

CITY OF MENASHA  
COMMON COUNCIL  
Third Floor Council Chambers  
140 Main Street, Menasha  
Monday, November 21, 2011  
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: Aldermen Langdon, Krueger, Zelinski, Englebert, Benner, Klein, Taylor, Sevenich

ALSO PRESENT: Mayor Merkes, CA/HRD Captain, PC Styka, FC Auxier, DPW Radtke, PP Homan, DPW Radtke, C/T Stoffel, PHD Nett, PRD Tungate, Clerk Galeazzi and the Press.

D. PUBLIC HEARING

1. [City of Menasha 2012 Budget](#)

Lee Murphy, 812 Ida Street, Menasha. Presented two petitions signed by residents and users of the Senior Center asking the Council to continue to appropriate funds for the Senior Center.

Dr. Mike Gitter, 225 Lake Road, Menasha. Member of Friends of the Pool, promote healthy living in Menasha.

Susan DeWildt, 205 Elm Street, Menasha. Positive comments about Senior Center

Susan Locke, 3001 Chain Drive, Menasha. Winnebago County Supervisor. Positive comments about Senior Center

Eileen Rutten, 10 Main Street, Menasha. Activities held at Senior Center

Judy Owen, 1196 Home Avenue, Menasha. Positive comments about Senior Center

Nancy Barker, 506 Keyes Street, Menasha. Positive comments about Senior Center.

Loretta Kjemhus, employee of Menasha Health Dept. Importance of funding for Health Dept.

Candy Rusin, 628 Nicolet Blvd., Menasha. Comments about Health Dept. budget

Mary Scoon, W5670 Macky Drive, Appleton, Comments on Union employees.

Jenny Whitting, 326 Winnebago Ave., Menasha. Member of Friends of the Pool; positive comments about swimming pool.

Marge Block, 855 Appleton Street, Menasha. General comments on the budget.

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

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

Mary Nebel, 713 First Street, Menasha. Positive comments on Dept. Heads and current Administration; Comments on Ald. Krueger's blog.

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, 11/7/11](#)

b. [Board of Public Works, 11/7/11](#)

c. [Library Board, 10/25/11](#)

d. [Plan Commission, 11/8/11](#)

e. [Special Personnel Committee, 11/14/11](#)

Communications:

- f. [CA/HRD Captain, 11/11/11; The LaFayette Life Insurance Co. et al. vs. City of Menasha et al.](#)
- g. [Comp. Stoffel, 11/17/11; suggested adjustments to 2012 Operations Budget requests](#)
- h. [Comp. Stoffel, 11/17/11; TID 2 Audit Report and closeout](#)
- i. [Letters of Support from Residents to Mayor Merkes & Common Council regarding Menasha Pool](#)
- j. [Mayor Merkes to Menasha High Football Coach Korth; Congratulations on great season](#)
- k. [NM Fire Rescue Asst. Chief Green to WFIA Awards Committee; Nomination of Mike Flunker as WFIA Public Educator of the year](#)
- l. [NM Fire Rescue Asst. Chief Sipin, 11/11/11; NIMS Training](#)
- m. [PSC Notice of proceeding; 11/3/11; Consideration of application of Menasha Electric & Water Utilities for authority to increase water rates](#)

Moved by Ald. Sevenich, seconded by Ald. Langdon to receive Minutes & Communications A-M

Discussion: Ald. Krueger-Comm. I, comments on Mayor's e-mail to resident.

Ald. Langdon-Comm. I, comments on Mayor's e-mail to resident.

Ald. Zelinski-Comm. I, Mayor denying certain communications in packet.

**Motion carried on roll call 8-0.**

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, 11/7/11](#)
- 2. 2012 Budget Review Sessions; [11/2/11](#), [11/3/11](#), [11/9/11](#), [11/14/11](#)
- 3. [Special Common Council, 11/14/11](#)

Board of Public Works, 11/7/11; recommends approval of:

- 4. [Change Order – Sam Sommers Concrete; Contract Unit No. 2011-02; New Street Construction-Concrete Curb and Gutter/Concrete Walk; Change Order No. 2; DEDUCT: \\$8,656.40](#)
- 5. [Change Order – City of Menasha Wastewater Collection System Rehabilitation Improvements – Phase 4 Project; Sanitary Sewer Replacement; Contract E145-11-01B; Van Straten Construction Co., Inc.; Request a 90-day Time Extension to Construct a Manhole on Cleveland Street and Provide Project Close-Out Documentation; Change Order No. 2](#)
- 6. [Change Order – City of Menasha Wastewater Collection System Rehabilitation Improvements – Phase 4 Project; Sanitary Sewer Replacement; Contract E145-11-01B; Van Straten Construction Co., Inc.; Change Order No. 3; DEDUCT: \\$5,799.55](#)
- 7. [Payment – Sam Sommers Concrete; Contract Unit No. 2011-02; New Street Construction – Concrete Curb and Gutter/Concrete Walk; \\$7,793.19 \(Payment No. 3 and Final\)](#)
- 8. [Payment – Van Straten Construction Co., Inc.; City of Menasha Wastewater Collection System Rehabilitation Improvements – Phase 4 Project; Sanitary Sewer Replacement; Contract E145-11-0B; \\$7,832.70 \(Payment No. 4 and Final\)](#)
- 9. [Payment – Infrastructure Technologies, Inc.; City of Menasha Wastewater Collection System Rehabilitation Improvements, Phase 4 Project; Sanitary Manhole Lining; Contract E145-11-01C; \\$12,543.56 \(Payment No. 1\)](#)

Plan Commission, 11/8/11; recommends approval of:

- 10. [Tayco Street Certified Survey Map](#)

Ald. Sevenich requested item 2 (2012 Budget Review Session Minutes) be removed from Consent Agenda.

Ald. Taylor requested item 7 (Payment to Sam Sommers Concrete) be removed from Consent Agenda.

Moved by Ald. Sevenich, seconded by Ald. Langdon to approve Consent Agenda items 1, 3, 4, 5, 6, 8, 9, 10.

**Motion carried on roll call 8-0.**

H. ITEMS REMOVED FROM CONSENT AGENDA

Moved by Ald. Taylor, seconded by Ald. Sevenich to hold Consent Agenda item 7 (Payment to Sam Sommers Concrete) until all proper documentation is received.

**Item held.**

Moved by Ald. Sevenich, seconded by Ald. Langdon to approve Consent Agenda item 2 (2012 Budget Review Session Minutes).

Ald. Sevenich commented on Senior Center budget.

**Motion carried on roll call 8-0.**

I. ACTION ITEMS

1. [Accounts payable and payroll for the term of 11/8/11 to 11/17/11 in the amount of \\$ 524,228.26](#)

Moved by Ald. Klein, seconded by Ald. Langdon to approve accounts payable and payroll.

**Motion carried on roll call 8-0.**

2. [2012 Employee salary/wage adjustments](#)

Moved by Ald. Sevenich, seconded by Ald. Englebert to approve the 2012 employee salary/wage adjustments.

General discussion ensued on salary adjustments as part of the budget for represented and non-represented employees, excluding Police union.

**Motion failed on roll call 3-5.**

**Ald. Sevenich, Englebert, Benner – yes**

**Ald. Klein, Taylor, Langdon, Krueger, Zelinski – no**

Moved by Ald. Sevenich, seconded by Ald. Krueger to approve a 1% salary/wage adjustment to all represented and non-represented employees except Police union.

General discussion ensued salary and benefit adjustments for employees.

**Motion carried on roll call 7-1. Ald. Taylor - no**

3. MOTION TO RECONSIDER – HEALTH INSURANCE POLICY (POLICE)

Moved by Ald. Sevenich, seconded by Ald. Englebert to reconsider approval of the Health Insurance Policy on the November 14, 2011 Special Common Council Consent Agenda as it pertains to offering the Network health Consumer Driven HMO plan to non-WRS contributing employees.

Discussion ensued to put item on hold for a short time to see if the City and Police Union can reach an agreement on their union contract.

**Motion carried on roll call 8-0.**

Moved by Ald. Sevenich, seconded by Ald. Krueger to table offering the non-WRS contributing employees the Network Health Consumer Driving HMO plan with a deductible of \$2,000 individual/\$4,000 family for 2012 with the employee paying the deductible plus either the negotiated premium contribution or 6% if the employee is non-represented.

**Motion carried on roll call 8-0.**

J. ORDINANCES AND RESOLUTIONS

1. [R-41-11 – Resolution levying taxes for the purpose of paying the operating expenses for the year 2012 for the City of Menasha](#)

Moved by Ald. Sevenich, seconded by Ald. Benner to adopt R-41-11

Moved by Ald. Zelinski, seconded by Ald. Krueger that all monetary deductions go towards paying down the debt specifically Board of Commissioners of Public Lands loan.

C/T Stoffel explained there would be no reduction in the tax levy as funds would just be moved from one account to another.

**Ald. Zelinski and Krueger removed their motion**

J. ORDINANCES AND RESOLUTIONS, cont'd.

1. [R-41-11 – Resolution levying taxes for the purpose of paying the operating expenses for the year 2012 for the City of Menasha](#), cont'd.

Moved by Ald. Krueger, seconded by Ald. Zelinski to remove miles reimbursement from all departments for a total savings of \$5,295.

General discussion on requiring employee to pay mileage costs.

**Motion failed on roll call 4-4.**

**Ald. Klein, Taylor, Krueger, Zelinski – yes**

**Ald. Sevenich, Langdon, Englebert, Benner – no**

Moved by Ald. Krueger, seconded by Ald. Englebert to reduce Parks Department/Engineering Account #100-0703-553.21-02 by \$5,000

**Motion carried on roll call 6-2.**

**Ald. Klein, Taylor, Langdon, Krueger, Zelinski, Englebert – yes**

**Ald. Sevenich, Benner – no**

Moved by Ald. Zelinski, seconded by Ald. Sevenich to reduce IT/Other Expenses Account #743-0403-513.34-04 by \$900

**Motion carried on roll call 6-2.**

**Ald. Klein, Sevenich, Langdon, Krueger, Zelinski, Englebert – yes**

**Ald. Taylor, Benner – no**

Moved by Ald. Zelinski, seconded by Ald. Krueger to reduce Parks Department/Registrations Account #100-0703-553.34-02 by \$1,000.

Pk Supt. Maas explained the importance of attending certain conferences.

**Motion failed on roll call 3-5**

**Ald. Klein, Krueger, Zelinski – yes**

**Ald. Taylor, Sevenich, Langdon, Englebert, Benner – no**

Moved by Ald. Krueger to removed all funds pertaining to travel that is unrelated to direct certification of State or Federal mandate to maintain employment. No second.

Moved by Ald. Sevenich, seconded by Ald. Taylor to increase Police Department/Retirement Account 3100-0801-521.15-04 by \$30,326.

**Motion carried on roll call 5-3.**

**Ald. Taylor, Sevenich, Langdon, Englebert, Benner – yes.**

**Ald. Klein, Krueger, Zelinski – no**

Moved by Ald. Sevenich, seconded by Ald. Taylor to increase Police Department/Uniform/Clothing Account #100-0801-521.19-03 by \$2,815

**Motion carried on roll call 5-4.**

**Ald. Taylor, Sevenich, Englebert, Benner, Mayor Merkes – yes**

**Ald. Klein, Langdon, Krueger, Zelinski – no**

Moved by Ald. Zelinski, seconded by Ald. Krueger to reduce Parks and Recreation budget by \$20,000 to be at the discretion of the P&R Director.

Mayor Merkes commented the motion would need to more specific to a line item.

No action taken.

Moved by Ald. Englebert, seconded by Ald. Krueger to reduce Police Department/Vehicle Account #100-0801-521.29-05 by \$20,000

**Motion carried on roll call 8-0.**

Moved by Ald. Taylor, seconded by Ald. Benner to increase Senior Center/Capitol Projects Account #100-0920-531.82-01 by \$15,000.

**Motion carried on roll call 6-2.**

**Ald. Taylor, Sevenich, Krueger, Zelinski, Englebert, Benner – yes**

**Ald. Klein, Langdon – no**

J. ORDINANCES AND RESOLUTIONS, cont'd.

1. [R-41-11 – Resolution levying taxes for the purpose of paying the operating expenses for the year 2012 for the City of Menasha](#) cont'd.

Moved by Ald. Sevenich, seconded by Ald. Englebert to increase Parks Department/Tools & Equipment Account #100-0703-553.30-15 by \$2,870.

**Motion failed on roll call 3-5.**

**Ald. Taylor, Englebert, Benner – yes**

**Ald. Klein, Sevenich, Langdon, Krueger, Zelinski – no**

Moved by Ald. Sevenich, seconded by Ald. Englebert to increase Pool/Wages Account #100-552-0704-552.10-01 by \$5,000

**Motion carried on roll call 8-0.**

Moved by Ald. Sevenich, seconded by Ald. Englebert to increase Pool/Tools & Equipment Account #100-0704-552.30-15 by \$1,460.

General discussion on generating revenue for the pool.

Moved by Ald. Sevenich, seconded by Ald. Krueger to amend to increase Pool/Tools & Equipment Account #100-0704-552.30-15 by \$500

**Motion carried on amendment 8-0.**

**Motion as amended carried on roll call 8-0.**

**Motion to adopt R-41-11 as amended carried on roll call 7-1. Ald. Zelinski - no**

K. APPOINTMENTS

1. [Accept resignation of Bernard Zimmermann from the Landmarks Commission](#)

Moved by Ald. Klein, seconded by Ald. Krueger to accept resignation of Bernard Zimmerman.

**Motion carried on voice vote.**

2. Mayor's appointment to the Landmarks Commission

- a. [Peg Docter, 349 Cleveland St., for the term of November 21, 2011 – March 1, 2012](#)

Moved by Ald. Klein, seconded by Ald. Krueger to approve appointment of Peg Docter.

**Motion carried on voice vote.**

3. Mayor's appointment to the Redevelopment Authority

- a. [Gail Popp, 862 Eden Ct., for the term of November 21, 2011 – August 31, 2016](#)

Moved by Ald. Klein, seconded by Ald. Krueger to approve appointment of Gail Popp.

**Motion carried on voice vote.**

L. HELD OVER BUSINESS

M. CLAIMS AGAINST THE CITY

8:25 p.m. Moved by Ald. Englebert, seconded by Ald. Krueger to recess

8:40 p.m. – reconvened.

N. PUBLIC COMMENTS ON ANY MATTER LISTED ON THE AGENDA

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

Joanne Roush, 409 Cleveland Street, Menasha. Comments on balancing the budget.

Jim Englebert, 1209 Greendale Street, Menasha. Comments on behavior of Council.

Rebecca Nichols, 402 Elm Street, Menasha. Comments on open government during budget review sessions.

O. ADJOURN

Moved by Ald. Benner, seconded by Ald. Englebert to adjourn at 8:55 p.m.

Motion carried on voice vote.

Respectfully submitted by Deborah A. Galeazzi, WCMC, City Clerk