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

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

B. PLEDGE OF ALLEGIANCE
A moment of silence for Norm Sanders who passed away on Sept. 20. Poll worker 1990-2004; Board of Appeals 1984-2009; Board of Review 1986-2009; Plan Commission 1990-2009

C. ROLL CALL/EXCUSED ABSENCES
PRESENT: Ald. Wisneski, Pack, Hendricks, Zelinski, Englebert, Taylor
EXCUSED: Ald. Benner
ALSO PRESENT: Mayor Merkes, Atty. Rich Carlson, PC Stanke, DPW Radtke, CDD Keil, C/T Stoffel, PRD Tungate, Pk Supt. Maas, Clerk Galeazzi and the Press

D. PUBLIC HEARING
None

E. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY
(five (5) minute time limit for each person)
No one spoke

F. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS
1. Police Chief Stanke – Awards to Officers

PC Stanke presented a Life Saving Award to Offer Pete Sawyer for assisting Calumet County in rescuing a person on Lake Winnebago; Masters Degrees in Law Enforcement to Lt. Tim Styka and Officer Nick Oleszak; Special Olympics Volunteer of the Year to Officer Mark Mauthe; Wisconsin Crime Prevention Officer of the Year to Officer Jeff Jorgenson.

2. CDD Keil – Sustainability Board report/update by Board Chair Linda Stoll

CDD Keil introduced Linda Stoll, chairperson of the Sustainability Board. Linda gave a brief history on the the Sustainability Board that was created in Nov. 2007. She explained there are two parts to the Sustainability Board, working internally with City staff to make projects more sustainable and externally in educating the public on the importance of the environment. The Board would like to have a baseline study done for a starting point on prioritizing projects. They are looking for volunteers to be on sub-committees.

3. Clerk Galeazzi - the following minutes and communications have been received and placed on file:
Minutes to receive:
a. Administration Committee, 9/8/09
b. Board of Public Works, 9/8/09
c. Board of Health, 6/10/09
d. NMFR Joint Fire Commission, 9/10/09
e. Safety Committee, Public Works and Parks; 6/23/09, 7/28/09
f. Water & Light Commission, 8/26/09
g. Water & Light Commission, 9/14/09; Special meeting
Communications:
h. Chief Stanke, 9/9/09; Bartender Licensing Procedure
i. Council President Hendricks, 9/17/09; District 1 Alderman Appointment
j. Dept. of Health Services, 9/10/09; H1N1 influenza vaccination funding
k. Jeff Brandt, 9/17/09; Fox River PCB Cleanup
l. Menasha Steam Utility, 9/17/09; Estimated shutdown and decommissioning costs
m. Town of Menasha Utility Commission minutes, 8/24/09
n. Waverly Sanitary District minutes, 8/11/09

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

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

Ald. Wisneski: Minutes E-PRD Tungate & Pk Supt Maas should be attending safety meetings
Ald. Pack: Comm. H-create committee to discuss guidelines for issuing bartender licenses;
Discussion ensued if a policy should be discussed by the Admin. Committee or a sub-committee,
Ald. Wisneski, Hendricks and Englebert volunteered to be on sub-committee.
Ald. Englebert: Minutes F-support Mayor Merkes' recommendation of not considering any capital projects for Utilities that would increase rates
Ald. Hendricks: Comm. I-thanked the six candidates for their interest in the Dist 1 Alderman position and thanked the council for their understanding on holding the appointment to when all aldermen can participate.

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 in the "Items removed from the Consent Agenda" section. 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, 9/8/09
2. Joint Common Council & Menasha Utilities Commission, 9/14/09

Board of Public Works, 9/8/09 – Recommends Approval of:

3. Payment – Vinton Construction Company; Contract Unit No. 2009-01; Midway Business Park Concrete Street and Walk Construction; $93,797.03(Payment No. 3)

Moved by Ald. Hendricks, seconded by Ald. Wisneski to approve all items on Consent Agenda
Motion carried on roll call 6-0

H. ITEMS REMOVED FROM CONSENT AGENDA

None

I. ACTION ITEMS

1. Accounts payable and payroll for the term 9/10/09-9/17/09 in the amount of $622,692.08

Moved by Ald. Wisneski, seconded by Ald. Pack to approve accounts payable and payroll.
Discussion
Motion carried on roll call 6-0.

2. Approval of Change of Agent, Glen L. Femal, Piggly Wiggly Midwest, 1151 Midway Road

Moved by Ald. Wisneski, seconded by Ald. Hendricks to approve change of agent
Discussion
Motion carried on voice vote

3. Approval of Investment Banking Agreement with RBC Capital Markets Corporation

Moved by Ald. Pack, seconded by Ald. Englebert to approve Investment Banking Agreement with RBC Capital Markets Corp.
Discussion: Steve Yanisch from RBC was present via telephone to answer questions from the Council. RBC would be acting as an investment banker, not a financial advisor. There was concern of conflict of interest on steam plant issues. Mr. Yanisch stated outside legal counsel advised there should not be a conflict of interest.
Motion carried on roll call 5-1
Ald. Taylor, Wisneski, Pack, Hendricks, Englebert – yes
Ald. Zelinski – no

J. ORDINANCES AND RESOLUTIONS

1. R-23-09 – Implementing Community-Wide Energy Program (Introduced by Mayor Merkes)

Moved by Ald. Wisneski, seconded by Ald. Hendricks to adopt R-23-09.
Discussion: Mayor Merkes explained the resolution is required when applying to WPPI for grant funds
Motion carried on voice vote

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J. ORDINANCES AND RESOLUTIONS, Cont'd

2. R-24-09 – Supporting the Wis. DNR – Urban Forestry Grant Emerald Ash Borer Management Plan and Tree Inventory (Introduced by Mayor Merkes)

Moved by Ald. Taylor, seconded by Ald. Wisneski to adopt R-24-09.
Discussion: Pk Supt Maas and PRD Tungate explained the DNR grant and what the funds would be used for. This is a matching grant. The grant is an important step in preparing the City for the inevitable arrival of EAB. Discussion ensued if some of the work could be preformed by Park staff.
Motion carried on roll call 4-2.
Ald. Taylor, Wisneski, Hendricks, Englebert – yes
Ald. Pack, Zelinski – no

K. APPOINTMENTS
1. Council President Hendricks' recommendation for Council appointment to the Utilities Commission:
   a. Reappointment of Mark Allwardt, 1401 Jennie St., for the term of October 1, 2009-October 1, 2014

Moved by Ald. Hendricks, seconded by Ald. Pack to approve reappointment.
Discussion
Motion carried on voice vote

L. CLAIMS AGAINST THE CITY
None

M. HELD OVER BUSINESS
None

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

O. ADJOURNMENT
Moved by Ald. Wisneski, seconded by Ald. Hendricks to adjourn at 7:03 p.m.
Motion carried on voice vote.

Respectfully submitted by
Deborah A. Galeazzi, WCMC
City Clerk