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CITY OF MENASHA
COMMON COUNCIL
Third Floor Council Chambers
140 Main Street, Menasha
Tuesday, September 2, 2014
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: Aldermen Zelinski, Benner, Nichols, Taylor, Sevenich, Langdon, Keehan
EXCUSED: Alderman Englebert
ALSO PRESENT: Mayor Merkes, CA/HRD Captain, PC Styka, FC Auxier, DPW Radtke, CDD Keil, PRD Tungate, LD Lenz, PP Homan, Clerk Galeazzi

D. PUBLIC HEARING
1. Proposed amendments to Title 13 and 14 of the Menasha Code of Ordinances pertaining to eliminating Section 13-1-14(k) which requires a 10 foot setback from drainage easements, and the creation of Section 14-1-11(b)(3) which establishes engineering design criteria for certain open drainage ways.
CDD Keil gave a brief overview of the proposed changes to the drainage ways.

No one spoke

Mayor Merkes called the public hearing to a close.

E. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY
(five (5) minute time limit for each person)
Robert Erickson, 258 Misty Meadow Lane, Menasha. Lettering on NMFR Fire Trucks.

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, 8/18/14.
b. IT Steering Committee, 8/6/14.
c. Landmarks Commission, 8/13/14.
d. NMFR Joint Finance & Personnel Committee, 8/26/14.
e. NM Sewerage Commission, 7/22/14.
f. Parks & Recreation Board, 8/11/14, 8/21/14.
g. Personnel Committee, 8/18/14.
h. Plan Commission, 8/19/14.
i. Water and Light Commission, 7/30/14.
Communications:
j. ASD Steeno; Press Release, City of Menasha Announces Appointment of Public Health Director, 8/22/14.
k. PRD Tungate; Press Release, City of Menasha Fireworks to Be Held September 6th., 8/22/14.
l. CDD Keil; Boys and Girls Club Site Plan and Building Elevations, 7/26/14.
m. LD Lenz; Library Press Release: Menasha Library, Banta School Receive Grant, 8/7/14; Fall Book Sale, 8/7/14; Global Crisis of Human Trafficking, 8/27/14; Menasha Library Chili Cook-Off, October 2014.
n. Julie Parker-Birschbach to Mayor Merkes, 8/25/14, Letter of Appreciation.
o. Menasha Historical Society, September 2014.
Moved by Ald. Benner, seconded by Ald. Keehan to receive Minutes and Communications A-O.
Discussion ensued on Minutes D (NMFR Joint Finance & Personnel Comm, 8/26/14)
Motion carried on voice vote.

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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, 8/18/14.

Personnel Committee, 8/18/14 - Recommends the Approval of:

2. To authorize the creation of one Lead Person position in the Public Works Department, adding it to the table of organization without increasing the number of employees in the department and the pay range for the position is as outlined in the memo dated 8/14/14.

NMFR Joint Finance & Personnel Committee, 8/26/14 – Recommends the Approval of:

3. The proposed 2015 cost distribution formula with the City of Neenah funding share set at 60.55% and the City of Menasha funding share set at 39.45% and direct both Finance Directors to continue to research the square footage of all buildings and make sure this is a viable component for future budget formulas.

Moved by Ald. Benner, seconded by Ald. Keehan to approve Consent Agenda items 1-3.
Motion carried on roll call 7-0

H. ITEMS REMOVED FROM CONSENT AGENDA

I. ACTION ITEMS

1. Accounts payable and payroll for the term of 8/21/14 to 8/28/14 in the amount of $1,121,238.28.

Moved by Ald. Nichols, seconded by Ald. Keehan to approve accounts payable and payroll.
Discussion ensued on expenditures.
Motion carried on roll call 7-0.

2. Beverage Operators License Applications for the 2013-2015 licensing period.

Moved by Ald. Nichols, seconded by Ald. Keehan to approve beverage operator's license applications as listed on memo dated 8/27/14.
Motion carried on roll call 7-0.

Erin Proctor addressed the Council. Asked they approve her beverage operators license application that is being recommended for denial by the Police Dept.
General discussion ensued on recommendation to deny for being a habitual offender.
Moved by Ald. Zelinski, seconded by Ald. Benner to deny beverage operator's license application of Erin Proctor for being a habitual offender in accordance to City of Menasha Guidelines.
Motion carried on roll call 7-0.

Tia Meade addressed the Council. Asked they approve her beverage operators license application that is being recommended for denial by the Police Dept.
General discussion ensued on recommendation to deny for being a habitual offender.
Moved by Ald. Nichols seconded by Ald. Benner to deny beverage operator's license application of Tia Meade for being a habitual offender in accordance to City of Menasha Guidelines.
Motion carried on roll call 7-0.

3. Intergovernmental Agreement to Satisfy Eligibility for Recycling Consolidation Grant for Calendar Year 2015.

Moved by Ald. Benner, seconded by Ald. Nichols to approve Intergovernmental Agreement to Satisfy Eligibility for Recycling Consolidation Grant for Calendar Year 2015.
Motion carried on roll call 7-0.

4. Alcohol Traffic Enforcement Grant 2014-15.

Moved by Ald. Zelinski, seconded by Ald. Taylor to approve Alcohol Traffic Enforcement Grant 2014-15.
PC Styka gave an overview of the grant process and what the grant funds would be used for.
Motion carried on roll call 7-0.

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J. ORDINANCES AND RESOLUTION

1. O-25-14 – An Ordinance Amending Title 14, Chapter 1 of the Code of Ordinances. (Drainage Way Design for Subdivisions) (Introduced by Ald. Benner) (Recommended by the Plan Commission).

Moved by Ald. Benner, seconded by Ald. Langdon adopt O-25-14 An Ordinance Amending Title 14, Chapter 1 of the Code of Ordinances (Drainage Way Design for Subdivisions)
Motion carried on roll call 7-0.

2. O-26-14 – An Ordinance Amending Title 13, Chapter 1 of the Code of Ordinances. (Eliminating Setbacks from Drainage Easements). (Introduced by Ald. Benner) (Recommended by the Plan Commission).

Moved by Ald. Benner, seconded by Ald. Zelinski to adopt O-26-14 an ordinance Amending Title 13, Chapter 1 of the Code of ordinances (Eliminating Setback from Drainage Easements).
Motion carried on roll call 7-0.

K. APPOINTMENTS

L. HELD OVER BUSINESS

1. Special Common Council, 8/13/14. (Held 8-18-14).

Original Motion from 8/18/14: Moved by Ald. Benner, seconded by Ald. Englebert to approve Special Common Council minutes of 8/13/14.
Ald. Taylor handed out amended minutes.
Moved by Ald. Taylor, seconded by Ald. Sevenich to approve amended Special Common Council Minutes of 8/13/14.
Motion to approve amendments carried on roll call 6-1. Ald. Benner voted no.
Original motion as amended carried on roll call 7-0.

2. Implementation of Brand Statement and Logo Selection. (Held 8-18-14).

Original Motion from 8/18/14: Moved by Ald. Nichols, seconded by Ald. Keehan to approve the selection of Option C as listed in memo dated 8/14/14 as the new City Logo and implement the Brand Statement.
General discussion ensued on current logo versus new logo, marketing of City, budget impact to change logo, community input, having input from entire Council.
Moved by Ald. Benner, seconded by Ald. Keehan to postpone action on implementation of brand statement and logo selection until September 15, 2014.
Motion failed on roll call 3-4.
Ald. Nichols, Keehan, Benner voted yes.
Ald. Taylor, Sevenich, Langdon, Zelinski voted no.

It was requested to separate the motion.

Motion to approve selection of Option C as listed in memo dated 8/14/14 as the new City Logo.
Motion failed on roll call 3-4.
Ald. Nichols, Keehan, Benner voted yes.
Ald. Taylor, Sevenich, Langdon, Zelinski voted no.

Motion to implement the Brand Statement
Motion carried on roll call 7-0.

M. PUBLIC COMMENTS ON ANY MATTER LISTED ON THE AGENDA
(five (5) minute time limit for each person)
Robert Erickson, 258 Misty Meadow Lane, Menasha. Discussion on City logo.

N. RECESS TO COMMITTEES
Moved by Ald. Langdon, seconded by Ald. Benner to recess at 7:53 p.m.
Motion carried on voice vote.
Reconvened at 8:26 p.m.

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O. CLAIMS AGAINST THE CITY

Moved by Ald. Benner, seconded by Ald. Nichols to Adjourn into Closed Session pursuant to Wisconsin State Statute §19.85(1)(g) 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. (Discussion with the City Attorney of Notices of Circumstances and pending claims against the City).
Motion carried on roll call 7-0.

P. ADJOURNMENT

Moved by Ald. Sevenich, seconded by Ald. Benner to adjourn at 9:06 p.m.
Motion carried on voice vote.

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