

**CITY OF MENASHA
COMMON COUNCIL
Third Floor Council Chambers
140 Main Street, Menasha
Monday December 15, 2008
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. Zelinski, Benner, Pamenter, Taylor, Wisneski, Pack, Hendricks

EXCUSED: Ald. Michalkiewicz

ALSO PRESENT: Mayor Merkes, CA/HRD Brandt, Lt. Sahr, DPW Radtke, CDD Keil, C/T Stoffel,
PRD Tungate, PHD Nett, Clerk Galeazzi, and the Press

D. PUBLIC HEARING

1. Special Use Permit-UW Fox Valley-Parcel #6-1671, 1655 University Drive

Stan Sevenich, 645 9th Street. Encourage Council to approve; important to help create and retain good jobs in the area.

2. Special Use Permit-Habitat for Humanity-Parcel #6-1660, 1381 Midway Road

No one spoke

3. Special Use Permit-Keystone Development LLC-Parcel #4-783-5, Parkside Drive

No one spoke

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

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

No one spoke

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, 12/1/08

b. Board of Public Works, 12/1/08

c. Board of Health, 10/8/08

d. Safety Committee-City Hall, 10/1/08

e. Safety Committee-Police Dept, 9/18/08

f. Safety Committee-Public Works & Parks, 10/28/08

g. Plan Commission, 12/2/08

h. Parks and Recreation Board, 12/8/08

Communications:

i. Roy Thilly to WPPI Staff and Members, 12/8/08; Wisconsin Public Power Inc. becomes WPPI Energy

j. Community Foundation, 12/8/08; Open House for Giving Hearts

k. PHN Nett, 12/8/08; Menasha Health Dept. Annual Report 2007

l. PHN Nett, 12/9/08; National Preparedness Report

m. Menasha Historical Society Newsletter, 12/08

n. Customers First!, 12/08; the *Wire Newsletter*

o. Waverly Sanitary District Minutes, 11/11/08

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, 12/1/08

Administration Committee, 12/1/08 – Recommends Approval of:

2. [Agreement for Services between Menasha Health Dept. and Wisconsin Disaster Medical Response Team Medical Reserve Corps for Emergency Response Teams, and authorize signature.](#)
3. [Division of Public Health Contract Agreement, Public Health Preparedness and Response for Bioterrorism Contract #16842, Jan 1, 2009-Dec. 31, 2009, and authorize signature.](#)
4. [Acceptance of Alcohol Enforcement Grant from the Department of Transportation](#)

Board of Public Works, 12/1/08 – Recommends Approval of:

5. [Street Use Application – 15th Annual Fox Cities New Year's Eve Celebration; Wednesday, December 31, 2008; 10:30 PM to 12:30 AM; Community Forward, Inc.](#)
6. [Street Use Application – Team Hailey 5K Run/Walk for a Cure; Saturday, April 25, 2009; 8:00 AM – 10:30 AM; Team Hailey](#)
7. [Change Order – Badger Highways Co., Inc.; New Street Construction/Street Reconstruction; Contract Unit No. 2008-01; DEDUCT: \\$67,600.72; \(Change Order No. 2 and Final\)](#)
8. [Payment – Badger Highways Co., Inc.; New Street Construction/Street Reconstruction; Contract Unit No. 2008-01; \\$128,342.24; \(Payment No. 5 and Final\)](#)

Plan Commission, 12/2/08 – Recommends Approval of:

9. Special Use Permit for 1655 University Drive with the following conditions:
 - a. The existing gravel areas shall be paved or seeded within two years.
 - b. The existing wall lighting shall be replaced with full cut-off luminaries.
 - c. The front setback area must be landscaped to current city standards.
 - d. The parking stalls must be striped.
 - e. The existing gravel area must not be used for parking or storage.
10. Special Use Permit for 1381 Midway Road with the condition that the southernmost light pole is removed to prevent light spill onto neighboring properties.
11. Special Use Permit for Keystone Development on Parkside Drive with the following conditions: That the following plans are submitted for approval by July 31, 2009:
 - a) Lighting/photometrics, b) Landscaping/paving/parking, c) Erosion Control, d) Stormwater Management, e) Grading/Drainage, f) Building Elevations, g) Dumpster Enclosure detail, h) Any other materials as requested by staff for site plan review, i) A Payment in lieu of Taxes (PILOT) agreement.
- 12 Retaining the south 150 feet of Lot 10, Province Terrace.

Moved by Ald. Pack, seconded by Ald. Hendricks to approve all items
Motion carried on roll call 7-0.

H. ITEMS REMOVED FROM CONSENT AGENDA

None

I. ORDINANCES AND RESOLUTIONS

1. O-23-08 – Ordinance Relating to Public Sites and Open Spaces
(Recommended by the Parks and Recreation Board, introduced by Ald. Taylor and Wisneski)
No Action

2. O-24-08 – Ordinance Relating to Rezoning Notices
(Recommended by the Plan Commission, introduced by Ald. Benner)
No Action

3. [R-21-08 Resolution Supporting the Creation of the Office of Energy Independence.](#)
[\(Recommended by the Sustainability Board, Introduced by Ald. Wisneski\)](#)

Moved by Ald. Wisneski, seconded by Ald. Pack to adopt R-21-08
Motion carried on voice vote.

4. R-22-08 – Resolution Endorsing the Concept of a Shared Park Facility in Northwestern Calumet County (Recommended by the Parks and Recreation Board, introduced by Ald. Taylor)

Moved by Ald. Taylor, seconded by Ald. Wisneski to adopt R-22-08
Discussion
Motion carried on voice vote.

J. ACTION ITEMS

1. Accounts Payable and Payroll for the term 12/4/08-12/11/08 in the amount of \$827,551.42

Moved by Ald. Wisneski, seconded by Ald. Pack to approve Accounts Payable and Payroll
Discussion
Motion carried on roll call 7-0.

K. APPOINTMENTS

1. Mayor's Reappointments to the Neenah-Menasha Sewerage Commission:
a. Kathy Bauer, 709 Lincoln Street for the term Jan 1, 2009-Jan 1, 2012

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

L. CLAIMS AGAINST THE CITY

None

M. HELD OVER BUSINESS

None

N. PUBLIC COMMENTS ON ANY MATTER LISTED ON THE AGENDA

(five (5) minute time limit for each person)
None

O. ADJOURNMENT

Moved by Ald. Hendricks, seconded by Ald. Taylor to adjourn at 6:19 p.m.
Motion carried on voice vote

Respectfully submitted by
Deborah A. Galeazzi, City Clerk