

CITY OF MENASHA  
COMMON COUNCIL  
Third Floor Council Chambers  
140 Main Street, Menasha  
Monday, June 15, 2015  
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 Keehan, Zelinski, Benner, Nichols, Krautkramer, Langdon

EXCUSED: Aldermen Taylor, Rollins-Jump.

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

DEPT. HEAD EXCUSED: PHD McKenney

D. PUBLIC HEARING

None

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

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

Kelsey Barry, 1651 Brighton Beach Road, Menasha, representing 5 O'Clock Somewhere. Address concerns from Council regarding liquor license for 5 O'Clock Somewhere.

Tyler Doemel, 57 Appleton Street, Menasha. Noise issues from 5 O'Clock Somewhere.

F. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

1. Landmarks Commission Discover Historic Menasha Photo Contest Winner – Jessica Anderson.

Tom Grade, representative of Landmarks Commission, introduced Jessica Anderson, the winner of the 2015 Discover Historic Menasha Photo Contest and presented her with a \$200 downtown shopping spree.

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

Minutes to receive:

a. [Administration Committee, 06/01/15.](#)

b. [Board of Health, 5/13/15.](#)

c. [Board of Public Works, 06/01/15.](#)

d. [Board of Review, 05/28/15.](#)

e. [Committee of Aging, 5/14/15.](#)

f. [Landmarks Commission, 6/10/15.](#)

g. [Library Board, 05/21/15.](#)

h. [Menasha Police Commission, 03/19/15.](#)

i. [NMFR Joint Fire Commission, 5/29/15.](#)

j. [Personnel Committee, 06/01/15.](#)

k. [Redevelopment Authority, 06/02/15.](#)

Communications:

l. [Checklist for a liquor license inspection from the Fire Department, Health Department, and Building Inspector.](#)

m. [ES Montour, 06/02/15; 2015 Street Improvement Project Contract Unit No. 2015-01.](#)

n. [ES Montour, 06/05/15; City of Menasha Sewer System Evaluation Survey \(SSES\), Phase No. 3, Segments 4b & 5a Foundation Drain and Sump Pump Inspections.](#)

o. [PHD McKenney, 06/11/15; Menasha Health Department Secures Public Health Emergency Preparedness Supplemental Ebola Funding.](#)

Moved by Ald. Benner seconded by Ald. Keehan to receive Minutes and Communications A-O. General discussion ensued on Minutes B (Board of Health) and Comm. L (Checklist for liquor licenses inspections).  
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 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, 06/01/15.](#)

Board of Public Works, 06/01/15 – Recommends the Approval of:

2. [Street Use Application – Community Fest – Parade of Lights; Friday, July 3, 2015; 9:00 PM – 10:15 PM \(Cities of Neenah & Menasha\).](#)
3. [Change Order – Don Hietpas & Sons, Inc.; 2015 Water Main Reconstruction Project M0002-940733; ADD: \\$45,220; Change Order No. 1.](#)
4. [To execute the Memorandum of Agreement for storm water detention pond construction and maintenance pending the City Attorney’s final review of the document.](#)

Personnel Committee, 06/01/15 – Recommends the Approval of:

5. [To amend the job title of City Attorney/Human Resource Director to City Attorney and maintain current salary.](#)

Moved by Ald. Benner seconded by Ald. Keehan to approve Consent Agenda items 1-5.  
Motion carried on roll call 6-0.

#### H. ITEMS REMOVED FROM CONSENT AGENDA

None

#### I. ACTION ITEMS

1. [Accounts payable and payroll for the term of 06/04/15 to 06/11/15 in the amount of \\$2,114,834.76.](#)

Moved by Ald. Nichols seconded by Ald. Keehan to approve accounts payable and payroll.

Ald. Nichols requested to separate check #50212 to Jeff Nichols. She will be abstaining from voting on this check.

Motion to approve accounts payable and payroll excluding check #50212 carried on roll call 6-0.

Motion to approve check #50212 carried on roll call 5-0. Ald. Nichols abstained.

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 listed in memo dated 6/10/15.

Motion carried on roll call 6-0.

3. [Liquor License Applications for 2015-2016 licensing year.](#)

- a) “Class A” Liquor and Malt. Dolgencorp, LLC, d/b/a Dollar General Store #13175, 1135 Appleton Road, Deb Jopek, Agent.

Moved by Ald. Benner seconded by Ald. Keehan to approve “Class A” Liquor and Malt license for Dolgencorp, LLC, d/b/a Dollar General Store #13175, 1135 Appleton Road, Deb Jopek, agent.

Motion carried on roll call 6-0.

- b) “Class A” Liquor and Malt. Quik Mart Menasha Inc., d/b/a Quik Mart Menasha, 1515 Appleton Road, Satnam Gill, Agent.

Moved by Ald. Benner seconded by Ald. Keehan to approve “Class A” Liquor and Malt license for Quik Mart Menasha Inc, d/b/a Quik Mart Menasha, 1515 Appleton Road, Satnam Gill, agent.

Motion carried on roll call 6-0.

- c) "Class B" Liquor and Malt. Juanita's Hacienda Inc., d/b/a Korona Klub, 190 Main Street, Juana Bevers, Agent.

Moved by Ald. Benner seconded by Ald. Keehan to approve "Class B" Liquor and Malt license for Juanita's Hacienda Inc, d/b/a Korona Klub, 190 Main Street, Juana Bevers, agent.  
Motion carried on roll call 6-0.

- d) "Class A" Liquor and Malt. Stop N Go LLC, d/b/a Stop N Go, 1200 Plank Road, Kamaljil Gill, Agent.

Moved by Ald. Benner seconded by Ald. Keehan to approve "Class A" Liquor and Malt license for Stop N Go LLC, d/b/a Stop N Go, 1200 Plank Road, Kamaljil Gill, agent.  
Motion carried on roll call 6-0.

- e) Reserve "Class B" Liquor and Malt. Margaritaville Lounge LLC, d/b/a Margaritaville, 6 Tayco Street, Jennifer Almeida-Sandoval, Agent.

Clerk Galeazzi reported financial obligations to the City are current.

When asked about police contact at this business the past year, PC Styka reported some ordinance violations were reported but nothing to prohibit approval of the license.

Moved by Ald. Benner seconded by Ald. Keehan to approve Reserve "Class B" Liquor and Malt license for Margaritaville Lounge LLC, d/b/a Margaritaville, 6 Tayco Street, Jennifer Almeida-Sandoval, agent.  
Motion carried on roll call 6-0

- f) "Class B" Liquor and Malt. 5 O'Clock Somewhere RD LLC, d/b/a 5 O'Clock Somewhere, 600 Broad Street, Rebecca Durant, Agent.

Moved by Ald. Benner seconded by Ald. Keehan to approve "Class B" Liquor and Malt license for 5 O'Clock Somewhere, 600 Broad Street, Rebecca Durant, agent.

General discussion ensued on signage, condition of building, noise problems, police calls to the property, ordinance requirements.

Motion carried on roll call 5-1. Ald. Zelinski voted no.

4. [Wisconsin Department of Health Services \(DHS\) Healthy Brain Initiative/Dementia-Friendly Communities Mini-Grant.](#)

Moved by Ald. Nichols seconded by Ald. Keehan to accept Wisconsin Department of Health Services (DHS) Healthy Brain Initiative/Dementia-Friendly Communities Mini-Grant funding and approve spending the funds in 2015.

Motion carried on roll call 6-0.

5. [Amendment No. 2 to Third Street Bridge Design Agreement \(WisDOT/Ayres Associates/City of Menasha\).](#)

Mayor Merkes asked to postpone action on this item until the next Common Council meeting so the City Attorney can review the amendment.

Moved by Ald. Nichols seconded by Ald. Benner to postpone until July 6, 2015.

Motion carried on voice vote.

6. [First Amendment to Tower and Ground Space Lease Agreement Between City of Menasha and Sprint Spectrum, L.P. dated November 7, 2013.](#)

DPW Radtke explained changes to the cell tower equipment being requested by Sprint Spectrum and amendments to the lease agreement. CA Caption explained additional rent charges.

Moved by Ald. Benner seconded by Ald. Keehan to approve First Amendment to Tower and Ground Space Lease Agreement between City of Menasha and Sprint Spectrum, L.P. dated Nov 7, 2013.

Motion carried on roll call 6-0

## J. ORDINANCES AND RESOLUTIONS

None

K. APPOINTMENTS

None

L. HELD OVER BUSINESS

None

M. CLAIMS AGAINST THE CITY

None

N. PUBLIC COMMENTS ON ANY MATTER LISTED ON THE AGENDA

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

Kelsey Barry, 1651 Brighton Beach Road, Menasha, representing 5 O'Clock Somewhere. Thanked Council for approval of liquor license for 5 O'Clock Somewhere and she will relay concerns from Council and neighbors to the license holder.

O. ADJOURNMENT

Moved by Ald. Nichols seconded by Ald. Keehan to adjourn at 7:00 p.m.

Motion carried on voice vote.