

CITY OF MENASHA
COMMON COUNCIL
Third Floor Council Chambers
140 Main Street, Menasha
Monday, March 21, 2016
MINUTES

DRAFT

A. CALL TO ORDER

Meeting called to order by Mayor Merkes at 6:00 p.m.

B. PLEDGE OF ALLEGIANCE

Pledge of Allegiance recited.

C. ROLL CALL/EXCUSED ABSENCES

PRESENT: Aldermen Nichols, Krautkramer, Olszewski, Keehan, Zelinski, Benner.

EXCUSED: Aldermen Spencer, Taylor.

ALSO PRESENT: Mayor Merkes, CA Captain, PC Styka, FC Auxier, DPW Radtke, CDD Keil.
ASD Steeno, PRD Tungate, PHD McKenney, Clerk Galeazzi.

D. PUBLIC HEARING

None

E. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY

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

Alex Zelinski, 647 Paris Street, Menasha. Housing code violation at 625 First Street.

Dawn Gates, 621 First Street, Menasha. Concerns about condition of property at 625 First Street.

Mike Harris, 612 First Street, Menasha. Issues with 625 First Street.

Dennis VanElzen, 628 First Street, Menasha. Issues with 625 First Street.

Julie Meinke, 629 First Street, Menasha. Issues with 625 First Street.

F. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

1. FC Auxier - Presentation to NMFR Personnel for ice/water rescue on Lake Winnebago.

FC Auxier introduced the NMFR Firefighters that were instrumental in the rescue of a snowmobiler on Lake Winnebago off Jefferson Park in February.

DFC Sipin explained the procedure and training firefighters receive to aid in ice/water rescue.

2. [CA Captain – Parliamentary Procedure: Motion to Reconsider](#)

CA Captain gave a brief explanation of Parliamentary Procedure. She explained the Council's ability to make parliamentary inquiries and/or point of orders.

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

Minutes to receive:

a. [Administration Committee 3/7/16](#)

b. [Board of Health 2/10/16](#)

c. [Board of Public Works 3/7/16](#)

d. [Committee on Aging 2/11/16](#)

e. Landmarks Commission [2/10/16](#) & [2/16/16](#)

f. [Parks and Recreation Board 3/8/16](#)

g. [Plan Commission 3/8/16](#)

h. [Sustainability Board 3/17/16](#)

i. [Water & Light Commission 2/24/16](#)

Communications:

j. [Clerk Galeazzi, 3/17/16; Voters List](#)

Moved by Ald. Benner seconded by Ald. Keehan to receive Minutes and Communications a-j.
Motion carried on voice vote.

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 placed 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 3/7/16](#)

Administration Committee, 3/7/16—Recommends the Approval of:

2. [Authorization to Accept and Spend Donation from Festival Foods for July 4 Fireworks for the years 2016, 2017, 2018.](#)

Moved by Ald. Benner seconded by Ald. Keehan to approve Consent Agenda items 1&2.
Motion carried on roll call 6-0.

H. ITEMS REMOVED FROM THE CONSENT AGENDA

None

I. ACTION ITEMS

1. [Accounts payable and payroll for the term of 3/10/16-3/17/16 in the amount of \\$4,197,104.02](#)

Moved by Ald. Nichols seconded by Ald. Keehan to approve accounts payable and payroll.
Motion carried on roll call 6-0.

2. [Beverage Operators License Applications for the 2015-2017 licensing period](#)

Moved by Ald. Nichols seconded by Ald. Keehan to approve beverage operator's license applications as listed in memo dated 3/16/16.
Motion carried on roll call 6-0.

3. [Approval to Apply for, Accept, and Spend \\$2,385.00 in Immunization Grant Funding](#)

Moved by Ald. Nichols seconded by Ald. Keehan to approve to apply for, accept and spend \$2,385.00 in Immunization Grant Funding.
PHD McKenney explained funding is available through Wis. Department of Health Services to help fund immunizations.
Motion carried on roll call 6-0.

4. ["Class B" Liquor License Application for Rebecca Mader, d/b/a Your Daily Grind, 204 Main Street, Menasha for the 2015-2016 licensing year](#)

Moved by Ald. Nichols seconded by Ald. Keehan to approve "Class B" liquor license application for Rebecca Mader, d/b/a Your Daily Grind, 204 Main Street, Menasha for the 2015-2016 licensing year.
Motion carried on roll call 6-0.

5. [Plan Commission Recommendation concerning the Basis of Denial of Special Use Permit for 2035 Manitowoc Road](#)

Plan Commission recommends that the Common Council adopt the following as the basis of denial of the Special Use Permit for automotive sales at 2035 Manitowoc Road is based on the following 5 findings:

1. That expanding the commercial use of the property conflicts with the predominant residential property use in the vicinity of the site.
2. That the site plan that accompanied the Special Use Permit Application did not comprehensively address conditions on the site that are deemed to have a detrimental effect on the property including: the deteriorating condition of the building and paving, the continuance of outdoor storage on the premises, the presence of dead trees and otherwise unkempt vegetation on the south side of the property.
3. That granting the Special Use Permit would perpetuate a use deemed to be deleterious to the neighborhood.

4. That the City of Menasha changed a zoning ordinance to enable the expansion of certain existing self-storage units in order to enable the substitution of indoor storage for outdoor storage.
5. That issuing a second Special Use Permit intensifies the commercial use of the property which is deemed detrimental to the neighborhood.

Moved by Ald. Benner seconded by Ald. Keehan to approve Plan Commission recommendation to adopt the basis of denial of the Special Use Permit for for automotive sales at 2035 Manitowoc Road based on the five findings as stated.

Motion carried on roll call 6-0.

J. HELD OVER BUSINESS

1. [R-7-16 Resolution on Weight of the Fox Valley \(WOTFV\) \(Introduced by Ald. Krautkramer\)](#)

Moved by Ald. Krautkramer seconded by Ald. Nichols to adopt R-7-16 Resolution on Weight of the Fox Valley (WOTFV).

PHD McKenney explained Weight of the Fox Valley is a local group of people working together to promote healthy living in the Fox Valley. The United Way is working with the group.

Motion carried on roll call 6-0.

K. ORDINANCES AND RESOLUTIONS

1. [R-8-16 Resolution Relating to Highway Access in the Vicinity of Province Link \(Introduced by Mayor Merkes\)](#)

Moved by Ald. Benner seconded by Ald. Keehan to approve R-8-16 Resolution Relating to Highway Access in the Vicinity of Province Link.

CDD Keil explained a the resolution is a request to DOT for the City to maintain an access at the intersection of Province Link and Oneida Street.

Motion carried on roll call 6-0.

2. [R-9-16 Resolution Approving a 2016 Capital Improvement Budget Adjustment for the Purpose of Installing Infrastructure in the Second Addition to Woodland Hills Subdivision and the Accompanying Borrowing to Be Included with the 2016 Capital Improvement Borrowing \(Introduced by Alderman Nichols\)](#)

Moved by Ald. Nichols seconded by Ald. Keehan to postpone to April 4, 2016 meeting R-9-16 Resolution Approving a 2016 Capital Improvement Budget Adjustment for the Purpose of Installing Infrastructure in the Second Addition to Woodland Hills Subdivision and the Accompanying Borrowing to Be Included with the 2016 Capital Improvement Borrowing

Motion carried on roll call 6-0.

L. APPOINTMENTS

1. Reappointment of Paul Brunette, 1334 Mayer Street, Menasha, to the Landmarks Commission for the term of 3/22/16-3/1/19

Moved by Ald. Keehan seconded by Ald. Zelinski to approve reappointment of Paul Brunette to Landmarks Commission for the term 3/22/16-3/1/19.

Motion carried on voice vote.

M. CLAIMS AGAINST THE CITY

None

N. PUBLIC COMMENTS ON ANY MATTER LISTED ON THE AGENDA

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

No one spoke.

O. RECESS TO COMMITTEES

Moved by Ald. Benner seconded by Ald. Olszewski to recess at 6:45 p.m.
Motion carried on voice vote.

Reconvene at 8:10 p.m.

P. CLOSED SESSION

1. Moved by Ald. Benner seconded by Ald. Keehan to Adjourn into Closed Session pursuant to Wis. Statute §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. (City of Menasha v. Village of Harrison, Wisconsin Case No.15-CV-17)

Motion carried on roll call 6-0.

2. May reconvene into Open Session to act on what was discussed in Closed Session.
No action.

Q. ADJOURNMENT

Moved by Ald. Benner seconded by Ald. Keehan to adjourn at 8:25 p.m.
Motion carried on voice vote.

Deborah A. Galeazzi, WCMC
City Clerk