

CITY OF MENASHA
COMMON COUNCIL
Third Floor Council Chambers
140 Main Street, Menasha
Monday, November 17, 2014
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: Aldermen Sevenich, Langdon, Keehan, Zelinski, Englebert, Benner, Nichols, Taylor
ALSO PRESENT: Mayor Merkes, CA/HRD Captain, PC Styka, FC Auxier, DPW Radtke, CDD Keil,
ASD Steeno, PRD Tungate PHD McKenney, LD Lenz, Clerk Galeazzi

D. PUBLIC HEARING

Proposed City of Menasha Budget for the year 2015.
No one spoke.

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

Minutes to receive:

- a. [Administration Committee, 11/03/14.](#)
- b. [Parks & Recreation Board, 11/10/14.](#)
- c. [Plan Commission, 11/04/14.](#)

Communications:

- d. [DPW Radtke, 11/11/14; Collection of Additional Recyclable Materials.](#)
- e. [Alderman Nichols, 11/11/14; Online and email responses to the question proposing picking up recycling every three weeks instead of every four weeks.](#)
- f. [CC Galeazzi, 11/13/14; Final result numbers from the November 4, 2014 General Election.](#)
- g. [Menasha Historical Society, November 2014.](#)
- h. [Wisconsin Park & Recreation Association, November, 2014; Vince Maas named the 2014 Park Section Outstanding Professional of the Year.](#)

Moved by Ald. Benner seconded by Ald. Langdon to receive Minutes and Communications A-H.
Motion carried on voice vote.

PRD Tungate presented Pk. Supr. Vince Maas the 2014 Wisconsin Park & Recreation Association
Outstanding Professional of the Year Award.

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, 11/03/14.](#)
2. Budget Review Sessions, [11/05/14](#), [11/06/14](#), [11/10/14](#), [11/12/14.](#)

Administration Committee, 11/03/14 – Recommends the Approval of:

3. [Amendment to Special Event Policy to exempt the Memorial Day Parade from all special event fees.](#)
- Park and Recreation Board, 11/10/14 – Recommends the Approval of:
4. [Increasing the Marina seasonal slip rental rate from \\$38 per foot to \\$38.25 for 2015.](#)

Plan Commission, 11/04/14 – Recommends the Approval of:

5. [Extraterritorial Certified Map for 501-505 Valley Road, Town of Menasha.](#)
6. [The Fountain Way/Georgetown Place Certified Survey Map.](#)
7. [That Outlot 3 of CSM 3277 be made available for sale and to further recommend that the outlot be attached to Lots 1 and 2 of the proposed Fountain Way/Georgetown Place Certified Survey Map.](#)
8. [The Georgetown Place Certified Survey Map.](#)
9. [The Eden Court Certified Survey Map.](#)

Ald. Taylor requested to remove from Consent Agenda item 2, Budget Review Session minutes.

Moved by Ald. Benner seconded by Ald. Keehan to approve Consent Agenda items 1, 3-9.

Motion carried on roll call 8-0.

H. ITEMS REMOVED FROM CONSENT AGENDA

Moved by Ald. Benner seconded by Ald. Keehan to approve Consent Agenda item 2, Budget Review Session minutes

Moved by Ald. Taylor seconded by Ald. Sevenich to hold Consent Agenda item 2, Budget Review Session minutes.

Item held.

I. ACTION ITEMS

1. [Accounts payable and payroll for the term of 11/06/14 to 11/13/14 in the amount of \\$1,512,185.87.](#)

Moved by Ald. Nichols seconded by Ald. Keehan to approve accounts payable and payroll.

Motion carried on roll call 8-0.

2. [Beverage Operators License Applications for the 2013-2015 licensing period.](#)

Moved by Ald. Nichols seconded by Ald. Taylor to approve beverage operator's license applications as listed in memo dated 11/13/14.

Motion carried on roll call 8-0.

3. [Authorization to Execute Revised WisDOT Agreement for STH 441/Appleton Road Interchange \(2nd Revision\).](#)

Moved by Ald. Sevenich seconded by Ald. Taylor to approve Authorization to Execute Revised WisDOT Agreement for STH 441/Appleton Road Interchange (2nd Revision) previously approved on 10/6/14.

DPW Radtke explained the revision adds to the funding level for project enhancements.

Motion carried on roll call 8-0.

J. ORDINANCES AND RESOLUTIONS

1. [R-26-14. Resolution Approving a 2014 Budget Adjustment of \\$10,000 for Koslo Park Renovations. \(Introduced by Alderman Langdon\)](#)

Moved by Ald. Langdon seconded by Ald. Sevenich to adopt R-26-14 Resolution Approving a 2014 Budget Adjustment of \$10,000 for Koslo Park Renovations.

Motion carried on roll call 8-0.

2. [R-27-14. Resolution Levying Taxes for the Purpose of Paying the Operating Expenditures for the Year 2015 for the City of Menasha. \(Introduced by Mayor Merkes\)](#)

Moved by Ald. Benner seconded by Ald. Keehan to adopt R-27-14 Resolution Levying Taxes for the Purpose of Paying the Operating Expenditures for the Year 2015 for the City of Menasha.

Moved by Ald. Benner seconded by Ald. Sevenich to increase Heckrodt Wetland Reserve budget by \$1,425 for a total budget of \$4,000.

General discussion ensued on additional funds needed for planting along the fence by the trail.

Motion carried on roll call 8-0.

Moved by Ald. Sevenich, seconded by Ald. Taylor to increase Community Development budget by \$4,857.00 for another intern.

General discussion ensued on need for additional help in Community Development, restructuring the department, hiring for Principal Planner position.

Motion carried on roll call 6-2.

Ald. Taylor, Sevenich, Langdon, Keehan, Englebert, Benner voted yes.

Ald. Nichols and Zelinski voted no.

Moved by Ald. Sevenich, seconded by Ald. Taylor to reduce Recycling Budget/Vehicle Equipment Rental by \$22,117 and direct staff to redirect labor costs associated.

General discussion ensued on once a month recycling pick-up, option available for disposing of recyclables, service needs in different parts of the City.

Motion carried on 5-3.

Ald. Taylor, Sevenich, Langdon, Zelinski, Englebert voted yes.

Ald. Nichols, Keehan, Benner voted no.

Original motion to adopt R-27-14 Resolution Levying Taxes for the Purpose of Paying the Operating Expenditures for the Year 2015 for the City of Menasha as amended carried on roll call 5-3

Ald. Taylor, Sevenich, Langdon, Keehan, Englebert voted yes.

Ald. Nichols, Zelinski, Benner voted no.

3. [R-28-14. Resolution Approving the 2015 Capital Improvement Program. \(Introduced by Mayor Merkes\)](#)

Moved by Ald. Benner seconded by Ald. Englebert to adopt R-28-14 Resolution Approving the 2015 Capital Improvement Program.

Motion carried on roll call 7-1. Ald. Zelinski voted no.

4. [R-29-14. Resolution Authorizing 2015 General Obligation Borrowing and the Issuance of Certificate of Indebtedness and Levying a Tax in Connection Therewith. \(Introduced by Mayor Merkes\)](#)

Moved by Ald. Benner seconded by Ald. Englebert to adopt R-29-14 Resolution Authorizing 2015 General Obligation Borrowing and the Issuance of Certificate of Indebtedness and Levying a Tax in Connection Therewith

Motion carried on roll call 7-1. Ald. Zelinski voted no.

K. APPOINTMENTS

L. HELD OVER BUSINESS

1. [R-25-14 A Resolution Providing for the Method of Amending and Approving the 2015 City of Menasha Operating Budget and Capital Improvement Plan.](#) (Introduced by Alderman Benner).

Mayor Merkes stated the resolution is no longer germane, no action required.

M. CLAIMS AGAINST THE CITY

N. PUBLIC COMMENTS ON ANY MATTER LISTED ON THE AGENDA

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

No one spoke.

O. RECESS TO BOARD OF PUBLIC WORKS AND PERSONNEL COMMITTEE

Moved by Ald. Benner seconded by Ald. Sevenich to recess at 7:25 p.m.

Motion carried on voice vote.

Reconvened at 8:00 p.m.

P. ACTION ITEMS

Moved by Ald. Benner seconded by Ald. Englebert to adjourn into Closed Session pursuant to Wis. Stats. §19.85(1)(g): Conferring with legal counsel for the governmental body who is rendering oral or written advise concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved.

1. Updates on PCB Litigation
2. City of Kaukauna vs. Village of Harrison et al. Case No. 13-CV-159. Appeal of circuit court decision.
3. Intermunicipal Agreement dated October 28, 1999, between City of Menasha, Town of Harrison and Waverly Sanitary District and Village of Harrison November 11, 2014 annexations.

Motion carried on roll call 8-0.

4. Moved by Ald. Englebert seconded by Ald. Benner to reconvene into Open Session to take action on Closed Session items pursuant to Wis. Stat. 19.85(2).
Motion carried on voice vote.

Moved by Ald. Benner seconded by Ald. Keehan to authorize City of Menasha join City of Kaukauna appeals process of City of Kaukauna vs Village of Harrison et al, Case No. 13-CV-159 not to exceed \$10,000.

Motion carried on roll call 8-0.

Moved by Ald. Benner seconded by Ald. Nichols to direct City Attorney to send notice to Town of Harrison of its obligation to contest the November 11, 2014, Village of Harrison annexations consisting of property that is designated City of Menasha growth area as described in the October 28, 1999 Intermunicipal Agreement between the Town of Harrison, City of Menasha and Waverly Sanitary District.

Motion carried on roll call 8-0.

Q. ADJOURNMENT

Moved by Ald. Benner seconded by Ald. Nichols to adjourn at 9:00 p.m.

Motion carried on voice vote.

Respectfully submitted by Deborah A. Galeazzi, WCMC, City Clerk