

CITY OF MENASHA
Common Council
City Hall-140 Main St.-Council Chambers-3rd Floor
January 7, 2008

MINUTES

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1. CALL TO ORDER

Meeting called to order by Mayor Laux at 7:00 p.m.

2. PLEDGE OF ALLEGIANCE

A. [Pledge of Allegiance](#)

B. [Moment of Silence - Former City Attorney Richard Steffens](#)

Moment of Silence was observed for former City Attorney Richard Steffens who passed away on January 2, 2008

3. ROLL CALL/EXCUSED ABSENCES

A. [Roll Call](#)

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

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

PRD Tungate, Lt. Bouchard, Officer Jorgenson, Clerk Galeazzi

DEPT. HEAD EXCUSED: PHD Nett

4. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE

Minutes to approve:

A. [Common Council, 12/17/07](#)

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

Motion Carried on voice vote

Results:

Minutes to receive:

B. [Administration Committee, 12/17/07](#)

- C. [Board of Public Works, 12/17/07](#)
- D. [Parking Committee, 12/5/07](#)
- E. [Water and Light Commission, Closed Session; 11/27/07](#)
- F. [Water and Light Commission, Special Meeting; 11/20/07, 11/27/07, 12/6/07](#)
- G. [Water and Light Commission, 11/28/07](#)
- H. [N-M Sewerage Commission, 11/27/07](#)
- I. [IT Steering Committee, 11/28/07](#)
- J. [Board of Health, 11/14/07](#)
- K. [Plan Commission, 12/18/07](#)
- L. [Public Works & Parks Safety Committee, 11/27/07](#)
- M. [City Hall Safety Committee, 11/7/07](#)

Communications:

- A. [Public Service Commission of Wisconsin, 12/17/07; Notice of investigation](#)
- B. [PC Stanke, 12/13/07; Letter to Mike Austin pertaining to exploratory K-9 program donation](#)
- C. [NM Sewerage Commission letter, 12/18/07; Final payment to contracting users from agreement with Sonoco/US Mills](#)
- D. [MU GM Young, 12/28/07; Menasha Utilities Steam financials through 11/30/07](#)
- E. [PC Stanke to Elizabeth Fritsch, 12/21/07; Thank you for donation/participation letter](#)
- F. [Wisconsin Environmental Health Assoc to San. Drew, 12/13/07; Certificate of Appreciation](#)

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

Discussion: Ald. Chase-Comm. F, Congratulate Todd Drew for receiving award.

Ald. Merkes-Comm. D, explanation on final payment from NM Sewerage Comm.

C/T Stoffel explained it was final payment for cost of infrastructure for their plant.

Ald. Hendricks-Minutes K, Plan Commission, not clear on discussion of R-19-07 for input from RDA.

CA/HRD Brandt explained Plan Commission doesn't have same process as RDA. R-19-07 will be on next RDA agenda.

Ald. Taylor-Minutes M, report of noise issue at Steam Plant; Comm. E, financial statements from Steam Plant doesn't look like they are making progress.

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 . 81 & 87 Racine and 504 Broad Street ; R-19-07 request to study all options; need to put property back on tax rolls.

Jeff Harvey, 514 Broad Street . 81 & 87 Racine and 504 Broad Street ; have no funds to build parking lot; will need buffer between property and residential property.

Joanne Roush, 409 Cleveland Street . Financials from Steam Plant; funds to implement Sargent Lundy Plan.

Chris Evenson, 523 Broad Street . 81 & 87 Racine and 504 Broad Street . Parking lot not appropriate for area.

Mary Ann Mulvey , 274 Misty Meadows. 81 & 87 Racine and 504 Broad Street ; R-19-07 needs to be sent to RDA.

6. APPOINTMENTS

A. None

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. 12/18/07; Recommends approval to return the plan for 81-87 Racine and 504 Broad to the Common Council as previously presented with the recommendation that the parking area be constructed as public parking**

Moved by Alderman Hendricks, seconded by Alderman Taylor to table .

Motion Passed

Results:

Roll Call:

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

- 2. 12/18/07; Recommends approval of the rezoning of 1370 Oneida Street from I-1 Industrial to C-1 General Commercial**

No Action, See Item 10B

- 3. 12/18/07; Recommends approval of the Special Use Permit for 1370 Oneida Street, Van Zeeland Oil, subject to property rezoning and with the condition that no additional drainage is generated to the west.**

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

Motion Passed

Results:

Roll Call:

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

B. Administration Committee:

1. Grant Agreements between Winnebago County and City of Menasha for the term January 1, 2008 to December 31, 2008 for 1) Senior Center Supervisor; 2) Senior Center Activity Coordinator; 3) Older Adult Health Screening Program, and authorize signature.

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

2. Acceptance of Grant from Wisconsin Dept. of Transportation

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

3. Renewal of Impound Agreement Between the City of Menasha and the Fox Valley Humane Association for the term January 1, 2008 to December 31, 2008, and authorize signature

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. Proposal to extend contract for Information Technology Services for 2008 with Larry Schmitz of Schenck Technology Solutions, and authorize signature. (Recommendation of IT Steering Committee)

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

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack , (7)
Wisneski

NAYS: Taylor (1)

5. Purchase Video Recording Equipment for \$16,345 (Recommendation of IT Steering Committee)

Held in Administration Committee.

6. Confidential Assistance Program for Employee Assistance Program for 2008 in the amount of \$2,790.00

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

7. Accounts payable and payroll for 12/14/07 - 1/3/08 in the amount of \$966,474.00

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 - Team Hailey 5K Run/Walk for a Cure; Saturday, April 26, 2008; 8:00 AM-10:30 AM; Team Hailey

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

Motion Passed

Results:

Roll Call:

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

2. Payment - J&E Construction Company, Inc; Contract Unit No. 2007-03; \$148,905.42 (Payment No. 1)

Moved by Alderman Merkes, seconded by Alderman Hendricks to approve the payment amount of \$145,291.30. Discussion

Motion Passed

Results:

Roll Call:

AYES: Chase , Eckstein , Hendricks , Merkes , Michalkiewicz , Pack , Taylor (7)
NAYS: Wisneski (1)

3. Authorization to Execute Winnebago County Recycling Agreement Extension

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

10. ORDINANCES AND RESOLUTIONS

A. [O-41-07 - Ordinance relating to Code Enforcement](#)

Moved by Alderman Wisneski, seconded by Alderman Taylor to adopt 0-41-07.

Motion Passed

Results:

Roll Call:

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

B. [O-01-08 An Ordinance Amending Title 13 By Making Certain Changes in the District \(1370 Oneida St\)](#)

Moved by Alderman Michalkiewicz, seconded by Alderman Merkes to adopt 0-01-08.

Motion Passed

Results:

Roll Call:

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

11. HELD OVER BUSINESS

A. [Approval of accounts payable \(held 12/17/07\): Check #14992 & #15065 to Carew Concrete and Check #14999 & #15082 to Gerdau Ameristeel](#)

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

12. COUNCIL DIRECTIVES

A. [Lt. Bouchard & Officer Jorgenson - Park Eviction Program \(Ald. Wisneski\)](#)

Officer Jorgenson explained the program. The Police Dept. and City Attorney had mixed views on how to operate the program. They discussed the options and came up with a reasonable solution. The person receiving the eviction would have a hearing before a Board made up of the Park & Rec Director, City Attorney and a Police Officer. Plan on making presentation to Parks & Recreation Board. Menasha's plan is more carefully planed out with checks and balances for review of each case.

CA/HRD Brandt explained they felt this process would get things done on more timely bases. Program has not been abandon, just need to work out more of the details.

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

Mary Nebel, 713 First Street. 81 & 87 Racine and 504 Broad Street; open meetings law.

Mary Ann Mulvey, 274 Misty Meadows. Allow people to speak on topics on agenda.

14. ADJOURNMENT

A. Adjournment

Moved by Alderman Taylor, seconded by Alderman Michalkiewicz to adjourn at 7:59 p.m.

Motion Carried on voice vote

Results:

Respectfully submitted by Deborah A. Galeazzi, City Clerk