

RESOLUTION R-40-15

RESOLUTION INVITING TOWN OF MENASHA TO MEDIATE BOUNDARY ISSUES

Introduced by Mayor Merkes

WHEREAS, The November 30, 2015, Response to City of Menasha Opposition to Incorporation Petition, Case No. 15-CV-452, Winnebago County, filed by Herrling Clark Law Firm Ltd., on behalf of the Petitioners for incorporation and Town of Menasha describes irregularities and islands on the east side of the Town of Menasha; and

WHEREAS, The Herrling Clark Law Firm Ltd., wrote, "A number of attempts have been made by the Town to seek a resolution ... These attempts have been to resolve the problem with a cooperative effort with the City."; and

WHEREAS, The Town and the City of Menasha did work cooperatively to partially resolve boundary and other matters when they entered into an Intermunicipal Agreement on April 13, 1998; and

WHEREAS, On December 15, 2015, at the Wisconsin Incorporation Review Board hearing to consider the Petition for Partial Incorporation of the Town of Menasha into the Village of Fox Crossing, there was an expression of concern of the islands and irregular boundaries on the east side of the Town of Menasha; and

WHEREAS, The Wisconsin Department of Administration has a list of available facilitators/mediators who are experienced working with communities which have faced similar boundary issues; and

WHEREAS, City of Menasha is committed to correcting the Town's misconception that the City of Menasha does not want to amicably work out boundary matters before any incorporation.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Common Council invites the Town of Menasha to join with the City of Menasha to impose a voluntarily stay on the Incorporation proceedings and secure a facilitator/mediator to help work out an amicable settlement of the boundary and other related disputes.

Passed and approved this day of , 2015.

Donald Merkes, Mayor
ATTEST:

Deborah A. Galeazzi, Clerk