

CITY OF MENASHA
Special Joint Common Council and
Menasha Electric and Water Utility Commission
Third Floor Council Chambers
140 Main Street, Menasha
November 16, 2009
MINUTES

A. CALL TO ORDER

Meeting called to order by Mayor Merkes at 5:00 p.m.

B. PLEDGE OF ALLEGIANCE

C. ROLL CALL/EXCUSED ABSENCES

PRESENT: Alderman Pack, Hendricks, Zelinski, Englebert, Benner, Roush, Taylor, Wisneski, Mayor Merkes, Comm. Allwardt, Fahrbach, Guidote.

EXCUSED: Comm. Watson

ALSO PRESENT: CA/HRD Captain, PC Stanke, Atty. Anita Gallucci (Boardman Law Firm), MUGM Sturm and Krause, Clerk Galeazzi, and the Press.

D. PUBLIC COMMENTS ON ANY MATTER LISTED ON THE AGENDA

(five (5) minutes time limit for each person)

No one spoke.

E. DISCUSSION/ACTION ITEMS

1. Purchase/Lease of Electric Utility Distribution Assets by Wisconsin Public Power Inc. (WPPI) (Partial Debt Workout Plan for Steam Utility)

Atty. Gallucci gave a presentation on the proposed Sale/Lease Back Agreement with WPPI Energy. This is the best option that has been explored to help resolve the financial issues of the steam plant.

Atty. Gallucci answered questions from Alderman and Commissioners.

Comm. Fahrbach left at 5:30 p.m.

2. Update regarding LaFayette Life Insurance Co. et al. vs. City of Menasha et al. Case No. 4:09CV0064 (N.D.Ind.)

CA/HRD Captain explained the City was granted a 30 day extension on responding to the Class Action Claim filed by LaFayette Life Insurance Co. This will allow more time to confer with outside Counsel. She will keep the Council and Commission updated.

- F. Possible Motion to Adjourn into Closed Session pursuant to Wis. Stats. §19.85(1)(e)&(g): Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; and Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. (Negotiate Wisconsin Public Power Inc. Proposal & LaFayette Life Insurance Claim) Not necessary.

G. Return into Open Session
Not necessary

H. Actions if any needed as a result of the Closed Sessions Discussion
Not necessary

I. ADJOURNMENT

Moved by Ald. Hendricks, seconded by Ald. Wisneski to adjourn at 6:04 p.m.

Motion carried on voice vote.

Moved by Comm. Allwardt, seconded by Comm. Guidote to adjourn at 6:04 p.m.

Motion carried on voice vote.

Respectfully submitted by
Deborah A. Galeazzi, WCMC
City Clerk