

CITY OF MENASHA
Common Council
City Hall-140 Main St.-Council Chambers-3rd Floor
January 21, 2008

MINUTES

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1. CALL TO ORDER

Meeting called to order by Mayor Laux at 7:40 p.m.

2. PLEDGE OF ALLEGIANCE

A. [Moment of Silence for Dr. Martin Luther King, Jr.](#)

3. ROLL CALL/EXCUSED ABSENCES

A. [Roll Call](#)

PRESENT: Ald. Wisneski, Pack, Hendricks, Eckstein, Michalkiewicz, Chase, Merkes, Taylor

ALSO PRESENT: Mayor Laux, CA/HRD Brandt, PC Stanke, DPW Radtke, CDD Keil,

C/T Stoffel, PRD Tungate, PHD Nett, PWS Jacobson, IT Supr James, Clerk Galeazzi, and the Press.

4. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE

Minutes to approve:

A. [Common Council, 1/7/07](#)

Moved by Alderman Michalkiewicz, seconded by Alderman Eckstein to approve minutes.

Motion Carried on voice vote

Results:

Minutes to receive:

B. [Administration Committee, 1/7/08](#)

C. [Board of Public Works, 1/7/08](#)

D. [Public Library Board, 12/20/07](#)

E. [Public Library Long Range Planning Committee, 12/19/07](#)

F. [Parking Committee, 12/5/07 \(Revised draft\)](#)

G. [Parks and Recreation Board; 11/12/07, 12/10/07](#)

- H. [Information Technology Steering Committee, 12/19/07](#)
- I. [Public Hearing, 1/7/08; Rezoning of 1370 Oneida Street](#)
- J. [Public Hearing, 1/7/08; Special Use Permit application \(1370 Oneida St.\)](#)
- K. [Plan Commission, 1/8/08](#)
- L. [Public Library; Policies and Personnel Committee, 12/20/08](#)

Communications:

- A. [PC Stanke, 1/08; Calumet County Newsletter](#)
- B. [Mayor Laux, 1/08; Anytime Fitness coming soon to Menasha \(flyer\)](#)
- C. [Keith Fuchs \(Supt. of Schools\) to PHN Nett, 1/2008; Distinguished Service Award](#)
- D. [Public Works Facility, 1/08; Oct. 2007-Dec. 2007 Disposal Violations](#)
- E. [Customers First!, 1/2008; The Wire Newsletter](#)

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve Minutes to Receive B-L and Communications A-E

Discussion: Ald. Chase-Comm. A, Congratulate PHN Nett for receiving Distinguished Service Award.

Motion carried on voice vote

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

Five (5) minute time limit for each person

- A. [Public comments on any matter of concern to the City](#)

Stan Sevenich, 645 9th Street . Offer to Purchase from Otter Creek; should renegotiate offer.

6. APPOINTMENTS

- A. [Mayor's reappointment to Committee on Aging:](#)
 - 1. [Roy Rogers, 821 Arthur St., for the term of Feb. 1, 2008 to Feb. 1, 2011](#)
 - 2. [Robert Jankowski, 354 Winnebago Ave., for the term of Feb. 1, 2008 to Feb. 1, 2011](#)

Moved by Alderman Wisneski, seconded by Alderman Taylor to approve appointments 1 & 2.

Motion Carried on voice vote

Results:

- B. [Mayor's Appointments to the AD-HOC Sustainability Board:](#)
 - 1. [Trevor Frank, 722 Keyes St., Menasha](#)
 - 2. [Linda Stoll, 1525 Rue Reynard, Menasha](#)
 - 3. [Roger Kanitz, 516 Riverway, Menasha](#)
 - 4. [Becky Bauer, 925 Melissa St., Menasha](#)
 - 5. [Michael Dillon, 1365 Fox Burrow Ct., Neenah](#)

Moved by Ald. Merkes, seconded by Ald. Taylor to approve appointments 1-5 for a term of Feb. 2008 – Feb. 2010.

Discussion:

Ald. Taylor removed his second.

Moved by Ald. Merkes, seconded by Ald. Taylor to approve appointments 1-5.

Motion carried on voice vote.

7. CLAIMS AGAINST THE CITY

A. [None](#)

8. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

A. [None](#)

9. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

A. Plan Commission:

1. [1/8/08; Recommends approval of the sale of 226 Main Street and the relocation of the Health Department to 312-320 Racine Street.](#)

Acted on in 9B6.

B. Administration Committee:

1. [Purchase video recording equipment for \\$16, 345 \(Recommendation of IT Steering Committee\)\(Held 1/7/08\)](#)

Moved by Alderman Wisneski, seconded by Alderman Merkes to approve .

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack , Taylor ,(8)
Wisneski

2. [Approval of the proposed parochial school fees for school year 2008-09 \(Recommendation of Board of Health\)](#)

Moved by Alderman Wisneski, seconded by Alderman Pack to approve .

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack , Taylor ,(8)
Wisneski

3. [Approval of 2008 reciprocity agreements with; 1\)City of Appleton, 2\)City of Neenah, 3\)Town of Menasha, and authorize signatures \(Recommendation of Parks and Recreation Board\)](#)

Moved by Alderman Wisneski, seconded by Alderman Eckstein to approve .

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack , Taylor ,(8)
Wisneski

4. Approval of 2008 fees for park programs and services (Recommendation of Parks and Recreation Board)

Moved by Alderman Wisneski, seconded by Alderman Eckstein to approve .

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack , Taylor ,(8)
Wisneski

5. Approval of revisions to Park Eviction Program (Recommendation of Parks and Recreation Board)

Moved by Alderman Wisneski, seconded by Alderman Eckstein to approve .

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack , Taylor ,(8)
Wisneski

6. Offer to purchase from Otter Creek Associates for 226 Main Street

Moved by Ald. Wisneski, seconded by Ald. Merkes to counter-offer for \$185,000

Discussion:

Moved by Ald. Merkes to amend to put \$20,000 from the sale into the Landmarks Commission.

Mayor Laux explained this is not a valid motion at this time.

Discussion

Motion on counter-offer fails on roll call 1-7. Ald. Wisneski – yes

Moved by Ald. Taylor to counter-offer for \$195,000.

No second, motion dies.

Moved by Ald. Wisneski, seconded by Ald. Pack to counter-offer to include occupancy date of April 1.

Discussion

Ald. Pack withdrew his second.

Discussion

Ald. Taylor call Point of Order, no second on the floor

Moved by Ald. Wisneski, seconded by Ald. Merkes to counter-offer to include occupancy date of April 1.

Motion carried on roll call 5-4

Ald. Merkes, Wisneski, Michalkiewicz, Chase, Mayor Laux – yes

Ald. Taylor, Pack, Hendricks, Eckstein – no
Moved by Ald. Taylor to counter-offer for \$189,500.
No second, motion dies
Moved by Ald. Taylor to counter-offer for \$189,000
No second, motion dies

Moved by Alderman Merkes, seconded by Alderman Michalkiewicz to accept counter-offer #4 for \$175,000 and include occupancy date of April 1. Discussion.

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack (6)
NAYS: Taylor , Wisneski (2)

7. [Accounts payable and payroll for 1/10/08 - 1/17/08 in the amount of \\$7,098,298.55](#)

Moved by Alderman Wisneski, seconded by Alderman Eckstein to approve .

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack , Taylor ,(8)
Wisneski

C. [Board of Public Works:](#)

1. [Street Use Application - Memorial Day Parade; Monday, May 26, 2008; 8:00 AM to 10:30 AM; American Legion 152](#)

Moved by Alderman Pack, seconded by Alderman Taylor to approve .

Motion Carried on voice vote

Results:

2. [Change Order - National Power Rodding Corporation; Contract Unit No. E145-07-01B, Sanitary Sewer Rehabilitation; 39-Day Time Extension to June 30, 2008 Due to Weather Conditions \(Change Order No. CO-1450701B-01\)](#)

Moved by Alderman Pack, seconded by Alderman Michalkiewicz to approve .

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack , Taylor ,(8)
Wisneski

3. [Change Order - Infrastructure Technologies, Inc.; Contract Unit No. E145-07-01D, Sanitary Manhole Lining; DEDUCT: \\$5,760.00 \(Change Order No. CO-1450701D-01\)](#)

Moved by Alderman Pack, seconded by Alderman Michalkiewicz to approve .

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack , Taylor ,(8)
Wisneski

4. Payment - Infrastructure Technologies, Inc.; Contract Unit No. E145-07-01D, Sanitary Manhole Lining; \$32,983.37 (Payment No. 1)

Moved by Alderman Pack, seconded by Alderman Taylor to approve .

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack , Taylor ,(8)
Wisneski

5. Recommendation to Reconstruct First Street from Manitowoc Street to Ice Street (2008 Budget)

Moved by Alderman Pack, seconded by Alderman Michalkiewicz to approve .

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack , Taylor ,(8)
Wisneski

10. ORDINANCES AND RESOLUTIONS

A. R-1-08 - Preliminary Resolution Declaring Intent to Exercise Special Assessment Powers under Section 66.07, Wisconsin Statutes - Final Asphalt Pavement/Curb & Gutter in Lake Park Heights Subdivision, Northridge Manor II Subdivision and Walker Subdivision

Moved by Alderman Pack, seconded by Alderman Michalkiewicz to adopt R-1-08.

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack , Taylor ,(8)
Wisneski

11. HELD OVER BUSINESS

A. None

12. COUNCIL DIRECTIVES

A. None

13. CITIZEN REPRISE (People from the gallery to be heard; only pertaining to matters on the agenda - five (5) minute time limit for each person)

A. Public comments on matters pertaining to the agenda

None

14. ADJOURNMENT

A. Adjournment

Moved by Alderman Michalkiewicz, seconded by Alderman Pack to adjourn at 8:25 p.m.

Motion Carried on voice vote

Results:

Respectfully submitted by Deborah A. Galeazzi, City Clerk