

CITY OF MENASHA
COMMON COUNCIL
Third Floor Council Chambers
140 Main Street, Menasha
Monday February 16, 2009
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: Ald. Taylor, Wisneski, Pack, Hendricks, Zelinski, Benner

EXCUSED: Ald. Pamentor, Michalkiewicz

ALSO PRESENT: Mayor Merkes, CA/HRD Brandt, Lt. Bouchard, DPW Radtke, CDD Keil, C/T Stoffel,
PRD Tungate, PHD Nett, 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)

Jay Schroeder, 1296 N. Lake Street, Neenah. Running for Winnebago County Executive, will have listing session.

Mike Radue, owner of Fox Cinema. Closing of Third Street during reconstruction of street will be bad for his business; would like City to reconsider project.

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, 2/2/09](#)
- b. [Board of Public Works, 2/2/09](#)
- c. [Board of Appeals, 9/24/08](#)
- d. [Committee on Aging, 1/11/09](#)
- e. [Parks and Recreation Board, 2/9/09](#)
- f. [Plan Commission, 2/3/09](#)
- g. [Sustainability Board, 1/20/09](#)
- h. [Water and Light Commission, 1/28/09](#)
- i. [Water and Light Commission, 1/28/09; Closed Session](#)
- j. [Water and Light Commission, 2/3/09; Special Session](#)

Communications:

- k. [Menasha Historical Society Newsletter, February 2009](#)
- l. [Ald. Taylor, 2/9/09; Wisconsin Circuit Court Access- Winnebago County Case](#)
- m. [PRD Tungate, 2/4/09; Wisconsin Park & Recreation Association newsletter](#)
- n. [CA/HR Brandt, 2/11/09; HR Director vacancy ad for City of Green Bay](#)
- o. [Representative Kaufert, 1/29/09; receipt of transportation infrastructure system resolution](#)

Ald. Benner – Minutes C, would like to receive minutes sooner to keep current with issues.

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, 2/2/09](#)

Administration Committee, 2/2/09 – Recommends Approval of:

2. [Approval of the proposed parochial school fees for school year 2009-2010](#)
3. [Revised Building Inspection Contract – Independent Inspections, Ltd. \(ILL\)](#)

Board of Public Works, 2/2/09 – Recommends Approval of:

4. [Change Order – Insituform Technologies, USA, Inc.; City of Menasha Wastewater Collection System Rehabilitation Improvements Project – Phase 3; Contract No. E145-07-01A; Sanitary Sewer Lining; Time Extension to March 15, 2009 \(Change Order No. 1A\)](#)
5. [Payment - Insituform Technologies, USA, Inc.; City of Menasha Wastewater Collection System Rehabilitation Improvements Project – Phase 3; Contract No. E145-07-01A; Sanitary Sewer Lining; \\$61,050.00 \(Payment No. 8\)](#)
6. [Payment - National Power Rodding Corporation - City of Menasha Wastewater Collection System Rehabilitation Improvements Project – Phase 3; Contract No. E145-07-01B Sanitary Sewer Rehabilitation; \\$6,261.49 \(Payment No. 3\)](#)
7. [Recommendation to Execute Master Agreement with SEH for Stormwater Management Services](#)
8. [Recommendation to Execute Service Addendum with SEH for PermiTrack MS4](#)
9. [Recommendation to Execute Service Addendum with SEH for PermiTrack ESC](#)

Parks and Recreation Board, 2/9/09 – Recommends Approval of:

10. [2009 Fees for Parks, Recreation, Pool, Marina, Forestry and Cemetery services](#)

Ald. Zelinski requested to remove item 10 from the Consent Agenda

Moved by Ald. Hendricks, seconded by Ald. Wisneski to approve items 1-9 of Consent Agenda.
Motion carried on roll call 6-0

H. ITEMS REMOVED FROM CONSENT AGENDA

Moved by Ald. Taylor, seconded by Ald. Pack to approve item 10 of Consent Agenda

Discussion

Moved by Ald. Zelinski to keep pool fees at current price. No Second
Motion failed.

Motion to approve item 10 carried on roll call 5-1. Ald. Zelinski – no.

I. ORDINANCES AND RESOLUTIONS

1. [O-9-09 – An ordinance relating to the installation of utility cabinets \(Introduced by Ald. Benner and recommended by the Plan Commission\)](#)

Moved by Ald. Benner, seconded by Ald. Wisneski to suspend the rules and take up O-9-09

Discussion

Motion failed on roll call 0-6.

J. ACTION ITEMS

1. [Accounts Payable and Payroll for the term 2/5/09-2/12/09 in the amount of \\$3,470,404.44](#)

Moved by Ald. Wisneski, seconded by Ald. Pack to approve Accounts Payable and Payroll.
Motion carried on roll call 6-0.

K. APPOINTMENTS

1. Mayor's Appointments to the Landmark's Commission:
 - a. Reappointment of Kristi Lynch, for the term of March 1, 2009 – March 1, 2012

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

- b. [Appointment of Bernard Zimmerman, 353 Cleveland St., for the term of March 1, 2009 – March 1, 2012](#)

Moved by Ald. Wisneski, seconded by Ald. Taylor to approve appointment
Motion carried on voice vote

2. Mayor's Appointments to the Board of Appeals
 1. [Ken Kubiak, 1214 Fieldview Dr., for the term of February 1, 2009 – February 1, 2012](#)

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

3. AD-HOC Cable TV Committee
 - a. [LD Tasha Saecker, Nancy Biese, Steve Grenell](#)

Moved by Ald. Wisneski, seconded by Ald. Hendricks to approve appointment
Motion carried on voice vote

L. CLAIMS AGAINST THE CITY

1. [A motion is in order for the Common Council to deny the Witthun tax claim.](#)

Moved by Ald. Benner, seconded by Ald. Taylor to hold for two weeks
Item held.

2. [A motion is in order for the Common Council to deny the claim of Wisconsin Housing Preservation Corp. for recovery of unlawful taxes for 1400 Lucerne Dr.](#)

Moved by Ald. Pack, seconded by Ald. Wisneski to deny the claim
Motion carried on roll call 6-0

3. [A motion is in order for the Common Council to deny the claim of Wisconsin Housing Preservation Corp. for recovery of unlawful taxes for 37 Tayco St.](#)

Moved by Ald. Pack, seconded by Ald. Wisneski to deny the claim
Motion carried on roll call 6-0

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. Hendricks, seconded by Ald. Pack to adjourn at 6:24 p.m.
Motion carried on voice vote

Respectfully submitted by
Deborah A. Galeazzi, City Clerk