

CITY OF MENASHA
COMMON COUNCIL
Third Floor Council Chambers
140 Main Street, Menasha
Monday, July 6, 2009
MINUTES

DRAFT

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. Wisneski, Pack, Hendricks, Zelinski, Englebert, Benner, Pamerter, Taylor,
ALSO PRESENT: Mayor Merkes, Atty. Rich Carlson, PC Stanke, FC Vander Wyst, DPW Radtke,
AP Kester, C/T Stoffel, PRD Tungate, Clerk Galeazzi and the Press
DEPT. HEAD EXCUSED: 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)

Jeff Harvey, 514 Broad Street. Keep 500 block of Broad Street as one-way.

Mary Meyers, 522 Broad Street. Keep 500 block of Broad Street as one-way.

Tom Van Handle, Five Oaks Park. Stormwater utility fee for property owners at Five Oaks is higher than other City property owners.

Ron Budweiser, Five Oaks Park. Concerned with stormwater utility fee.

Adeline Krame, 140 Bessie O'Hallorans Lane. Concerned with stormwater utility fee.

Gerald Van Patten, 255 Misty Meadows. Concerned with stormwater utility fee.

Chris Klein, 730 Keyes Street. City continues to hire even with a hiring freeze; questioned marketing of lots at Lake Park; need to stop spending.

Mary Nebel, 713 First Street. Outdoor Alcohol Beverage Permit should go to Landmarks Commission.

Michael Ehlers, 9 Dakota Grove. Questioned when meeting for discussing stormwater utility fee for Five Oaks Park.

Peter Koercana, Five Oaks Park. Concerned with stormwater utility fee.

Mary Ann Mulvley, 274 Misty Meadows. Questioned hiring at Library.

F. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

1. [Update on Valley Transit – Deborah Wetter & Jason Kakatsch](#)

Jason Kakatsch, Principal Transportation Planner East Central Wisconsin Regional Planning Commission and Deborah Wetter, General Manager Valley Transit gave a presentation on the Transit Development Plan. They gave an overview of the five year plan and their recommendations on how it will service the area.

2. [Update on Steam Plant \(Ald. Taylor\)](#)

Mayor Merkes explained the Council will be updated on the Steam Plant at a Special Common Council Meeting scheduled for July 8.

F. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS, Cont'd.

3. Clerk Galeazzi - the following minutes and communications have been received and placed on file:

Minutes to receive:

- a. [Administration Committee, 6/15/09](#)
- b. [Board of Public Works, 6/15/09](#)
- c. [Board of Health, 5/13/09](#)
- d. [Board of Review, 6/9/09](#)
- e. [Landmarks Commission, 6/10/09](#)
- f. [NMFR Joint Finance & Personnel Committee, 6/23/09](#)
- g. [NM Sewerage Commission, 4/28/09, 5/26/09](#)
- h. [NM Sewerage Commission, 3/24/09; Closed Session](#)
- i. [Safety Committee, 5/6/09; City Hall](#)
- j. [Safety Committee, 5/26/09; Public Works & Parks](#)
- k. [Water & Light Commission, 6/9/09; Special Meeting](#)

Communications:

- l. [WisDOT, 6/26/09; Notice of intent to reissue a WI pollutant discharge elimination system \(Menasha Utilities\)](#)
- m. [Boardman Law, 6/17/09; PCI Management & Consulting Co. & Menasha Utilities, et al.](#)
- n. [Cavanaugh Capital Management, 6/5/09; Steam Utility Revenue Bond Anticipation Note holders](#)
- o. [Addis Hilliker \(Headwaters Owners Association\), 6/24/09; Support of conversion of Broad Street to a two way street](#)
- p. [Residents in the 500 Block of Broad St., 6/16/09; Support of keeping Broad Street a one way street and request of two-way traffic flow study](#)
- q. [Arbor Day Foundation, 3/19/09; City of Menasha achieving Tree City USA status for 2008](#)
- r. [Dept. of Army Corps of Engineers, 6/11/09; Lower Fox River Dams meeting notice](#)
- s. [Mayor Merkes to ThedaCare & SCA Tissue, 5/27/09; Thank you for sponsoring the Farm Fresh Market](#)
- t. [Mayor Merkes to Vincent Maas, 6/12/09; Employment offer-Supt. Of Parks, Forestry and cemeteries](#)
- u. [Menasha Utilities, 6/09; Steam financials for the month ending May 31, 2009](#)
- v. [Winnebago County Branch V Circuit Court, 6/23/09; Notice of Sheriff's Sale \(175 Main St.\)](#)
- w. [CDD Keil, 6/30/09; Approval of Subdivision Name Change](#)
- x. [PWD Radtke, 6/12/09; SSES Phase 4, Segment 1 Foundation Drain & Sump Pump Inspections](#)
- y. [PWD Radtke, 7/2/09; WisDOT stimulus project award notice-Tayco Street](#)

Ald. Taylor: Comm. V (Notice of Sheriff's Sale, 175 Main St.), questioned if the buyer of the property could removed historical items from the building. Mayor Merkes explained City has no authority on items inside the building; Comm. Y (DOT stimulus project), questioned concrete vs asphalt for Tayco St. DPW Radtke explained concrete is better for part of Tayco St. that has more truck traffic.

Ald. Wisneski: Comm. W (Subdivision name change), questioned why the name change. Mayor Merkes explained Plan Comm. & Common Council originally approved the plat map as one name, when the final plat map was presented for signatures the developer had changed the name of the subdivision.

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, 6/15/09](#)
2. [Special Common Council, 6/29/09](#)

Administration Committee, 6/15/09 – Recommends Approval of:

3. [Amendment to Listing Contract with Bomier Properties Inc., Province Terrace and Midway Business Park](#)

Board of Public Works, 6/15/09 – Recommends Approval of:

4. [Street Use Permit – Grunski Runski, 10K and 2 Mile Run/Walk; Saturday, August 8th, 2009; 8:15 AM – 10:15 AM; \(City of Menasha Parks and Recreation Department\)](#)
5. [Acceptance of City of Menasha Quiet Zone Detailed Plan](#)
6. [Recommendation to Revise Rear Yard Drainage Grant Program](#)

Ald. Benner requested to remove item 6 from Consent Agenda.

Moved by Ald. Hendricks, seconded by Ald. Wisneski to approve items 1-5 of Consent Agenda.

Motion carried on roll call 8-0.

H. ITEMS REMOVED FROM CONSENT AGENDA

Moved by Ald. Benner, seconded by Ald. Hendricks to hold item 6 (Recommendation to revise Real Yard Drainage Grant program) of the Consent Agenda.
Item is held.

I. ORDINANCES AND RESOLUTIONS

1. [R-16-09 Resolution Transferring/Appropriating Funds \(Recommended by the Administration Committee, Introduced by Ald. Wisneski\)](#)

Moved by Ald. Wisneski, seconded by Ald. Pack to adopt R-16-09.
Motion carried on roll call 8-0

2. [R-17-09 Resolution Continuing Appropriations \(Recommended by the Administration Committee, Introduced by Ald. Wisneski\)](#)

Moved by Ald. Wisneski, seconded by Ald. Englebert to adopt R-17-09.
Motion carried on roll call 8-0.

3. [R-18-09 Resolution Addendum C to Mutual Aid Box Alarm System Agreement \(Recommended by the NMFR Joint Finance & Personnel Committee, Introduced by Ald. Benner & Wisneski\)](#)

Moved by Ald. Wisneski, seconded by Ald. Hendricks to adopt R-18-09.
Motion carried on voice vote.

J. ACTION ITEMS

1. [Outdoor Alcoholic Beverage Permit, Charlie Cross d/b/a Menasha Grill, 204 Main Street, Menasha, July 7, 2009-June 30, 2010](#)

Moved by Ald. Pack, seconded by Ald. Pamerter to approve outdoor alcoholic beverage permit. Discussion ensued on concerns with pedestrian traffic; position of fenced in area too close to public sidewalk; alteration to building located in historical section of downtown; Landmarks Commission should review. Moved by Ald. Taylor, seconded by Ald. Hendricks to refer item to Landmarks Commission.
Motion carried on voice vote.

2. [Accounts payable and payroll for the term 6/12/09 – 7/2/09 in the amount of \\$1,405,999.37](#)

Moved by Ald. Wisneski, seconded by Ald. Pack, to approve accounts payable and payroll.
Discussion
Motion carried on roll call 8-0.

K. APPOINTMENTS

1. Mayor's Appointment to Ad-Hoc Complete Count Committee:
 - a) Jan Davey, 1232 Grove St., Menasha;
 - b) Ken Kubiak, 1214 Fieldview Dr., Menasha;
 - c) Gina Grogan, 6400 Paynes Point Rd., Neenah (MJSD Representative)
 - d) Mary Crawmer, 1001 Lucerne Dr. #3, Menasha;
 - e) Elena Leon, 709 Grove St., Menasha;
 - f) Mary Bach, 79 Lawson St., Menasha;
 - g) Nancy Barker, 506 Keyes St., Menasha

Moved by Ald. Wisneski, seconded by Ald. Pack to approve appointments
Motion carried on voice vote.

L. CLAIMS AGAINST THE CITY

None

M. HELD OVER BUSINESS

1. Licenses: Renewal liquor and malt beverage applications for the licensing year July 1, 2009-June 30, 2010 for:
 - a) [Get Reel, Inc. d/b/a Fox Cinema, 400 Third Street](#)

Moved by Ald. Hendricks, seconded by Ald. Pack to table.
Motion carried on roll call 8-0.

N. PUBLIC COMMENTS ON ANY MATTER LISTED ON THE AGENDA

(five (5) minute time limit for each person)
None

O. ADJOURNMENT

Moved by Ald. Zelinski, seconded by Ald. Pack to adjourn at 7:10 p.m.
Motion carried on voice vote.