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CITY OF MENASHA
COMMON COUNCIL
Third Floor Council Chambers
140 Main Street, Menasha
Tuesday April 21, 2009
MINUTES

A. CALL TO ORDER
Meeting called to order by Mayor Merkes at 6:00 p.m.

B. PLEDGE OF ALLEGIANCE

C. ROLL CALL/EXCUSED ABSENCES
PRESENT: Ald. Michalkiewicz, Benner, Pamenter, Taylor, Wisneski, Pack, Hendricks, Zelinski
ALSO PRESENT: Mayor Merkes, CA/HRD Brandt, PC Stanke, DPW Radtke, CDD Keil, Dpty Treasurer Sassman, Clerk Galeazzi, and the Press
DEPT HEADS EXCUSED: PRD Tungate, PHD Nett

D. PUBLIC HEARING
None

E. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY
(five (5) minute time limit for each person)

Stan Sevenich, 645 9th Street. Has been attending Council meetings for 24 years. Congratulated CA/HRD Brandt on his retirement and thanked him for his years of service to the City.

F. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS
1. Clerk Galeazzi - the following minutes and communications have been received and placed on file:

Minutes to receive:
a. Administration Committee, 4/6/09
b. Board of Public Works, 4/6/09
c. Board of Canvass, 4/8/09
d. Personnel Committee, 4/6/09
e. Plan Commission, 4/7/09
f. Sustainability Board, 3/17/09

Communications:
g. CDD Keil, PRD Tungate, 4/15/09; NOAA Coastal Marine Habitat Restoration Project Grant Application
h. Chief Stanke, 4/15/09; Training Seminar
i. Lt. Mike Brunn, 4/15/09; DOJ Grants
j. Mayor Merkes, 4/09; Theda Clark Auxiliary Day proclamation
k. PRD Tungate, 4/15/09; Arbor Day Ceremony
l. Waverly Sanitary District minutes, 2/10/09
m. Winnebago County, 4/8/09; Property owned by Winnebago County
n. Wisconsin Government Accountability Board, 4/8/09; incentive check

Ald. Taylor-Comm. K (Arbor Day Ceremony), encourage people to attend.
Ald. Pack-Comm. K (Arbor Day Ceremony), should put cost of trees and planting back into general fund; not all residents want a tree planted on terrace.
Ald. Pack-Comm. I (DOJ Grants), wait on hiring new officer.
Ald. Wisneski-Comm N (GAB incentive check), applied to training of poll workers.
Ald. Benner-Minutes A (Administration Comm), explained amendment to R-13-09
Ald. Benner-Comm. I (DOJ Grants), requesting funds for one officer for three years
Mayor Merkes explained half of the cost of trees was donated, labor will be donated, promoting public/private partnership

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G. CONSENT AGENDA
(Prior to voting on the Consent Agenda, items on the Consent Agenda may be removed at the request of any Alderman and place immediately following action on the Consent Agenda. The procedures to follow for the Consent Agenda are: (a) removal of items from Consent Agenda; and (b) motion to approve the items from Consent Agenda.)

Minutes to approve:
1. Common Council, 4/6/09

Administration Committee, 4/6/09 – Recommends Approval of:
2. Winnebago County Commission on Aging Project Proposal and Authorization to Request Funds for: a) Senior Center Supervisor; b) Senior Center Activity Coordinator c) 60 Plus Health Program
3. Memorandum of Understanding for Tuberculosis Clinical Services, July 1, 2009 – June 30, 2010, and authorized signatures.

Board of Public Works, 4/6/09 – Recommends Approval of:
4. Approval of Fee Schedule for Construction Site Erosion and Sediment Control Permit
5. Authorization to Execute WisDOT Bridge Operation Agreement for Fiscal Year 2010
6. Street Use Application – National Night Out; Tuesday, August 4, 2009; 3:30 PM – 8:30 PM (Trinity Lutheran Church)
7. Street Use Application – Memorial Day Parade; Monday, May 25, 2009; 8:00 AM – 10:30 AM (VFW Post 2126)
8. Change Order – DeGroot, Inc.; Third Street Water Main Replacement Project; ADD: $10,500.00 (Recommended by Utilities Commission 3/25/09)

Personnel Committee, 4/6/09 – Recommends Approval of:
9. Precision Retirement Group as the post employment Health Plan (Pelion)

Ald. Benner requested Item 8 be removed from Consent Agenda.

Moved by Ald. Hendricks, seconded by Ald. Wisneski to approve Items 1-7 & 9 on Consent Agenda
Motion carried on roll call 8-0.

H. ITEMS REMOVED FROM CONSENT AGENDA

Moved by Ald. Hendricks, seconded by Ald. Pack to approve Item 8 on Consent Agenda
Discussion: Lonnie Pichler from Utilities explained the cost for sign rental is based on a per sign/per day rate.
Motion carried on roll call 7-1. Ald. Benner – no.

I. ORDINANCES AND RESOLUTIONS
1. O-11-09 An Ordinance Relating to Closing Hours for Class “B” Premises (Introduced by Mayor Merkes, recommended by the Administration Committee)

Moved by Ald. Wisneski, seconded by Ald. Pamenter to adopt O-11-09
Motion carried on roll call 8-0.

2. O-13-09 An Ordinance Relating to Common Council Procedure (Introduced by Mayor Merkes, recommended by the Administration Committee)

Moved by Ald. Wisneski, seconded by Ald. Pack to adopt O-13-09
Moved by Ald. Taylor, seconded by Ald. Zelinski to amend to include “The Police Chief or designee shall enforce the five minute limit for public participation” in Sec 2-2-19(d)
Motion on amendment carried on roll call 8-0.
Motion on O-13-09 as amended carried on roll call 8-0.

3. R-7-09 Resolution Helping Cities in Stress (Introduced by Ald. Hendricks, recommended by the Administration Committee)

Moved by Ald. Pack, seconded by Ald. Hendricks to adopt R-7-09
Motion carried on voice vote

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I. ORDINANCES AND RESOLUTIONS, Cont'd.
4. R-8-09 Resolution on Wisconsin Department of Transportation Stimulus Funding (Introduced by Mayor Merkes, recommended by the Administration Committee)

Moved by Ald. Pack, seconded by Ald. Hendricks to adopt R-8-09
Discussion
Motion carried on voice vote.

J. ACTION ITEMS
1. Accounts Payable and Payroll for the term 4/9/09-4/16/09 in the amount of $1,963,699.80

Moved by Ald. Wisneski, seconded by Ald. Taylor to approve Accounts Payable and Payroll.
Discussion
Motion carried on roll call 8-0.

K. APPOINTMENTS
None

L. CLAIMS AGAINST THE CITY
None

M. HELD OVER BUSINESS
1. Motion to remove O-12-09 An Ordinance Relating to Signs (Introduced by Ald. Benner, recommended by the Plan Commission) from the table

Moved by Ald. Benner, seconded by Ald. Taylor to remove from the table O-12-09.
Motion carried on roll call 7-1. Ald. Pamenter – no

No Action.

N. PUBLIC COMMENTS ON ANY MATTER LISTED ON THE AGENDA
(five (5) minute time limit for each person)
No one spoke.

O. PRESENTATION TO OUTGOING ALDERMEN and COMMITTEE MEMBERS

Mayor Merkes recognized residents that serviced on committees/boards for 2008-2009 that are no longer on the committees/boards.

Mayor Merkes presented Ald. Tom Michalkiewicz with a plaque thanking him for his 16 years as Alderman.

Mayor Merkes presented CA/HRD Brandt with a plaque thanking him for his 19 years as City Attorney and HR Director

P. ADJOURNMENT- Sine Die
Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to adjourn sine die at 6:46 p.m.
Motion carried on voice vote

Respectfully submitted by
Deborah A. Galeazzi, WCMC
City Clerk