

**CITY COUNCIL MEETING AGENDA  
CITY OF FOND DU LAC, WISCONSIN**

December 11, 2013  
6:00 P.M.

Legislative Chambers  
City-County Government Center

160 South Macy Street  
Fond du Lac, Wisconsin

**REGULAR AGENDA**

**1. CALL TO ORDER**

- A. Roll Call
- B. Declaration A Quorum Is Present

**2. PLEDGE OF ALLEGIANCE AND REFLECTION**

- A. Pledge of Allegiance
- B. A Moment of Silence

**3. COUNCIL PRESIDENT PRESENTATIONS**

A Proclamation Recognizing The Friends Of The Fond du Lac Senior Center Inc. For Their Donation Of \$10,000

**4. PUBLIC HEARINGS**

**CONSENT AGENDA**

**5. CONSENT AGENDA**

(A Motion Adopting The Consent Agenda Finalizes The Proposed Action Cited For The Matter)

**A. APPROVAL OF MINUTES**

November 26, 2013 Regular City Council Meeting

**B. REPORTS OF OFFICERS**

**C. RESOLUTIONS**

REGULAR AGENDA

6. AUDIENCE COMMENTS

The presiding officer shall limit comments to items noticed on the agenda.

7. PUBLIC COMMENT

8. ORAL PRESENTATIONS

9. REPORTS OF OFFICERS

A. Director Of Administration, Dated December 4, 2013  
Subject: List Of Claims - Items Paid By The City

(Proposed Action: **Receive And File**)

10. REPORTS OF COMMITTEES

11. PETITIONS OR COMMUNICATIONS

12. RESOLUTIONS

A. Introduction City Attorney  
Resolution No. 8442  
Subject: A Resolution Increasing Bond Amounts For Ordinance  
Violations

(Effect: Approve Increase In Bond Amounts For Ordinance Violations)  
(Initiator: City Attorney)

B. Introduction City Clerk  
Resolution No. 8443  
Subject: A Resolution Approving And Confirming Election Officials

(Effect: Approve And Confirm Appointments Of Election Officials)  
(Initiator: City Clerk)

C. Introduction Community Development Director  
Resolution No. 8444  
Subject: A Resolution Granting A Special Use Permit

(Effect: Construct A Convenience Store With Gas Pumps)  
(Location: 158 North Main Street (Former Walgreens))  
(Initiator: Kwik Trip Inc.)

- D. Introduction Community Development Director  
Resolution No. 8445  
Subject: A Resolution Granting A Special Use Permit

(Effect: Construct Mini Storage Buildings)  
(Location: 440 South Rolling Meadows Drive)  
(Initiator: Design Homes Inc.)

### 13. ORDINANCES

- A. Introduction City Engineer  
Ordinance No. 3536  
Subject: An Ordinance Amending Chapter 7, Traffic Code

(Effect: This Proposed Parking Ordinance Change Would Remove All Parking Restrictions On Auburn Street.  
(Location: Auburn St., Both Sides From Brooke Street West To The First Railroad Tracks  
(Initiator: City Engineer)  
(Advisory Parking & Traffic Board Recommendation: **Approve**)

- B. Introduction City Engineer  
Ordinance No. 3537  
Subject: An Ordinance Amending Chapter 7, Traffic Code

(Effect: This Proposed Parking Ordinance Change Would Extend Parking Restrictions An Additional 115' On The West Side Of Hickory Street To A total Of 280' From Johnson Street  
(Location: Hickory St N., West Side From Johnson Street To Arndt Street  
(Initiator: Harv Burman, 23 North Park Avenue)  
(Advisory Parking & Traffic Board Recommendation: **Approve**)

- C. Introduction City Engineer  
Ordinance No. 3538  
Subject: An Ordinance Amending Chapter 7, Traffic Code

(Effect: This Proposed Parking Ordinance Change Would Restrict Parking On Harrison Place Near The Recently Constructed Boulevard  
(Location: Harrison Place, Both Sides, From The South Right Of Way Of Forest Avenue, South 120')  
(Initiator: City Engineer)  
(Advisory Parking & Traffic Board Recommendation: **Approve**)

### 14. MISCELLANEOUS

Items In This Category Must Be Noticed On The Agenda.

### 15. SUCH OTHER MATTERS AS ARE AUTHORIZED BY LAW

### 16. ADJOURN



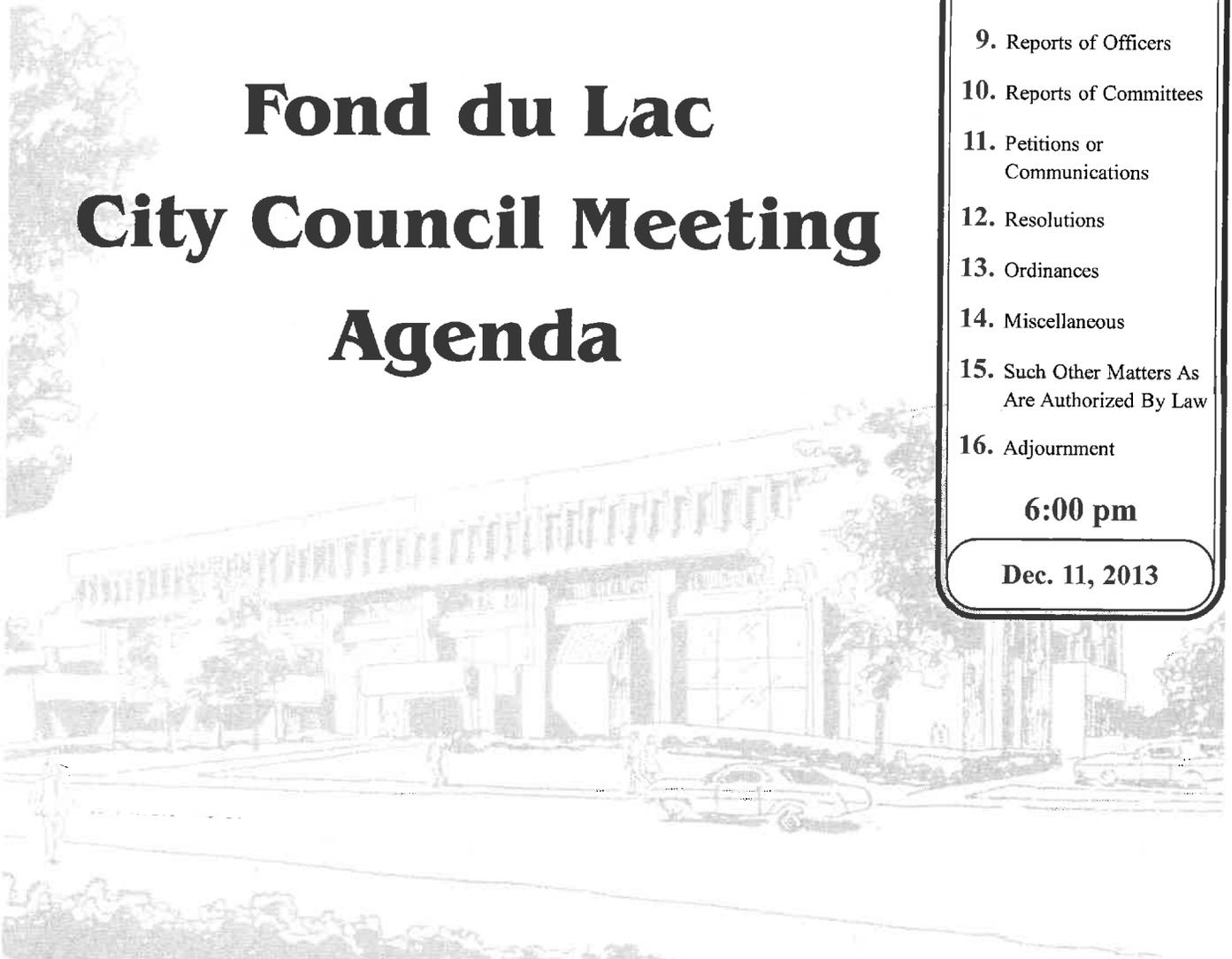
# Fond du Lac City Council Meeting Agenda

## ORDER OF BUSINESS

1. Call to Order
2. Pledge of Allegiance  
& Reflection
3. Council President  
Presentations
4. Public Hearings
5. Consent Agenda
6. Audience Comments
7. Public Comments
8. Oral Presentations
9. Reports of Officers
10. Reports of Committees
11. Petitions or  
Communications
12. Resolutions
13. Ordinances
14. Miscellaneous
15. Such Other Matters As  
Are Authorized By Law
16. Adjournment

**6:00 pm**

**Dec. 11, 2013**



The motions or points listed below, 1 through 9, are in order of precedence. In other words:

A. When any one of them is pending, you cannot introduce one that is listed BELOW it.

B. You can introduce one that is listed above it.

YOU WANT TO:	YOU SAY:	May speaker Be Interrupted To Make This Motion?	Is second Required?	Is Motion Debatable?	Can This Motion Be Amended?	Is Vote Re-quired? What % Required?
1 Adjourn	I move we adjourn	No interruption permitted	A second is necessary	Not debatable	Not amendable	Majority vote Required
2 Recess	I move we recess until . . .	No interruption permitted	A second is necessary	Not debatable	Amendable	Majority vote Required
3 Register a complaint	Point of privilege, Mr. Chairman . . .	Yes, you may interrupt	No second necessary	Not debatable (any RESULTING motion IS debatable.)	Not amendable	No vote required (Chair decides)
4 Suspend further consideration of a matter (To Table)	I move we table this matter	No interruption permitted	A second is necessary	Not debatable	Not amendable	Majority vote required
5 End discussion or further debating of matter	I move the previous question	No interruption permitted	A second is necessary	Not debatable	Not amendable	Two-thirds vote required
6 Postpone consideration of a matter	I move we postpone this matter until . . .	No interruption permitted	A second is necessary	Debatable	Amendable	Majority required
7 Have further study on a matter	I move we refer this matter to a committee	No interruption permitted	A second is necessary	Debatable	Amendable	Majority vote required
8 Amend a motion	I move this motion be amended to read . . .	No interruption of speaker permitted	A second is necessary	Debatable	Amendable	Majority vote required
9 Introduce a matter of business (A primary motion)	I move that . . .	Cannot interrupt speaker	A second is necessary	Debatable	Amendable	Majority vote required

**THESE ARE GENERAL POINTS, PROPOSALS AND MOTIONS AND HAVE NO ORDER OF PROCEDURE OVER ONE ANOTHER. YOU MAY INTRODUCE ANY ONE OF THEM AT ANY TIME, EXCEPT:**

A. When Motion To Adjourn Is Pending

B. When Motion To Recess Is Pending

C. Point Of Privilege Is Pending

YOU WANT TO:	YOU SAY:	May speaker Be Interrupted To Make This Motion?	Is second Required?	Is Motion Debatable?	Can This Motion Be Amended?	Is Vote Re-quired? What % Required?
1 Object to error in procedure or to a personal affront	Point of Order	May interrupt speaker	No second	Not debatable	Not amendable	No vote required, Chair decides
2 Request for information	Point of information	If urgent and to the point	No second	Not debatable	Not amendable	No vote required
3 Verify voice vote by taking actual count	I call for a division of the house	No interruption permitted BUT division must be called by Chairman before new motion can be made.	No second	Not debatable	Not amendable	No vote required UNLESS someone objects, THEN majority required
4 Object to consideration of a matter you consider improper or undiplomatic	I object to consideration of this question	May interrupt speaker	No second required	Not debatable	Not amendable	Two-thirds vote required against consideration
5 Take up a matter which has been previously tabled	I move we take from the table	May not interrupt the speaker	Must be seconded	Not debatable	Not amendable	Majority required
6 Reconsider something already disposed of	I move we reconsider our action relative to . . .	May interrupt the speaker for record only (Business at hand takes precedence)	Must be seconded	Debatable IF original motion was debatable	Not amendable	Majority required
7 Consider something out of its scheduled order	I move we suspend the rules and consider . . .	May not interrupt the speaker	Must be seconded	Not debatable	Not amendable	Two-thirds vote required
8 Vote on a ruling of the chair	I appeal the chair's decision	May interrupt speaker	Must be seconded	Debatable IF original motion was debatable	Not amendable	Majority vote required

**CITY COUNCIL MEETING MINUTES  
CITY OF FOND DU LAC, WISCONSIN**

November 26, 2013  
6:00 P.M.

Legislative Chambers  
City-County Government Center

160 South Macy Street  
Fond du Lac, Wisconsin

**REGULAR AGENDA**

President Meyer welcomed Boy Scout Troop 77.

**CALL TO ORDER**

ROLL CALL: Present - Catherine Block  
Brian Foster  
Lee Ann Lorrigan  
Dan Manning  
Karyn Merkel  
Sam Meyer  
Gary Miller

Absent - None

Administrative Staff - Joe Moore, City Manager  
Dyann Benson, Redevelopment Planner  
Chad Wade, Assistant City Attorney  
Jordan Skiff, Dir of Public Works  
Peter O'Leary, Fire Chief  
Bill Lamb, Police Chief

President Meyer declared a quorum present.

**PLEDGE OF ALLEGIANCE AND REFLECTION**

Pledge of Allegiance was recited.

A moment of silent reflection was observed.

**CONSENT AGENDA**

**CONSENT AGENDA**

(A motion adopting the consent agenda finalizes the proposed action cited for the matter)





**CITY COUNCIL MINUTES**

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**RESOLUTIONS**

Introduction City Manager

**Resolution No. 8438**

Subject: A Resolution Confirming Appointments To Various Boards  
And Commissions

(Effect: Confirm Appointments To Downtown Fond du Lac  
Partnership, Equal Opportunity Commission, And Alcohol  
License Committee)

(Initiator: City Manager)  
(File No. 2013-003)

Motion made by Councilperson Lorrigan to **approve**  
Resolution No. 8438.

Seconded by Councilperson Block.

ROLL CALL VOTE: Aye - Miller, Lorrigan, Manning,  
Meyer, Block, Foster

Nay - None

Abstain - Merkel

Carried.

Introduction Redevelopment Planner

**Resolution No. 8439**

Subject: A Resolution Designating Spot Blight Of Project Site  
Located At 100 West Larsen Drive

(Effect: Approve Resolution Determining Project Site To Be  
Blighted At 100 West Larsen Drive Schmidt Capital  
Investments, LLC Project)

(Initiator: Community Development Director  
(File No. 2013-113)

Motion made by Councilperson Foster to **approve**  
Resolution No. 8439.

Seconded by Councilperson Miller.

ROLL CALL VOTE: Aye - Miller, Lorrigan, Manning,  
Meyer, Merkel, Block, Foster

Nay - None

Carried.

Introduction Assistant City Attorney

**Resolution No. 8440**

Subject: A Resolution Approving And Authorizing The Execution Of  
The Working Conditions Agreement With Fond du Lac  
Professional Police Association Local 12

(Effect: Approve And Authorize The Execution Of The Working  
Conditions Agreement With Fond du Lac Professional  
Police Association Local 12

**CITY COUNCIL MINUTES**

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(Initiator: Assistant City Attorney  
(File No. 2013-120

Motion made by Councilperson Miller to **approve**  
Resolution No. 8440.

Seconded by Councilperson Foster.

ROLL CALL VOTE: Aye - Miller, Lorrigan, Manning,  
Meyer, Merkel, Block, Foster  
Nay - None

Carried.

Introduction Assistant City Attorney

**Resolution No. 8441**

Subject: A Resolution Approving And Authorizing The Execution Of  
The Working Conditions Agreement International  
Association Of Firefighters Local 400

(Effect: Approve The Working Conditions Agreement With The  
International Association Of Firefighters Local 400

(Initiator: City Attorney/Human Resources Director  
(File No. 2013-121

Motion made by Councilperson Foster to **approve**  
Resolution No. 8441.

Seconded by Councilperson Merkel.

ROLL CALL VOTE: Aye - Miller, Lorrigan, Manning,  
Meyer, Merkel, Block, Foster  
Nay - None

Carried.

**SUCH OTHER MATTERS AS ARE AUTHORIZED BY LAW**

President Meyer announced that he received a check for \$10,000  
from the Friends of the Senior Center.

**ADJOURN**

Motion made by Councilperson Merkel to adjourn.

Seconded by Councilperson Manning.

ROLL CALL VOTE: Aye - Miller, Lorrigan, Manning,  
Meyer, Merkel, Block, Foster  
Nay - None

Carried.

Meeting adjourned at 6:27 p.m.

SUE STRANDS  
CITY CLERK

SS/maa

# ***CITY OF FOND DU LAC - Memorandum***

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**Department of Administration**

**Date:** December 4, 2013

**To:** City Council

**From:** Hal Wortman, Director of Administration



**Re:** List of Claims

The list of claims for goods and services for the payment periods November 16, 2013 through November 29, 2013 for all funds total \$2,176,785.99. Wisconsin statute 66.0609 (2) requires the comptroller to file, at least monthly with the City Council, a list of approved claims paid.

Suggested Motion: Receive and File

**RESOLUTION NO. 8442**

**A RESOLUTION INCREASING BOND AMOUNTS FOR  
ORDINANCE VIOLATIONS**

**BE IT RESOLVED** by the City Council of the City of Fond du Lac that pursuant to Chapter 66.0111 and 66.0113 of the Wisconsin Statutes, the following ordinance bond amounts that are not set by the Uniform State Traffic Deposit Schedule is hereby adopted

**ADOPTED:**

\_\_\_\_\_  
Samuel Meyer, President  
Fond du Lac City Council

Attest:

City Attorney:

\_\_\_\_\_  
Sue L. Strands, City Clerk

Reviewed DSM

# ***CITY OF FOND DU LAC - Memorandum***

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**City Attorney/Human Resources Department**

**Date:** December 6, 2013

**To:** Common Council

**From:** Deborah Hoffmann, City Attorney/Director – Human Resources *DJEM*

**Re:** Update to Municipal Court Bond deposit amounts for traffic and ordinance offenses

The Wisconsin state legislature recently passed a bill which increased the amount of court costs that a municipal court can charge for municipal citations. This change needs to be incorporated into the City's municipal bond deposit schedule. Our bond deposit schedule contains bond deposit amounts that cover both state charges that we've adopted by reference and our own municipal ordinance violations. The deposit schedule is used to fill in the amount of a forfeiture when someone defaults on their citation or wishes to plead guilty and pay the fine.

The state charges have deposit schedules established pursuant to Sections 345.26 (2)(a), 778.25(3), 778.26(3), and 969.065, Wis. Stats., and are adopted from time to time by the Wisconsin Judicial Conference and published in the State of Wisconsin Revised Uniform State Traffic Deposit Schedule.

Sections 66.0111 and 66.0113 of the Wisconsin Statutes allow ordinance bond amounts that are not set by the Uniform State Traffic Deposit Schedule to be set by the City Council.

The attached bond schedule reflects the current bond amounts set by the State, the increased court costs and our municipal ordinance forfeiture bond amounts.

CodeSec	Offense	Bond Amount
10.01	Public Nuisances Prohib(17+)	\$313.00
10.01	Public Nuisances Prohib(14-16)	\$187.00
10.01	Public Nuisances Prohib(12-13)	\$90.00
10.07(2)	Public Nuisance - Grass/Weeds(17+)	\$313.00
10.07(2)	Public Nuisance -Grass/Weeds(14-16)	\$187.00
10.07(2)	Public Nuisance -Grass/Weeds(12-13)	\$90.00
11.02(5)	Spitting in Public(17+)	\$313.00
11.02(5)	Spitting in Public(14-16)	\$187.00
11.02(5)	Spitting in Public(12-13)	\$90.00
11.08(9)	Scavenging Solid Waste (Bulky Waste)(17+)	\$313.00
11.08(9)	Scavenging Solid Waste (Bulky Waste)(14-16)	\$187.00
11.08(9)	Scavenging Solid Waste (Bulky Waste)(12-13)	\$90.00
11.081(14)	Scavenging Recyclables(17+)	\$313.00
11.081(14)	Scavenging Recyclables(14-16)	\$187.00
11.081(14)	Scavenging Recyclables(12-13)	\$90.00
12.03	125.32(3) Tavern - Open After Hours	\$218.50
12.03	125.07(1)(a)2 Tavern/Serving Minors-BAR	\$0.00
12.03	125.07(1)(a)1 Tavern/Serving Minors-BARTENDER	\$376.00
12.03	125.07(3a) Tavern/Loitering Minors(cite bar)	\$376.00
12.03	125.32(2) Tavern-No Licensed Bartender(owner)	\$218.50
12.03	125.07(4)(a) Minor Loitering in Tavern(minor)	\$376.00
12.03	125.07(4)(b) Underage Drinking (1st)17-20	\$187.00
12.03	125.07(4)(b) Underage Drinking (1st)14-16	\$98.80
12.03	125.07(4)(b) Underage Drinking (1st)12-13	\$98.80
12.03	125.07(4)(b) Underage Drinking (2nd)17-20	\$313.00
12.03	125.07(4)(b) Underage Drinking (2nd)14-16	\$136.60

12.03	125.07(4)(b) Underage Drinking (2nd)12-13	\$136.60
12.03	125.07(4)(b) Underage Drinking (3rd)17-20	\$439.00
12.03	125.07(4)(b) Underage Drinking (3rd)14-16	\$187.00
12.03	125.07(4)(b) Underage Drinking (3rd)12-13	\$187.00
12.03	125.07(4)(b) Underage Drinking (4th)17-20	\$691.00
12.03	125.07(4)(b) Underage Drinking (4th)14-16	\$187.00
12.03	125.07(4)(b) Underage Drinking (4th)12-13	\$187.00
12.116(11)	Failure to obtain ice cream truck permit	\$250.00
12.116(12)	Ice Cream Only Licensed Salesmen in Vehicle	\$250.00
12.116(14)	Ice Cream Sales Sound > 100ft	\$187.00
12.18	Permits/Loud Speakers(17+)	\$250.00
12.18	Permits/Loud Speakers(14-16)	\$187.00
12.18	Permits/Loud Speakers(12-13)	\$90.00
12.28(16)	Dog/Cat run free (17+)	\$313.00
12.28(16)	Dog/Cat run free (14-16)	\$187.00
12.28(17)	Restraint of Dog (17+)	\$313.00
12.28(17)	Restraint of Dog (14-16)	\$187.50
12.28(19)	Unclean sanitary conditions animal	\$313.00
12.28(22)A	Animals outside adverse weather	\$313.00
12.28(24)	Shade Required Animal (June - Sept)	\$313.00
12.28(5)a	Animal annoyance- Barking Dog	\$313.00
12.28(8)	Animal -Number of Pets(not more than 2)	\$313.00
12.30(1)	Smoking violations/possession (17)	\$86.20
12.30(1)	Smoking violations/possession (14-16)	\$86.20
12.30(1)	Smoking violations/possession (12-13)	\$30.00
12.30(1)	Sale Tobacco to Minors - Licensee	\$281.00
12.30(1)	Sale Tobacco to Minors - Licensee - 2nd offense	\$407.50

12.30(1)	Sale Tobacco to Minors - Clerk - with training certificate	\$281.00
12.30(2)c	Sale Tobacco to Minors - Clerk - 2nd Offense	\$407.50
12.30(2)c	Sale Tobacco to Minors - Clerk - without training certificate - Cite Licensee only	\$0.00
15.11(1)	Inspec/house/Maintenance code sani	\$313.00
19.05(1)	Parks-deface, disfigure, remove (17+)	\$313.00
19.05(1)	Parks-deface, disfigure, remove (14-16)	\$187.00
19.05(1)	Parks-deface, disfigure, remove (12-13)	\$90.00
19.05(10)	Riding bike in Skateboard Park (17+)	\$250.00
19.05(10)	Riding bike in Skateboard Park (14-16)	\$187.00
19.05(10)	Riding bike in Skateboard Park (12-13)	\$90.00
19.05(11)	Glass beverage container Park(17+)	\$313.00
19.05(11)	Glass beverage container Park(14-16)	\$187.00
19.05(11)	Glass beverage container Park(12-13)	\$90.00
19.05(5)	Park disturb peace use profane/foul lang(17+)	\$250.00
19.05(5)	Park disturb peace use prof/foul lang (14-16)	\$187.00
19.05(5)	Park disturb peace use prof/foul lang (12-13)	\$90.00
19.05(6)	Park/Endangering the Safety (17+)	\$250.00
19.05(6)	Park/Endangering the Safety (14-16)	\$187.00
19.05(6)	Park/Endangering the Safety (12-13)	\$90.00
19.06(1)	Alcohol hours Lakeside 2000-0800 no (17+)	\$250.00
19.06(1)	Alcohol hours Lakeside 2000-0800 no (14-16)	\$187.00

19.06(1)	Alcohol hours Lakeside 2000-0800 no (12-13)	\$90.00
19.06(4)	No Alcohol mini-park all other (17+)	\$250.00
19.06(4)	No Alcohol mini-park all other (14- 16)	\$187.00
19.06(4)	No Alcohol mini-park all other (12- 13)	\$90.00
19.08(1)a	Park-On Premises of a Park When Closed(17+)	\$250.00
19.08(1)a	Park-On Premises of a Park When Closed(14-16)	\$187.00
19.08(1)a	Park-On Premises of a Park When Closed(12-13)	\$90.00
19.10(1)	No animals in Parks (17+)	\$250.00
19.10(1)	No animals in Parks (14-16)	\$187.00
19.10(1)	No animals in Parks (12-13)	\$90.00
20.03	Dump garbage in waterway(17+)	\$250.00
20.03	Dump garbage in waterway(14-16)	\$187.00
20.03	Dump garbage in waterway(12-13)	\$90.00
20.05(2)	Jumping From Any Bridge into Waters(17+)	\$250.00
20.05(2)	Jumping From Any Bridge into Waters(14-16)	\$187.00
20.05(2)	Jumping From Any Bridge into Waters(12-13)	\$90.00
20.05(3)	Bridges -Loitering on Any Bridge( 17+)	\$250.00
20.05(3)	Bridges -Loitering on Any Bridge( 14-16)	\$187.00
20.05(3)	Bridges -Loitering on Any Bridge( 12-13)	\$90.00
5.29	Open Burning violation Campfire(17+)	\$313.00
5.29	Open Burning violation Campfire(14-16)	\$187.00
5.29	Open Burning violation Campfire(12-13)	\$90.00
7.05(8)(i)	In Parking ramp-not patron (17+)	\$281.50
7.05(8)(i)	In Parking ramp-not patron (14-16)	\$187.00
7.05(8)(i)	In Parking ramp-not patron (12-13)	\$90.00

7.10(2)	Bicycle registration violation (17+)	\$73.60
7.10(2)	Bicycle registration violation (14-16)	\$73.60
7.10(3)(b)	Bicycle Passenger Riding Double (17+)	\$73.60
7.10(3)(b)	Bicycle Passenger Riding Double (14-16)	\$73.60
7.10(3)(f)	Bicycle lighting violation (17+)	\$73.60
7.10(3)(f)	Bicycle lighting violation (14-16)	\$73.60
7.10(3)(g)	Bicycle sidewalk violation (17+)	\$73.60
7.10(3)(g)	Bicycle sidewalk violation (14-16)	\$73.60
7.10(5)	Bicycle - Must Ride / Keep to the Right(17+)	\$250.00
7.10(5)	Bicycle - Must Ride/Keep to the Right(14-16)	\$187.00
7.14	Skateboard/Skates/in-line adj Main(17+)	\$73.60
7.14	Skateboard/Skates/in-line adj Main(14-16)	\$73.60
7.14	Skateboard/Skates/in-line adj Main(12-13)	\$20.00
7.15	Rollerblade Violations (17+)	\$73.60
7.15	Rollerblade Violations (14-16)	\$73.60
7.15	Rollerblade Violations (12-13)	\$20.00
7.16(1)	Leaning / Sitting on vehicle (17+)	\$250.00
7.16(1)	Leaning / Sitting on vehicle (14-16)	\$187.00
7.16(1)	Leaning / Sitting on vehicle (12-13)	\$90.00
8.065	Train Obstruct Rd/+6min/Crt Ofc Will Mail	\$250.00
8.09	Littering (17+)	\$250.00
8.09	Littering (14-16)	\$187.00
8.09	Littering (12-13)	\$90.00
8.095(1)	Yard Waste Disposal W/O License(17+)	\$250.00
8.095(1)	Yard Waste Disposal W/O License(14-16)	\$187.00
8.095(1)	Yard Waste Disposal W/O License(12-13)	\$90.00
8.10	Shoveling/Blowing/Pushing Snow/street(17+)	\$250.00

8.10	Shoveling/Blowing/Pushing Snow/street(14-16)	\$187.00
8.10	Shoveling/Blowing/Pushing Snow/street(12-13)	\$90.00
8.14	Traffic-Veh.spill materials on street(17+)	\$250.00
8.14	Traffic-Veh.spill materials on street(14-16)	\$187.00
8.18	Terrace Parking and Rubbish prohibited(17+)	\$250.00
8.18	Terrace Parking and Rubbish prohibited(14-16)	\$187.00
8.18	Terrace Parking and Rubbish prohibited(12-13)	\$90.00
8.19	Selling on Sidewalks/Streets w/o permit(17+)	\$250.00
8.19	Selling on Sidewalks/Streets w/o permit(14-16)	\$187.00
8.19	Selling on Sidewalks/Streets w/o permit(12-13)	\$90.00
8.20	Sidewalk/clean/Obstructions(17+)	\$250.00
8.20	Sidewalk/clean/Obstructions(14-16)	\$187.00
8.20	Sidewalk/clean/Obstructions(12-13)	\$90.00
8.22(1)	Failure to remove snow/ice(17+)	\$250.00
8.22(1)	Failure to remove snow/ice(14-16)	\$187.00
8.22(1)	Failure to remove snow/ice(14-16)	\$90.00
8.33	Remove Barricades/Knock Down/Deface (17+)	\$250.00
8.33	Remove Barricades/Knock Down/Deface (14-16)	\$187.00
8.33	Remove Barricades/Knock Down/Deface (12-13)	\$90.00
9.02(1)(b)	Public Consumption outside-Tavern(17+)	\$250.00
9.02(1)(b)	Public Consumption outside-Tavern(14-16)	\$187.00
9.02(1)(b)	Public Consumption outside-Tavern(12-13)	\$90.00
9.02(A)	Beer Liquor Public Consump-Public Way(17+)	\$250.00

9.02(A)	Beer Liquor Public Consump-Public Way(14-16)	\$187.00
9.02(A)	Beer Liquor Public Consump-Public Way(12-13)	\$90.00
9.03	Climb on M/V public way w/o permiss(17+)	\$250.00
9.03	Climb on M/V public way w/o permiss(14-16)	\$187.00
9.03	Climb on M/V public way w/o permiss(12-13)	\$90.00
9.04(1)	Curfew (14 - under 17 yoa)	\$187.00
9.04(1)	Curfew (12-13yoa)	\$90.00
9.04(2)	Curfew - Responsibility of Parents	\$250.00
9.05(1)	Prowling/Loitering(17+)	\$250.00
9.05(1)	Prowling/Loitering(14-16)	\$187.00
9.05(1)	Prowling/Loitering(12-13)	\$90.00
9.05(2)	Prowling/Loitering - Dwelling Areas(17+)	\$250.00
9.05(2)	Prowling/Loitering - Dwelling Areas(14-16)	\$187.00
9.05(2)	Prowling/Loitering - Dwelling Areas(12-13)	\$90.00
9.05(3)	Prowling/Loitering/Public Rest Room(17+)	\$250.00
9.05(3)	Prowling/Loitering/Public Rest Room(14-16)	\$187.00
9.05(3)	Prowling/Loitering/Public Rest Room(12-13)	\$90.00
9.05(4)	Loiter/Public where children congre(17+)	\$250.00
9.05(4)	Loiter/Public where children congre(14-16)	\$187.00
9.05(4)	Loiter/Public where children congre(12-13)	\$90.00
9.05(4m)	Prowling/Loitering-School Hrs(17+)	\$250.00
9.05(4m)	Prowling/Loitering-School Hrs(14-16)	\$187.00
9.05(4m)	Prowling/Loitering-School Hrs(12-13)	\$90.00
9.05(6)	Obstruction of traffic by LOITERING(17+)	\$250.00
9.05(6)	Obstruction of traffic by LOITERING(14-16)	\$187.00
9.05(6)	Obstruction of traffic by LOITERING(12-13)	\$90.00

9.05(7)	Loitering after requested to move (17+)	\$250.00
9.05(7)	Loitering after requested to move (14-16)	\$187.00
9.05(7)	Loitering after requested to move (12-13)	\$90.00
9.05(7)(b)	Loitering in groups/crowds (17+)	\$250.00
9.05(7)(b)	Loitering in groups/crowds (14-16)	\$187.00
9.05(7)(b)	Loitering in groups/crowds (12-13)	\$90.00
9.06	Unlawful Sheltering of Minors(17+)	\$250.00
9.06	Unlawful Sheltering of Minors(14-16)	\$187.00
9.06	Unlawful Sheltering of Minors(12-13)	\$90.00
9.07	Unnecessary Loud Noise(17+)	\$250.00
9.07	Unnecessary Loud Noise(14-16)	\$187.00
9.07	Unnecessary Loud Noise(12-13)	\$90.00
9.08(1)	Possession of THC(17+)	\$250.00
9.08(1)	Possession of THC(14-16)	\$187.00
9.08(1)	Possession of THC(12-13)	\$90.00
9.09	Weapon in or on Veh w/o Case/Unload(14-16)	\$187.00
9.09	Weapon in or on Veh w/o Case/Unload(12-13)	\$90.00
9.09	Weapon in or on Veh w/o Case/Unload(17+)	\$250.00
9.09(2)(a)	CCW(dangerous weapon/blade 8 (17+)	\$290.50
9.09(2)(a)	CCW(dangerous weapon/blade 8 (14-16)	\$187.00
9.09(2)(a)	CCW(dangerous weapon/blade 8 (12-13)	\$90.00
9.09(3)	Weapons -Air/Spring Gun/sling shot(17+)	\$250.00
9.09(3)	Weapons -Air/Spring Gun/sling shot(14-16)	\$187.50
9.09(3)	Weapons -Air/Spring Gun/sling shot(12-13)	\$90.00
9.09(3)(b)	Weapons -Bow & Arrows w/o permit(17+)	\$250.00

9.09(3)(b)	Weapons -Bow & Arrows w/o permit(14-16)	\$187.00
9.09(3)(b)	Weapons -Air/Spring Gun/sling shot(12-13)	\$90.00
9.09(4)	Discharge weapon w/o permit in city(17+)	\$250.00
9.09(4)	Discharge weapon w/o permit in city(14-16)	\$187.00
9.09(4)	Discharge weapon w/o permit in city(12-13)	\$90.00
9.10	Throwing Missiles(14-16)	\$187.00
9.10	Throwing Missiles(12-13)	\$90.00
9.10	Throwing Missiles(17+)	\$250.00
9.11(1)(a)	Abscond w/o paying rent	\$250.00
9.14	Facsimile Firearm Carrying/Displaying(17+)	\$250.00
9.14	Facsimile Firearm Carrying/Displaying(14-16)	\$86.20
9.14	Facsimile Firearm Carrying/Displaying(12-13)	\$86.20
9.15(10)a	Smoking -Where Prohibited (17+)	\$250.00
9.15(10)a	Smoking -Where Prohibited(14-16)	\$187.00
9.15(10)a	Smoking -Where Prohibited(12-13)	\$90.00
9.15(10)b	Smoking ord - Owns/manages in violation	\$250.00
9.15(10)b	2nd violation w/in 12 months = \$303.00	\$313.00
9.15(10)b	3rd violation w/in 12 months = \$429.00	\$439.00
9.15(8)(a)	Smoking-"No Smoking"Signs (17+)	\$250.00
9.15(8)(a)	Smoking-"No Smoking"Signs(14-16)	\$187.00
9.15(8)(c)	Smoking -Ashtrays Where Prohibited(17+)	\$187.00
9.15(8)(c)	Smoking -Ashtrays Where Prohibited(14-16)	\$187.00
9.167.10	Fireworks (17+)	\$124.00
9.167.10	Fireworks (14-16)	\$124.00
9.167.10	Fireworks (12-13)	\$50.00
9.17(b)	Graffiti/damage/deface (17+)	\$250.00
9.17(b)	Graffiti/damage/deface (14-16)	\$187.00

9.17(b)	Graffiti/damage/deface (12-13)	\$90.00
9.20(a)	Trespass-posted 11" sign/told not to(17+)	\$250.00
9.20(a)	Trespass-posted 11" sign/told not to(14-16)	\$187.00
9.20(a)	Trespass-posted 11" sign/told not to(12-13)	\$90.00
9.20(b)	Trespassing-Refusing to Leave(17+)	\$250.00
9.20(b)	Trespassing-Refusing to Leave(14-16)	\$187.00
9.20(b)	Trespassing-Refusing to Leave(12-13)	\$90.00
9.21	Trespass -Vehicular(17+)	\$250.00
9.21	Trespass -Vehicular(14-16)	\$187.00
9.21	Trespass -Vehicular(12-13)	\$90.00
9.939.05	Party to the Crime (17+)	\$250.00
9.939.05	Party to the Crime (14-16)	\$187.00
9.939.05	Party to the Crime (12-13)	\$90.00
9.941.13	Interfere Firefighter False Alarm(17+)	\$250.00
9.941.13	Interfere Firefighter False Alarm(14-16)	\$187.00
9.941.13	Interfere Firefighter False Alarm(12-13)	\$90.00
9.941.24	Weapons - Poss of a Switchblade(17+)	\$250.00
9.941.24	Weapons - Poss of a Switchblade(14-16)	\$187.00
9.941.24	Weapons - Poss of a Switchblade(12-13)	\$90.00
9.943.01	Criminal Dam to Prop(<\$1000) (17+)	\$250.00
9.943.01	Criminal Dam to Prop(<\$1000) (14-16)	\$187.00
9.943.01	Criminal Dam to Prop(<\$1000) (12-13)	\$90.00
9.943.20	Theft (Less than \$500)(17+)	\$250.00
9.943.20	Theft (Less than \$500)(14-16)	\$187.00
9.943.20	Theft (Less than \$500)(12-13)	\$90.00
9.943.21	Absconding/Hotel/Restaurant/Taxi /Gas (17+)	\$281.50
9.943.21	Absconding/Hotel/Restaurant/Taxi /Gas (14-16)	\$281.50
9.943.21	Absconding/Hotel/Restaurant/Taxi /Gas (12-13)	\$175.00

9.943.50	Retail Theft/1st w/in 3yr<\$100(17+)	\$250.00
9.943.50	Retail Theft/1st w/in 3yr<\$100(14-16)	\$187.00
9.943.50	Retail Theft/1st w/in 3yr<\$100(12-13)	\$90.00
9.946.40	Refusing to Aid Officer(17+)	\$250.00
9.946.40	Refusing to Aid Officer(14-16)	\$187.00
9.946.40	Refusing to Aid Officer(12-13)	\$90.00
9.946.41	Resisting/Obstructing an Officer(17+)	\$250.00
9.946.41	Resisting/Obstructing an Officer(14-16)	\$187.00
9.946.41	Resisting/Obstructing an Officer(12-13)	\$90.00
9.947.01	Disorderly Conduct (17+)	\$250.00
9.947.01	Disorderly Conduct(14-16)	\$187.00
9.947.01	Disorderly Conduct(12-13)	\$90.00
9.947.012	Unlawful Use of Phone(17+)	\$250.00
9.947.012	Unlawful Use of Phone(14-16)	\$187.00
9.947.012	Unlawful Use of Phone(12-13)	\$90.00
9.961.573	(1) Possession of Drug Paraphernalia (17+)	\$92.50
9.961.573	(2) Possession of Drug Paraphernalia (14-16)	\$92.50
9.961.573	(2) Possession of Drug Paraphernalia (12-13)	\$92.50
9.961.574	(1) Manufacture or delivery of drug Para(17+)	\$92.50
9.961.574	(1) Manufacture or delivery drug Para(14-16)	\$92.50
9.961.574	(1) Manufacture or delivery drug Para(12-13)	\$92.50
9.961.575	(1) Delivery of Drug Para To a Minor By (17+)	\$92.50
9.961.575	(2) Delivery of Drug Para To Minor By (14-16)	\$92.50
9.961.575	(2) Delivery of Drug Para To Minor By (12-13)	\$92.50

**RESOLUTION NO. 8443**

**A RESOLUTION APPROVING AND CONFIRMING  
ELECTION OFFICIALS**

**BE IT RESOLVED** by the City Council of the City of Fond du Lac that the nominations of the City Manager of the election officials for each polling place in the City as set forth on the attachment hereto are hereby approved and confirmed.

**BE IT FURTHER RESOLVED** that City officials and/or City staff are authorized and directed to take any and all actions in furtherance hereof.

**ADOPTED:**

\_\_\_\_\_  
Sam Meyer, President  
Fond du Lac City Council

Attest:

City Attorney:

\_\_\_\_\_  
Sue L. Strands, City Clerk

Reviewed DSRM

***CITY OF FOND DU LAC*** City Clerk's Office

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**Date:** December 5, 2013

**To:** Joe Moore, City Manager

**From:** Sue L. Strands, City Clerk

**Re:** Appointment of Election Officials

State Statutes Section 7.30 outlines the Appointment of Election Officials. The process prescribed in State Statutes requires the governing body appoint no later than their last regular meeting in December of each odd-numbered year the necessary Election officials needed for each polling location for a two year term beginning January 1, 2014 and ending December 31, 2015.

Please find attached a list of nominees for each of the City's polling locations for consideration by the City Council on December 11, 2013. You will note that there are vacant positions. The reason for these vacancies is because according to State Statutes the two dominant parties have until November 30<sup>th</sup> to submit a list of nominees from which all appointees to Election Official positions shall be chosen. I will fill the vacancies as I receive qualified applicants.

If you or the members of the City Council have any questions regarding this matter please contact me.

Thank you.  
Sue L. Strands  
City of Fond du Lac Clerk

Ward	Party13	C/Co	First Name	Last Name	Street Address
1 & 2	D				
1 & 2	D		Connie	Conrad	38 Heritage Court
1 & 2	D	Co			
1 & 2	R	C	Diane	Nick	566 Morris Street
1 & 2	R		MaryAnn	Steinke	469 Willsher Avenue
1 & 2	D				
1 & 2	R		Judy	Buelow	37 Eastgate Place
3	R	C	Jeanette	Rinke	21 Riverside Ct
3	D	Co	Judie	Behnke	70 Michael Lane
3	R		Sue	Morgan	90 StoneCastle Drive
3	D				
3	D		Kathleen	Krueger	23 No Pioneer Pkwy
4	NP		Bill	Kuespert	715 William Avenue
4	NP		Sue	Kuespert	715 William Avenue
4	R	Co	Debra	Weber	1042 Sycamore Tree Dr.
4	R		Guy	Repp	543 4th Street
4	R	C	Bill	Leach	151 Forest Ave., #10
5	D		Joanne	Zimmerman	96 South Sallie Avenue
5	D		Betty	Trent	1091 Meadow Lane
5	D	C	Mary	McQueen	951 Carriage Lane
5	R	Co	Joseph	Dumbaskas	1044 South Park Avenue
5	R		Carol	Hankwitz	297 Woodward Street
6	D	C	Catherine	Adelmeyer	64 Arvey Lane
6	D	Co	Dorothy	Rieder	454 East Bank Street
6	R		Lillian	Foote	54 Arvey Lane
6	R		Bernice	Patt	29 Arvey Lane
6	D		Karen	Silah	631 East Bank Street
7	D		Doreen	Stollfus	173 Sheboygan Street
7	D	Co	Carol	Meister	146 Meadowbrook Blvd
7	R	C	Mary	Bacon	19 Barrington Court
7	R		Catherine	Draeger	365 Maona Avenue
7	D		Mary	Ritchie	135 15th Street
8	D		Lois	Pflum	313 East Bank Street
8	R	Co	Sue	Repp	543 4th Street
8	D	C	Barbara	Miligan	26 North Butler Street
8	R		Kathy	Sinotte	220 15th Street
8	R		Elsie	Kiefer	24 Aurora Lane
9 & 10	D	C	Karen	Buck	820 So Park Ave Unit 2C
9 & 10	D		Patricia	DuFrane	37 Kings Crest Lane
9 & 10	D		Deborah	Mills	174 Boyd Street
9 & 10	NP	Co	Judy	Dassow	31 Sunrise Ct
9 & 10	R		John	Silah	631 East Bank Street
9 & 10	D		Marcy	Janz	1027 Holly Tree Lane
9 & 10	R		Carolyn	Schorse	44 North National Ave
11& 12	D		Barbara	Murray	80 Hillside Circle
11& 12	D		Mary Beth	Serwe	40 Westfield Circle
11& 12	D		Linda	Hoffmann	313 S. National Ave. #7
11& 12	D		Mary	Weber	149 Cottage Avenue
11& 12	R		Mitch	Swanson	310 East Johnson Street
11& 12	R	C	Jackie	VanderGalier	419 Weis Avenue
11& 12	R	Co	Sharon	Stormo	270 Sheboygan Street
13	D	C	Randy	Bacon	19 Barrington Court
13	D		Kay	Conrad	38 Heritage Court
13	D				
13	R				
13	R	Co	Marilyn	Clarenbach	46 Mulberry Court

Ward	Party13	C/Co	First Name	Last Name	Street Address
14 & 26	R		Raymond	Wolf	634 8th Street
14 & 26	D		Joe	Ciontea	5 Yorkshire Drive
14 & 26	R				
14 & 26	D	C	Stephanie	Bacon-Aguila	90 University Drive
14 & 26	R	Co	Susan	Wolf	634 8th Street
15,16,17,18	D		Patricia	Krenn	649 East Scott Street
15,16,17,18	R		Cathy	Schnieder	39 West 9th Street
15,16,17,18	D				
15,16,17,18	D		Kathy	Wuest	643 East Scott Street
15,16,17,18	D		Sara	von Tresckov	124 Meadowbrook Blvd
15,16,17,18	R		Michael	Benson	57 Elm Tree Lane
15,16,17,18	R	Co	Susan Jane	Schwartz	645 W. Scott St., Apt 102
15,16,17,18	R		Ed	Wiegert	521 Willow Drie
15,16,17,18	R	C	Karen	Kalsbeek	737 Meadowbrook Lane
19	D		Mary	Austin	543 Sarah Drive
19	D		Margaret	Rashid	491 Austin Lane
19	R	C	Pam	Behnke	576 Luco Road
19	R	Co	Linda	Phillips	909 Country Club Ln.
19	D		Kat	Heflin	76 E 13th St

**-0- Population**

21 & 22	D		JoEllen	Heinkel	686 Mary Lee Drive
21 & 22	R		John	Michel	80 DeNeveu Circle
21 & 22	D		Caroline	Dilling	385 18th Street
21 & 22	NP		John	Dana	542 Greenwood Stret
21 & 22	D		Sandra	Schmidt	26 Pennycress Court
21 & 22	D		Angelia	Kroll	106 North Bell Street
21 & 22	R		Joyce	Ludovic	739 Meadowbrook Court
21 & 22	R		Darlene	Remus	50 Eastbrook Lane
21 & 22	R	C	Dave	Jackson	975 Birch Tree
21 & 22	R	Co	Karin	Rosenfeldt	732 Meadowbrook Ct.
23 & 24	D		Sue	Schmit	1356 South Park Avenue
23 & 24	D	Co	Lynn	Wellens	121 South Peters Avenue
23 & 24	D		Jean	Reinbacher	308 15th Street
23 & 24	R		MaryAnn	Flood	808 Sterling Drive
23 & 24	R		Gloria	Schneider	327 East 2nd Street
23 & 24	R	C	Lillian	Nolan	78 Martin Place
23 & 24	R		Jean	Schmitz	843 E. Pioneer Road
23 & 24	R		Diane	Davenport	988 South Park Avenue
23 & 24	D				
25	D	C	Barb	Michels	712 Southgate
25	D		Kathryn	Curran	350 Southlake Cir Unit B
25	R		Donna	Cejka	38 Cambridge Court
25	R	Co	Emily	Land	184 Old Pioneer Road
25	R		Thomas	Cejka	38 Cambridge Court

**RESOLUTION NO. 8444**

**A RESOLUTION GRANTING A SPECIAL USE PERMIT**

**WHEREAS**, Jeff Osgood, d//b/a Kwik Trip Inc., has petitioned for a special use permit to allow a convenience store with gas pumps at 158 North Main Street (former Walgreens); and

**WHEREAS**, City staff has reviewed the application and recommends approval of the request; and

**WHEREAS**, the City Plan Commission recommended the issuance of the requested special use permit at its meeting on December 9, 2013 with the following conditions:

1. The installation and use of underground and aboveground fuel tanks shall comply with requirements of the Wellhead Protection Overlay District and appropriate requirements of the City of Fond du Lac Water Utility.
2. Underground and aboveground fuel tanks shall provide proper containment (double-walled tank, or spill containment area). Proof of compliance with this requirement shall be provided to the Building Inspector in conjunction with required plans for review and approval of a building permit.
3. Underground and aboveground fuel tanks shall not be installed or located within the restricted southwest area of the lot as shown on the Wellhead Protection Overlay District Map.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Fond du Lac that a special use permit subject to the conditions specified above, be granted to allow a convenience store with gas pumps at 158 North Main Street (former Walgreens); and

**ADOPTED:**

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Samuel Meyer, President  
Fond du Lac City Council

Attest:

City Attorney:

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Sue L. Strands, City Clerk

Reviewed DSRM

# ***CITY OF FOND DU LAC - Memorandum***

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**Human Resource Department**

**Date:** December 5, 2013

**To:** Joseph Moore, City Manager  
Members of the City Council

**From:** <sup>DSM</sup> Deborah S. R. Hoffmann, City Attorney

**Re:** Resolution No. 8444 - Kwik Trip

The subject matter of this Resolution, a special use permit, will be considered by the Plan Commission at its meeting of December 9, 2013. The applicant would like to site a Kwik Trip at the corner of Johnson Street and Main Street, where the old Walgreens used to operate. Principal Planner Dahlin has recommended approval subject to the conditions set out in her memo of December 4, 2013.

Because the Plan Commission meets after the agenda is distributed, the City Attorney's Office will update the City Council with any changes or recommendations made at the Plan Commission meeting prior to its consideration on December 11, 2013.

Thank you for your consideration.

# ZONING PETITION - SPECIAL USE PERMIT



**PROPERTY ADDRESS OF SPECIAL USE PERMIT:** 158 N. MAIN ST FOND DU LAC, WI

Tax Key Number if vacant land: \_\_\_\_\_

Petitioner: JEFF OSGOOD - KWIK TRIP, INC. (Name) 1626 ONE IT LA CROIXE, WI 54602 (Address)

Petitioner Phone Number: \_\_\_\_\_

Email: \_\_\_\_\_

Property Owner: MPED - I ASSOCIATES (KATHLEEN REARDON - AGENT) (Name) W228 N 745 WESTMOUND DR (Address) WAUKESHA, WI 53186

**PROPOSAL:** TO CONSTRUCT A KWIK TRIP CONVENIENCE STORE WITH ADJACENT PAVING  
COPY.

## Property zoning classification:

- |  |  |   |
|--|--|---|
| <input type="checkbox"/> B-2 (Neighborhood Shopping)         | <input type="checkbox"/> R-2 (Single Family Residential)   | <input type="checkbox"/> CR (Commercial Recreation)           |
| <input type="checkbox"/> B-3 (Central Shopping)              | <input type="checkbox"/> R-3 (Single Family Residential)   | <input type="checkbox"/> M-1 (Manufacturing)                  |
| <input checked="" type="checkbox"/> B-4 (Service Commercial) | <input type="checkbox"/> R-3.5 (One & Two Family)          | <input type="checkbox"/> M-2 (Manufacturing)                  |
| <input type="checkbox"/> B-5 (Special Commercial)            | <input type="checkbox"/> R-3.75 (Central Area Residential) | <input type="checkbox"/> M-3 (Planned Manufacturing/Office)   |
| <input type="checkbox"/> B-6 (Planned Shopping)              | <input type="checkbox"/> R-4 (Multifamily Residential)     | <input type="checkbox"/> M-4 (Planned Manufacturing/Business) |
| <input type="checkbox"/> O (Office)                          | <input type="checkbox"/> R-5 (Multifamily Residential)     |   |

## Description of Existing Land Use and/or Development:

- RESIDENTIAL \_\_\_\_\_
- COMMERCIAL WALGREENS STORE
- INDUSTRIAL \_\_\_\_\_
- VACANT \_\_\_\_\_
- OTHER \_\_\_\_\_

**Type of Proposed Development:**  New construction.  Remodel/expand existing building.

Proposed time schedule for development and/or use of the property: MARCH 2014

**PETITIONER SIGNATURE** [Signature]

City Clerk: \_\_\_\_\_ Date Rec'd \_\_\_\_\_ Receipt # \_\_\_\_\_ Project # \_\_\_\_\_

SPECIAL USE PERMIT – KWIK TRIP  
158 NORTH MAIN STREET

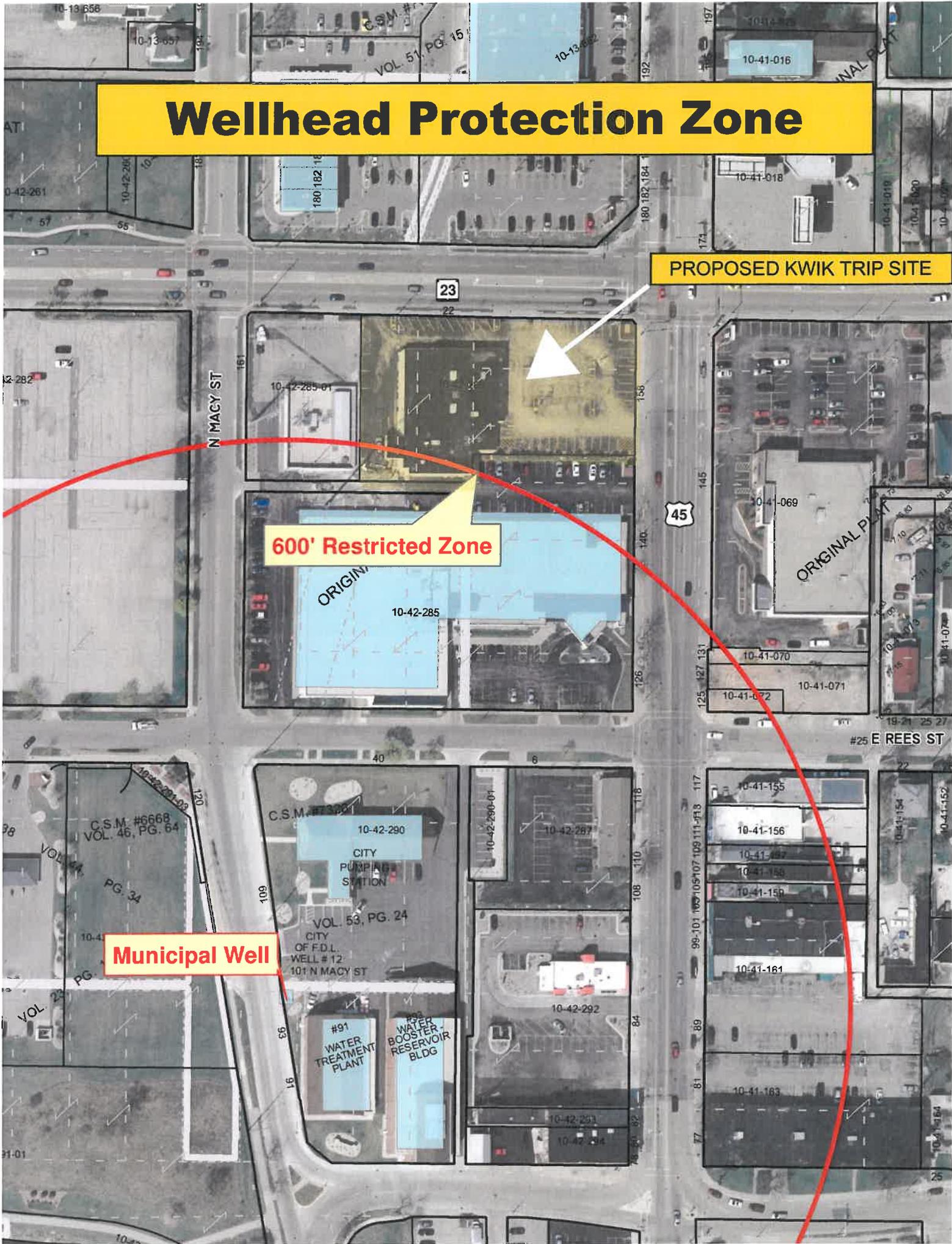


# Wellhead Protection Zone

PROPOSED KWIK TRIP SITE

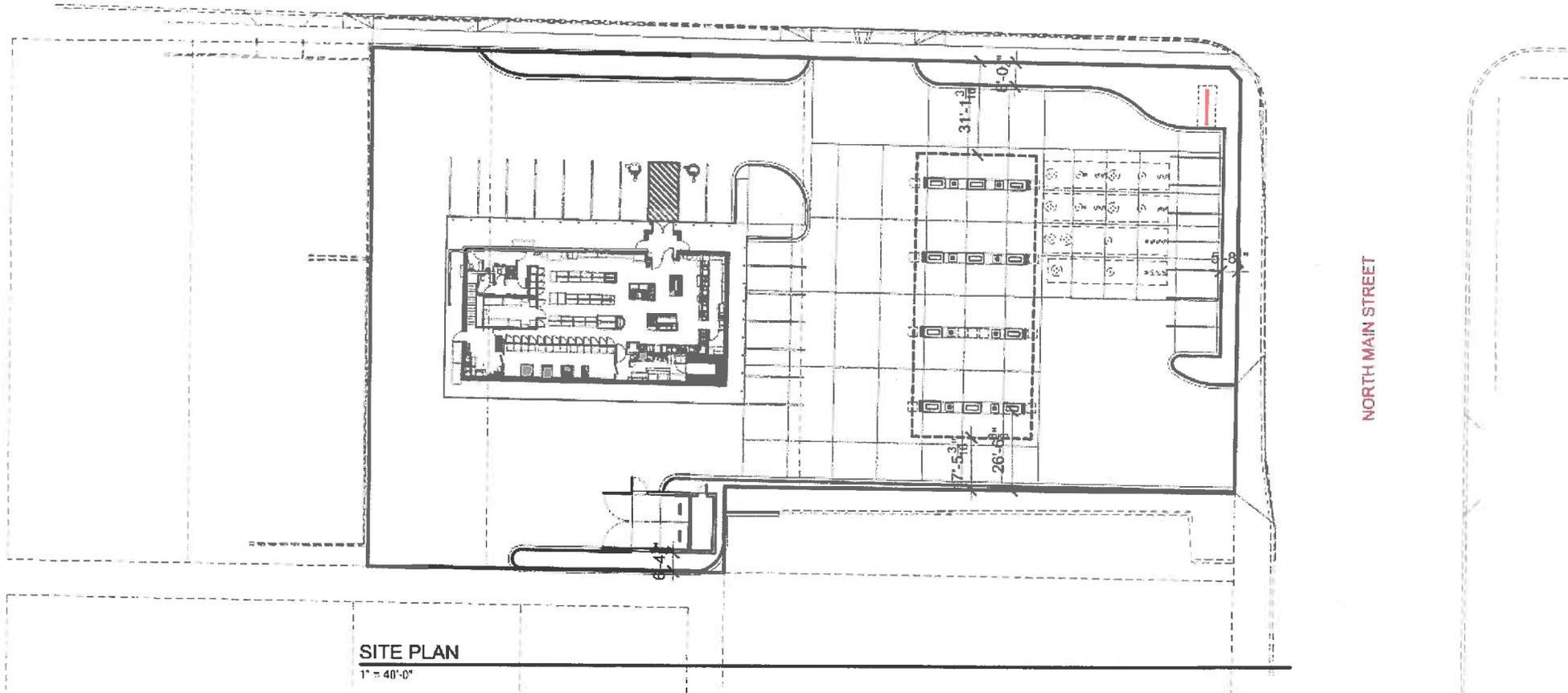
600' Restricted Zone

Municipal Well



# PROPOSED SITE PLAN

WEST JOHNSON STREET



NORTH MAIN STREET

SITE PLAN

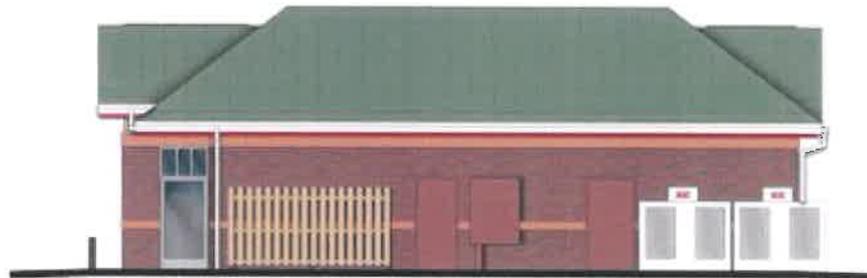
1" = 40'-0"



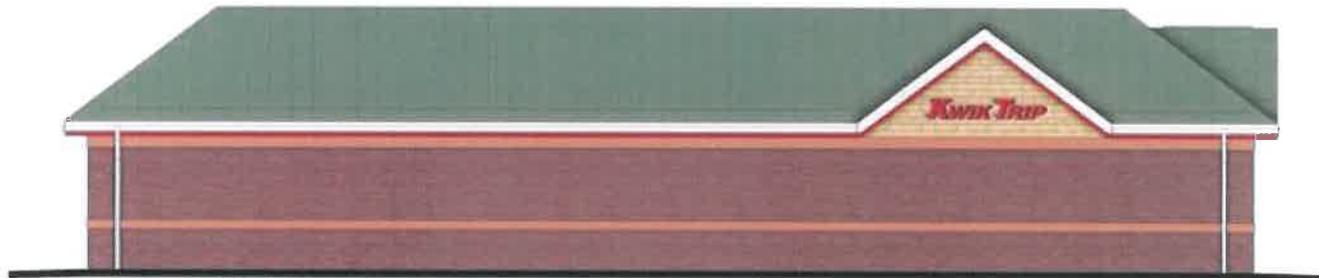
**1** NORTH ELEVATION



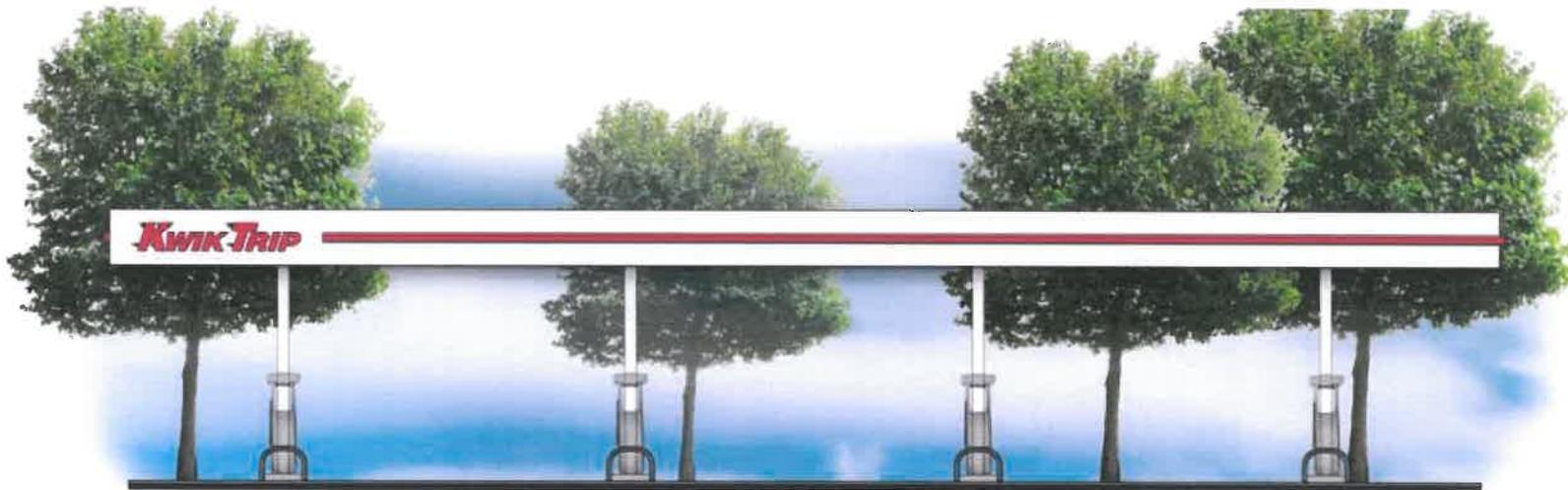
**2** EAST ELEVATION



**3** WEST ELEVATION



**4** SOUTH ELEVATION



FRONT ELEVATION  
3/16" = 1'-0"



SIDE ELEVATION  
3/16" = 1'-0"

# ***CITY OF FOND DU LAC - Memorandum***

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Water Utility

**Date:** December 4, 2013

**To:** Joellyn Dahlin, Principal Planner

**From:** Kathryn Scharf, Water Operations Manager

**Re:** Wellhead Protection Plan  
Proposed Kwik Trip Development

The City of Fond du Lac Wellhead Protection Plan (WHPP) establishes criteria for protection of the municipal water supply by identifying lands within the recharge area of each of our deep-water wells. The WHPP names two zones of protection around each well. Zone A is the 5-year time of travel zone of contribution (size varies for each well), and Zone B is simply a 1200-foot radius surrounding the well. A Wellhead Protection Overlay District is identified on the City of Fond du Lac Zoning Map and discussed in Section 11.05 A.7 of the Zoning Code.

The proposed Kwik Trip development at the southwest corner of North Main Street and West Johnson Street falls within Zone B of the City's municipal Well No. 12. According to the WHPP the siting of an underground or aboveground petroleum storage tank is totally prohibited within 600 feet of the well and will not be allowed in this area. The attached sketch shows the approximate boundary and corresponding lands affected.

The remaining portion of the property is still within Zone B of the WHPP. This poses a concern as City wells in the north field have relatively shallow casing pipe with a higher potential for entry of contaminants. Additional protection within this zone will be required. By providing proper containment (a double-walled tank, or spill containment area) the City Water Utility will approve placement of a tank(s) on the property outside of the 600-foot radius and recommend approval of a special use permit.

# plan commission memorandum

**Date:** December 4, 2013  
**To:** Plan Commission  
**From:** Joellyn Dahlin, Principal Planner  
**RE:** Request for Special Use Permit – Kwik Trip

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**Location:** 158 N Main Street

**Applicant:** Jeff Osgood o/b/o Kwik Trip

**Request:** Redevelop property zoned for commercial use with gas station and convenience store, and allow such land use in the Wellhead Protection Overlay District.

**Zoning:**

Site:	B-4 (Service Commercial)
North:	B-4
South:	B-4
East:	B-4
West:	M-2

**Land Use:**

Site:	Former Walgreens (Vacant Building)
North:	Walgreens
South:	FDL Police Department/FABOH
East:	Agnesian Convenient Care Clinic
West:	Alliant Substation

## Analysis

The subject property is located at the southwest corner of North Main Street and West Johnson Street. The property is the site of a former Walgreens store. Demolition of the vacant building is planned to make way for the construction of a convenience store and gas station.

The property is zoned for commercial use. The proposed convenience store is a permitted use; a gas station requires approval of a special use permit. Zoning

regulations also require a special use permit for the gas station because of the property's location within the Wellhead Protection Overlay District.

The special use permit requirement demands that issues in developing the property are carefully considered. A gas station is generally acceptable on property zoned for commercial use; the special use permit assures compatibility with neighboring land uses. Property access and internal circulation, as well as aesthetic controls for landscaping and site appearance are very important.

The special use permit requirement for the property's location within the Wellhead Protection Overlay District is to protect the municipal water supply and well fields. The regulations of this district are based on the City of Fond du Lac Wellhead Protection Plan and apply in addition to all other regulations of the zoning designation for the property. The analysis of wellhead protection regulations is discussed in the attached memorandum from City of Fond du Lac Water Operations Manager Kathryn Scharf. The implementation of underground and aboveground protection of storage tanks will assure a safe use and is included as a condition of special use permit approval.

The site development plan proposes two structures on the 1.04-acre property. The 3,872 square foot convenience store is situated to face West Johnson Street and is sited in the general area of the former Walgreens store. Fuel dispensers are located on four islands beneath a canopy structure east of the convenience store. Building materials of the convenience store feature red brick with tan accents to create an attractive appearance for this prominent location.

Access to the property has been carefully evaluated by City Engineering staff in review of the proposed site plan. Continued use of two existing driveways on West Johnson Street is planned; property constraints, use of the property and the proximity to the intersection do not reasonably allow modification of either driveway. An existing driveway on North Main Street will be shifted slightly south of the existing location to increase the distance from the intersection. Traffic conditions during peak travel times will naturally restrict use of all three driveways to mostly right-in/right-out turning movements.

The property is situated in a commercial area and the proposed use creates no conflicts with any nearby land use. Existing site conditions provide no landscape elements and the parking lot for the former retail use extends to the lot lines along both Johnson and Main Streets. Redevelopment of the property creates opportunity

for the inclusion of landscape setback areas along the Johnson Street and Main Street lot frontages.

The project cost including associated equipment is \$2.8 million. The store will be open 24 hours a day and 7 days a week, and create 20-25 jobs.

**Recommendation**

Community Development staff suggests a motion to recommend to the City Council approval of the Special Use Permit to allow the land use as proposed, and permit a gas station on property within the Wellhead Protection Overlay District, subject to the following conditions:

1. The installation and use of underground and aboveground fuel tanks shall comply with requirements of the Wellhead Protection Overlay District and appropriate requirements of the City of Fond du Lac Water Utility.
2. Underground and aboveground fuel tanks shall provide proper containment (double-walled tank, or spill containment area). Proof of compliance with this requirement shall be provided to the Building Inspector in conjunction with required plans for review and approval of a building permit.
3. Underground and aboveground fuel tanks shall not be installed or located within the restricted southwest area of the lot as shown on the Wellhead Protection Overlay District Map.

# Public Notification - Special Use Permit

## Kwik Trip - 158 N Main Street

Project Number	Mailing Address 1	Mailing City	Mailing State	Mailing Zip	Site Address
FDL-15-17-10-13-654-00	208 N MACY ST	FOND DU LAC	WI	54935	208 N MACY ST
FDL-15-17-10-13-651-00	N3056 KELLY RD	FOND DU LAC	WI	54937	64 W FOLLETT ST
FDL-15-17-10-14-876-00	601 W SCOTT ST	FOND DU LAC	WI	54937	229 N MAIN ST
FDL-15-17-10-42-256-00	W228 N745 WESTMOUND DR	WAUKESHA	WI	53186	180 N MAIN ST
FDL-15-17-10-42-285-00	% CITY CLERK	FOND DU LAC	WI	54936	126 N MAIN ST
FDL-15-17-10-13-663-00	209 N MACY ST STE A	FOND DU LAC	WI	54935	209 N MACY ST
FDL-15-17-10-14-877-00	207 N MAIN ST	FOND DU LAC	WI	54935	207 N MAIN ST
FDL-15-17-10-13-617-00	244 N MACY ST	FOND DU LAC	WI	54935	244 N MACY ST
FDL-15-17-10-42-282-00	PO BOX 590	FOND DU LAC	WI	54936	143 DOTY ST
FDL-15-17-10-13-656-00	P O BOX 11	FOND DU LAC	WI	54936	198 N MACY ST
FDL-15-17-10-13-657-00	P O BOX 11	FOND DU LAC	WI	54936	194 N MACY ST
FDL-15-17-10-42-257-00	P O BOX 11	FOND DU LAC	WI	54935	186 N MACY ST
FDL-15-17-10-42-261-00	PO BOX 11	FOND DU LAC	WI	54936	57 W JOHNSON ST
FDL-15-17-10-41-068-00	1022 E ADAM ST	SPRINGFIELD	IL	62703	32 E JOHNSON ST
FDL-15-17-10-13-659-00	212 N MAIN ST	FOND DU LAC	WI	54935	10 W FOLLETT ST
FDL-15-17-10-13-660-00	212 N MAIN ST	FOND DU LAC	WI	54935	212 N MAIN ST
FDL-15-17-10-41-069-00	PO BOX 128	BROWNSVILLE	WI	53006	145 N MAIN ST
FDL-15-17-10-42-286-00	W228N745 WESTMOUND DR	WAUKESHA	WI	53186	158 N MAIN ST
FDL-15-17-10-41-016-00	195 N MAIN ST	FOND DU LAC	WI	54936	195 N MAIN ST
FDL-15-17-10-13-655-00	N4548 MINK RD	EDEN	WI	53019	204 N MACY ST
FDL-15-17-10-13-661-00	W1742 HWY HH	MALONE	WI	53049	208 N MAIN ST
FDL-15-17-10-41-018-00	2201 CALUMET DR	SHEBOYGAN	WI	53081	171 N MAIN ST
FDL-15-17-10-13-652-00	N5853 CTY W	MT CALVARY	WI	53057	60 W FOLLETT ST
FDL-15-17-10-13-616-00	237 N MACY ST	FOND DU LAC	WI	54935	237 N MACY ST
FDL-15-17-10-13-653-00	212 1/2 N MACY ST	FOND DU LAC	WI	54935	212 N MACY ST
FDL-15-17-10-13-613-00	771 E DIVISION ST	FOND DU LAC	WI	54935	232 N MAIN ST
FDL-15-17-10-13-614-00	771 E DIVISION ST	FOND DU LAC	WI	54935	228 N MAIN ST
FDL-15-17-10-13-662-00	%WALGREEN CO REAL ESTATE PROPERTY TX	DEERFIELD	IL	60015	192 N MAIN ST
FDL-15-17-10-42-260-00	N8571 TOWNLINE RD	VAN DYNE	WI	54979	55 W JOHNSON ST
FDL-15-17-10-42-285-01	REAL ESTATE DEPT	MADISON	WI	53718	161 N MACY ST

**RESOLUTION NO. 8445**

**A RESOLUTION GRANTING A SPECIAL USE PERMIT**

**WHEREAS**, Lorand Ltd., d/b/a Design Homes has petitioned for a special use permit to allow for the construction of ministorage buildings as a secondary use for commercial property at 440 S. Rolling Meadows Drive; and

**WHEREAS**, City staff has reviewed the application and recommends approval of the request; and

**WHEREAS**, the City Plan Commission recommended the issuance of the requested special use permit at its meeting on December 9, 2013 with the following conditions:

1. The open outdoor storage or parking of vehicles, trailers, recreational equipment or any other items is prohibited.
2. Use of the building(s) shall be limited to storage only; the operation of any type of business within any storage unit is prohibited.
3. Exterior building and/or trim paint color(s) should be non-reflective and utilize an earth tone color palette. Approval of a color palette by the Community Development Department is required as part of the site plan review and approval.
4. Landscape plantings shall be provided within the Rolling Meadows setback area to screen the parking area and enhance the appearance of the property.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Fond du Lac that a special use permit subject to the conditions specified above be granted to allow for the construction of ministorage buildings as a secondary use for commercial property at 440 S. Rolling Meadows Drive.

**ADOPTED:**

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Samuel Meyer, President  
Fond du Lac City Council

Attest:

City Attorney:

Reviewed OSAM

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Sue L. Strands, City Clerk

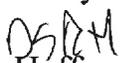
# ***CITY OF FOND DU LAC - Memorandum***

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## **Human Resource Department**

**Date:** December 5, 2013

**To:** Joseph Moore, City Manager  
Members of the City Council

**From:**  Deborah S. R. Hoffmann, City Attorney

**Re:** Resolution No. 8445 - Design Homes

The subject matter of this Resolution, a special use permit, will be considered by the Plan Commission at its meeting of December 9, 2013. The applicant wishes to build some mini-storage units on the property, west of the model homes. City staff is in support of their request, subject to conditions set out in Principal Planner Dahlin's memo dated December 4, 2013.

Because the Plan Commission meets after the agenda is distributed, the City Attorney's Office will update the City Council with any changes or recommendations made at the Plan Commission meeting prior to its consideration on December 11, 2013.

Thank you for your consideration.

# ZONING PETITION - SPECIAL USE PERMIT



**PROPERTY ADDRESS OF SPECIAL USE PERMIT:** 440 S. Rolling Meadows Dr.  
Tax Key Number if vacant land: \_\_\_\_\_

Petitioner: Design Homes Inc. 440 S. Rolling Meadows Dr. FDL 54937  
(Name) (Address)

Petitioner Phone Number: \_\_\_\_\_

Email: \_\_\_\_\_

Property Owner: LORANA LTD. P.O. box 239 Prairie du Chien, WI 53821  
(If not the same as Petitioner) (Name) (Address)

**PROPOSAL:** To build storage buildings (mini-storage)  
behind or display of homes. Also possible outside storage.

## Property zoning classification:

- |  |  |   |
|--|--|---|
| <input type="checkbox"/> B-2 (Neighborhood Shopping)         | <input type="checkbox"/> R-2 (Single Family Residential)   | <input type="checkbox"/> CR (Commercial Recreation)           |
| <input type="checkbox"/> B-3 (Central Shopping)              | <input type="checkbox"/> R-3 (Single Family Residential)   | <input type="checkbox"/> M-1 (Manufacturing)                  |
| <input type="checkbox"/> B-4 (Service Commercial)            | <input type="checkbox"/> R-3.5 (One & Two Family)          | <input type="checkbox"/> M-2 (Manufacturing)                  |
| <input checked="" type="checkbox"/> B-5 (Special Commercial) | <input type="checkbox"/> R-3.75 (Central Area Residential) | <input type="checkbox"/> M-3 (Planned Manufacturing/Office)   |
| <input type="checkbox"/> B-6 (Planned Shopping)              | <input type="checkbox"/> R-4 (Multifamily Residential)     | <input type="checkbox"/> M-4 (Planned Manufacturing/Business) |
| <input type="checkbox"/> O (Office)                          | <input type="checkbox"/> R-5 (Multifamily Residential)     |   |

## Description of Existing Land Use and/or Development:

- RESIDENTIAL \_\_\_\_\_
- COMMERCIAL 20 year old FDL company selling vdc modular homes w/ storage facility behind store front.
- INDUSTRIAL \_\_\_\_\_
- VACANT \_\_\_\_\_
- OTHER \_\_\_\_\_

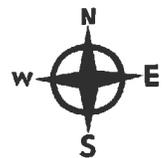
**Type of Proposed Development:**  New construction.  Remodel/expand existing building.

Proposed time schedule for development and/or use of the property: Summer 2014

PETITIONER SIGNATURE Tim Roberts Tim Roberts

City Clerk: [Signature] Date Rec'd: \_\_\_\_\_ Receipt #: \_\_\_\_\_ Project # 02-30000104

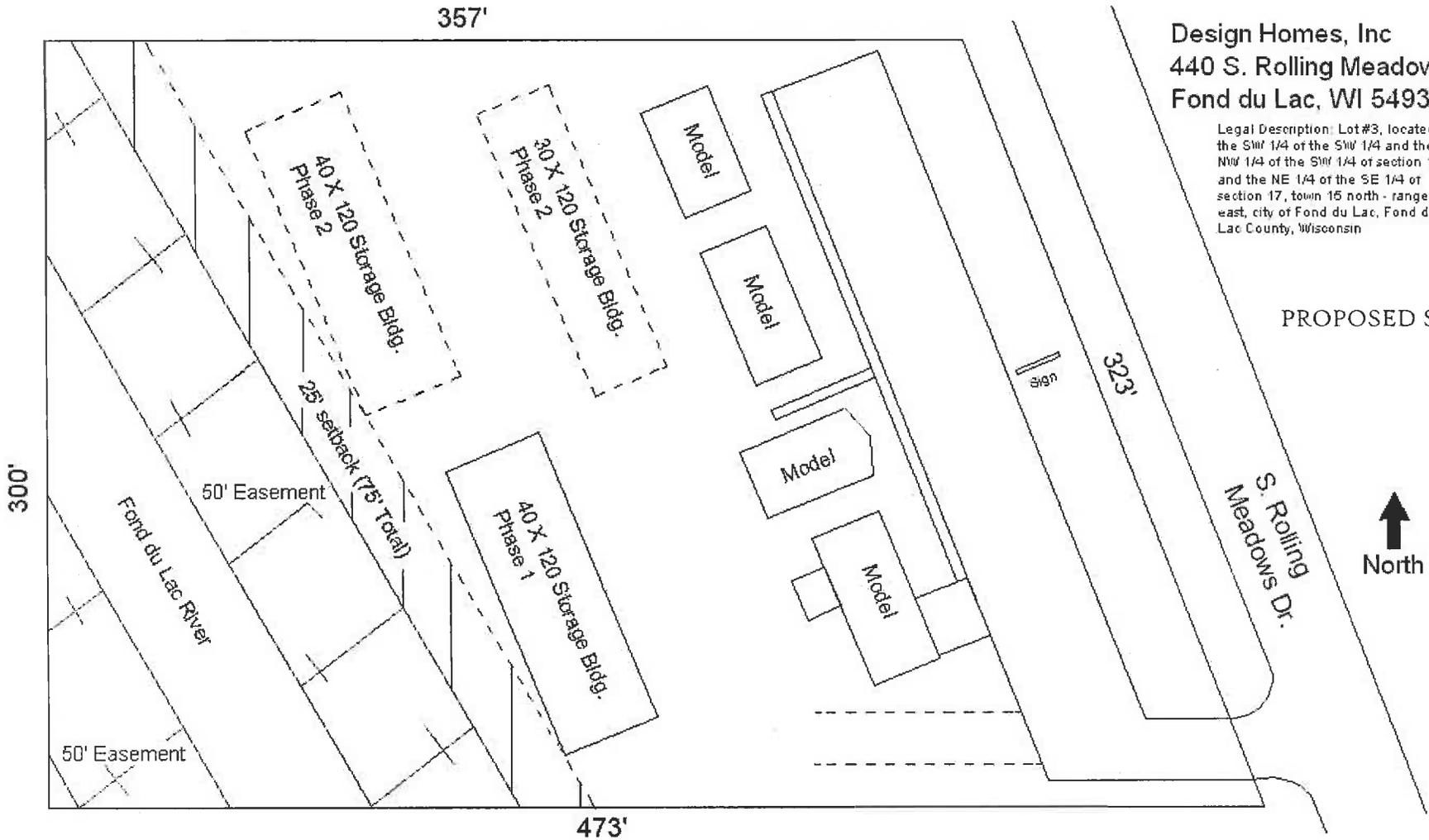
SPECIAL USE PERMIT – DESIGN HOMES  
440 S ROLLING MEADOWS DRIVE



SPECIAL USE PERMIT – DESIGN HOMES  
440 S ROLLING MEADOWS DRIVE

VIEW FROM ROLLING MEADOWS DRIVE LOOKING WEST





**Design Homes, Inc**  
**440 S. Rolling Meadows Dr.**  
**Fond du Lac, WI 54937**

Legal Description: Lot #3, located in the SW 1/4 of the SW 1/4 and the NW 1/4 of the SW 1/4 of section 16 and the NE 1/4 of the SE 1/4 of section 17, town 15 north - range 17 east, city of Fond du Lac, Fond du Lac County, Wisconsin

**PROPOSED SITE PLAN**



# plan commission memorandum

**Date:** December 4, 2013  
**To:** Plan Commission  
**From:** Joellyn Dahlin, Principal Planner  
**RE:** Request for Special Use Permit – Design Homes

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**Location:** 440 S Rolling Meadows Drive

**Applicant:** Design Homes Inc.

**Request:** Construct ministorage buildings as secondary use for commercial property.

**Zoning:** Site: B-5 (Special Commercial)  
North: B-5  
South: B-5  
East: M-1 (Manufacturing)  
West: Commercial – Town of Fond du Lac

**Land Use:** Site: Design Homes Sales Lot  
North: Vacant Land  
South: Vacant Land  
East: U.S. Highway 41  
West: FDL County Airport

## Analysis

The subject property is located on Rolling Meadows Drive near the Fond du Lac County Airport. The property is the site of factory-built model homes offered by Design Homes. As a secondary use of the property the petitioner would like to add ministorage buildings.

The property is zoned for commercial use. Ministorage and warehouses are a special use in a commercial zoning district. The purpose of a special use permit is to assure a use appropriate to the subject property and compatible with the surrounding area.

The site currently provides two rows of model homes situated parallel to Rolling Meadows Drive. A parking lot for the business is located in front of the model homes. Three ministorage buildings are proposed westerly of the model homes, to be constructed in three phases. Each structure provides 10'x20' storage units with 10'x10' storage units at each end of the building.

The property is situated with no adjacent land uses. The addition of ministorage buildings as a secondary land use behind the model homes will create no conflict within the property or for any nearby property.

A conditional approval of the special use permit is suggested to assure and maintain a land use appropriate for the property.

<b>Recommendation</b>
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Community Development staff suggests a motion to recommend to the City Council approval of the Special Use Permit, subject to the following conditions:

1. The open outdoor storage or parking of vehicles, trailers, recreational equipment or any other items is prohibited.
2. Use of the building(s) shall be limited to storage only; the operation of any type of business within any storage unit is prohibited.
3. Exterior building and/or trim paint color(s) should be non-reflective and utilize an earth tone color palette. Approval of a color palette by the Community Development Department is required as part of the site plan review and approval.
4. Landscape plantings shall be provided within the Rolling Meadows setback area to screen the parking area and enhance the appearance of the property.

Public Notification - Special Use Permit  
Design Homes - 440 S Rolling Meadows Drive

Parcel Number	Mailing Address 1	Mailing City	Mailing Zip	Site Address
FDL-15-17-21-23-502-00	1585 W 20TH AVE	OSHKOSH	54902	948 S ROLLING MEADOWS DR
FDL-15-17-21-23-501-00	N5544 GLACIER CT	FOND DU LAC	54937	947 S ROLLING MEADOWS DR
FDL-15-17-21-23-504-00	CITY COUNTY GOV CENTER	FOND DU LAC	54935	950 ROGERSVILLE RD
FDL-15-17-21-23-500-00	947 S ROLLING MEADOWS DR	FOND DU LAC	54937	935 S ROLLING MEADOWS DR
FDL-15-17-21-22-251-00	815 S ROLLING MEADOWS DR	FOND DU LAC	54937	815 S ROLLING MEADOWS DR
FDL-15-17-16-33-504-01	W6475 ROGERSVILLE RD	FOND DU LAC	54937	0 ROGERSVILLE RD
FDL-15-17-16-33-503-00	PO BOX 13571	GREEN BAY	54307	480 S ROLLING MEADOWS DR
FDL-15-17-21-23-503-00	%MERZ RESIDUARY TRUST	FOND DU LAC	54935	1140 US HIGHWAY 151
FDL-15-17-21-22-252-00	944 VANDERPERREN WAY	GREEN BAY	54304	851 S ROLLING MEADOWS DR

**ORDINANCE NO. 3536**

**AN ORDINANCE AMENDING CHAPTER 7,  
TRAFFIC CODE**

The City Council of the City of Fond du Lac do ordain as follows:

**Section 1.** That Chapter 7, TRAFFIC CODE, Section 7.05, **PARKING, STOPPING AND STANDING REGULATED.**, at Subsection (5) LIMITED TIME PARKING., Schedule J., (d) Two Hours., is hereby amended as follows:

**Delete Therefrom:**

9. 8 a.m. to 4 p.m., except Sundays and Legal Holidays

**Auburn St.** Both sides, from Brooke Street West to the First Railroad Tracks

**Section 2.** Any person violating the provisions of this Ordinance shall be subject to the penalty provided by the penalty section of the Traffic Code.

**Section 3.** The appropriate City officials are hereby authorized and directed to take such action as is necessary to effectuate the terms of this Ordinance.

**Section 4.** All other ordinances and resolutions inconsistent with the provisions of this Ordinance are hereby repealed.

**Section 5.** This Ordinance shall take effect and be in force upon its passage and publication as provided by law.

**ADOPTED:**

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Samuel Meyer, President  
Fond du Lac City Council

Attest:

City Attorney:

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Sue L. Strands, City Clerk

Reviewed 

# ADVISORY PARKING & TRAFFIC BOARD MINUTES

November 21, 2013  
1:30 P.M.

Meeting Rooms D&E  
City-County Government Center

160 South Macy Street  
Fond du Lac, Wisconsin

## CALL TO ORDER

ROLL CALL: Present - Gerald Bonlander  
Jerald Fricken  
Andrew Klemp  
Gary Miller  
Renee Wagner  
John Williams

Absent - William Carey (excused)

Administrative Staff - Jordan Skiff, Dir of Public Works  
Paul De Vries, City Engineer  
Mat Mueller, Police Captain

Chairman Bonlander declared a quorum present.

\* \* \* \* \* **OTHER BUSINESS** \* \* \* \* \*

## REPORTS OF OFFICERS

This item was tabled from last month.

Paul De Vries, City Engineer, dated November 7, 2013

Introduction Summary: This proposed parking Ordinance change would remove all parking restrictions on Auburn Street.

Subject: Remove existing parking restriction "Limited Time Parking" in accordance with Code of Ordinances Section 7.05(5) and Schedule "J" (d) Two Hours, 9. 8 a.m. to 4 p.m., except Sundays and Legal Holidays"

Location: Auburn St., both sides, from Brooke St. west to the first railroad tracks.

Initiator: Paul De Vries, P.E., City Engineer

### Spoke in Opposition:

Jim Schommer, 224 Auburn St., Fond du Lac



# ***CITY OF FOND DU LAC - Memorandum***

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Engineering and Traffic Division

**Date:** November 11, 2013

**To:** Advisory Parking and Traffic Board

**From:** Paul De Vries, P.E., City Engineer *PDV*

**Re: Request to remove parking restrictions on Auburn Street from Brooke Street to the railroad tracks**

This memo and Exhibit "A" covers agenda item "A" for the Advisory Parking & Traffic Board's November 21, 2013 meeting:

Remove existing parking restriction "Limited Time Parking" in accordance with Code of Ordinances Section 7.05(5) and Schedule "J" (d) Two Hours, 9. 8 a.m. to 4 p.m., except Sundays and Legal Holidays."

Location: Auburn St., Both sides, from Brooke St. west to the first railroad tracks.

The City Engineer initiated this request following the reconstruction of Auburn Street, from Brooke St west to the railroad tracks. This portion of street was widened to the typical residential width street and is able to support parking on both sides.

The Engineering and Traffic Division supports the proposed change.



**REMOVE EXISTING LIMITED TIME PARKING RESTRICTION ON BOTH SIDES**



1 IN = 100 FT

**EXHIBIT A**

DRAWN BY: POEVRIS DATE: 11/5/2013

**ADVISORY PARKING & TRAFFIC BOARD**

AUBURN STREET REVISIONS - NOVEMBER 2013



November 21, 2013

AUBURN STREET

Parcel Number	Mailing Address 1	Mailing Address 2	Mailing City	Mailing State	Mailing Zip	Site Address
FDL-15-17-10-31-042-00	440 SATTERLEE ST		FOND DU LAC	WI	54935	92 N BROOKE ST
FDL-15-17-10-31-044-00	440 SATTERLEE ST		FOND DU LAC	WI	54935	207 AUBURN ST
FDL-15-17-10-31-045-00	440 SATTERLEE ST		FOND DU LAC	WI	54935	209 AUBURN ST
FDL-15-17-10-31-054-00	222 AUBURN ST		FOND DU LAC	WI	54935	222 AUBURN ST
FDL-15-17-10-34-768-00	ATTN: R M BENTON	P O BOX 6205	CHICAGO	IL	60680	0 MOORE ST
FDL-15-17-10-31-058-00	1805 RIDGEWAY ST		HAMMOND	WI	54015	66 N BROOKE ST
FDL-15-17-10-31-047-00	231 AUBURN ST		FOND DU LAC	WI	54935	231 AUBURN ST
FDL-15-17-10-31-055-00	216 AUBURN STREET		FOND DU LAC	WI	54935	216 AUBURN ST
FDL-15-17-10-31-057-00	3390 CALEB CT		WEST BEND	WI	53090	206 AUBURN ST
FDL-15-17-10-31-056-00	4801 FREDERICA ST		OWENSBORO	KY	42301	210 AUBURN ST
FDL-15-17-10-31-052-00	ATTN: MICHAEL ARROWOOD	PO BOX 1556	FOND DU LAC	WI	54936	230 AUBURN ST
FDL-15-17-10-31-053-00	ATTN: MICHAEL ARROWOOD	PO BOX 1556	FOND DU LAC	WI	54936	224 AUBURN ST
FDL-15-17-10-31-046-00	223 AUBURN ST		FOND DU LAC	WI	54935	223 AUBURN ST

**ORDINANCE NO. 3537**

**AN ORDINANCE AMENDING CHAPTER 7,  
TRAFFIC CODE**

The City Council of the City of Fond du Lac do ordain as follows:

**Section 1.** That Chapter 7, TRAFFIC CODE, Section 7.05, **PARKING, STOPPING AND STANDING REGULATED.**, at Subsection (1) PARKING PROHIBITED AT ALL TIMES Schedule E, is hereby amended as follows:

**Delete Therefrom:**

**Hickory St., N.**, West side, from the north curb line of W. Johnson Street, North 165'.

**Add Thereto:**

**Hickory St., N.**, West side, from the north curb line of W. Johnson Street, North 280'.

**Section 2.** Any person violating the provisions of this Ordinance shall be subject to the penalty provided by the penalty section of the Traffic Code.

**Section 3.** The appropriate City officials are hereby authorized and directed to take such action as is necessary to effectuate the terms of this Ordinance.

**Section 4.** All other ordinances and resolutions inconsistent with the provisions of this Ordinance are hereby repealed.

**Section 5.** This Ordinance shall take effect and be in force upon its passage and publication as provided by law.

**ADOPTED:**

\_\_\_\_\_  
Samuel Meyer, President  
Fond du Lac City Council

Attest:

City Attorney:

\_\_\_\_\_  
Sue L. Strands, City Clerk

Reviewed BEM

# ADVISORY PARKING & TRAFFIC BOARD MINUTES

November 21, 2013  
1:30 P.M.

Meeting Rooms D&E  
City-County Government Center

160 South Macy Street  
Fond du Lac, Wisconsin

## CALL TO ORDER

ROLL CALL: Present - Gerald Bonlander  
Jerald Fricken  
Andrew Klemp  
Gary Miller  
Renee Wagner  
John Williams

Absent - William Carey (excused)

Administrative Staff - Jordan Skiff, Dir of Public Works  
Paul De Vries, City Engineer  
Mat Mueller, Police Captain

Chairman Bonlander declared a quorum present.

\* \* \* \* \* OTHER BUSINESS \* \* \* \* \*

## REPORTS OF OFFICERS

Paul De Vries, City Engineer, dated November 7, 2013

Introduction Summary: This proposed parking Ordinance change would extend parking restrictions on the west side of Hickory Street to be the entire length between Johnson and Arndt Streets.

Subject: Request to extend existing parking "Parking Prohibited at All Times" in accordance with Code of Ordinances Section 7.05(1) and Schedule "E".

Location: Hickory St., N., west side, from Johnson St. to Arndt St.

Initiator: Harv Burman, 23 N. Park Avenue

### Spoke in Support:

Harv Burman, 23 N Park Ave., Fond du Lac



# ***CITY OF FOND DU LAC - Memorandum***

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Engineering and Traffic Division

**Date:** November 11, 2013

**To:** Advisory Parking and Traffic Board

**From:** Paul De Vries, P.E., City Engineer *PDV*

**Re:** **Request to restrict parking on Hickory Street from Johnson Street to Arndt Street**

This memo and Exhibit "B" covers agenda item "B" for the Advisory Parking & Traffic Board's November 21, 2013 meeting:

Request to extend existing parking "Parking Prohibited at All Times" in accordance with Code of Ordinances Section 7.05(1) and Schedule "E".

Location: Hickory St., N., west side, from Johnson St. to Arndt St.

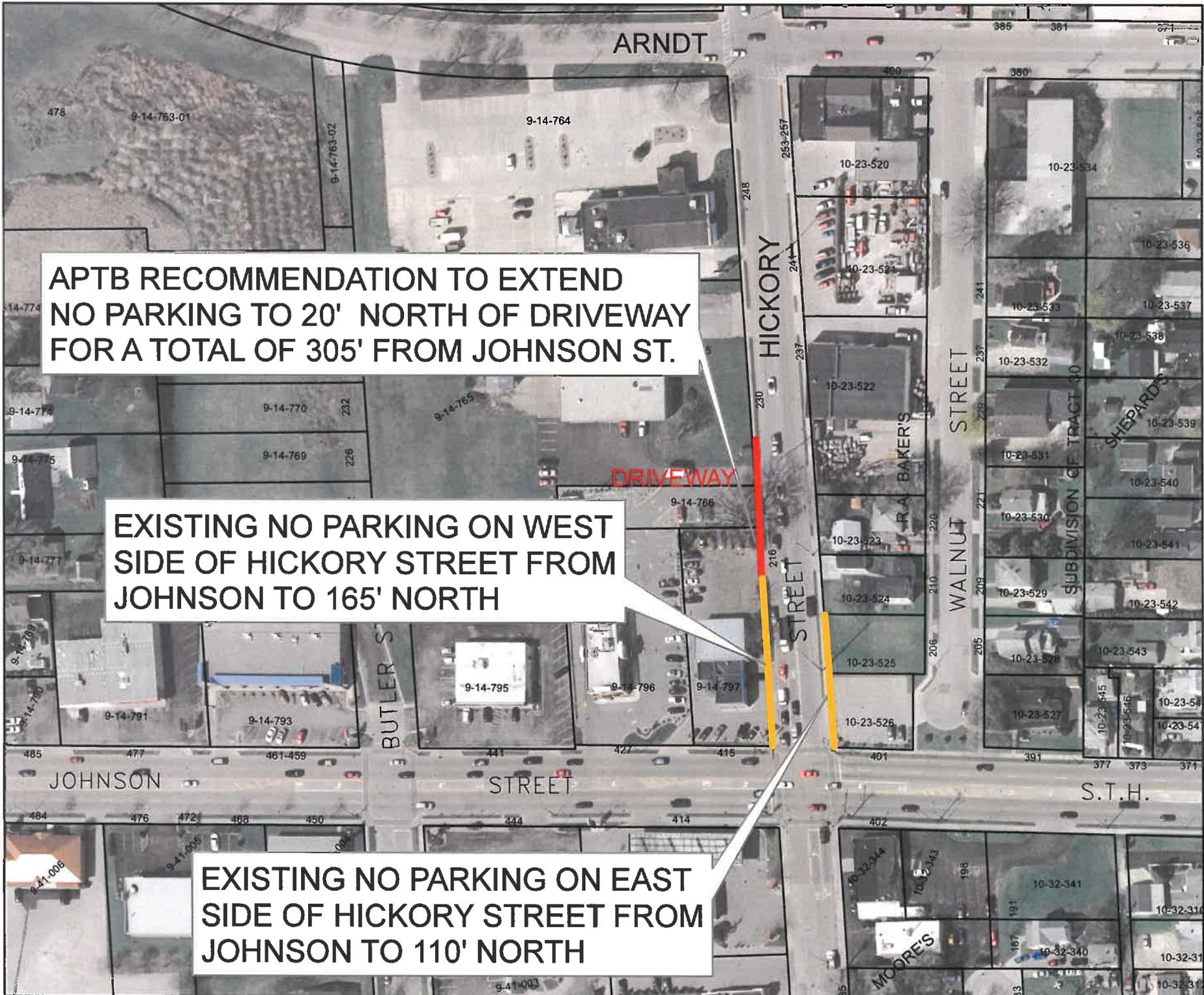
This request was initiated by Harv Burman of 23 N. Park Avenue in the attached email. Mr. Burman has made his observations while driving on Hickory St. southbound to Johnson St. The left turn lane from Hickory St. to eastbound on Johnson St. can have long queues when a train is crossing Scott St. due to vehicles parked on the west side of Hickory St., the vehicles turning left block other vehicles wanting to go straight or turn right on Johnson St. This request would extend the current restriction on the west side from 165' north of Johnson St. to the entire length to Arndt St. I clarified with Mr. Burman that his request is for the entire length, not just north of the Taco Bell driveway, as he mentioned both in his email.

In my review of this request, I have witnessed the longer left turn lane queues due to a train blocking Scott St. Vehicles traveling east on Scott St. will turn south on Hickory St. to take the Johnson St. bridge over the train tracks. Parked vehicles on the west side did impede traffic flow for straight through or right turns. This backup has not been observed without the train blocking Scott St., so the backups are limited and are not a continuous problem. In addition, I found an APTB item from July of 2011 at which the APTB and Council extended the parking restriction on the west side from 110' to 165'. According to the memo from Engineering & Traffic, the same problem was occurring in

2011. While that parking restriction extension may have helped the traffic flow at that time, the City has since re-timed the signals on the Johnson St. corridor. The traffic flow on Johnson St. has seen good improvements although the sacrifice is that the side streets, like Hickory St., will have longer wait times. These longer wait times have pushed this left turn queue issue further to the north than it was in 2011.

The length of the left turn green arrow for southbound Hickory St. traffic has also been reviewed. While the cycle time for this movement is appropriate for the volume and for the coordination of Johnson St. signals, a minor adjustment has already been made that should improve traffic flow of this movement.

The Engineering and Traffic Division supports extending the current parking restriction on Hickory St., although the entire length between Johnson and Arndt Sts. does not seem necessary. A modified version of this request may be more appropriate.



**APTB RECOMMENDATION TO EXTEND NO PARKING TO 20' NORTH OF DRIVEWAY FOR A TOTAL OF 305' FROM JOHNSON ST.**

**EXISTING NO PARKING ON WEST SIDE OF HICKORY STREET FROM JOHNSON TO 165' NORTH**

**EXISTING NO PARKING ON EAST SIDE OF HICKORY STREET FROM JOHNSON TO 110' NORTH**



## De Vries, Paul

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**From:** harv burman <rangerharv@yahoo.com>  
**Sent:** Monday, October 28, 2013 2:29 PM  
**To:** De Vries, Paul  
**Subject:** Traffic suggestion/complaint

Hi Paul,

I stopped in at the engineering office with a suggestion/complaint and they said that I must contact you in writing. It was suggested that e-mail would suffice, but, if not I will gladly write you a letter.

My suggestion/complaint involves Hickory Street immediately North of Johnson Street. When trains block intersections in town, especially on Scott and Arndt Streets, motorists use Hickory Street to access the Johnson Street bridge so traffic is very very heavy going south on Hickory to make a left turn onto Johnson or go straight south on Hickory. There is a left turn lane and a through lane on Hickory, but, the straight through lane going south is blocked by two parking spaces on the west side of the street. They are just south of the Taco Bell driveway and just north of the Hansen Auto driveway. The result is that all southbound traffic is held up by vehicles making a left turn onto Johnson and usually only one or two vehicles can make a left turn each green light cycle. That forces ALL traffic to wait even though the through lane going south across Johnson is open and clear of traffic. If you would move the "No Parking Here to Corner" sign north to the south edge of the Taco Bell entrance that would open up the through lane at Johnson and would do much to relieve traffic backups and jams going south. That would eliminate those two parking spaces, however, there is parking north of the Taco Bell driveway a few feet away and it is seldom used. The two vehicles that use these spaces, usually pickup trucks belonging, I suspect, to workers at Hansen's, could park a few feet further north and cause considerably less inconvenience for other motorists. If you do that experience may show it to be not be enough. If all parking on the west side of Hickory from Arndt to Johnson were eliminated the problem would be solved. There is parking on the east side of Hickory and it is seldom used so those spaces could serve for those few who use the west side now.

Please e-mail or call (922-4541) if you have any questions or you need this as a hard copy letter.

Thanks for your consideration and all you have done for us non-motorists in Fond du Lac,

Harv Burman  
23 N. Park Ave.  
Fond du Lac, WI

November 21, 2013

## HICKORY STREET

Parcel Number	Mailing Address 1	Mailing Address 2	Mailing City	Mailing State	Mailing Zip	Site Address
FDL-15-17-10-23-525-00	710 WASHINGTON AVE		N FOND DU LAC	WI	54937	206 WALNUT ST
FDL-15-17-10-23-526-00	710 WASHINGTON AVE		N FOND DU LAC	WI	54937	401 W JOHNSON ST
FDL-15-17-09-14-764-00	P O BOX 1242		FOND DU LAC	WI	54936	248 N HICKORY ST
FDL-15-17-10-23-523-00	220 WALNUT ST		FOND DU LAC	WI	54935	220 WALNUT ST
FDL-15-17-10-23-520-00	253 N HICKORY ST	PO BOX 1274	FOND DU LAC	WI	54936	253 N HICKORY ST
FDL-15-17-10-23-521-00	253 N HICKORY ST	PO BOX 1274	FOND DU LAC	WI	54936	241 N HICKORY ST
FDL-15-17-09-14-766-00	W7443 WESTBROOK LN		FOND DU LAC	WI	54937	0 N HICKORY ST
FDL-15-17-09-14-796-00	W7443 WESTBROOK LN		FOND DU LAC	WI	54937	427 W JOHNSON ST
FDL-15-17-10-23-524-00	210 WALNUT ST		FOND DU LAC	WI	54935	210 WALNUT ST
FDL-15-17-10-23-522-00	253 NORTH HICKORY ST		FOND DU LAC	WI	54935	237 N HICKORY ST
FDL-15-17-09-14-797-00	415 W JOHNSON ST		FOND DU LAC	WI	54935	415 W JOHNSON ST
FDL-15-17-10-23-519-00	275 N HICKORY ST		FOND DU LAC	WI	54935	275 N HICKORY ST
FDL-15-17-09-14-765-00	984 ASHBURY CT		FOND DU LAC	WI	54935	230 N HICKORY ST

**ORDINANCE NO. 3538**

**AN ORDINANCE AMENDING CHAPTER 7,  
TRAFFIC CODE**

The City Council of the City of Fond du Lac do ordain as follows:

**Section 1.** That Chapter 7, TRAFFIC CODE, Section 7.05, **PARKING, STOPPING AND STANDING REGULATED.**, at Subsection (3) **PARKING, STOPPING OR STANDING PROHIBITED.**, at **SCHEDULE G PARKING, STOPPING OR STANDING.** is hereby amended as follows:

**Add Thereto:**

HARRISON PL., Both sides, from the south right-of-way of Forest Ave., south 120'

**Section 2.** Any person violating the provisions of this Ordinance shall be subject to the penalty provided by the penalty section of the Traffic Code.

**Section 3.** The appropriate City officials are hereby authorized and directed to take such action as is necessary to effectuate the terms of this Ordinance.

**Section 4.** All other ordinances and resolutions inconsistent with the provisions of this Ordinance are hereby repealed.

**Section 5.** This Ordinance shall take effect and be in force upon its passage and publication as provided by law.

**ADOPTED:**

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Sam Meyer, President  
Fond du Lac City Council

Attest:

City Attorney:

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Sue L. Strands, City Clerk

Reviewed DSM

# ADVISORY PARKING & TRAFFIC BOARD MINUTES

November 21, 2013  
1:30 P.M.

Meeting Rooms D&E  
City-County Government Center

160 South Macy Street  
Fond du Lac, Wisconsin

## CALL TO ORDER

ROLL CALL: Present - Gerald Bonlander  
Jerald Fricken  
Andrew Klemp  
Gary Miller  
Renee Wagner  
John Williams

Absent - William Carey (excused)

Administrative Staff - Jordan Skiff, Dir of Public Works  
Paul De Vries, City Engineer  
Mat Mueller, Police Captain

Chairman Bonlander declared a quorum present.

\* \* \* \* \* OTHER BUSINESS \* \* \* \* \*

## REPORTS OF OFFICERS

Paul De Vries, City Engineer, dated November 7, 2013

Introduction Summary: This proposed parking Ordinance change would restrict parking on Harrison Place near the recently constructed boulevard.

Subject: Request to restrict parking "Parking, Stopping, or Standing Prohibited" in accordance with Code of Ordinances Section 7.05(3) and Schedule "G".

Location: Harrison Pl., both sides, from the south right of way of Forest Ave., south 120'.

Initiator: Paul De Vries, P.E., City Engineer

Motion made by Fricken to recommend to the City Council request to restrict parking "Parking, Stopping, or Standing Prohibited" on Harrison Pl., both sides, from the south right of way of Forest Ave., south 120'.

Seconded by Klemp.



# ***CITY OF FOND DU LAC - Memorandum***

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Engineering and Traffic Division

**Date:** November 11, 2013

**To:** Advisory Parking and Traffic Board

**From:** Paul De Vries, P.E., City Engineer PDV

**Re:** **Request to restrict parking on Harrison Place from Forest Avenue, 120' south**

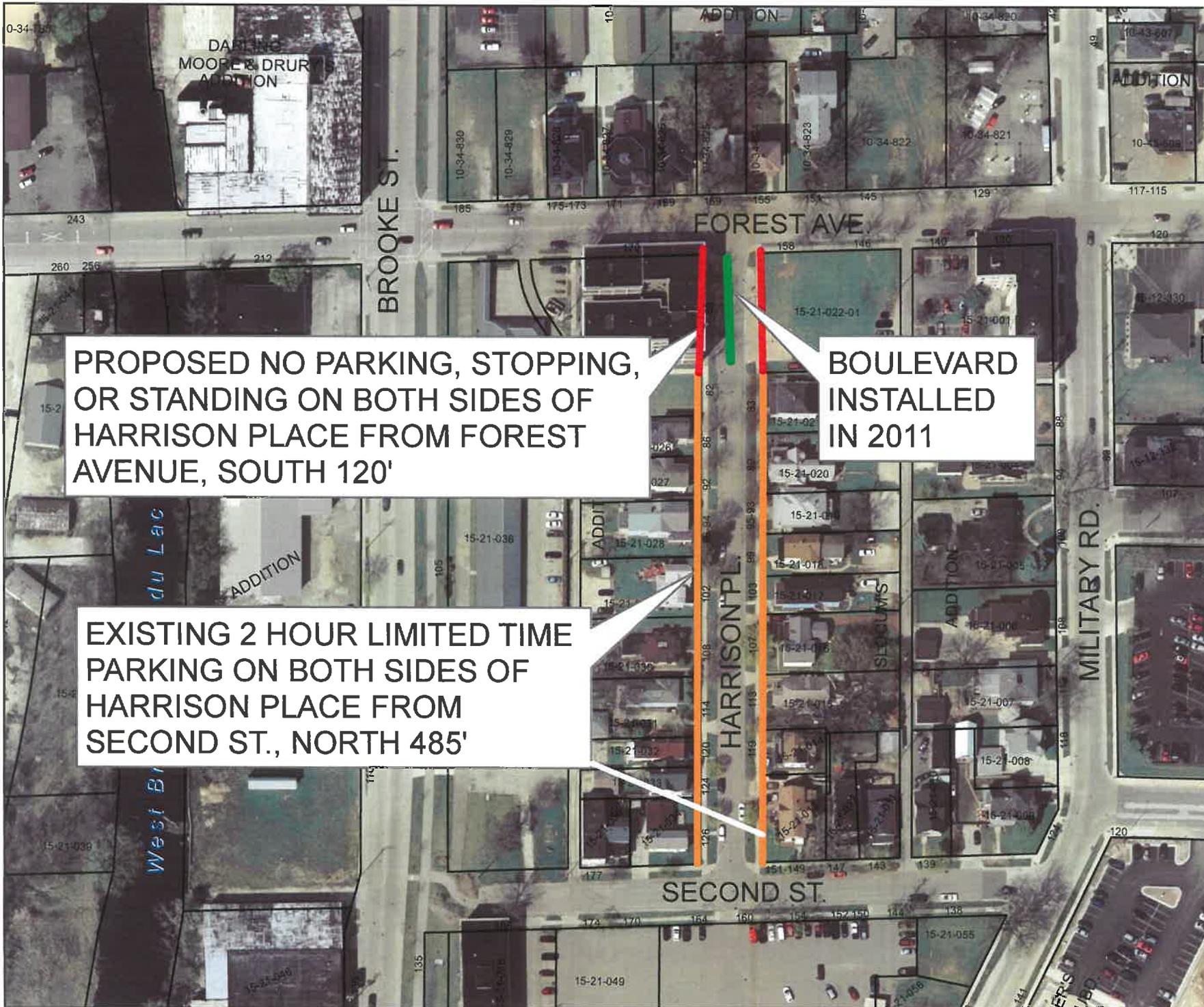
This memo and Exhibit "C" covers agenda item "C" for the Advisory Parking & Traffic Board's November 21, 2013 meeting:

Request to restrict parking "Parking, Stopping, or Standing Prohibited" in accordance with Code of Ordinances Section 7.05(3) and Schedule "G".

Location: Harrison Pl., Both sides, from the south right of way of Forest Ave., south 120'.

The City is initiating this request based on an inquiry from the Police Department. A boulevard was installed in 2011 and some notes in that project file indicate that parking restrictions were intended to be put in place, but the item did not get to the Advisory Parking & Traffic Board for review. This request would restrict parking, standing, or stopping on both sides from Forest Ave. south past the boulevard for a total of 120'. The width of each side of the boulevard is not wide enough to support parking, standing, or stopping of a vehicle. This restriction would meet with the current 2-Hour Limited Time Parking restriction that extends south towards Second St.

The Engineering and Traffic Division supports the proposed change.



1 IN = 125 FT

**EXHIBIT C**

DRAWN BY: PDEVRIS DATE: 11/5/2013

**ADVISORY PARKING & TRAFFIC BOARD**

HARRISON PLACE REVISIONS - NOVEMBER 2013



November 21, 2013

## HARRISON PLACE

Parcel Number	Mailing Address 1	Mailing Address 2	Mailing City	Mailing State	Mailing Zip	Site Address
FDL-15-17-10-34-827-00	12 1/2 YOUNG ST		WAUPUN	WI	53963	171 FOREST AVE
FDL-15-17-15-21-028-00	W5401 WILDLIFE LN		FOND DU LAC	WI	54935	94 HARRISON PL
FDL-15-17-15-21-018-00	5318 SHAWANO TER		MADISON	WI	53705	99 HARRISON PL
FDL-15-17-15-21-022-00	15 N MARR ST		FOND DU LAC	WI	54935	146 FOREST AVE
FDL-15-17-15-21-024-01	15 N MARR ST		FOND DU LAC	WI	54935	68 HARRISON PL
FDL-15-17-10-34-825-00	159 FOREST AVE		FOND DU LAC	WI	54935	159 FOREST AVE
FDL-15-17-10-34-826-00	51 E FIRST ST		FOND DU LAC	WI	54935	169 FOREST AVE
FDL-15-17-15-21-029-00	102 HARRISON PL		FOND DU LAC	WI	54935	102 HARRISON PL
FDL-15-17-15-21-019-00	157 3RD ST		FOND DU LAC	WI	54935	93 HARRISON PL
FDL-15-17-15-21-027-00	92 HARRISON PL		FOND DU LAC	WI	54935	92 HARRISON PL
FDL-15-17-15-21-030-00	W5401 WILDLIFE LN		FOND DU LAC	WI	54935	108 HARRISON PL
FDL-15-17-15-21-026-00	N3672 RED OAK DR		CAMPBELLSPORT	WI	53010	86 HARRISON PL
FDL-15-17-15-21-017-00	% RODOLFO HERNANDEZ	22608 MADRONE ST	HAYWARD	CA	94541	103 HARRISON PL
FDL-15-17-10-34-823-00	245 E DIVISION ST		FOND DU LAC	WI	54935	151 FOREST AVE
FDL-15-17-10-34-824-00	155 FOREST AVE		FOND DU LAC	WI	54935	155 FOREST AVE
FDL-15-17-15-21-020-00	N5981 NELSON RD		FOND DU LAC	WI	54937	89 HARRISON PL
FDL-15-17-15-21-016-00	157 3RD ST		FOND DU LAC	WI	54935	107 HARRISON PL
FDL-15-17-15-21-021-00	157 3RD ST		FOND DU LAC	WI	54935	83 HARRISON PL