

CITY OF MENASHA
Special Joint Common Council and
Menasha Electric and Water Utility Commission
Third Floor Council Chambers
140 Main Street, Menasha
November 9, 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 Taylor, Wisneski, Pack, Hendricks, Zelinski, Englebert, Benner, Roush, Mayor Merkes, Comm. Allwardt, Fahrbach, Watson, Guidote (5:05pm)

ALSO PRESENT: CA/HRD Captain, C/T Stoffel, MUGM Sturm and Krause, Roy Thilly (WPPI), Clerk Galeazzi, and the Press

D. PUBLIC COMMENTS ON ANY MATTER LISTED ON THE AGENDA

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

Jeff Riedl, 408 Appleton St. Council needs to explore all options available for Utilities.

Mary Nebel, 713 First St. Public needs time to review proposal from WPPI and give their input.

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)

Mayor Merkes commented on the proposal from WPPI. He feels it is a good proposal. Public will have opportunities to comment on the proposal. This will be discussed at the Nov. 16 and Dec. 7 Council meetings. The Public Service Commission (PSC) will need to approve the transaction as well as Menasha residents. There will be a referendum on the April 2010 ballot. Staff is looking for authorization from Council to negotiate with WPPI on the proposal.

CA/HRD Captain distributed copies of the proposal from WPPI. She explained the proposal. This will be a sale and lease back agreement.

Roy Thilly from WPPI gave a brief history on how WPPI was created. City of Menasha was a charter member and is the seconded largest member of WPPI. The purchase price is based on net book value. WPPI will have no management involvement in the day to day operations of the Utilities. They will have a voice if a new General Manager is hired. The proposal is contingent on the City continuing to receive a PILOT from the Electric Utility.

Mr. Thilly answered questions from the Council.

Moved by Ald. Roush, seconded by Ald. Englebert to authorize the Mayor to pursue negotiations with WPPI Energy for the sale/lease back of Menasha Utilities Electric Utility Distribution Assets and bring back to the Nov. 16, 2009 meeting and hire consultants to provide professional service related to the transaction.

Motion carried on roll call 8-0.

Moved by Comm. Fahrbach, seconded by Comm. Merkes to authorize the Mayor to pursue negotiations with WPPI Energy for the sale/lease back of Menasha Utilities Electric Utility Distribution Assets and bring back to the Nov. 16, 2009 meeting and hire consultants to provide professional service related to the transaction.

Motion carried on roll call 5-0

- 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)

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. Pack to adjourn at 6:10 p.m.

Motion carried on voice vote.

Moved by Comm. Fahrback, seconded by Comm. Watson to adjourn at 6:10 p.m.

Motion carried on voice vote.

Respectfully submitted by
Deborah A. Galeazzi, WCMC
City Clerk