be attached to a bicycle.

Sec. 19-188. Improper riding, trick riding and racing.

(a) No person operating a bicycle or electric scooter upon a public street or sidewalk shall participate in any race, speed or endurance contest unless such race or endurance contest has the written permission of the Chief of Police and is conducted under the supervision of the police.

(b) No person riding or operating a bicycle or electric scooter shall perform or attempt to perform any acrobatic, fancy, or stunt riding upon any public street or sidewalk.

Sec. 19-189. Obedience to speed limits.

No person shall operate a bicycle or electric scooter at a speed greater than the speed limit.

Sec. 19-190. Obedience to traffic-control devices.

Any person operating a bicycle or electric scooter shall obey the instructions of official traffic-control devices applicable to vehicles, unless otherwise directed by a police officer.

Sec. 19-191. Stopping, turning and signaling.

(a) If any other traffic may be affected by such movement, no bicycle or electric scooter operator shall stop, slow down or turn without giving an arm signal required by state law for the operation of motor vehicles. The operator of a bicycle or electric scooter shall give such signal continuously during not less than the last fifty (50) feet traveled before turning.

(b) No person may stop or suddenly decrease the speed of a vehicle without first giving an appropriate signal in the manner provided in W.S.A. §346.35 to the operator of any vehicle immediately to the rear when there is opportunity to give such signal. This subsection does not apply to the operator of a bicycle or electric scooter approaching an official stop sign or traffic-control sign.

(c) Whenever authorized signs are erected indicating that no right or left turn or U-turn is permitted, no person operating a bicycle or electric scooter shall disobey the direction of any such sign, except where such person dismounts from the bicycle or electric scooter to make any such turn, in which event such person shall then obey the regulations applicable to pedestrians.

(d) Every person riding or operating a bicycle or electric scooter intending to turn to the right at an intersection or alley or driveway shall approach the turning point in the line of traffic nearest the right-hand curb of the street. The bicycle or electric scooter driver, in turning left at an intersection, shall pass to the left of the center of the intersection before turning, unless otherwise directed by markers, buttons or signs. At intersections where traffic is moving in opposite directions, if it is not safe for bicycles or electric scooters to make left-hand turns as described in this subsection, the bicycle or electric scooter driver shall stay in the right-hand lane

and ride to the opposite corner, then dismount and walk the bicycle or electric scooter to the left-hand corner and proceed. Crosswalks shall be used when walking a bicycle or electric scooter through an intersection.

Sec. 19-192. Emerging from alley or driveway.

The operator of a bicycle or electric scooter emerging from an alley, driveway or building shall stop prior to riding across a sidewalk or roadway. Such operator shall in all cases yield the right-of-way to all pedestrians approaching on the sidewalk and to all vehicles approaching upon the roadway.

Sec. 19-193. Parking.

(a) No person shall park any bicycle or electric scooter on a sidewalk having a width of less than five and one-half (5½) feet.

(b) On sidewalks with a width of five and one-half (5½) feet or more, bicycles or electric scooters shall not be parked:

- (1) On the main traveled portion of the sidewalk;
- (2) Against or adjacent to windows; or
- (3) In such a manner as to constitute a hazard to pedestrians, traffic or property.

(c) Bicycle racks are to be used for parking where provided. Bicycles are not to be parked on the sidewalk if a bicycle rack is available within three hundred (300) feet and able to be reached without crossing the street.

Sec. 19-194. Clinging to vehicles.

No person operating a bicycle or electric scooter shall attach himself or his bicycle or electric scooter to any vehicle upon a roadway.

Sec. 19-195. Position of passengers; towing.

No person shall operate a bicycle or bicycle-trailer combination on a street or sidewalk when any person other than the operator is upon any portion thereof not designed or intended for the use of passengers, nor shall any person ride in such a position as to interfere with the operator's view ahead or to the side or to interfere with the operator's control of the bicycle, nor shall the operator of any bicycle draw any coaster, sled, person on roller skates, toy vehicle or any other similar vehicle on a public highway, except those trailers specifically designed for bicycles and having the following safeguards:

- (1) The bicycle trailer to be towed must be firmly attached to the framework of the bicycle and be balanced to preclude detrimental effect on the operation of the bicycle.
- (2) At least two (2) red reflectors must be fastened on the rear of the trailer and one (1) amber reflector on each side of the trailer. These reflectors are to be two (2) inches in diameter, or the equivalent in retro reflective material.
- (3) Overall length of trailer unit from the extreme rear of the bicycle wheel is not to exceed forty (40) inches.
- (4) Overall height of the trailer unit, including wheels, from ground level to the top of the carrying container, is not to exceed thirty-six (36) inches.
- (5) Maximum width of the trailer unit, wheels, axle, container and the like is not to exceed thirty-six (36) inches.
- (6) The trailer unit must be detachable from the bicycle.

Sec. 19-196. Carrying articles.

No person operating a bicycle or electric scooter shall carry any package, bundle or article which prevents the operator from keeping at least one (1) hand upon the handlebars.

Sec. 19-197. Handlebars.

Every bicycle or electric scooter that is equipped with handle grips must have the grips securely glued or cemented to the handlebars.

Sec. 19-198. Lamps and other equipment.

(a) Lamps; reflectors. No person may operate a bicycle or electric scooter upon a street, sidewalk, bicycle lane or bicycle way during hours of darkness unless such bicycle or electric scooter is equipped with or the operator is wearing a lamp on the front emitting a white light visible from a distance of at least five hundred (500) feet to the front of such bicycle or electric scooter. Such bicycle or electric scooter shall also be equipped with a red reflector that has a diameter of at least two (2) inches of surface area on the rear, so mounted and maintained as to be visible from all distances from fifty (50) to five hundred (500) feet to the rear when directly in front of a lawful upper beam of headlamps on a motor vehicle. A lamp emitting a red light visible from a distance of five hundred (500) feet to the rear may be used in addition to but not in lieu of the red reflector.

(b) Brakes. No person may operate a bicycle or electric scooter upon a street, sidewalk, bicycle lane or bicycle way unless all braking equipment with which the bicycle or electric scooter was originally provided is in good working order. No person may operate a bicycle or electric scooter equipped with a coaster brake upon a highway, bicycle lane or bicycle

way unless such brakes will enable the operator to make the braked rear wheel skid on dry, level, clean pavement.

Sec. 19-199. Reserved.

Editor's Note: Ord 151-07, effective November 13, 2007, repealed this entire section relating to rental agencies.

Sec. 19-200. Riding bicycle or electric scooter without consent of owner.

No person shall intentionally take or ride a bicycle or electric scooter without the consent of the owner.

Sec. 19-201. Reserved.

Editor's Note: Ord 152-07, effective November 13, 2007, repealed this entire section relating to driving motor vehicle on bicycle lane or bicycle way.

Sec. 19-202. Reserved.

Editor's Note: Ord 153-07, effective November 13, 2007, repealed this entire section relating to overtaking and passing of bicycles by motor vehicles.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication.