

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
January 4, 2005  
**MINUTES**

- I. Meeting called to order by Mayor Laux at 7:00 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Eckstein, Michalkiewicz, Mulvey, Barker, Taylor, Wisneski, Weber, Foth  
Also Present: PC Stanke, DPW Radtke, CDD Keil, Comp. Stoffel, PRD Tungate, CA/PD Brandt,  
Mayor Laux, Clerk Galeazzi, and the Press.
- IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS  
Minutes to approve:
  - A. Administration Committee, 12/20/04
  - B. Board of Public Works, 12/20/04
  - C. Common Council, 12/20/04
  - D. Personnel Committee, 12/22/04
  - E. Special Common Council Meeting, 12/22/04

Moved by Ald. Weber, seconded by Ald. Mulvey to approve Minutes A-E.

Discussion: Ald. Taylor-Minutes C (Common Council), Item IXB3 (Easement Acquisition-Five Oaks Mobile Home Park) his intent was to vote yes, he pressed the wrong button.

**Motion carried.**

Minutes to receive:

- F. Library Board, 12/21/04
- G. Public Hearing, 12/20/04; Rezoning of parcel #'s 7-1811-2, 7-1811-3, Hwy 10/114
- H. Public Hearing, 12/20/04; Rezoning of parcel #'s 7-1816 & 7-1817
- I. Safety Committee, 11/29/04
- J. N-M Sewerage Commission, 11/23/04

Communications:

- 1. WI DOT to Senator Kohl, CC: Mayor Laux, 12/20/04; Lift Bridge Services
- 2. CVMIC to CA/PD Brandt, 12/8/04; 2003 Workers' Compensation Dividend Payment
- 3. Broad Street Alliance to DA Wm Lennon, 11/30/04; Violated Ordinances re: Broad St. Project
- 4. DA Wm Lennon to Broad Street Alliance, 12/15/2004; Response to 11/30/04 letter
- 5. John Bodnar, Winn Cty to Clerk, 12/21/04; Notice of foreclosure action, Tax Parcel #705-0277 (818 Second St.) & #701-0085 (105 Racine St. – Vacant Parcel)
- 6. Clovis Grove School, 12/16/04; National Turn off the T.V. week "Community Read"
- 7. Wisconsin Taxpayers Alliance, 12/20/04
- 8. Independent Inspections, 12/30; Permits issued for October & November 2004
- 9. PWD Radtke to Menasha residents, 12/29/04; Sump Pump Inspection Program-final notice letter
- 10. CDD Keil, 12/30; Status of 81 & 87 Racine Street
- 11. Town of Menasha - Future Land Use Plan Amendment, 12/30/04
- 12. Oshkosh Area Community Foundation-Eileen Connolly-Keesler, 12/30/04;  
Adam D. Gundlach Fund contribution

Moved by Ald. Weber, seconded by Ald. Barker to approve Minutes F-J and Communications 1-12.

Discussion: Ald. Wisneski-Comm. #1 (Lift Bridge Services), Mayor Laux indicated he attended the meeting that was held on the lift bridges.

Ald. Weber-Minutes F (Library Board) would like an explanation from LD Fry on funds used for fascia sign; Comm. #2 (Workers' Compensation Dividend Payment), refund of premium, credited to liability account.

**Motion carried.**

V. CLAIMS AGAINST THE CITY

- A. A motion is in order for the Common Council to issue a formal notice of disallowance for the claim of Travis Dorn and that he be advised of his statutory rights pursuant to Wis. Stats. 893.80

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to disallow claim.

**Motion carried.**

VI. REPORT OF OFFICERS

- A. CDD Keil – 1) Update on 85-87 Racine St. – CDD Keil reported the correct address of the properties are 81 & 87 Racine Street. He referred to the correspondence that was sent to the owners of the properties. An offer was made on each property to the owners in the amount of the appraised value. Owners were given until Jan. 14, 2005 to respond to the offer. Warren Uttech from Martenson & Eisele has had contact with the owner of 87 Racine Street. They have indicated they are interested in having a second appraisal done.
- B. DPW Radtke – 1) Culvert on Brighton Dr. – DPW Radtke reported that when Brighton Drive was resurfaced a few years ago, one spot of the road was lower. This spot collects all the excess water from rain and snow. There was a verbal agreement with the owners of the property at the time to put a culvert in to help with the draining. The property has since been sold and DPW Radtke is working with the new owner to sign an easement agreement for the City to complete the work.
- 2) Curb & Gutter in Northridge Subdivision – DPW Radtke explained curb and gutter is put in new subdivisions when 85-90% of the subdivision is full or the temporary pavement needs to be replaced. This subdivision doesn't meet the requirements for curb and gutter at this time, but should in the near future. Public Works Dept. will be checking on this.
- 3) Update on Parking Ramp – DPW Radtke reported there are a few concerns that need to be addressed before the ramp is ready for use. One concern is loose bricks on the building next to the ramp. Another concern is height and weight restrictions. Need to put up a barrier for height restrictions. City crews will be working on this. Should be ready by spring.

Next Agenda: Ald. Barker – contact neighbors of American Quality Fiber to set up a meeting with DNR  
Ald. Taylor – 1) Update on 81 & 87 Racine Street; 2) Lighting on message board at Calder Stadium

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY (5 minute time limit for each person)

VIII. ORDINANCES AND RESOLUTIONS

- A. O-19-04 – An Ordinance Relating to Alcohol in Parks

Moved by Ald. Mulvey, seconded by Ald. Michalkiewicz to approve O-19-04.

**Motion carried.**

- B. O-20-04 – An Ordinance Relating to Park Regulations

Moved by Ald. Mulvey, seconded by Ald. Eckstein to approve O-20-04.

**Motion carried.**

- C. O-21-04 – An Ordinance Relating to Trees and Shrubs

Moved by Ald. Barker, seconded by Ald. Wisneski to approve O-21-04.

**Motion carried.**

- D. O-22-04 – An Ordinance Relating to Park Reservations

Moved by Ald. Wisneski, seconded by Ald. Eckstein to approve O-22-04.

**Motion carried.**

- E. O-27-04 – An Ordinance Relating to Boat Stalls and Boat Fees

Moved by Ald. Weber, seconded by Ald. Eckstein to suspend the rules and take up O-27-04.

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

Moved by Ald. Eckstein, seconded by Ald. Weber to approve O-27-04.

**Motion carried.**

VIII. ORDINANCES AND RESOLUTIONS, Cont'd.

- F. R-1-05 – A Resolution Authorizing Joint Application with Cal. Cty. for Housing Organization and Direct Assistance Program (HODAP) Funds

Moved by Ald. Eckstein, seconded by Ald. Weber to approve R-1-05.

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

- G. R-2-05 – A Resolution Saluting Menasha High School Bluejay Brigade Marching Band for their Participation in the 2005 Inaugural Parade.

Moved by Ald. Mulvey, seconded by Ald. Barker to approve R-2-05.

**Motion carried.**

IX. MAYOR'S APPOINTMENTS

- A. Neenah-Menasha Sewerage Commission

1. Reappointment of Ray Zielinski, 602 School Ct., Menasha, for the term of Jan.2005-Jan. 2007

Motion by Ald. Foth, seconded by Ald. Barker to approve appointment.

**Motion carried.**

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

- A. Administration Committee, 1/4/05:

1. Accounts payable and payroll for the period 12-21-04/12-30-04 for the amount of \$1,035,614.70.

Moved by Ald. Taylor, seconded by Ald. Wisneski to sever check #27396/Miller Wagner Coenen McMahon from the rest of the accounts payable and payroll.

**Motion carried 8-0.**

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve the remaining accounts payable and payroll.

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

Moved by Ald. Wisneski, seconded by Ald. Weber to approve check #27396/Miller Wagner Coenen McMahon

**Motion carried on roll call 7-0. Ald. Taylor-abstain**

- B. Board of Public Works, 1/4/05:

1. Authorization to Execute Agreement for Engineering Services – Manitowoc Rd. Stormwater Pond Design (T.I.F. #9)

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

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

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

XIII. ADJOURNMENT

Moved by Ald. Wisneski, seconded by Ald. Eckstein to adjourn at 7:24 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
January 17, 2005  
**MINUTES**

I. Meeting called to order by Mayor Laux at 7:02 p.m.

II. PLEDGE OF ALLEGIANCE

Observe a moment of silence for Dr. Martin Luther King Jr.

III. ROLL CALL/EXCUSED ABSENCES

Present: Ald. Eckstein, Barker, Taylor, Wisneski, Weber, Foth

Excused: Ald. Michalkiewicz, Mulvey

Also Present: PC Stanke, DPW Radtke, CDD Keil, Comp Stoffel, PRD Tungate, PHD Nett, CA/PD Brandt, Mayor Laux, Clerk Galeazzi, and the Press.

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS

Minutes to approve:

A. Administration Committee, 1/4/05

B. Board of Public Works, 1/4/05

C. Common Council, 1/4/05

Minutes to receive:

D. Water and Light Commission, 12/22/04

E. Board of Health, 12/8/04

F. Police Commission, 12/16/04

G. Plan Commission, 1/4/05

H. Public Hearing, 1/4/05

Moved by Ald. Weber, seconded by Ald. Wisneski to approve Minutes A-C and D-H

**Motion carried.**

Communications:

1. Public Service Commission of Wisconsin, 1/4/05; Investigation and Assessment of Costs
2. Sen. Feingold to Capt. Whitehead (US Coast Guard), 12/20/04; Fox/Wolf River Bridge Jurisdiction
3. Mayor Laux, 1/11/05; Light on Message Board at Calder Stadium
4. Doty Island Development Council, 12/15/04
5. League of WI Municipalities, 1/7/05; Legislative Bulletin, 2005-2006-1
6. Gov. Doyle to Chief Bloom (US Coast Guard), 1/6/05; Fox/Wolf River Bridge Jurisdiction
7. Wisconsin Taxpayers Alliance, 12/31/04
8. Anderson & Kent (Attorneys) to Chief Bloom (US Coast Guard), 1/11/05; Bridge Jurisdiction
9. Anderson & Kent (Attorneys) to Mayor Laux, 1/10/05; Bridge Jurisdiction Changes
10. LD Fry to Ald. Weber, 1/12/05; Library Sign Question
11. Independent Inspections, 1/13/05; Permits issued for December 2004
12. Clerk Galeazzi, 1/13/05; Special Council Meeting
13. Ald. Taylor to Mayor Laux, 1/16/05; Light on message board at Calder Stadium

Moved by Ald. Weber, seconded by Ald. Wisneski to approve Communications 1-13

**Motion carried.**

V. CLAIMS AGAINST THE CITY

VI. REPORT OF OFFICERS

- A. CDD Keil – 1) Update on 81-87 Racine St. – CDD Keil reported that the property owners have been notified of the eminent domain procedure. Warren Uttech from Martenson & Eisele has informed CA/PD Brandt that both property owners have requested a second appraisal, which will be paid for by the City.
- 2) American Quality Fiber Neighborhood Meeting – CDD Keil reported that a second round of testing is now completed. Some contamination has been discovered in the concrete floor. DNR would like to wait until March to schedule a neighborhood meeting. The status of additional funding should be known by then. There will be more to report to the neighbors at that time.

VI. REPORT OF OFFICERS, Cont'd.

- B. PRD Tungate – Light on message board at Calder Stadium – PRD Tungate referred to Mayor Laux's memo. Not having a light on the message board for almost a year has been a cost savings of approx. \$180.  
Ald. Taylor asked if Menasha Utilities would consider covering the cost to light the part of the sign with the Menasha logo.

Next Agenda: Ald. Foth – 1) Update of the easement on the Blount property;  
2) Update on the Gatehouse property

Ald. Taylor – Include Melissa Ann Young, Miss Wisconsin on message board;  
Ald. Eckstein – City sign on STH 114

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY (5 minute time limit for each person)

VIII. ORDINANCES AND RESOLUTIONS

R-3-05 – A Resolution Designating Public Depository and Authorizing Withdrawal of County, City, Village, Town or School District Moneys

Moved by Ald. Eckstein, seconded by Ald. Weber to approve R-3-05.

**Motion carried on roll call 6-0.**

R-4-05 – A Resolution Supporting Amendment to Absentee Voting Law

Moved by Ald. Eckstein, seconded by Ald. Taylor to approve R-4-05.

**Motion carried.**

R-5-05 – A Resolution Relating to Reduction of Poll Workers

Moved by Ald. Eckstein, seconded by Ald. Weber to approve R-5-05.

**Motion carried.**

R-6-05 – A Preliminary Resolution Declaring Intent to Exercise Special Assessment Powers Under Section 66.0703, Wisconsin Statutes

Moved by Ald. Eckstein, seconded by Ald. Foth to approve R-6-05.

**Motion carried on roll call 6-0.**

IX. MAYOR'S APPOINTMENTS

A. Board of Appeals

1. Reappointment of Christopher Klein, 730 Keyes St., for the term of Feb. 2005 – Feb. 2008
2. Reappointment of James Koslowski, 729 9<sup>th</sup> St., for the term of Feb. 2005 – Feb. 2008

B. Committee on Aging

1. Reappointment of Dorothy Hoks, 348 Lisbon Ave., for the term of Feb. 2005 – Feb. 2008
2. Reappointment of Robert Jankowski, 354 Winnebago Ave., for the term of Feb. 2005 – Feb. 2008

Moved by Ald. Weber, seconded by Ald. Foth to approve A&B

**Motion carried.**

X. UNFINISHED BUSINESS

Ald. Weber requests that a resolution for minimum wage be passed and sent to the State.

XI. NEW BUSINESS

A. Plan Commission: 1/4/05 Recommends Approval of:

1. The Certified Survey Map for 1435 Midway Road and Vicinity

Moved by Ald. Foth, seconded by Ald. Eckstein to approve

**Motion carried.**

XI. NEW BUSINESS, Cont'd

B. Administration Committee, 1/17/05:

1. Accounts payable and payroll for the period 1-6-05/1-13-05 for the amount of \$7,036,413.08.

Moved by Ald. Foth, seconded by Ald. Eckstein to approve

**Motion carried on roll call 6-0.**

2. Approval of Confined Space Entry Program

Moved by Ald. Foth, seconded by Ald. Eckstein to approve

**Motion carried.**

3. Recommendation by the Parks and Recreation Board to approve reciprocity agreements with the Cities of Neenah, Appleton and the Town of Menasha for 2005

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

**Motion carried on roll call 6-0.**

4. Recommendation by the Parks and Recreation Board to approve program fees and charges for 2005

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

Discussion: PRD Tungate reported the dock box fees are no longer charged and will be taken off the fee chart.

**Motion carried on roll call 6-0.**

5. Renewal Agreement and Contract between Advocap and City of Menasha Committee on Aging with Menasha Senior Center for meal site service, Jan. 1, 2005-Dec. 31, 2005, and authorize signatures

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

**Motion carried on roll call 6-0.**

6. Independent Inspectors LLC - Revised Contract and Fee Schedule and Authorize Signatures

Moved by Ald. Foth, seconded by Ald. Eckstein to hold for two weeks.

7. Appeal of Denial of Operator's License – Toni-Marie Tuner  
Acted on in Administration Committee

C. Board of Public Works, 1/17/05:

1. Change Order:

- A. Vinton Construction Company; Contract Unit No. 2003-2; Midway Road/Parkside Drive Concrete Pavement and Traffic Signalization Improvements; ADDITIONAL: \$21,253.91 (Change Order No. 1)

Moved by Ald. Foth, seconded by Ald. Eckstein to approve.

**Motion carried on roll call 6-0.**

2. Payment:

- A. Vinton Construction Company; Contract Unit No. 2003-2; Midway Road/Parkside Drive Concrete Pavement and Traffic Signalization Improvements; \$4,963.50 (Payment No. 3 and Final)

Moved by Ald. Foth, seconded by Ald. Eckstein to approve

**Motion carried on roll call 6-0.**

- B. Carl Bowers & Sons Construction Co., Inc., Contract Unit No. 2004 MRHP 1-A; \$44,886.91 (Payment No. 1)

Moved by Ald. Foth, seconded by Ald. Eckstein to approve

**Motion carried on roll call 6-0.**

- C. Insituform Technologies USA, Inc.; Unit No. 2004-3; Wastewater Collection System Rehabilitation Improvements, Sixth Street and Appleton Street; \$292,361.43; (Payment No.2)

Moved by Ald. Foth, seconded by Ald. Eckstein to approve.

**Motion carried on roll call 6-0.**

XI. NEW BUSINESS, Cont'd

C. Board of Public Works, 1/17/05, Cont'd:

3. Recommendation to Award:

- A. Carl Bowers & Sons Construction Company; Contract Unit No. 2004-4; Barker Farm Estates VI Subdivision-Sanitary Sewer, Storm Sewer, Water Main, Street Grading and Graveling, Grading of Easements, and Detention Pond Construction; \$383,333.00

Moved by Ald. Foth, seconded by Ald. Eckstein to approve

**Motion carried on roll call 6-0.**

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

XIII. ADJOURNMENT

Moved by Ald. Eckstein, seconded by Ald. Foth to adjourn at 7:25 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
SPECIAL SESSION COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
Monday, January 24, 2005  
**MINUTES**

I. Meeting called to order by Mayor Laux at 4:00 p.m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL/EXCUSED ABSENCES

Present: Ald. Michalkiewicz, Mulvey, Barker, Wisneski, Weber, Foth, Eckstein

Excused: Ald. Taylor

Also Present: PC Stanke, CA/PD Brandt, Mayor Laux, Clerk Galeazzi, Compt. Stoffel,  
Ray Osness and Carol Wirth (RBC Dain Rauscher), and the Press

IV. NEW BUSINESS

\*A. R-7-05 – Resolution Providing For the Issuance and Sale Of Approximately \$12,660,000 Taxable Steam Utility Revenue Bonds and Providing For The Payment of Said Bonds and Other Details and Covenants with Respect Thereto.

Moved by Ald. Weber, seconded by Ald. Wisneski to approve R-7-05

Discussion: Ray Osness explained there is no known conflict with prior Resolutions or Ordinances as this is new money being borrowed.

**Motion carried on roll call 7-0.**

\*B. R-8-05 – Resolution Authorizing the Borrowing of \$12,660,000 and Providing For The Sale of Taxable Steam Utility Revenue Bond Anticipation Notes Therefor

Moved by Ald. Foth, seconded by Ald. Weber to approve R-8-05.

**Motion carried on roll call 7-0.**

V. ADJOURNMENT

Moved by Ald. Michalkiewicz, seconded by Ald. Foth to adjourn at 4:05 p.m.

**Motion carried**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
February 7, 2005

**MINUTES**

- I. Meeting called to order by Mayor Laux at 7:00 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Mulvey, Barker, Taylor, Wisneski, Weber, Foth, Eckstein, Michalkiewicz  
Also Present: PC Stanke, FC Vander Wyst, DPW Radtke, CDD Keil, Comp Stoffel, PRD Tungate  
CA/PD Brandt, Mayor Laux, Clerk Galeazzi, AP Beckendorf, Doug Young and Dick Sturm (Utilities)  
Bill Colbin (PCI Management & Consulting), and the Press

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS

Minutes to approve:

- A. Administration Committee, 1/17/05
- B. Board of Public Works, 1/17/05
- C. Common Council, 1/17/05
- D. Personnel Committee, 1/17/05
- E. Special Session Common Council, 1/24/05

Moved by Ald. Weber, seconded by Ald. Mulvey to approve Minutes A-E.

**Motion Carried.**

Minutes to receive:

- F. Information Systems Steering Committee, 11/19/04
- G. Board of Health, 1/12/05
- H. Library Board, 1/18/05
- I. N-M Sewerage Commission, 12/28/04
- J. Police Commission, 1/20/05
- K. N-M Joint Fire Rescue, Finance and Personnel Committee, 1/25/05
- L. N-M Joint Fire Rescue, Fire Commission, 1/26/05
- M. Plan Commission, 1/18/05, 2/1/05
- N. Water and Light Commission, Closed Session, 1/26/05
- O. Water and Light Commission, 1/26/05
- P. Safety Committee, 12/16/05, 12/28/05
- Q. Parking Committee, 12/8/04, 1/26/05

Communications:

- 1. Wisconsin Taxpayers Alliance, 1/19/05
- 2. League of WI Municipalities, 1/14/05; Legislative Bulletin, 2005-2006-2, 2005-2006-3, 2005-2006-4
- 3. Accurate Appraisal, 1/14/05; Revaluation End of Year Update
- 4. Time Warner Cable to Clerk Galeazzi, 1/20/05; Addition to local channel offerings
- 5. PWD Radtke, 1/13/05; Anti-icing efforts
- 6. Public Works Facility, 1/27/05; Disposal Violations for December 2004
- 7. League of WI Municipalities, 1/20/05; Letter
- 8. State Senator Hansen to Comm Bloom (Coast Guard), 1/12/05; Navigational Jurisdiction
- 9. Combined Locks Administrator Van Thiel to Comm Bloom (Coast Guard), 1/19/05; Navigational Jurisdiction and Resolution
- 10. State Rep. Wieckert to Mayor Laux, 12/30/04; Coast Guard Navigational Jurisdiction
- 11. City of DePere to Mayor Laux, 1/26/05; Resolution they passed Re: Coast Guard Jurisdiction
- 12. US Coast Guard to Mayor Laux & Sen. Herb Kohl, 1/31/05; Intentions to maintain jurisdiction
- 13. MUGM Young, 1/26/05; Racine St./441 Sign Lighting
- 14. PRD Tungate, 1/31/05; Calder Stadium Sign
- 15. Dawn Malinowski (WPPI) to Comp Stoffel & CA/PD Brandt, 2/3/05; Solomon Project Update
- 16. Mayor Laux, 2/3/05; Dog Day Care Facilities
- 17. PWD Radtke, 2/1/05; Brighton Drive Storm Sewer Easement (Ald. Foth)
- 18. Independent Inspections to CDD Keil, 1/13/05; Building Inspection Service Fee Increase
- 19. Independent Inspections, 2/3/05; Permits Issued for January 2005
- 20. List of Properties to be Assessed \$50 per Month Sewer Surcharge

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes F-Q and Communications 1-20.

**Motion Carried.**

V. CLAIMS AGAINST THE CITY

VI. REPORT OF OFFICERS

- A. MUGM Young – Presentation of Steam Project – Doug Young and Dick Sturm from Utilities and Bill Colbin from PCI Management & Consulting gave a presentation on the Steam Plant Project. They updated the Council on the progress of the project so far. They answered questions from Council members.
- B. CDD Keil – 1) Update on Gatehouse Property – CDD Keil reported he has talked with a representative from Winnebago County Housing Authority. The County has a list of applicants they match up with approved properties. The list of applicants for the Gatehouse property is limited due to the type and condition of the property. He will continue to look for an appropriate buyer for this property.  
2) Information on Hwy 114 City Sign – CDD Keil reported he has been discussing with PRD Tungate replacing the sign. They would look at moving the sign more to the east by Lake Park Villas, where the City limits start.  
3) Rear Façade on Main St. Building – CDD Keil reported the work on the rear façade is being completed along with the wall facing the parking ramp. The project is about 80% complete. The developer is finishing the design work for the walkway.
- C. PRD Tungate – 1) Light on message board at Calder Stadium – PRD Tungate reported he has inquired with the Utilities about taking over the cost of lighting the message board. The Utilities are unable to give away energy under Public Service Commission regulations.  
2) Adding Melissa Ann Young, Miss Wisconsin, to Message Board sign – PRD Tungate reported that in the past residents have contributed half the cost to purchase a sign recognizing the achievements of a City resident or organization.
- D. DPW Radtke – Sewer User Fee – DPW Radtke reported only 10 residents have not responded or allowed the recent sewer inspections. The 10 residents were sent a letter informing them of the \$50 monthly fee that will be charged. They have received a few responses.

Next Agenda: Ald. Barker – 1) Update on Public Works Facility; 2) Update on new recycling containers;  
3) Update on DNR neighborhood meeting on American Quality Fiber building  
Ald. Mulvey – Report on delivery of Board packets  
Ald. Weber – Update on Cable TV

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY  
(5 minute time limit for each person)

- A. Stan Sevenich, 645 9<sup>th</sup> St. – request the City to absorb the cost of the energy to light the message board

VIII. ORDINANCES AND RESOLUTIONS

R-9-05 – Resolution Requesting the Wisconsin State Legislature to Increase Minimum Wage

Moved by Ald. Eckstein, seconded by Ald. Foth to approve R-9-05

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

R-10-05 – Final Resolution authorizing Public Improvements and Levying Special Assessments  
Against Benefited Property (Barker Farm Estates VI)

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve R-10-05

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

R-11-05 – A Preliminary Resolution Declaring Intent to Exercise special Powers Under Section  
66.0703, Wisconsin Statutes (Woodland Hills Subdivision)

Moved by Ald. Michalkiewicz, seconded by Ald. Mulvey to approve R-11-05

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

IX. MAYOR'S APPOINTMENTS

A. Landmarks Commission

1. Reappointment of Glenn Canale, 365 Lake Rd, for the term of Feb. 2005 – Feb. 2008
2. Reappointment of Doris Szymanski, 701 Keyes St., for the term of Feb. 2005 – Feb. 2008

Moved by Ald. Mulvey, seconded by Ald. Eckstein to approve A 1&2.

**Motion carried.**

X. UNFINISHED BUSINESS

1. Independent Inspectors LLC – Revised contract and Fee Schedule and Authorized Signatures (Held 1/17/05)

Moved by Ald. Weber, seconded by Ald. Foth to approve revised contract and fee schedule.

Discussion on how the new fees compare to surrounding municipalities.

CDD Keil explained Independent Inspectors haven't changed their fees since 1998 and if this adjustment is approved, will not need to increase rates for a few years.

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

**Ald. Barker, Taylor, Eckstein, Michalkiewicz – yes**

**Ald. Wisneski, Weber, Foth, Mulvey - no**

XI. NEW BUSINESS

A. Plan Commission: 1/18/05 Recommends Approval of:

1. The Special Use Permit for N8870 Oneida Road for the operation of an animal day care facility/kennel with the following conditions:
  - A. All animals must be kept indoors after 8:30 p.m., with the exception that dogs may be allowed outside if they are attended.
  - B. Parking will be reviewed in one year to determine whether additional stalls are necessary.

Moved by Ald. Mulvey, seconded by Ald. Weber to approve as recommended by Plan Commission.

Moved by Ald. Wisneski, seconded by Ald. Eckstein to amend from 70 dogs to 40 dogs for one year.

Discussion was held on the new information that was provided on this type of business.

Council asked to hear from the business owner.

Mark Ihlenfelt, applicant of Special Use Permit, asked Council to give his business a chance. He will have one employee per ten dogs they will be caring for.

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

**Ald. Michalkiewicz, Foth, Wisneski – yes**

**Ald. Barker, Taylor, Weber, Eckstein, Mulvey – no**

**Motion to approve as recommended carried on roll call 8-0.**

2. The Menasha Utilities Centennial Plaza

Moved by Ald. Eckstein, seconded by Ald. Barker to approve.

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

B. Plan Commission, 2/1/05 Recommends Approval of:

1. Relinquishing the City's first right of acquisition for the River Street parcels as proposed

Moved by Ald. Mulvey, seconded by Ald. Eckstein to approve.

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

XI. NEW BUSINESS, Cont'd.

C. Administration Committee, 2/7/05:

1. Accounts payable and payroll for the period 1-19-05/2-3-05 for the amount of \$1,385,145.96

Moved by Ald. Taylor, seconded by Ald. Wisneski to sever check #27676/Miller Wagner Coenen McMahon from the rest of the accounts payable and payroll.

**Motion carried.**

Moved by Ald. Eckstein, seconded by Ald. Weber to approve the remaining accounts payable and payroll.

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

Moved by Ald. Wisneski, seconded by Ald. Eckstein to approve check #27676/Miller Wagner Coenen McMahon

**Motion carried on roll call 7-0. Ald. Taylor-abstain**

2. Health Services fees for parochial schools for the 2005-2006 school year

Moved by Ald. Eckstein, seconded by Ald. Foth to approve.

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

3. Request of Comp Stoffel to attend National GFOA Conference in San Antonio, TX, June 26-29, 2005

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

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

4. Accept 2003 City of Menasha Audit Report

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

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

5. Approval of Charles Panure as Agent for C&D Shell LLC, d/b/a Waverly Beach Shell W7298 Hwy 10 & 114, Menasha

Moved by Ald. Foth, seconded by Ald. Eckstein to approve.

**Motion carried.**

6. Approval of purchase of a 2005 Chevrolet 6-passenger Suburban through the State bid as recommended by the Truck Committee and Chief VanderWyst with a total purchase price including additional equipment necessary at \$38,875.69 through Ewald Chevrolet.

Moved by Ald. Mulvey, seconded by Ald. Eckstein to approve the City of Menasha's portion of \$15,212.06.

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

7. Sale of 3.75 acre parcel located at the northeast corner of Manitowoc Road and Oneida Street to Clem and Carol Weinandt, \$34,000 per acre.

Moved by Ald. Eckstein, seconded by Ald. Foth to approve.

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

D. Board of Public Works, 2/7/05:

1. Change Order:

- A. Northeast Asphalt, Inc.; Contract Unit No. 2004-2; Street Rehabilitation/Construction: Deduct: \$99,329.52. (Change Order No. 1 and Final)

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

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

XI. NEW BUSINESS, Cont'd.

D. Board of Public Works, 2/7/05:

2. Payment

- A. Northeast Asphalt, Inc. ; Contract Unit No. 2004-2; Street Rehabilitation/Construction; \$11,786.70; (Payment No. 4 and Final)
- B. Vinton Construction Company; Contract Unit No. 2003-2; Midway Road/Parkside Drive Concrete Pavement and Traffic Signalization Improvements: \$10,500.00

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve Payments A&B.

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

3. Request for Traffic Control Signage at the intersection of Jennie Street and Greenwood Drive

Moved by Ald. Foth, seconded by Ald. Michalkiewicz to deny request.

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

4. Approval of 2005 City of Menasha Minimum Wage Rates

Moved by Ald. Foth, seconded by Ald. Michalkiewicz to approve.

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

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

XIII. ADJOURNMENT

Moved by Ald. Foth, seconded by Ald. Eckstein to adjourn at 8:30 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
February 21, 2005

**MINUTES**

- I. Meeting called to order by Mayor Laux at 7:05 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Barker, Taylor, Wisneski, Weber, Foth (7:10pm), Eckstein, Michalkiewicz, Mulvey  
Also Present: PC Stanke, FC Vander Wyst, DPW Radtke, CDD Keil, Comp Stoffel, PRD Tungate  
CA/PD Brandt, Mayor Laux, Clerk Galeazzi, and the Press

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS

Minutes to approve:

- A. Administration Committee, 2/7/05
- B. Board of Public Works, 2/7/05
- C. Common Council, 2/7/05

Moved by Ald. Weber, seconded by Ald. Michalkiewicz to approve Minutes A-C

**Motion carried.**

Minutes to receive:

- D. N-M Sewerage Commission, 1/25/04
- E. Information Systems Steering Committee, 1/19/05
- F. Board of Health, 2/9/05
- G. Plan Commission, 2/15/05

Communications:

- 1. CA/PD Brandt, 2/05; Court Rules Again for Disclosure in a Public Records Case
- 2. League of WI Municipalities, 2/4/05; Legislative Bulletin, 2005-2006-5, 2005-2006-6
- 3. Time Warner Cable to Clerk Galeazzi, 1/20/05; franchise fee payment
- 4. Senator Ellis to Clerk Galeazzi, 2/2/05; Menasha's Resolution regarding absentee voting procedures
- 5. WI Taxpayers Alliance, 1/31/05
- 6. Marina Place Advertisement, 2/05
- 7. Comp Stoffel, 2/8/05; Payment to Paul Salmon for Ice Sculpture
- 8. Health Dept., 2/05; Annual Report for 2003
- 9. Peter Beckley to Mayor Laux, 2/17/05; Request for Sonoco to pave truck parking lot in order to receive the requested Special Use Permit
- 10. Public Works Facility, 2/14/05; Elimination of Blue Recycling Bags

Moved by Ald. Weber, seconded by Ald. Michalkiewicz to approve Minutes D-G and Communications 1-10

Discussion: Ald. Weber-Comm. #3 (Time Warner Cable), asked which account franchise fee payment is credited. Comp Stoffel informed the council the fee is credited to the General Fund.

**Motion carried.**

V. CLAIMS AGAINST THE CITY

VI. REPORT OF OFFICERS

A. CA/PD Brandt – Update on Cable Television. CA/PD Brandt reported the Joint Cable TV Committee made up of representatives from the Cities of Appleton, Neenah and Menasha have been meeting on a quarterly basis for about two years. They have been working on the Time Warner contract and franchise agreement. All three municipalities endorsed the changes made to the contract and agreement and have forwarded the changes to Time Warner. They will schedule negotiations after they received a response from Time Warner. A recent audit was completed revealing a shortage in the franchise fees paid to the municipalities. This will be considered when negotiating for services and fees. The committee would like to complete negotiations during 2005. The committee recommends using grant monies, if any is available, for televising council meetings.

B. CDD Keil – Set Date with DNR and Neighbors of American Quality Fiber Building. CDD Keil reported the DNR received \$30,000 in grant money last year to clean up the area. More funds are needed and they have applied for more grant money. The DNR wants to know the status of the grants before scheduling a meeting with the neighbors. They did receive a report that the concrete floor removed from the building is contaminated and needs to be taken out of the area to be disposed of. This will be an additional cost.

C. DPW Radtke – 1) Update on Public Works Facility. DPW Radtke reported the preliminary results on the underground water test has been received and there are a few minor issues that he has been talking to Badger Laboratories about. After final results come in, DNR will be contacted to see if more testing is necessary.

2) New recycling containers. DPW Radtke reported the pilot program was a success. A large percentage of residents continue to use the blue bags. There has been no date set by the county to discontinue using the blue bags.

D. PC Stanke – Delivery of Council packets. PC Stanke explained the procedure his department uses when delivering council packets to the aldermen. A CSO usually delivers the packet, but there have been times when patrol officers help with the delivery. There is no set order that packets are delivered. Aldermen can contact the Police Dept. to make arrangements for pick up or delivery of their packet at a different time.

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY (5 minute time limit for each person)

A. Joe Nemecek, 180 Main St. Additional parking stalls are needed on Milwaukee St. for businesses.

Next Agenda: Ald. Barker – 1) Update on Public Works Facility  
2) Neighborhood meeting with DNR on American Quality Fiber building  
3) Report on Curtis Reed Square plaque

Ald. Taylor – 1) Report on new payroll system

2) Parking ramp/garage lighting

Ald. Weber – Marina Place – Hospitality Suite

VIII. ORDINANCES AND RESOLUTIONS

A. R-12-05 – Resolution Congratulating Trisha Weiland

Moved by Ald. Weber, seconded by Ald. Foth to approve R-12-05

**Motion carried.**

Mayor Laux read and presented the resolution to Trisha Weiland. Trisha read her winning essay.

IX. MAYOR'S APPOINTMENTS

X. UNFINISHED BUSINESS

A. Electrical service for light on message board on Racine Road by Calder Stadium

Moved by Ald. Taylor, seconded by Ald. Weber to provide electrical service to message board.  
Discussion: Ald. Wisneski said she would not be voting on this issue, she has someone that will take care of the electric bill.  
Ald Taylor withdrew his motion. Ald. Weber withdrew his second.

B. Melissa Ann Young – Miss Wisconsin, sign purchase.

Moved by Ald. Taylor, seconded by Ald. Weber to contribute \$100 towards the purchase of a sign.  
Discussion was held on what the policy should be on who gets recognized and the amount the City should put towards a sign.  
Moved by Ald. Wisneski, seconded by Ald. Foth to refer this issue to the Park Board to create a policy.  
Discussion: CA/PD Brandt informed the Council that a motion to refer an item to a Board/Committee takes precedence over the main motion.

**Motion to refer to Park Board carried on roll call 6-2  
Ald. Taylor and Weber - no**

XI. NEW BUSINESS

A. Plan Commission: 2/15/05 Recommends Approval of:

1. The Special Use Permit for 69 Washington Street with the condition that a detailed landscaping plan be presented to the Plan Commission for approval

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve.  
Discussion on the paving of the road way area to the parking lot.

Moved by Ald. Weber, seconded by Ald. Taylor to require the road way area be paved within 18 months.

**Motion carried on roll call 8-0.  
Motion carried as amended on roll call 7-1  
Ald. Taylor - no**

2. The Certified Survey Map for 515 Board Street

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve.  
**Motion carried on roll call 6-2  
Ald. Taylor and Weber - no**

3. The Certified Survey Map on Irish Road in the Town of Menasha

Moved by Ald. Wisneski, seconded by Ald. Michalkiewicz to approve.  
**Motion carried.**

B. Administration Committee, 2/21/05:

1. Accounts payable and payroll for the period 2-10-05/2-17-05 for the amount of \$3,901,040.85

Moved by Ald. Eckstein, seconded to by Ald. Michalkiewicz to approve.  
**Motion carried on roll call 8-0.**

2. Project Management Contract with Miron Construction for proposed Menasha Fire Station, and authorized signatures  
Held in Administration Committee

XI. NEW BUSINESS, Cont'd.

B. Administration Committee, 2/21/05, Cont'd:

3. Independent Inspections, LLC Fee Schedule and Contract Proposal

Moved by Ald. Eckstein, seconded to by Ald. Weber to approve.

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

C. Board of Public Works, 2/21/05:

1. Payment:

A. Visu-Sewer Clean & Seal, Inc.; Contract Unit No. 2004-01B; Wastewater Collection System Rehabilitation Improvements; \$15,660.18 (Payment No. 1)

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

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

2. Recommendation to add two parking stalls on Milwaukee Street between Main Street and Broad Street

Acted on in Board of Public Works.

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

XIII. ADJOURNMENT

Moved by Ald. Weber, seconded by Ald. Barker to adjourn at 8:23 p.m.

Motion carried

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
March 7, 2005  
**Minutes**

- I. Meeting called to order by Mayor Laux at 7:20 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Taylor, Wisneski, Weber, Foth, Eckstein, Michalkiewicz, Mulvey, Barker  
Also Present: PC Stanke, FC Vander Wyst, DPW Radtke, CDD Keil, Comp Stoffel, PRD Tungate  
CA/PD Brandt, Mayor Laux, Clerk Galeazzi, and the Press

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS

Minutes to approve:

- A. Administration Committee, 2/21/05
- B. Board of Public Works, 2/21/05
- C. Common Council, 2/21/05

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes A-C

Discussion: Ald Taylor said he should have abstained from voting on the Special Use Permit for Sonoco, 69 Washington Street. His wife is an employee of Miller, Wagner, Coenen, McMahon, a contractor for the project.

**Motion Carried.**

Minutes to receive:

- D. Police Commission, 2/17/05
- E. Safety Committee, 1/4/05, 1/27/05
- F. N-M Fire-Rescue, Joint Finance & Personnel; 2/22/05
- G. Public Library Board, 2/15/05
- H. Water & Light Commission, 2/23/05
- I. Public Hearing, 2/21/05
- J. Plan Commission, 3/1/05
- K. N-M Fire-Rescue, 2/23/05

Communications:

- 1. WI Taxpayers Alliance, 2/14/05
- 2. League of WI Municipalities, 2/18/05; Legislative Bulletin, 2005-2006-7, 2005-2006-8
- 3. Public Service Commission of Wisconsin, 3/9/05; Order to Reopen & Notice of Hearing
- 4. Matter of the foreclosure of tax liens, case # 04 GF 8; 2/22/05
- 5. League of WI Municipalities, 2/21/05; letter
- 6. Little Lake Cleanup Team to Mayor Laux, 2/15/05; Waterway marking during summer cleanup
- 7. State Sen. Ellis to Mayor Laux, 2/17/05; Menasha's resolution on minimum wage
- 8. Rep. Kaufert to Mayor Laux, 2/23/05; Menasha's resolution on minimum wage
- 9. City of Appleton-Public Works to PWD Radtke, 2/25/05; City of Appleton's Auction
- 10. Yukio Itoh to Mayor Laux, 3/4/05; April trip to Japan

Moved by Ald. Weber, seconded by Ald. Wisneski to approve Minutes D-K and Comm. 1-10.

**Motion Carried.**

V. CLAIMS AGAINST THE CITY

- A. Mohammedian Claim – No action necessary
- B. Arndt Claim – No action necessary

CA/PD Brandt explained to the Council this was for their information only. No action is necessary. He wants to keep the Council informed on what type of claims they have been receiving and how they are processed.

VI. REPORT OF OFFICERS

- A. CA/PD Brandt – 1) Update on new payroll system. CA/PD Brandt explained the City switched payroll Systems at the first of the year. The new software program calculates withholding taxes different than the previous program. Employees can change their withholding at any time during the year.
- B. CDD Keil – 1) DNR meeting with neighbors of American Quality Fiber Building. CDD Keil reported the DNR has completed their grant application process, but have not heard the out come yet. He has a Meeting scheduled with the County and DNR on March 23 to discuss what type of an agenda they will set for a meeting with neighbors. They will schedule a meeting within two weeks after that.  
2) Update on parking ramp and garage lights. DPW Radtke reported they are still waiting for the final proposal for the design of the garage bridge. Anticipating to have it installed by middle of April. CDD Keil reported the repairs to the brick wall should be completed by the end of the month. DPW Radtke informed the council the lights in the lower part of the parking ramp are set on a meter and billed to PRDC. The lighting on the upper part are set with the regular street light and are the responsibility of the City.
- C. DPW Radtke –Update on Public Works Facility. DPW Radtke reported Badger Laboratories have completed the preliminary testing of underground water and things look good. The results came in lower than DNR standard readings. They will notify the DNR of the results.
- D. PRD Tungate – Report on Curtis Reed Square Plaque. PRD Tungate reported the brass plaque and brick have been located, but can't find the wood sign. They are working on incorporating the plaque and brick to make a new sign for the Curtis Reed Square.  
CDD Keil explained the Curtis Reed sign was the last thing the Menasha 2000 Committee was working on. They had received a separate design proposal from VandeHey Landscaping. Nothing has been completed or paid for.

Next Agenda: Ald. Barker – 1) DNR Meeting with neighbors of American Quality Fiber building;  
2) Update on Public Works Facility; 3) Update on Curtis Reed Square Plaque  
Ald. Wisneski – Annual Auction Process  
Ald. Weber – Status on Condominiums and Apartment Complex on Main Street  
Ald. Taylor – Update on parking garage lighting

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY  
(5 minute time limit for each person)

- A. Stan Sevenich – 645 Ninth St. 1) Recreational Fires, go back to reason ordinance was established.  
2) Project Management Contract with Miron Construction, should allow other companies to bid for City projects.
- B. Len Vander Wyst – N-M Fire Rescue. Art Garfunkel concert at PAC on March 12 is a fundraiser for Neenah-Menasha Professional Firefighters.
- C. Tony Weinandt, 829 Ida St. 1) Use funds for housing grants to help residents. 2) Against trip to Japan, need to keep budget in line
- D. Cathy Pavich, 529 Broad St. Against trip to Japan, would like to see itemized list of expenses
- E. Mary Nebel, 713 First St. 1) Council packets at the library; 2) Trip to Japan, would like an itemized list of expenses and what are the benefits and features for the City. 3) When Council members ask questions, they should get answers.
- F. James Taylor, 340 Broad St. 1) Against trip to Japan, using taxpayers' money. 2) Recreational Fire, requiring signatures are imposing restrictions on property owner. 3) Complimented Ald. Wisneski for turning light on sign by Calder Stadium, Racine St. 4) Complimented police officers on the professional handling of a recent situation. 5) Fire Station #36, 901 Airport Road, have a committee look at the cost of having it upgraded. 6) Project Management Contract with Miron Construction, should bid out for major City projects.

VIII. ORDINANCES AND RESOLUTIONS

- A. O-1-05 – An Ordinance Relating to Restrictions on Keeping of Dogs or other Animals  
Public Hearing set for March 21, 2005 at 6:50 p.m.
- B. O-2-05 – An Ordinance Relating to School Bus Loading Zones (Menasha High School)

Moved by Ald. Michalkiewicz, seconded by Ald. Weber to suspend the rules and take up O-2-05 at this time.

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

Moved by Ald. Foth, seconded by Ald. Wisneski to approve O-2-05.

**Motion carried.**

VIII. ORDINANCES AND RESOLUTIONS, Cont'd.

C. O-3-05 – An Ordinance Relating to Special Common Council Meetings

Moved by Ald. Weber, seconded by Ald. Wisneski to suspend the rules and take up O-3-05 at this time.

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

Moved by Ald. Weber, seconded by Ald. Wisneski to approve O-3-05

**Motion carried.**

D. O-4-05 – An Ordinance Adopting City of Menasha Emergency Operations Plan

Moved by Ald. Wisneski, seconded by Ald. Taylor to suspend the rules and take up O-4-05 at this time.

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

Moved by Ald. Wisneski, seconded by Ald. Taylor to approve O-4-05

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

IX. MAYOR'S APPOINTMENTS

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

A. Plan Commission: 3/1/05 Recommends Approval of:

1. The extraterritorial preliminary plat for The Preserve at Anunson Creek in the Town of Menasha

Moved by Ald. Wisneski, seconded by Ald. Foth to approve.

**Motion carried.**

B. Administration Committee, 3/7/05:

1. Accounts payable and payroll for the period 2-16-05/3-3-05 for the amount of \$72,399.18

Moved by Ald. Weber, seconded by Ald. Eckstein to approve.

Discussion: Ck. #1606-Tornado's Banquet Hall-\$500.00 – ticket for event for Senior Center  
Ck. #1483-Grand Chute Municipal Court-\$500.00 – investigation work for Police Dept.  
Ck. #1517-School-Tech Inc.-\$1,112.47 – purchase of softball equipment for GREAT Program  
Ck. #1522-Toys For Trucks-\$79.99 – Doggie Corral for CSO Van  
Ck. #1523-Treatment Specialties-\$2,310.12 – cover for swimming pool  
Ck. #1564-Elan-\$2,038.00 – purchase of Tri-Monitors for Police Dept.  
Ck. #1573-Hypower-\$7,506.00 – down payment for electric service in front of Condominiums  
Ck. #1527-USCM Payroll Processing-\$970.00 – Deferred Comp. Contributions  
Ck. #27703-JMW Construction-\$11,251.49 – Housing Rehab Loan  
Ck. #27705-Nauts Landing-\$173.60 – budget meeting lunch

Moved by Ald. Taylor, to sever check #1589/Miller Wagner Coenen McMahan from the rest of the accounts payable and payroll.

Moved by Ald. Weber, seconded by Ald. Eckstein to approve the remaining accounts payable and payroll.

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

Moved by Ald. Wisneski, seconded by Ald. Weber to approve check #1589/Miller Wagner Coenen McMahan

**Motion carried on roll call 7-0. Ald. Taylor-abstain**

2. Project Management Contract with Miron Construction for proposed Menasha Fire Station, and authorized signatures (Held 2/21/05)

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

Discussion: Ald. Taylor said he struggles with only having one proposal for this project, not a good way to do business. He will vote no.

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

**Ald. Taylor and Mulvey – no**

XI. NEW BUSINESS, Cont'd.

B. Administration Committee, 3/7/05, Cont'd:

3. Approval of Van Eperen Painting bid for painting the apparatus bay at Station 35 in the amount of \$9,865, using budgeted funds

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

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

4. Approval of two-year contract with Spielbauer Fireworks Co. Inc, and authorized signature

Moved by Ald. Eckstein, seconded by Ald. Taylor to approve.

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

5. Approval of arrangements and associated expenses for trip to Japan for Mayor and two Council Representatives  
Tabled in Administration Committee

C. Board of Public Works, 3/7/05:

1. Street Use Application:

- A. Memorial Day Parade; Monday, May 30, 2005; 9:00 AM to 10:30 AM; (VFW Post 2126)

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve.

**Motion carried.**

2. Parking Committee Recommendations:

- A. Recommendation for a 90-Day Trial Period for No Parking on North Side of Airport Road West of DePere Street During School Hours  
Acted on in Board of Public Works.

- B. Recommendation to Change Time and Signage for Bus Loading Zone for Menasha High School Parking on East Side of Milwaukee Street North of Seventh Street to 7:00 am to 3:30 pm.  
Acted on earlier, Item VIII B.

XII. REFRAIN (People from the gallery to be heard; only pertaining to matters on the agenda – five (5) minute time limit for each person)

XIII. ADJOURNMENT into Closed Session Pursuant to Wis. Stats. 19.85 (1)(e): Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session: Barth Property & Ziel Property

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to adjourn into closed session at 8:35 p.m.

Pursuant to Wis. Stats. 19.85 (1)(e): Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session: Barth Property & Ziel Property

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

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
March 21, 2005  
**Minutes**

- I. Meeting called to order by Council President Weber at 7:00 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Wisneski, Weber, Eckstein, Mulvey, Barker, Taylor  
Excused: Ald. Foth, Michalkiewicz  
Also Present: DPW Radtke, Comp Stoffel, PRD Tungate, Lt. Brunn, AP Beckendorf, CA/PD Brandt, Clerk Galeazzi, and the Press

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS

Minutes to approve:

- A. Administration Committee, 3/7/05
- B. Board of Public Works, 3/7/05
- C. Common Council, 3/7/05

Moved by Ald. Mulvey, seconded by Ald. Eckstein to approve minutes A-C.

**Motion Carried.**

Minutes to receive:

- D. Library Board, Personnel & Policies Committee, 3/4/05
- E. Parking Committee, 2/23/05
- F. Library Board, Building & Grounds, 2/24/05
- G. Board of Health, 3/9/05
- H. Plan Commission, 3/15/05
- I. Safety Committee, 2/14/05

Communications:

- 1. WI Taxpayers Alliance, 2/14/05
  - 2. League of WI Municipalities, 3/11/05; Legislative Bulletin, 2005-2006-9, 2005-2006-10
  - 3. DPW Radtke to Mr. Mucha, 3/8/05; Sewer User Discharge Permit
  - 4. Alderman Mulvey, 3/8/05; Roll Call vote on the new Fire Station
  - 5. CA/PD Brandt, 3/10/05; Legal Note- "Church Rezoning Denial Violated RLUIPA"
  - 6. CA/PD Brandt, 3/10/05; Legal Note- "WI. Supreme Court Clarifies Law of Nuisance Relating to Municipalities"
  - 7. Mr. Peter Ochs(Deputy Commercial Building Inspector, State of WI) to CA/PD Brandt, 2/23/05; Occupancy loading limits for Coyote Rose (Franky's Saloon)
  - 8. Mr. Peter Ochs to Deputy Fire Chief William Fahrenkrug, 3/2/05; Coyote Rose Bar (Franky's Saloon)
  - 9. CA/PD Brandt to Mr. Ochs, 3/9/05; Coyote Rose/Franky's Saloon
  - 10. Calumet County Legislative Committee minutes, 2/18/05
  - 11. Jim Prior, GM-Akrosil, to Mayor Laux, 3/14/05; International Papers plan to sell to Kohlberg & Co.
  - 12. Becky Bauer & Mary Jean Shimek to Alderman Foth, 3/8/05; Recreational Fire Permits
  - 13. Independent Inspections, 3/17/05; Permits issued for February 2005
  - 14. CDD Keil, 3/9//05; Sale of Parcels – Manitowoc Road Housing Project
  - 15. Kevin Christensen (Badger Labs) to DPW Radtke, 3/10/05; Groundwater Flow Patterns-March 2005, Municipal Garage Property
  - 16. Website Email to Mayor Laux, 3/16/05; parking restrictions on Water & High Streets
  - 17. PRD Tungate, 3/15/05; Action by Park & Rec Board regarding Tall Grass Prairie Meadow & Dog Park
  - 18. PRD Tungate, 3/16/05; Additional Green Channel buoy immediately upstream of Racine St. Bridge
  - 19. PRD Tungate, 3/15/05; Melissa Young sign installation & gateway sign policy update
  - 20. AP Beckendorf, 3/17/05; DNR neighborhood meeting regarding former American Quality Fiber Building
  - 21. Newspaper Articles from Post Crescent regarding Sabani's Italian Restaurant, Lake Park Square
- Moved by Ald. Wisneski, seconded by Ald. Taylor to approve Minutes D-I and Communications 1-21  
Discussion: Ald. Weber mentioned the Health Dept. has achieved a Level III status.

**Motion Carried.**

V. CLAIMS AGAINST THE CITY

VI. REPORT OF OFFICERS

- A. CDD Keil – 1) DNR meeting with neighbors of American Quality Fiber Building. AP Beckendorf reported a meeting is scheduled for March 23 with representatives from the County, City and Omni Engineers to discuss an agenda for the neighborhood meeting regarding the former American Quality Fiber Building.  
2) Update on garage lights. AP Beckendorf reported the lights in the lower level of the parking garage are set on a meter and billed to Professional Realty and Development Corp. (PRDC)  
3) Update on Sabani's Restaurant. AP Beckendorf reported Sabani's Restaurant is a fine dining Italian restaurant to be built in Lark Park Square on Lake Park Road. The Plan Commission has approved the plans, but no permits have been applied for yet.  
Compt Stoffel reported the sale of the lot has been completed.
- B. DPW Radtke – 1) Update on Public Works Facility. DPW Radtke reported a meeting is scheduled with the Public Works Facility Site Committee for March 29. He has received the final report from Badger Laboratories and waiting to hear from the DNR.  
2) Annual auction process. DPW Radtke reported the City of Appleton will not be holding their annual auction for disposing of surplus City property. City of Appleton will be using E-Bay as a source of disposing of surplus property. He has been discussing this practice with the City of Appleton and they are pleased with the results. He will be checking into this as a practice for the City of Menasha.
- C. PRD Tungate – 1) Report on Curtis Reed Square Plaque. PRD Tungate reported CDD Keil has been working on the Curtis Reed Square sign, but is not sure of all the details. He should know more details at a future meeting.  
2) Update on Dog Park. PRD Tungate reported that the Park & Recreation Board will be recommending to the Plan Commission to allow Heckrodt Wetland Reserve full use and authority over the recently acquired Lopas property, continue studying the feasibility of approx. 7 acres of the conservancy area for a gated dog park and accept Heckrodt Wetland Reserves' offer of \$25,000 to help develop the dog park.

Next Agenda: Ald. Wisneski – Update on disposing of surplus City property

Ald. Barker – 1) Update on Curtis Reed Square plaque; 2) Update on neighborhood meeting regarding former American Quality Fiber building; 3) Update on Public Works Facility

Ald. Eckstein – 1) Update on City sign on STH 114; 2) Cost of smaller sign by Calder Stadium/Racine St.  
3) Update on work at Jefferson Park boat launch.

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY (5 minute time limit for each person)

VIII. ORDINANCES AND RESOLUTIONS

- A. O-1-05 – An Ordinance Relating to Restrictions on Keeping of Dogs or other Animals

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve O-1-05.

Discussion: Council discussed wording of the ordinance pertaining to leashed dogs on private property.

**Motion carried on roll call 6-0.**

- B. O-5-05 – An Ordinance Relating to Recreational Fires  
Held Administration Committee

- C. O-6-05 – An Ordinance Relating to Recreational Fires  
Held Administration Committee

- D. R-13-05 – A Resolution Authorizing Borrowing of \$500,000 from the Winnebago County Industrial Development Board Revolving Loan Fund for the Purpose of Assisting with the Development of Minimax Plaza

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve R-13-05

**Motion carried on roll call 6-0.**

- E. R-14-05 – A Resolution to Support Reauthorization of Funding for Federal Community Services Block Grant Program

Moved by Ald. Eckstein, seconded by Ald. Barker to approve R-14-05

**Motion carried.**

IX. MAYOR'S APPOINTMENTS

X. UNFINISHED BUSINESS

- A. Melissa Ann Young-Miss Wisconsin, USA, sign purchase (Ald. Taylor)  
Ald. Taylor thanked the people involved that helped with the purchase and the presentation of the sign for Melissa Ann Young that is displayed on Racine Street in front of Calder Stadium. He also thanked the Park and Recreation Board for granting the request to install the sign.
- B. Motion to reconsider - Project Management Contract with Miron Construction for proposed Menasha Fire Station (Ald. Weber)  
Moved by Ald. Weber to reconsider the Project Management Contract with Miron construction for proposed Menasha Fire Station.  
Motion died for lack of second

XI. NEW BUSINESS

A. Plan Commission: 3/15/05 Recommends Approval of:

1. The special use permit for Menasha Utilities Steam Plant on River Street

Moved by Ald Eckstein, seconded by Ald Barker to approve.

**Motion carried.**

2. The Certified Survey Map on Oneida Street

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

**Motion carried.**

3. The Jefferson Park Trail Street Lighting

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

Discussion: Ald. Wisneski happy to finally have appropriate lighting in that area.

**Motion carried on roll call 6-0.**

4. Acquiring the foreclosure property at 105 Racine Street

Moved by Ald Eckstein, seconded by Ald. Barker to approve.

Discussion: Council discussed how much the City would pay to acquire the property.

CA/PD Brandt recommended this should be discussed in a closed session.

Ald. Eckstein withdrew his motion and Ald. Barker withdrew her second.

Moved by Ald. Wisneski, seconded by Ald. Taylor to schedule a closed session.

**Motion carried on roll call 6-0.**

5. Proposed dock extension by the Menasha Dock Association

Moved by Ald Eckstein, seconded by Ald. Taylor to approve.

**Motion carried on roll call 6-0.**

6. The sale of the four properties on Barbara Ann Court

To be acted on under Administration Committee

B. Administration Committee, 3/21/05:

1. Accounts payable and payroll for the period 3-10-05/3-17-05 for the amount of \$501,783.04

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

**Motion carried on roll call 6-0.**

2. Approval of Offer to Purchase of 986 Barbara Ann Court by Tanya D. Krueger in the amount of \$81,823.14

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

**Motion carried on roll call 6-0.**

3. Approval of Offer to Purchase of 978 Barbara Ann Court by Terri L. Krueger in the amount of \$78,698.11

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

**Motion carried on roll call 6-0.**

XI. NEW BUSINESS, cont.

B. Administration Committee, 3/21/05:

4. Approval of Offer to Purchase of 970 Barbara Ann Court by Jay L. Farnsworth in the amount of \$78,098.11

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

**Motion carried on roll call 6-0.**

5. Approval of Offer to Purchase of 962 Barbara Ann Court by Sharon R. Day in the amount of \$78,698.11

Moved by Ald. Eckstein, seconded by Ald. Mulvey to approve.

**Motion carried on roll call 6-0.**

6. Approval of Harbormaster's Agreement for 2005-2010, and authorize signatures

Moved by Ald. Eckstein, seconded by Ald. Barker to approve.

**Motion carried on roll call 6-0.**

7. Recommendation from IS Committee that City-Sponsored Events or Government Sponsored Events providing direct services to city residents can be placed on the City Website calendar

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

**Motion carried.**

C. Board of Public Works, 3/21/05:

1. Payment:

- A. Visu-Sewer Clean & Seal, Inc.; Contract Unit No. 2004-01B; Wastewater Collection System Rehabilitation Improvements: \$60,487.17; (Payment No. 2)

Moved by Ald. Wisneski, seconded by Ald. Barker to approve.

**Motion carried on roll call 6-0.**

2. Authorization to Execute WisDot/Municipal Agreement for Highway Improvement Project (STH 47, Ninth Street to North County Line)

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

**Motion carried on roll call 6-0.**

3. Authorization to Proceed with Construction of Parking Structure Barrier Sign Arch

Moved by Ald. Mulvey, seconded by Ald. Barker to approve.

**Motion carried on roll call 6-0.**

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

- A. Tim Jacobson, 732 Paris St. – before making changes to dog park, take into consideration the trail that runs next to Heckrodt Wetland Reserve property.  
B. CA/PD Brandt – remind Council the second meeting in April will be Tuesday April 19.

XIII. ADJOURNMENT

Moved by Ald. Mulvey, seconded by Ald. Wisneski to adjourn at 7:50 p.m.

Motion carried

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
April 4, 2005  
**MINUTES**

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

II. PLEDGE OF ALLEGIANCE

Mayor asked for a moment of silence for Pope John Paul II who passed away on April 2, 2005

III. ROLL CALL/EXCUSED ABSENCES

Present: Ald. Weber, Foth, Eckstein, Michalkiewicz, Mulvey, Barker, Taylor, Wisneski  
Also Present: PC Stanke, FC Vander Wyst, DPW Radtke, CDD Keil, Comp Stoffel, PRD Tungate,  
CA/PD Brandt, Mayor Laux, Clerk Galeazzi, and the Press

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS

Minutes to approve:

- A. Administration Committee, 3/21/05
- B. Board of Public Works, 3/21/05
- C. Common Council, 3/21/05

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes A-C.

**Motion Carried.**

Minutes to receive:

- D. Information Systems Steering Committee, 2/16/05
- E. N-M Fire Rescue, 2/22/05; Joint Finance & Personnel Committee
- F. N-M Sewerage Commission, 2/22/05, 3/22/05
- G. Police Commission, 3/17/05
- H. Safety Committee, 2/17/05, 2/28/05
- I. Public Library Meeting, 3/15/05
- J. Water & Light Commission, closed session, 3/23/05
- K. Water & Light Commission, 3/23/05
- L. Public Hearing, Special Use Permit – Menasha Utilities; 3/21/05
- M. Public Hearing, Proposed Ordinance, O-1-05; 3/21/05
- N. Parking Committee, 3/23/05
- O. Special Plan Commission, 3/29/05

Communications:

- 1. WI Taxpayers Alliance, 3/16/05, 3/22/05
- 2. League of WI Municipalities; Legislative Bulletin, 2005-2006-11, 2005-2006-12
- 3. League of WI Municipalities, 3/21/05; Letter
- 4. Valley Transit, 2/16/05; Menasha's 2004 Balance Sheet (Year End Accounting)
- 5. WI DNR, Model Ordinance for Outdoor Burning, Open Burning & Burning of Refuse, 9/04
- 6. State of WI, Division of Public Health, Outdoor Wood-Fired Furnaces; 3/29/05
- 7. PWD Radtke, 3/28/05; eBay Information
- 8. WI Dept. of Commerce to CA/PD Brandt, 4/24/05; Coyote Rose/Franky's Saloon

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes D-O and Communication 1-8.

**Motion Carried.**

V. CLAIMS AGAINST THE CITY

VI. REPORT OF OFFICERS

A. CDD Keil – DNR meeting with neighbors of American Quality Fiber Building. CDD Keil reported that a meeting is scheduled for April 6 at 5 p.m. at the Library. The DNR and County will review the site issues and discuss the razing of the structure. A \$30,000 DNR site assessment grant was recently received to help with the cost of the cleanup. The plan is to plant trees to help break down contaminations in the soil and groundwater.

VI. REPORT OF OFFICERS, Cont'd.

- B. DPW Radtke – 1) Update on Public Works Facility. DPW Radtke reported they have received the responsible party report from the DNR. He is working on his reply to the DNR. There has been a lot done on the site to conform it to the DNR requirements. The PWF Site Committee will be meeting on April 12.  
2) Annual auction process. DPW Radtke reported he has contacted the City of Appleton for their opinion on how well the eBay process has been working for them. Overall they seem pleased with their results. However, they are still evaluating the program as they have only been using eBay since April 2004.
- C. PRD Tungate – 1) Report on Curtis Reed Square Plaque & Brick. PRD Tungate reported they are waiting for a quote on a new design of the plaque. They will then submit it to the Park & Recreation Board and then to the Plan Commission for approval.  
2) Cost of a smaller sign by Calder Stadium. PRD Tungate reported he has talked with a sign company from Kaukauna and he was given a quote of \$988 for an aluminum sign with the City logo and four name board to start with. Additional name boards can be added later for an additional fee.  
3) Update on work at Jefferson Park boat landing. PRD Tungate reported the work on the Jefferson Park boat landing is being done by the staff of the Parks Dept. They are about 90% complete. The east ramp is usable and the west ramp needs to be repositioned in a few spots. They are hoping to have both ramps opened by early May. They anticipate coming in under budget for this project. A similar project is being considered for the Ninth Street boat landing.  
4) City sign on Hwy 114. PRD Tungate reported the City sign on Hwy 114 has been removed and they will look at putting a new sign up closer to Lake Park.

Next Agenda: Ald. Barker – 1) Update on meeting between DNR and neighbors of American Quality Fiber building  
2) Update on Public Works Facility; 3) Update on Curtis Read Square Plaque  
Ald. Weber – 1) Update on Library endowment fund; 2) Update on City Parking Lots  
Ald. Wisneski – Annual Auction Process

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY (5 minute time limit for each person)

- A. Becky Bauer, 930 Harding St – Recreational Fire Permits, opposed to the requirement of neighbors signatures.  
B. Greg Pelegrin, 1015 Purple Sage Ct. – questions on dog park issue.  
C. Joe Seffker, 1005 Mosshaven Ct. – concerns about dog park area.

VIII. ORDINANCES AND RESOLUTIONS

- A. O-5-05 – An Ordinance Relating to Recreational Fires  
Public Hearing set for April 19 at 6:45 p.m.
- B. O-6-05 – An Ordinance Relating to Recreational Fires  
Public Hearing set for April 19 at 6:45 p.m.
- C. R-15-05 – Resolution Supporting City of Menasha's Application for WisDNR Urban Nonpoint Source & Storm Water Planning Grant Program

Moved by Ald. Mulvey, seconded by Ald. Foth to approve  
**Motion carried.**

- D. R-16-05 – A Resolution Supporting Legislation Regarding the Scope of Comprehensive General Liability Insurance Policies as They Relate to Certain Environmental Claims.

Moved by Ald. Weber, seconded by Ald. Wisneski to approve  
**Motion carried.**

IX. MAYOR'S APPOINTMENTS

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

A. Plan Commission, 3/29/05 Recommends Approval of:

1. The Park Board recommendation as outlined in the March 15, 2005 memorandum from Brian Tungate:
  - A. Allow Heckrodt Wetland Reserve, Inc (HWR) full use and authority over the former Lopas Property
  - B. Continue studying the feasibility of using a portion of the Conservancy Area (along STH 114) as a dog park.
  - C. If feasible, use at least 7.0 acres of the Conservancy for a fenced and gated dog park.
  - D. Accept HWR's offer to donate \$25,000 to develop the dog park, plus use the \$6,000 earmarked in the 2005 budget for dog park development
  - E. Open the dog park by September 15, 2005

Moved by Ald. Weber, seconded by Ald. Barker to approve.

Discussion: Council discussed holding a public hearing for residents to voice their opinion.

Moved by Ald. Foth, seconded by Ald. Eckstein to hold public hearing on April 19 at 6:30 p.m.

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

**Ald. Foth, Eckstein – yes**

**Ald. Barker, Taylor, Wisneski, Weber, Michalkiewicz, Mulvey – no**

Moved by Ald. Wisneski, seconded by Ald. Barker to hold public hearing on May 2 at 6:50 p.m.

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

B. Administration Committee, 4/4/05:

1. Accounts payable and payroll for the period 3-24-05/3-31-05 for the amount of \$802,568.16

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

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

2. Request to proceed with Marina Pier Re-decking and Float Replacement Project for \$11,069.12 (Low quote by Aqua Dock)

Moved by Ald. Eckstein, seconded by Ald. Taylor to approve

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

3. Annual request of Nauts Landing to serve alcoholic beverages on their deck from April 15–November 1, 2005

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

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

4. License: "Class B" application of Paul Michael Ehrlicke, d/b/a The Old Grog, for the premises at 546 Broad Street, for the 2004-2005 licensing year

Moved by Ald. Eckstein, seconded by Ald. Taylor to approve

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

5. Authorization to request funds from Winnebago County Commission on Aging for 2006:
  - 1) Senior Center Activity Coordinator;
  - 2) Senior Center Supervisor;
  - 3) 60+ Health Program and authorize signatures

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

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

XI. NEW BUSINESS, Cont'd.

C. Board of Public Works, 4/4/05:

1. Change Orders:

- A. Insituform Technologies.; Contract Unit No. 2004-01A; Wastewater Collection System Rehabilitation Improvements; 59-Day Time Extension (Change Order No. 1)
- B. Visu-Sewer Clean & Seal, Inc.; Contract Unit No. 2004-01B; Wastewater Collection System Rehabilitation Improvements; ADD: \$646.00 (Change Order No. 1)
- C. Visu-Sewer Clean & Seal, Inc.; Contract Unit No. 2004-01B; Wastewater Collection System Rehabilitation Improvements; ADD: \$3,600.00 (Change Order No. 2)
- D. Visu-Sewer Clean & Seal, Inc.; Contract Unit No. 2004-01B; Wastewater Collection System Rehabilitation Improvements; 45-Day Time Extension (Change Order No. 3)
- E. Ronet Construction Corporation; Contract Unit No. 2004-01C; Wastewater Collection System Rehabilitation Improvements; 164-Day Time Extension (Change Order No. 1)

Moved by Ald. Ald. Michalkiewicz, seconded by Ald. Eckstein to approve items 1A-E.

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

2. Payment:

- A. Carl Bowers & Sons Construction Co., Inc.; Contract Unit No. 2004 MRHP 1-A; \$4,949.76 (Payment No. 2)

Moved by Ald. Michalkiewicz, seconded by Ald. Wisnesik to approve

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

- B. Carl Bowers & Sons Construction Co. Inc.; Contract Unit No. 2004-4; Barker Farm Estates VI Subdivision; \$295,058.60 (Payment No. 1)

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve

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

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

XIII. ADJOURNMENT

Moved by Ald. Eckstein, seconded by Ald. Weber to adjourn at 7:56 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
April 19, 2005  
**MINUTES**

- I. Meeting called to order by Mayor Laux at 7:00 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Foth, Eckstein, Michalkiewicz, Mulvey, Taylor, Wisneski, Weber  
Excused: Ald. Barker  
Also Present: PC Stanke, FC Vander Wyst, DPW Radtke, CDD Keil, Comp Stoffel, PHD Nett,  
CA/PD Brandt, Mayor Laux, Clerk Galeazzi, PWS Jacobson, Lt. Brunn, Assr Heiden,  
LD Fry, and the Press

- IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS  
Motion to accept Board of Canvassers Report of April 6, 2005 from April 5, 2005 election  
Moved by Ald. Weber, seconded by Ald. Taylor to accept Board of Canvassers Report  
**Motion Carried.**

Minutes to approve:

- A. Administration Committee, 4/4/05
- B. Board of Public Works, 4/4/05
- C. Common Council, 4/4/05

Moved by Ald. Weber, seconded by Ald. Michalkiewicz to approve Minutes A-C.  
**Motion Carried.**

Minutes to receive:

- D. Parking Committee, 3/23/05
- E. N-M Fire Rescue, Joint Fire Commission; 3/23/05
- F. Safety Committee, 3/14/05
- G. Plan Commission, 4/5/05

Communications:

- 1. WI Taxpayers Alliance, 3/30/05
  - 2. League of WI Municipalities; Legislative Bulletin, 2005-2006-13, 2005-2006-14
  - 3. Dept. of Agriculture, Trade & Consumer Protection to Sanitarian Todd Drew, 3/16/05; Certification- Standardized in the Wisconsin Food Code
  - 4. Winnebago County District Attorney to Joann Harvey (Broad St. Alliance), 4/5/05; Explanation for sending copies of decision to Mayor Joe Laux and Common Council
  - 5. Public Works Facility, 4/4/05; February/March disposal violations
  - 6. Doty Island Development Council, 3/24/05
  - 7. Public Service Commission of Wisconsin, 3/31/05; Notice of Proceeding
  - 8. CA/PD Brandt, 4/12/05; Newly-elected Council Members Orientation
  - 9. CA/PD Brandt, 4/12/05; Protocol meeting
  - 10. CA/PD Brandt, 4/13/05; Wisconsin's Open Meeting Law
  - 11. HR Specialist Taubel, 4/14/05; AED Training
  - 12. LD Fry, 4/14/05; Report on Library Endowment Fund
  - 13. LD Fry, 4/14/05; Association of Public Libraries annual conference
  - 14. PC Stanke, 4/14/05; TIF Information
  - 15. CDD Keil, 4/13/05; 2005 Wisconsin Housing Conference TIF Seminar
  - 16. PRD Tungate, 4/12/05; Park Board Welcome Sign Policy
  - 17. Mayor Laux, 4/14/05; New Common Council
  - 18. PWD Radtke, 4/14/05; Milwaukee St. & Broad St. Parking Regulations
  - 19. PC Stanke, 4/14/05; Parking in the Area of the Broad St. Lot
- Moved by Ald. Weber, seconded by Ald. Michalkiewicz to approve Minutes D-G and Communication 1-19.  
Discussion: Ald. Wisneski-Comm. #8, should have this type of seminar (Atty Brandt will setup a workshop)  
Ald. Wisneski-Comm. #10, highlighting didn't come through very well  
Ald. Wisneski-Comm. #13, Library is asking Aldermen to help at conference  
Ald. Weber-Comm. #8, should be discussed in protocol committee  
Ald. Weber-Comm. #1, LD Fry's letter is good, answers his questions  
Ald. Taylor-Comm. #4, should be confidential  
Ald. Foth-League meetings are recommended, very beneficial.

**Motion Carried.**

V. CLAIMS AGAINST THE CITY

VI. REPORT OF OFFICERS

- A. CDD Keil – Report on meeting between DNR and neighbors of American Quality Fiber Building. CDD Keil reported on the meeting that was held on April 6 to inform the neighbors of the cleanup and Demolition of the American Quality Fiber building. A representative from Omni was present at the meeting to address the issues of the neighbors on property contamination and any direct health threats. The building has been razed by city and county crews. Trees will be planted to help with any contamination in the soil.
- B. DPW Radtke – 1) Update on Public Works Facility. DPW Radtke reported a Public Works Facility Review Committee meeting was held on April 12 and looked at site plans. There is another meeting scheduled for April 26. They will be discussing other uses for the current office area. The storm water management pond will be along STH 114 (Plank Road). The pond will be 40 to 50 feet from the bike trail. The entire area will be fenced in.  
2) Annual auction process. DPW Radtke reported this was discussed at the recent department head meeting and an ordinance will need to be created or amendments made.  
3) Report on City parking lot regulations. DPW Radtke referred to a map that was provided in the council packets identifying the parking lots. Signs are posted in the parking lots. Some problems have been resolved with the posting of new signs.
- C. PRD Tungate – Report on Curtis Reed Square plaque & brick. CDD Keil reported for PRD Tungate that a proposal from a local sign company has been received. The proposal will be presented to the appropriate committees and recommendation will then be made to the Council on a new sign and other items for the square.
- D. LD Fry – Report on Library Endowment Fund. Ald Weber said all his questions were answered in the letter LD Fry had in the council packet.
- E. Accurate Appraisal, LLC – Update on City Wide Revaluation. Assr. Heiden introduced Wayne Koehler and Jim Danielson from Accurate Appraisal. They reported 82% of the physical fieldwork has been completed. The properties that have not had interior inspections done will receive a letter to schedule an appointment for them to do the inspection. If the property owner doesn't respond, they will lose their right to appeal their assessment at the Board of Review. They are anticipating completing this project by end of June, assessment notices mailed out by end of July and open book to be held second week in August. They will be available at open book to answer questions from residents.
- F. Council President Weber – Report on Protocol Committee. Council President Weber reported the recommendations from the Protocol Committee will be for consideration at the May 2, 2005 Council meeting.
- G. Clerk Galeazzi – 2005 New Municipal Officials Workshop. Clerk Galeazzi reported on the upcoming League of Wisconsin Municipalities New Municipal Officials Workshop and Regional Dinner Meeting. Any Council member interested in attending should contact her.

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY  
(5 minute time limit for each person)

VIII. ORDINANCES AND RESOLUTIONS

A. O-5-05 – An Ordinance Relating to Recreational Fires

Moved by Ald. Weber, seconded by Ald. Michalkiewicz to approve O-5-05.

Discussion: Council discussed the pros and cons of requiring neighbors' signatures.

**Motion carried on roll call 6-1. Ald Weber - no**

B. O-6-05 – An Ordinance Relating to Recreational Fires

No Action.

C. R-17-05 – A Resolution Transferring/Appropriating Funds

Moved by Ald. Eckstein, seconded by Ald. Foth to approve R-17-05

**Motion carried on roll call 7-0.**

D. R-18-05 – A Resolution Continuing Appropriations

Moved by Ald. Eckstein, seconded by Ald. Foth to approve R-18-05.

**Motion carried on roll call 7-0.**

IX. MAYOR'S APPOINTMENTS

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

A. Plan Commission, 4/19/05, Recommends Approval of:

1. Certified Survey Map, Manitowoc Road and Oneida Street, Mike Weinandt.

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

**Motion carried.**

2. Quit Claim Deed from Winnebago County to City of Menasha, Keyes Street remnant parcel.

Moved by Ald. Mulvey, seconded by Ald. Michalkiewicz to approve.

**Motion carried.**

3. Acquisition of 222 Main Street, Dean's Barber Shop.

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

Discussion: CDD Keil explained the fund to purchase this property will be coming from TIF #4.

Moved by Ald. Weber, seconded by Ald. Mulvey to table.

**Motion to table carried on roll call 5-2. Ald. Eckstein, Foth - no**

B. Administration Committee, 4/19/05:

1. Approval of Joint Powers Agreement with Calumet County 911 Emergency System, and authorize signature.

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

**Motion carried on roll call 7-0.**

2. Board of Health recommends approval of fees for the licensing period July 1, 2005-June 30, 2006; Weights and Measures; DHFS Agent of the State; Tattoo/Body Piercing Establishments; Retail Food Establishments.

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

**Motion carried on roll call 7-0.**

3. Accounts payable and payroll for the period 4-7-05/4-14-05 for the amount of \$2,256,151.94.

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

**Motion carried on roll call 7-0.**

C. Board of Public Works, 4/19/05:

1. Recommendation to Award:

- A. J.F. Ahern Co.; Installation and Testing of Underground Steam Distribution Piping for Menasha Utilities; \$1,124,850.00.

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve.

**Motion carried on roll call 7-0.**

2. Authorization to Execute Intergovernmental Agreement for Educational Efforts about Recycling, Wisconsin DNR 2006 Recycling Efficiency Incentive Grants.

Moved by Ald. Michalkiewicz, seconded by Ald. Mulvey to approve.

**Motion carried on roll call 7-0.**

3. Consideration of Winnebago County Signing Municipality Recycling Surplus Revenue Ballot.

Moved by Ald. Michalkiewicz, seconded by Ald. Foth to retain surplus revenue.

Moved by Ald. Wisneski, seconded by Ald. Weber to amend to vote no on the Solicitation of Interest in Consolidated Collection.

Discussion: Council discussed the Solicitation of Interest in Consolidated Collection that was part of the Recycling Surplus Revenue Ballot.

**Motion to amend carried.**

**Motion as amended carried on roll call 7-0.**

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

- A. Stan Sevenich, 645 9<sup>th</sup> St. The item that was tabled under New Business will end in Sine-Die. Commended Ald. Foth for her service to the City. She has worked hard for the City and the environment. The City of Menasha is losing a good aldermen.

Mayor presented a plaque to outgoing Alderman Charlotte Foth and thanked her for her service to the community.

Ald. Foth thanked staff and it was a pleasure to work with them. She was honored to have served the community.

XIII. ADJOURNMENT – Sine Die

Moved by Ald. Foth, seconded by Ald. Taylor to adjourn Sine Die at 8:00 p.m.

Motion carried.

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
NEW COMMON COUNCIL  
Council Chambers  
April 19, 2005  
**Minutes**

- I. CALL TO ORDER, PLEDGE OF ALLEGIANCE AND ROLL CALL  
Meeting called to order by Mayor Laux at 8:10 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Ald. Merkes, Taylor, Wisneski, Weber, Hendricks, Eckstein, Michalkiewicz, Mulvey  
Also Present: PC Stanke, FC Vander Wyst, PWD Radtke, CDD Keil, Comp Stoffel, PHD Nett, LD Fry,  
CA/PD Brandt, Mayor Laux, Clerk Galeazzi, Assr. Heiden, PWS Jacobson, Lt. Brunn,  
and the Press

- II. MOMENT OF SILENCE  
All stood for a moment of silence. Mayor Laux spoke for guidance and that good decisions are made for the betterment of the community.
- III. ORDINANCES AND RESOLUTIONS  
A. R-19-05 – A Resolution Providing for the Method of Selecting Certain City Officers

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to adopt R-19-05.

**Motion carried.**

1. President of the Council  
Term: 1 year, effective immediately

Moved by Ald. Taylor, seconded by Ald. Mulvey nominating Ald. Weber.  
Moved by Ald. Wisneski, seconded by Ald. Taylor that nominations be closed and the Clerk cast a unanimous ballot for Ald. Weber as Council President

**Motion carried unanimously.**

2. An Alderman Member of the Plan Commission  
Term: 1 year, effective immediately

Moved by Ald. Weber, seconded by Ald. Michalkiewicz nominating Ald. Mulvey.  
Moved by Ald. Weber, seconded by Ald. Michalkiewicz that nominations be closed and the Clerk cast a unanimous ballot for Ald. Mulvey as Alderman Member of the Plan Commission.

**Motion carried unanimously.**

3. An Alternate Alderman Member of the Plan Commission  
Term: 1 year, effective immediately

Moved by Ald. Wisneski, seconded by Ald. Mulvey nominating Ald. Taylor.  
Moved by Ald. Weber, seconded by Ald. Wisneski that nominations be closed and the Clerk cast a unanimous ballot for Ald. Taylor as Alternate Member of the Plan Commission

**Motion carried unanimously.**

- IV. MAYOR'S COMMITTEE APPOINTMENTS  
A. Approval of appointment of Alderman Wisneski to Parks & Recreation Board.

Moved by Ald. Michalkiewicz, seconded by Ald. Mulvey to approve.

**Motion carried.**

- B. Approval of appointment of Alderman Merkes to Landmarks Commission.

Moved by Ald. Muvley, seconded by Ald. Wisneski to approve.

**Motion carried.**

IV. MAYOR'S COMMITTEE APPOINTMENTS, Cont'd

C. Approval of appointments of Alderman Hendricks Council Representative, Jack Fry, at large member to Heckrodt Wetland Reserve.

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

**Motion carried.**

D. NM Fire Rescue Joint Finance & Personnel Committee: Alderman Michalkiewicz, Council President, Personnel Committee Chairman

Moved by Ald. Weber, seconded by Ald. Mulvey to approve.

**Motion carried.**

E. Police Commission:

1. Re-appointment of Amy Ristow, 2079 Ridgecrest Lane, Menasha for the term May 2005-May 2010

Moved by Ald. Eckstein, seconded by Ald. Weber to approve.

**Motion carried.**

F. NM Fire Rescue Joint Fire Commission:

1. Re-appointment of Pat Fahrenkrug, 314 Milwaukee Street, Menasha for the term May 2005-May 2008.

Moved by Ald. Michalkiewicz, seconded by Ald. Mulvey to approve.

**Motion carried.**

G. Joint Consolidation Review Committee, Council President, Personnel Committee Chairman, City residents: Colleen Canale, Stan Martenson, Barbara Drinkwine.

Moved by Ald. Wisneski, seconded by Ald. Michalkiewicz to approve.

**Motion carried.**

V. SELECT COMMITTEE CHAIRS AND VICE-CHAIRS

A. Chairman – Administration Committee

Moved by Ald. Michalkiewicz, seconded by Ald. Mulvey nominating Ald. Eckstein.

Moved by Ald. Taylor, seconded by Ald. Merkes nominating Ald. Wisneski.

Moved by Ald. Michalkiewicz, seconded by Alderman Weber to close nominations.

**Motion carried.**

1<sup>st</sup> roll call: Motion tied on roll call 4-4.

Voting for Eckstein: Weber, Eckstein, Michalkiewicz, Mulvey

Voting for Wisneski: Merkes, Taylor, Wisneski, Hendricks

2<sup>nd</sup> roll call: Motion carried on roll call 7-1.

Voting for Eckstein: Merkes, Wisneski, Weber, Hendricks, Eckstein,  
Michalkiewicz, Mulvey

Voting for Wisneski: Taylor

On a roll call of 7-1, Ald. Eckstein was declared the winner and Chairman of Administration Committee for one year effective immediately.

B. Vice-Chairman – Administration Committee

Moved by Ald. Taylor, seconded by Ald. Weber nominating Ald. Wisneski.

Moved by Ald. Weber, seconded by Ald. Taylor that nominations be closed and the Clerk cast a unanimous ballot for Ald. Wisneski as Vice-Chairman of the Administration Committee.

**Motion carried unanimously.**

V. SELECT COMMITTEE CHAIRS AND VICE-CHAIRS, Cont'd  
C. Chairman – Board of Public Works

Moved by Ald. Weber, seconded by Ald. Eckstein nominating Ald. Michalkiewicz.  
Moved by Ald. Merkes, seconded by Ald. Hendricks nominating Ald. Taylor.  
Moved by Ald. Weber, seconded by Ald. Eckstein to close nominations.

**Motion carried.**

Voting for Michalkiewicz: Wisneski, Weber, Eckstein, Michalkiewicz, Mulvey

Voting for Taylor: Merkes, Taylor, Hendricks

On a roll call of 5-3, Ald. Michalkiewicz was declared the winner and Chairman of Board of Public Works for one year effective immediately.

D. Vice-Chairman – Board of Public Works

Moved by Ald. Weber, seconded by Ald. Taylor nominating Ald. Merkes.  
Moved by Ald. Weber, seconded by Ald. Michalkiewicz that nominations be closed and the Clerk cast a unanimous ballot for Ald. Merkes as Vice-Chairman of the Board of Public Works.

**Motion carried unanimously.**

E. Chairman – Personnel Committee

Moved by Ald. Taylor, seconded by Ald. Eckstein nominating Ald. Weber.  
Moved by Ald. Mulvey, seconded by Ald. Eckstein that nominations be closed and the Clerk cast a unanimous ballot for Ald. Weber as Chairman of the Personnel Committee.

**Motion carried unanimously.**

F. Vice-Chairman – Personnel Committee

Moved by Ald. Weber, seconded by Ald. Wisneski nominating Ald. Taylor.  
Moved by Ald. Taylor, seconded by Ald. Merkes nominating Ald. Hendricks.  
Moved by Ald. Weber, seconded by Ald. Eckstein to close nominations.

**Motion carried.**

1<sup>st</sup> roll call: Motion tied on roll call 4-4.

Voting for Taylor: Wisneski, Weber, Eckstein, Mulvey

Voting for Hendricks: Merkes, Taylor, Hendricks, Michalkiewicz

2<sup>nd</sup> roll call: Motion carried on roll call 7-1.

Voting for Taylor: Mulvey

Voting for Hendricks: Merkes, Taylor, Wisneski, Weber, Hendricks, Eckstein,  
Michalkiewicz

On a roll call of 7-1, Ald. Hendricks was declared the winner and Vice-Chairman of the Personnel Committee for one year effective immediately.

VI. NEW BUSINESS

A. Neenah-Menasha Fire Rescue Joint Finance and Personnel Committee recommends approval to hire four Firefighters to fill vacancies within the Neenah-Menasha Fire Rescue.

Moved by Ald. Weber, seconded by Ald. Mulvey to approve.

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

VII. ADJOURNMENT

Moved by Ald. Mulvey, seconded by Ald. Wisneski to adjourn at 8:25 p.m.

Motion carried.

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
May 2, 2005  
**Minutes**

- I. Meeting called to order by Mayor Laux at 7:10 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Taylor, Wisneski, Weber, Hendricks, Eckstein, Merkes  
Excused: Ald. Michalkiewicz, Mulvey  
Also Present: Lt. Brunn, FC Vander Wyst, DPW Radtke, CDD Keil, Comp Stoffel, PRD Tungate, CA/PD Brandt, Mayor Laux, Clerk Galeazzi, and the Press
- IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS  
Minutes to approve:
  - A. Administration Committee, 4/19/05
  - B. Board of Public Works, 4/19/05
  - C. Common Council, 4/19/05
  - D. New Common Council, 4/19/05

Moved by Ald. Weber, seconded by Ald. Wisneski to approve Minutes A-D.  
**Motion carried.**

Minutes to receive:

- E. Board of Health, 4/13/05
- F. Water and Light Commission, 4/14/05, Closed Session
- G. Water and Light Commission, 4/14/05, Special Meeting
- H. Information Systems Steering Committee, 3/16/05
- I. Police Commission, 4/21/05
- J. Plan Commission, 4/19/05
- K. N-M Fire Rescue, 4/27/05; Joint Fire Commission
- L. N-M Fire Rescue, 4/26/05; Joint Finance & Personnel Committee
- M. Safety Committee, 3/28/05
- N. Library Board, 4/19/05
- O. Public Hearing, 4/19/05; Ordinances Relating to Recreation Fires

Communications:

- 1. WI Taxpayers Alliance, 4/14/05
- 2. League of WI Municipalities; Legislative Bulletin, 2005-2006-15, 2005-2006-16
- 3. League of WI Municipalities; Letter, 4/21/05
- 4. Safety Coordination Quarterly Report 2005, 4/20/05
- 5. Small Cities USA, 4/20/05; Best Practices for managers, mayors and council in cities under 50,00
- 6. Winnebago County Spring Election Board of Canvass, 4/7/05; City of Menasha Results
- 7. Legislative Committee Minutes, 4/15/05
- 8. PCI Management Project Manager, Scott Farley to MUGM Doug Young, 4/13/05; Bid Analysis Recommendation, Steam Distribution Piping Install Bid Tab
- 9. Heckrodt Wetland Reserve Chairman, James Bartz to Mayor Laux, 4/17/05; Lopas Property
- 10. Dept of Health/Family Services to Council President Weber, 4/25/05; Health Dept. Level III Status
- 11. Michael Austin, 4/24/05; Rezoning of 141 River St & two adjoining lots
- 12. CA/PD Brandt to Town of Harrison & Waverly San. Dist, 4/27/05; John Bartlein property
- 13. PRD Tungate, 3/15/05; Parks & Rec. Bd. action, tall grass prairie meadow & dog park concept plan
- 14. Clerk Galeazzi, 4/28/05; Agendas and Minutes on City Website
- 15. Clerk Galeazzi, 4/28/05; Business Cards
- 16. Clerk Galeazzi, 4/28/05; IIMC 2005 Conference in St. Paul, MN
- 17. WisDNR to CDD Keil, 4/21/05; Land Use-Dog Park on Conservancy Area, Hwy 10/114

Moved by Ald. Weber, seconded by Ald. Eckstein to approve minutes E-O and Communications 1-17.

Discussion: Ald. Wisneski (Information Systems Comm. Minutes)-working on resolution for billing problem;  
Comm. #3 (League of WI Municipalities Letter)-should check into applying for water front award.  
Ald. Weber-Comm #5 (Small Cities USA)-another form of information Aldermen can receive.

**Motion carried.**

V. CLAIMS AGAINST THE CITY

- A. A motion is in order for the Common Council to issue a formal notice of disallowance for the claim of Carol Dolan and that she be advised of her statutory rights pursuant to Wis. Stats. 893.80

Moved by Ald. Wisneski, seconded by Ald. Eckstein to disallow claim.

**Motion carried on roll call 6-0.**

- B. A motion is in order for the Common Council to issue a formal notice of disallowance for the claim of Junelle Baer and that she be advised of her statutory rights pursuant to Wis. Stats. 893.80

Moved by Ald. Eckstein, seconded by Ald. Weber to disallow claim.

Discussion: CA/PD Brandt explained Brighton Beach Condominiums filed the claim. Junelle Baer represents the insurance company for Brighton Beach Condominiums.

**Motion carried on roll call 6-0.**

VI. REPORT OF OFFICERS

- A. PC Stanke – Report on collection of money owed to City. Lt. Brunn reported the City has collected over \$30,000 in unpaid parking tickets since 2000, but there are more tickets outstanding. They have explored different options and checked into new software. Cost is a factor. City of Menasha is not unique in trying to collect unpaid fines. They will continue to work on finding a solution that would be cost effective.
- B. Clerk Galeazzi – Update on the progress of agendas and minutes on the city website. Clerk Galeazzi reported agendas for the Administration Committee, Board of Public Works and Common Council are available on the Clerk's webpage. The minutes from these meeting are also available on the webpage. The on-line agenda project is being worked on. Implementation of the on-line agenda should take place in early 2006.
- C. PRD Tungate – Report on Curtis Reed Square Plaque and Brick. PRD Tungate reported staff has been meeting and discussing this project. They will bring their suggestions to the Park & Recreation Board and then to Plan Commission.

Next Agenda: Ald. Taylor: 1) Update on the Schreiber & Anderson plan proposal for the Racine/Third Street corridor.  
2) Update on 81-87 Racine Street

Ald. Eckstein: Update on aeration system at Manitowoc Street boat landing.

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY (5 minute time limit for each person)

- A. Mike Austin, 819 S. Military Road, Chilton. Enforcing ordinance that requires business to have parking lot paved.
- B. Dick Sturm, Representative of Park & Recreation Board. Issue of dogs in parks has been addressed by Park & Recreation Board. The Board supports dog park, but not having dogs in parks. They have researched the dog park issue.
- C. Dan Zelinski, 647 Paris St. Enforcement of ordinances regarding parks and yard waste collection.
- D. Dave Zelinski, 57 Appleton St. Keeping parks clean.
- E. Geoffrey Cook, 68½ Racine St. Allowing dogs on trail in Jefferson Park, might get more people to use park.
- F. Scott Jacobson, 627 Manitowoc St. Jefferson Park trail is part of state trail. Only part of state trail that doesn't allow dogs.
- G. Lynn Ann Sauby, 339 Broad St. Dogs on a leash in parks is a good, progressive idea.
- H. John Nebel, 339 Broad St. Thanked Mayor Laux for leadership in finding dog park. Dog park is a better use of HWR area than prairie. Dogs in Jefferson Park would help with goose population.
- I. Jim Bartz, HWR Chairman. HWR is not a place for dog park. Will have problems with DNR. Prairie will be educational.
- J. Dale Milheiser, 324 Oak St. Oak St. is already too narrow. Can't get through if cars are parked on both sides.
- K. Lisa Lingnofski, 627 Manitowoc St. HWR was not established for a dog park, it's for education.

VIII. ORDINANCES AND RESOLUTIONS

A. O-7-05 – An Ordinance Relating to Escorts and Escort Service

Moved by Ald. Wisneski, seconded by Ald. Weber to suspend the rules and take up O-7-05 at this time.

**Motion carried on roll call 5-1. Ald. Merkes – no.**

Moved by Ald. Wisneski, seconded by Ald. Weber to approve O-7-05.

Moved by Ald. Wisneski, seconded by Ald. Eckstein to amend Section 7-13-10 to replace City Clerk with Police Department to issue photo identification card.

Discussion: Ald. Merkes voted not to suspend the rules, citizens should have opportunity to comment on ordinance before it's acted on by Council. There can be exception when there is a pressing issue.

**Motion to amend ordinance carried on roll call 6-0.**

**Motion to approve ordinance as amended carried on roll call 6-0.**

B. O-8-05 – An Ordinance Relating to Park Regulations

Moved by Ald. Taylor, seconded by Ald. Hendricks to suspend the rules and take up O-8-05 at this time.

**Motion carried on roll call 4-2. Ald. Merkes, Wisneski – no.**

Moved by Ald. Taylor, seconded by Ald. Hendricks to approve O-8-05.

Discussion: Council discussed Park & Recreation Board's recommendations that were passed.

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

**Ald. Merkes, Taylor, Hendricks – yes**

**Ald. Weber, Eckstein, Wisneski - no**

C. O-9-05 – An Ordinance Relating to Recreational Fires

Moved by Ald. Weber, seconded by Ald. Taylor to suspend the rules and take up O-9-05 at this time.

**Motion carried on roll call 4-2. Ald. Merkes, Eckstein - no**

Moved by Ald. Weber, seconded by Ald. Taylor to approve O-9-05.

**Motion carried on roll call 5-1. Ald. Eckstein – no**

D. O-10-05 – An Ordinance Relating to the Definition of Adult Establishments

Moved by Ald. Wisneski, seconded by Ald. Weber to suspend the rules and take up O-10-05 at this time.

**Motion carried on roll call 6-0.**

Moved by Ald. Wisneski, seconded by Ald. Eckstein to approve O-10-05.

**Motion carried on roll call 6-0.**

E. O-11-05 – An Ordinance Amending Title 13 by Making Certain Changes in the District (141 River St.)

Moved by Ald. Merkes, seconded by Ald. Weber to approve O-11-05.

**Motion carried on roll call 6-0.**

F. R-20-05 – Final Resolution Declaring Intent to Exercise Special Assessment Powers Under Section 66.60, Wisconsin Statutes (Woodland Hills Subdivision)

Moved by Ald. Wisneski, seconded by Ald. Weber to approve R-20-05.

**Motion carried on roll call 6-0.**

IX. MAYOR'S APPOINTMENTS

A. Plan Commission

1. Reappointment of Norm Sanders, 804 Jefferson St., for the term of May 2005-May 2008.

Mayor recognized point of order by Ald. Weber.

Ald. Weber asked Mayor if all appointees had been notified. Mayor answered that all have been notified, except Lori Asmus, who indicated to PHD Nett that she would like to be re-appointed.

Moved by Ald. Eckstein, seconded by Ald. Taylor to approve

**Motion carried on roll call 6-0.**

IX. MAYOR'S APPOINTMENTS, Cont'd.

B. Board of Health

1. Reappointment of Lori Asmus, 1155 Fieldview Dr. for the term of May 2005-May 2008

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

**Motion carried on roll call 6-0.**

C. Ad-Hoc Public Works Facility Review Committee

1. Ald. Tom Michalkiewicz, Doug Young, Harold Miller, Mayor Laux, Ald. Sue Wisneski, Alternate-Ald Mary Ann Mulvey

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

Discussion about adding DPW Radtke and PWS Jacobson as voting member of Committee. They currently are on committee as support staff.

Moved by Ald. Taylor, seconded Ald. Hendricks to add DPW Radtke, PWS Jacobson and two representatives of Local 1035 to the committee.

**Motion to add DPW Radtke, PWS Jacobson and two Representatives of Local 1035 failed on roll call 2-4.**

**Ald. Taylor, Hendricks – yes.**

**Ald. Merkes, Weber, Wisneski, Eckstein – no**

**Motion to approve appointments to Ad-Hoc PWF Review Committee carried on roll call 5-1. Ald. Merkes – no.**

D. Ad-Hoc Parking Committee

1. Ald. Sue Wisneski, Jeff Brandt, Mark Radtke, Greg Keil, Bob Stanke

Moved by Ald. Weber, seconded by Ald. Eckstein to approve.

**Motion carried on roll call 6-0.**

E. Ad-Hoc Red, White & Blue Committee

1. Ald. Mary Ann Mulvey, Nancy Barker, Sylvia Bull, Barbara Drinkwine, Lindy Eake, Mayor Laux, Roy Rogers, Sheryl Ruedenbusch, Harvey Walbrun, Julie Wing, Ray Zielinski

Moved by Ald. Weber, seconded by Ald. Wisneski to approve

**Motion carried on roll call 6-0.**

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

A. Plan Commission: 3/28/05 Recommends Approval of:

1. Revised Use/Development Concept-Lopas Property and Alternate Dog Park Proposal-Menasha Conservancy Area:
  - A. Allow Heckrodt Wetlands Reserve, Inc (HWR) full use and authority over the former Lopas Property.
  - B. Continue studying the feasibility of using a portion of the conservancy area (along STH 114) as a dog park.
  - C. If feasible, use at least 7.0 acres of the conservancy for a fenced and gated dog park.
  - D. Accept HWR's offer to donate \$25,000 to develop the dog park, plus use the \$6,000 earmarked in the 2005 budget for dog park development.
  - E. Open the dog park by September 15, 2005

Moved by Ald. Taylor, seconded by Ald. Wisneski to table A1A.

**Motion carried on roll call 4-2. Ald. Eckstein, Hendricks – no.**

Moved by Ald. Taylor, seconded by Ald. Merkes to deny A1B&C.

Discussion on the need of a dog park, setting up a committee to research a regional dog park.

**Motion carried on roll call 4-2. Ald. Eckstein, Hendricks – no.**

Mayor Laux informed the Council that item A1D is no longer an option with the tabling of item A1A.

Moved by Ald. Taylor to approve A1E, no second.

XI. NEW BUSINESS, Cont'd.

B. Plan Commission: 4/5/05 Recommends Approval of:

1. Proposed Rezoning at 141 River Street  
Acted on earlier, item VIII.E

C. N-M Fire Rescue Joint Finance & Personnel Committee, 4/26/05 Recommends Approval of:

1. The carryover of the remaining 2004 Operations Budget of \$9,220 as well as the \$24,140 in the Special Operations Program to be carried over to 2005.

Moved by Ald. Weber, seconded by Ald. Taylor to approve.

**Motion carried on roll call 6-0.**

D. Administration Committee, 5/2/05:

1. Accept Financing Report – Ray Osness

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

**Motion carried on roll call 6-0.**

2. License (6-month): Class "B" application of Menasha Athletic Assn. (Macs) to sell fermented malt beverages, Koslo Park concession, May 3, 2005-Oct. 31, 2005, Dave Romnek, Agent

Moved by Ald. Eckstein, seconded by Ald. Taylor to approve.

**Motion carried on roll call 6-0.**

3. License (6-month): Class "B" application of Menasha Twins Baseball (Legion Team) to sell fermented malt beverages, Koslo Park concession, May 3, 2005-Oct. 31, 2005, Debbie Chew, Agent

Moved by Ald. Eckstein, seconded by Ald. Taylor to approve.

**Motion carried on roll call 6-0.**

4. Approval to Award Martenson & Eisele as architects for fire station, and authorize signatures.

Moved by Ald. Eckstein, seconded by Ald. Weber to approve.

**Motion carried on roll call 6-0.**

5. Approval of Lease Agreement with Menasha Utilities for installation of roadway/trail lighting in Jefferson Park, and authorize signature.

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

**Motion carried on roll call 6-0.**

6. Council direction as to continued pursuit of Dog Park.

Moved by Ald. Wisneski, seconded by Ald. Taylor to form an Ad-Hoc Committee to study a regional dog park.

**Motion carried on roll call 5-1. Ald. Eckstein – no.**

7. Council direction regarding lunch for early Council or Committee meetings

Moved by Ald. Wisneski, seconded by Ald. Taylor to provide lunch when meetings start at 5PM or before.

**Motion carried on roll call 5-1. Ald. Eckstein – no.**

8. Approval of Recommendations from Protocol Committee

Moved by Ald. Eckstein, seconded by Ald. Weber to approve.

Discussion on having former aldermen sponsor resolutions/proclamations of achievement.

Moved by Ald. Taylor to amend recommendation to one alderman and one former alderman to sponsor resolution/proclamation. No second.

**Motion to approve original recommendations carried on roll call 6-0.**

XI. NEW BUSINESS, Cont'd.

D. Administration Committee, 5/2/05, Cont'd:

9. Request of Frederick Schroeder for an outdoor beer garden permit for The Locker Room, 800 Plank Road, May 3, 2005-November 1, 2005

Moved by Ald. Eckstein, seconded by Ald. Hendricks to approve.

**Motion carried on roll call 6-0.**

10. Establish fees for Escort Services.
11. Establish fees for Escorts.

Moved by Ald. Wisneski, seconded by Ald. Merkes to establish fees for Escort Services and Escorts.

**Motion carried on roll call 6-0.**

12. Accounts payable and payroll for the period 4-21-05/4-28-05 for the amount of \$1,107,730.66

Moved by Ald. Taylor to sever check #2167/Miller Wagner Coenen McMahon from the rest of the accounts payable and payroll.

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve the remaining accounts payable and payroll.

**Motion carried on roll call 6-0.**

Moved by Ald. Wisneski, seconded by Ald. Weber to approve check #2167/Miller Wagner Coenen McMahon

**Motion carried on roll call 5-0. Ald. Taylor-abstain**

E. Board of Public Works, 5/2/05:

1. Payment:

- A. Ronet Construction Corp., Contract Unit No. 2004-01C; Wastewater Collection System Rehabilitation Improvements \$23,804.42; (Payment No. 2 and Final)

Moved by Ald. Merkes, seconded by Ald. Eckstein to approve.

**Motion carried on roll call 6-0.**

- B. Visu-Sewer Clean & Seal, Inc.; Contract Unit No. 2004-01B; Wastewater Collection System Rehabilitation Improvements: \$75,968.47; (Payment No. 3).

Moved by Ald. Merkes, seconded by Ald. Eckstein to approve.

**Motion carried on roll call 6-0.**

2. Street Use Applications:

- A. Communityfest Lighted Street Parade; Sunday, July 3, 2005; 9:15pm to 10:15pm (Communityfest)

Moved by Ald. Weber, seconded by Ald. Wisneski to table.

**Motion carried on roll call 6-0.**

- B. Banta Wellness Walk/Run; August 7, 2005; 10:00am to 11:00am. (Banta Corporation)

Moved by Ald. Merkes, seconded by Ald. Eckstein to approve.

**Motion carried on roll call 6-0.**

3. Request for Extension for 90-Day Trial of 11:00pm to 5:00am parking restrictions on Water, Kaukauna, and High Streets (Parking Committee)

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

**Motion carried on roll call 6-0.**

4. Recommendation to add two parking stalls on Milwaukee Street between Main Street and Broad Street  
Held in Board of Public Works.

XI. NEW BUSINESS, Cont'd.

E. Board of Public Works, 5/2/05, Cont'd:

5. Authorization to execute WisDOT Bridge Operation Agreement for Fiscal 2006.

Moved by Ald. Merkes, seconded by Ald. Eckstein to approve.

**Motion carried on roll call 6-0.**

6. Recommendation to reduce street width on Oak Street from 31 feet to 28 feet.

Moved by Ald. Merkes, seconded by Ald. Eckstein to maintain the street width at 31 feet.

**Motion carried on roll call 6-0.**

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

- A. Dick Sturm, Park & Recreation Board. Ad-Hoc Committee for study of dog park was already done. Regional dog park concept was already explored.
- B. Mike Austin, 819 S. Military Road, Chilton. Thanked Council for approving rezoning of 141 River Street and 90-day parking restriction on Water, Kaukauna, and High Streets.

XIII. ADJOURNMENT

Moved by Ald. Wisneski, seconded by Ald. Taylor to adjourn at 9:15 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
May 16, 2005  
**MINUTES**

I. Meeting called to order by Mayor Laux at 7:11 p.m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL/EXCUSED ABSENCES

Present: Ald. Wisneski, Weber, Hendricks, Eckstein, Michalkiewicz, Mulvey, Merkes, Taylor  
Also Present: PC Stanke, DPW Radtke, CDD Keil, Comp Stoffel, PRD Tungate, PHD Nett,  
CA/PD Brandt, Mayor Laux, Clerk Galeazzi, and the Press

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS

Minutes to approve:

- A. Administration Committee, 5/2/05
- B. Board of Public Works, 5/2/05
- C. Common Council, 5/2/05

Moved by Ald. Weber, seconded by Ald. Wisneski to approve Minutes A-C.

Discussion: Ald. Mulvey will be abstaining from this vote; she was not present at the meetings.

**Motion carried.**

Minutes to receive:

- D. Public Hearing, Proposed Dog Park in a city-owned conservancy area, 5/2/05
- E. Public Hearing, Rezoning of Lots 46-49, 141 River St. from I-2 to R-2 and R-1 to R-2, 5/2/05
- F. Public Hearing, Special Use Permit, Gary Singh, 645 Appleton Rd., 5/2/05
- G. Plan Commission, 5/3/05
- H. Safety Committee, 3/24/05, 4/4/05

Communications:

- 1. WI Taxpayers Alliance, 4/27/05
- 2. League of WI Municipalities; Legislative Bulletin, 2005-2006-17, 2005-2006-18
- 3. RN Janet Reilly to HD Nett; 5/4/05; Thank you note
- 4. Public Works Facility, 5/3/05; April 2005 Disposal Violations
- 5. James Bartz (Heckrodt Wetland Reserve), 5/11/05; Urgent Appeal to Council granting HWR...Lopas Property
- 6. Mayor Laux to Mayor Takagi (Mayor of Maebashi, Japan), 5/11/05; Sister City Program
- 7. Office of Comm. Of Railroad, 5/6/05; Petition City of Menasha, Public Crossings at Garfield Ave.
- 8. PHD Nett, 5/12/05; City AED Program
- 9. Ken Syring (Syring Development), 5/4/05; Kenwood Commons Special Use Permit

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes D-H and Communications 1-9.

Discussion: Ald. Merkes-Comm #7, DPW Radtke explained the quiet zone relating to the railroad crossings.

**Motion carried.**

V. CLAIMS AGAINST THE CITY

VI. REPORT OF OFFICERS

- A. CDD Keil – 1) TIF 7 and Status on Condominiums and Apartments. CDD Keil explained the status of TIF 7 and which area it covers. Plan Commission has recommended approval of a design for the walkway. Landscaping will be completed with the walkway. Andi Simmons from PRDC spoke on the sale of the condominium units and the renting of the apartments. 5% of the apartment complex is rented and is expected by July 53% should be rented. Dawn Christensen, Century 21 Realty, is the broker for the condominiums. Dawn reported four condominium units have been sold and have buyers interested in other units. She explained the advertising they are using to help with the sale of the condominium units.
- 2) Information about Schreiber & Anderson proposal for 3<sup>rd</sup> & Racine St. CDD Keil reported he will be meeting with representative from Schreiber & Anderson in a few weeks to start on this project. The area around Broad Street has been busy with the current condominium project.

VI. REPORT OF OFFICERS, Cont'd

- A. CDD Keil - 3) Mural on building next to parking ramp. CDD Keil reported the renovation work on the building next to the parking ramp was repair work. There is an area for a mural. The Landmarks Commission will consider a design. They would like something that will complement the mural on City Hall.  
4) Landscaping on Main St. in front of parking ramp. CDD Keil reported landscaping was not part of the contract with PRDC, the developers of the ramp. This is an area that the City Parks Dept. will take care of.  
5) Restoration and walkway of rear building on 100 block of Main St. CDD Keil reported the Plan Commission has made a recommendation for design of a walkway and landscaping from Larsen Engineering.
- B. PRD Tungate – Update on aeration system at Manitowoc St. boat landing. PRD Tungate reported he has been meeting with Park Supt Huss on supplying power through the pump house by the boat landing to power the aeration system. The system is similar to that used at the Marina, artificial current pushes the weeds away from shore. Should have system up and running in about two weeks.
- C. CA/PD Brandt - Update on 81-87 Racine St. CA/PD Brandt reported some correspondence has been received from one of the property owners. The owner feels the property is worth more than the appraised value. The Council may want to consider scheduling a closed session.
- D. DPW Radtke – 1) Update on Main St. parking ramp. DPW Radtke reported the final design is complete and crews should be able to start in a few weeks. For safety reasons, the arch must be in place before the ramp can be used.  
2) Removal of 2 lights in parking ramp. DPW Radtke reported the lights were removed when working on the wall. The lights will remain down until all work is completed.
- E. PHD Nett – Update and installation of AED. PHD Nett reported that AED (automatic external defibrillator) Units have been installed at City Hall, Library, Public Works Facility, Senior Center and Pool. The installation at the pool will take place when the pool opens. Staff has been trained in CPR and AED use.

NEXT AGENDA: Ald. Hendricks – Status on Time Warner Cable negotiations.  
Ald. Weber – School bus pickup/drop-off on one-way streets.  
Ald. Eckstein – Update on aeration system at Manitowoc St. boat landing.

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY  
(5 minute time limit for each person)

- A. Tony Weinandt, 829 Ida Street. Look at increase in City debt before doing more projects. Do something about run-down rental property.

VIII. ORDINANCES AND RESOLUTIONS

- A. O-12-05 – An Ordinance Relating to Prohibited Parking (Water St., High St., and Kaukauna St.)  
Held in Administration Committee.
- B. R-21-05 – Resolution Authorizing the Redemption of \$1,375,000 Bond Anticipation Notes Dated September 1, 2001

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve R-21-05.  
Discussion on what projects these Bond Anticipation Notes covered and the reason to re-do them at this time.  
**Motion carried on roll call 7-1. Ald. Weber – no.**

IX. MAYOR'S APPOINTMENTS

X. UNFINISHED BUSINESS

- A. Motion to remove from the table – Plan Commission Recommends Approval of Allowing Heckrodt Wetland Reserve full use and authority over the former Lopas Property.

Moved by Ald. Hendricks, seconded by Ald. Weber to remove from the table.  
**Motion carried on roll call 8-0.**

Moved by Ald. Hendricks, seconded by Ald. Weber to approve Plan Commission recommendation of allowing Heckrodt Wetland Reserve full use and authority over the former Lopas Property.  
**Motion carried on roll call 8-0.**

- X. UNFINISHED BUSINESS, Cont'd.  
B. Motion to reconsider - Action to Create Ad-Hoc Dog Park Study Committee.

Moved by Ald. Hendricks, seconded by Ald. Weber to reconsider action to create Ad-Hoc Dog Park Study Committee.

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

Moved by Ald. Taylor to hold for two weeks, no second.

Discussion on having a regional dog park, check with surrounding municipalities. Will dog park help promote the City of Menasha.

**Motion to create Ad-Hoc Dog Park Study Committee failed on roll call 2-6.**

**Ald. Mulvey, Taylor – yes.**

**Ald. Merkes, Wisneski, Weber, Hendricks, Eckstein, Michalkiewicz – no.**

- C. Motion to remove from the table – Street Use Application for Communityfest Lighted Street Parade, Sunday, July 3, 2005, 9:15pm-10:15pm.

Moved by Ald. Weber, seconded by Ald. Taylor to remove from the table.

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

Moved by Ald. Weber, seconded by Ald. Taylor to approve Street Use Application for Communityfest Lighted Street Parade, Sunday July 3, 2005, 9:15pm-10:15pm.

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

XI. NEW BUSINESS

- A. Plan Commission, 5/3/05; Recommends Approval of:

1. Special Use Permit, 645 Appleton Road, with the condition that a handicap access ramp be installed to allow access to the west building entrance.

Moved by Ald. Wisneski, seconded by Ald. Weber to approve.

Discussion: CDD Keil explained the property is zoned R-3, Multi-family, has been a 2-family rental property. Will be used as a group home/assisted living. Have received no objections from neighbors.

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

2. The concept of a 60-unit senior housing development on Parkside Drive with the understanding that such a project may require a special use permit or rezoning to accommodate the proposed use.

Moved by Ald. Taylor, seconded by Ald. Wisneski to approve.

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

3. The Main Street Rear Walkway design options with the railing style titled "The Regal" as shown on the photos provided by P & D Metal Works, Inc.

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve.

Discussion: CDD Keil explained the walkway design has been approved by the Landmarks Commission.

Moved by Ald. Eckstein, seconded by Ald. Mulvey to hold for two weeks.

4. The acquisition of 222 Main Street.

Moved by Ald. Michalkiewicz, seconded by Ald. Taylor to approve.

Discussion on reason for acquiring this property for possible future redevelopment project and access to Broad Street parking lot.

**Motion carried on roll call 6-2. Ald. Merkes, Mulvey – no.**

5. Lease and Management Agreement – Heckrodt Wetland Reserve for the former Lopas property

Moved by Ald. Michalkiewicz, seconded by Ald. Hendricks to approve.

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

XI. NEW BUSINESS, Cont'd.

B. Administration Committee, 5/16/05:

1. Accept quote of the Post-Crescent as the official city newspaper, May 2005-May 2006.

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

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

2. Approval of Offer to Purchase, 222 Main Street, at a purchase price of \$50,000.  
Acted on earlier, Item XI. A4.

3. Approval of Increase in Compensation for 2005 Board of Review Commissioners.

Moved by Ald. Eckstein, seconded by Ald. Taylor to approve as amended in Administration Committee.

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

4. Approval of Sale of Part of Lot 4, CSM 2797, (Jennie & Oneida Street) at a sale price of \$24,820.00.

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

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

5. Lease and Management Agreement – Heckrodt Wetland Reserve for the former Lopas property.  
Acted on earlier, Item XI. A5.

6. Recommendation by the Parks & Recreation Board for the City to become Co-sponsor of the Fox Cities Jazz Festival.

Moved by Ald. Eckstein, seconded by Ald. Hendricks to approve.

Moved by Ald. Merkes, seconded by Ald. Michalkiewicz any request for financial assistance comes before the Council.

Discussion: CA/PD Brandt explained that co-sponsorship is not always for financial assistance.

Motion by Ald. Merkes and Michalkiewicz withdrawn.

**Motion to approve co-sponsorship carried on roll call 8-0.**

7. Accounts payable and payroll for the period 4-29-05/5-12-05 for the amount of \$922,188.93.

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

Discussion: Request for a breakdown by department/item on Élan bill.

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

C. Board of Public Works, 5/16/05:

1. Street Use Applications:

- A. Steak Fry; Saturday, June 18, 2005; 5:00 PM to 10:00 PM (City of Menasha Marina)
- B. Chicken BBQ & Corn Roast; Saturday, September 3, 2005; 5:00 PM to 10:00 PM (City of Menasha Marina)

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve A & B.

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

2. Recommendation to Add Two Parking Stalls on Milwaukee Street Between Main St. and Broad St. (Held from May 2, 2005 Meeting)

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to deny adding two parking stalls.

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

**Ald. Taylor, Weber, Eckstein, Michalkiewicz, Mulvey – yes.**

**Ald. Wisneski, Merkes, Hendricks – no.**

3. Authorization to Execute Agreement for Surveying and Engineering Design Services – Province Terrace.

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

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

XI. NEW BUSINESS, Cont'd.

C. Board of Public Works, 5/16/05, Cont'd:

4. Request from Winnebago County to Postpone Sidewalk Construction along Midway Rd.  
Held in Board of Public Works.

D. Personnel Committee, 5/16/05:

1. Consideration of Title Changes (Recommendation to Council in order)

Moved by Ald. Weber, seconded by Ald. Hendricks to approve Title Changes.

**Motion carried.**

2. Consideration of Full-Time Activities Coordinator Position (Recommendation to Council in Order)  
Held in Personnel Committee.

3. Elimination of Job Titles from Table of Organization (Recommendation to Council in Order)

Moved by Ald. Weber, seconded by Ald. Hendricks to approve elimination of Job Titles from Table of Organization.

**Motion carried.**

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

XIII. ADJOURNMENT

Moved by Ald. Mulvey, seconded by Ald. Eckstein to adjourn at 8:55 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
June 6, 2005  
**MINUTES**

**AMENEDED**

- I. Meeting called to order by Mayor Laux at 8:20 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Weber, Hendricks, Eckstein, Michalkiewicz, Mulvey, Merkes, Taylor, Wisneski  
Also Present: FC Vander Wyst, Lt. Brunn, CDD Keil, Comp Stoffel, CA/PD Brandt, Mayor Laux, Clerk Galeazzi,  
PWS Jacobson, and the Press

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS

Minutes to approve:

- A. Administration Committee, 5/16/05
- B. Board of Public Works, 5/16/05
- C. Common Council, 5/16/05
- D. Personnel Committee, 5/16/05

Moved by Ald. Weber, seconded by Ald. Mulvey to approve Minutes A-D.

**Motion carried.**

Minutes to receive:

- E. N-M Fire Rescue, Joint Finance and Personnel Committee, 5/24/05
- F. N-M Sewerage Commission, 4/26/05
- G. Information Systems Steering Committee, 4/20/05
- H. Board of Health, 5/11/05
- I. Library Board, 5/17/05
- J. Police Commission, 5/19/05
- K. N-M Fire Rescue, Joint Fire Commission, 5/25/05
- L. Safety Committee, 4/25/05, 4/28/05
- M. Housing Authority, 5/11/05
- N. Parks & Recreation Board, 4/11/05
- O. Plan Commission, 5/17/05

Communications:

- 1. WI Taxpayers Alliance, 5/13/05
- 2. League of WI Municipalities; Legislative Bulletin, 2005-2006-19, 2005-2006-20, 2005-2006-21
- 3. James Bartz (Heckrodt Chairman), 5/20/05; Appreciation for assistance regarding Reserve Expansion
- 4. News Release, 5/15/05; Gov. Doyle approves US 10/WIS 441 improvements in Winnebago Cty.
- 5. Dale Weber (WisDot) to John Haese (Winn. Cty Hwy Dept. Commissioner), 5/13/05; Change in Fox River Navigation Season in Menasha for 2006
- 6. Rosann Geiser (RN MSN, UWOC College of Nursing), 5/05; Thank you letter to Health Dept.
- 7. New York Times article, 5/12/05; *How Do Japanese Dump Trash?*
- 8. Comp Stoffel, 5/31/05; Admin & Council Meetings of June 6, 2005
- 9. Moody's Investors Service to Comp Stoffel, 5/31/05; Moody's assigns A1 Rating to City of Menasha
- 10. MUGM Young, 5/27/05; Water Treatment Facility upgrade plan
- 11. Quarles & Brady, 5/05; Public Finance Update
- 12. JoAnn Harvey, 5/04; Safe transportation-pickup and drop-off of small children.

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes E-O and Communications 1-12.

Discussion: Ald. Wisneski, Minutes E – Joint Workshop by N-M Fire Rescue with Neenah scheduled for June 13.

**Motion carried.**

V. CLAIMS AGAINST THE CITY

VI. REPORT OF OFFICERS

- A. Fire Chief Vander Wyst – Introduction of four new N-M Fire Rescue employees. FC Vander Wyst Commented the new firefighters are the first hired since the merging of the two fire departments in 2003. He then introduced George Van Schyndel, Michael Pokwinski, Brad Auxier; John Pack to the Council and gallery. Mayor and Council wished them well in their new job.
- B. CA/PD Brandt – 1) Information on Time Warner Cable Negotiations. CA/PD Brandt reported there have been negotiation meetings between Time Warner Cable and the Cities of Neenah, Menasha and Appleton. An agreement has been prepared and presented to Time Warner for their review. The committee is still waiting to hear back from Time Warner on this agreement. An item in the agreement is to make UW-Fox Valley a regional studio. Time Warner feels this would cost more money. The plan is to meet with staff from UW-Fox Valley to see what the cost would be. Internet service from Time Warner Cable has not been part of the negotiations.  
2) Update on 81-87 Racine St. CA/PD Brandt reported that in a closed session the Council directed staff on how to move forward on this issue and the purchase price of the properties. He and CDD Keil have been trying to negotiate with the owners. The owner of one of the properties has asked for a second appraisal and has selected an appraiser. The owner of the other property has indicated they would like a second appraisal, but has yet to select the appraiser. Both owners have received letters indicating they would like responds by June 10, 2005. If nothing is done by that date, the City will start the next step in the eminent domain process.
- Ald. Taylor requested a closed session of the Common Council be scheduled.

Next Agenda: Ald. Taylor – Opening date of parking ramp.

Ald. Merkes – 1) Update on trestle trail opening; 2) City Bike Routes; 3) Report from Red, White, and Blue Committee on flags on Tayco Street and committees future plans; 4) Education Session on City Code enforcement.

Ald. Weber – Update on strip mall on Third Street.

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY

(5 minute time limit for each person)

- A. Nancy Barker, 506 Keyes St. Excellent idea to have other municipalities with Redevelopment Authorities speak to the Council. Need to support TIF for the city to move forward.
- B. Tony Weindandt, 829 Ida St. Support some TIFs, but need to use TIFs for what it's intended for. City doesn't need to take every development plan that has been presented.
- C. Stan Sevenich, 645 Ninth St. 1) Supports Redevelopment Authority, use plans/studies that have been done as a tool; 2) Retention pond located on STH 114 not a good idea, use sizable area for other purposes.
- D. Marty Pavich, 529 Broad St. Support televising council meetings. Some very important issues are being discussed that residents should have an opportunity to view.
- E. Tim Jacobson, 732 Paris St. 1) Parking ramp material is available, waiting for arch to be completed; 2) Redevelopment Authority needs to be debated; other municipalities have RDA that is working, need to make City go forward.
- F. Joe Nemeck, 1992 Susan Court. Word is out on Redevelopment Authority in City, people are now Interested in development in the City. City should move forward when developers are willing to work with the City.
- G. Mary Nebel, 713 First St. Council needs to work together, consider all options before voting.

VIII. ORDINANCES AND RESOLUTIONS

A. O-12-05 – An Ordinance Relating to Prohibited Parking (Water St., High St. and Kaukauna St.)  
Hold for next meeting.

B. R-22-05 – A Resolution Transferring funds

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve R-22-05.

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

C. R-23-05 – A Resolution Creating the Redevelopment Authority of the City of Menasha, Wisconsin.  
Held in Administration Committee.

D. R-24-05 – A Preliminary Resolution Declaring Intent to Exercise Special Assessment Powers Under Section 66.0703, Wisconsin Statutes (Sidewalk Construction)

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve R-24-05 and amended to include **Northside of 835 DePere St.**

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

VIII. ORDINANCES AND RESOLUTIONS, Cont'd.

- E. R-25-05 – A Resolution Authorizing the Borrowing of \$2,565,000; Providing for the Issuance and Sale of Taxable General Obligation Refunding Bonds Therefor; and Levying a Tax in Connection Therewith.

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve R-25-05.

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

- F. R-26-05 – A Resolution Authorizing the Borrowing of \$2,490,000; Providing for the Issuance and Sale of General Obligation Promissory Notes Therefor; and Levying a Tax Connection Therewith.

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve R-26-05.

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

- G. R-27-05 – A Resolution Saluting Superintendent of Schools Dr. J. Michael Thompson.  
Acted on in Administration Committee.

IX. MAYOR'S APPOINTMENTS

X. UNFINISHED BUSINESS

- A. Plan Commission, 5/3/05, recommends approval of the Main Street Rear Walkway design options with the railing style titled "The Regal" as shown on the photos provided by P & D Metal Works, Inc.

Moved by Ald. Mulvey, seconded by Ald. Taylor to approve.

Discussion: CDD Keil explained this is covered under TIF 7 and will go out for public bids.

**Motion carried.**

XI. NEW BUSINESS

- A. Plan Commission, 5/17/05; Recommends Approval of:

1. The Certified Survey Map for Goodwill Industries at 1800 Appleton Rd.

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve.

Discussion: CDD Keil explained the new section will be on west end of site.

**Motion carried.**

- B. N-M Fire Rescue- Joint Finance & Personnel Committee, 5/24/05; Recommends Approval of:

1. Request for the Wireless Network and Fire House Mobile Software purchase not to exceed \$9,000 and that Baycom certify the security of the wireless system. The funding for this purchase to come from the Capital Improvement Program by deleting the purchasing of the power hose washer and utilize those funds to acquire a network system proposed in attachment

Moved by Ald. Weber, seconded by Ald. Eckstein to approve.

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

- C. Administration Committee, 6/6/05:

1. Licenses: Renewal liquor and malt beverage applications on file (see separate list) for the licensing year July 1, 2005- June 30, 2006

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve with the exception of Hirschy Inc., EM-J Inc., Guillermo Moya, Paul C. Beck.

**Motion carried.**

2. Request of Ald. Weber to delay consideration of a Redevelopment Authority  
Held in Administration Committee.

3. Approval of extension of Wisco Enterprises, LLP Agreement, and authorize signatures.

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

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

XI. NEW BUSINESS, Cont'd.

C. Administration Committee, 6/6/05, Cont'd:

4. Offer to Purchase, Sale of Part of Lot 1, CSM 2797 – John Davel or Assigns.

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

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

5. Direct Comptroller Stoffel to prepare a report on TIF 1-7 from Ald. Weber  
Held in Administration Committee.

6. Accounts payable and payroll for the period 5-19-05/6-2-05 for the amount of \$820,971.93

Moved by Ald. Taylor to sever check #2558/Miller Wagner Coenen McMahon from the rest of the accounts payable and payroll.

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve the remaining accounts payable and payroll.

**Motion carried on roll call 7-0. Ald. Taylor – abstaining.**

Moved by Ald. Wisneski, seconded by Ald. Weber to approve check #2558/Miller Wagner Coenen McMahon

**Motion carried on roll call 7-0. Ald. Taylor-abstaining.**

D. Board of Public Works, 6/6/05:

1. Street Use Applications:

- A. Otto Grunski Family Festival; Saturday, July 9, 2005; 7:00 AM to 10:30 PM  
(Community Forward, Inc.)

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve.

**Motion carried.**

2. Change Order:

- A. Visu-Sewer Clean & Seal, Inc.; Contract Unit No. 2004-01B; Wastewater Collection System Rehabilitation Improvements; DEDUCT: \$15,577.80 (Change Order No. 2)  
B. Insituform Technologies; Contract Unit No. 2004-01A; Wastewater Collection System Rehabilitation Improvements; ADD: \$4,316.00

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve A&B.

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

3. Payments:

- A. Visu-Sewer Clean & Seal, Inc.; Contract Unit No. 2004-01B; Wastewater Collection System Rehabilitation Improvements: \$94,905.50 (Payment No. 4)  
B. Insituform Technologies, USA, Inc.; Contract Unit No. 2004-01A; \$48,250.97 (Payment No. 3)

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve A&B.

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

4. Recommendation to Award:

- A. Milbach Construction Services; Centennial Plaza for the Menasha Utilities; \$122,134.00.

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve.

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

- B. Charles O. Green; Contract Unit No. 2005-02; 2005 Storm/Sanitary Sewer Relay Project; \$212,115.04.

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

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

5. Authorization to Execute Agreement with WisDOT for Signalization and Intersection Improvements at USH 10/STH 114 & CTH LP  
No Action.

XI. NEW BUSINESS, Cont'd.

D. Board of Public Works, 6/6/05, Cont'd:

6. Recommendation to Implement 120 Day Trial Period for 15-Minute Parking Zone at 514 Broad Street

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve.

**Motion carried.**

E. Personnel Committee, 6/6/05:

1. Consideration of Full-Time Activities Coordinator Position (Recommendation to Council in Order)

Moved by Ald. Mulvey, seconded by Ald. Weber to approve Full-Time Activities Coordinator Position.

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

2. Direction Regarding Dissolution of WPPI Benefit Trust  
Acted on in Personnel Committee.

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

- A. Mike Taylor, 545 Broad Street. Council members do not always agree on everything, but should still respect each other. We do this for the community.

XIII. ADJOURNMENT

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to adjourn at 9:15 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
June 20, 2005  
**MINUTES**

- I. Meeting called to order by Mayor Laux at 7:30 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Hendricks, Eckstein, Michalkiewicz, Mulvey, Merkes, Taylor, Wisneski, Weber  
Also Present: PC Stanke, DPW Radtke, CDD Keil, Comp Stoffel, PRD Tungate, CA/HRD Brandt, Mayor Laux,  
Clerk Galeazzi, PWS Jacobson, and the Press

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS

Minutes to approve:

- A. Administration Committee, 6/6/05
- B. Board of Public Works, 6/6/05
- C. Common Council, 6/6/05
- D. Personnel Committee, 6/6/05

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes A-D.

Discussion: Ald. Wisneski; Common Council Minutes, Resolution R-24-05 should be northside of 835 DePere Street.

**Motion carried.**

Minutes to receive:

- E. Board of Health, 6/8/05
- F. N-M Sewerage Commission, 5/24/05
- G. Water & Light Commission, 5/25/05
- H. Water & Light Commission, Closed Session, 5/25/05
- I. Safety Committee, 5/9/05
- J. Plan Commission, 6/7/05

Communications:

- 1. Dr. J. Michael Thompson, Supt. of Schools, 6/8/05; Support for creating a Redevelopment Authority
- 2. Carol Barth, owner of 87 Racine St., 6/12/05; Cost of her property
- 3. Mayor Laux to Dan Smith, Federal Railroad Admin., 6/3/05; Notice of Quiet Zone Continuation
- 4. Jim Prior, GM- Akrosil, 6/1/05; Sale of Industrial Papers to Kohlberg & Company, LLC
- 5. Mark Weisensel, Winn. Cty Elderly Services, 5/28/05; funding for Older Adult Health Screening Program
- 6. Menasha Police Dept. – Crime Prevention Initiative, 5/25/05; Hispanic Outreach Listening Session
- 7. WI Taxpayers Alliance, 5/31/05
- 8. League of WI Municipalities; Legislative Bulletin, 2005-2006-22, 2005-2006-23
- 9. CA/HRD Brandt to PD Lieutenants, 6/7/05; Supervisory Lieutenant Pay Plan
- 10. Clerk Galeazzi, 6/15/05; Statewide Voter Registration System Training
- 11. Mary Krueger (Winn. Cty. Treasurer), 6/10/05; City of Menasha – delinquent tax properties
- 12. CA/HRD Brandt, 6/15/05; Code Enforcement
- 13. PRD Tungate, 6/16/05; 2006-2010 Open Space and Recreation Facilities Plan – City Bike Route, Friendship Trail
- 14. CDD Keil, 6/16/05; Request for additional funds – Mike & Carol Weinandt
- 15. CDD Keil, 6/16/05; "Pay as You Go" TIF Districts
- 16. CDD Keil, 6/16/05; Redevelopment Authority Workshop
- 17. Governor Jim Doyle, 6/2/05; Smart Growth Law
- 18. Resume from Kristi Lynch

Moved by Ald. Weber, seconded by Ald. Taylor to approve Minutes E-J and Communications 1-18.

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS, Cont'd.

Discussion: Ald. Eckstein; Comm. #1, commended Dr. Thompson on his letter of explanation about TIFs affect on the School District

Ald. Wisneski; Comm. #6, good job by Police Dept. in assembling information brochure;

Comm #9, did Supervisory Lts. have questions or concerns on pay plan. CA/HRD Brandt explained his meeting with the Supervisory Lts.

Ald. Weber; Comm. #1, does not agree with Dr. Thompson on TIFs affect on School District.

Ald. Merkes; Comm #3, discussed quiet zone continuation.

**Motion carried.**

V. CLAIMS AGAINST THE CITY

VI. REPORT OF OFFICERS

A. DPW Radtke – 1) Opening Date for Parking Ramp. DPW Radtke reported waiting on the arch to be painted. When it is completed, Public Works crew will put it up at the entrance of the parking ramp. That should be the final step to opening the ramp.

2) Tayco St. flags. DPW Radtke reported a few years ago the City replaced flags and polls on the Tayco Street bridge. Most of the polls are still good, but will check on replacing the flags.

3) Areas in City that may need sidewalks. DPW Radtke identified on a map the areas of the City that currently do not have sidewalks as per the City's policy on sidewalks.

Mayor Laux explained the Council was approached a few years ago about changing the City's sidewalk policy and no direction was given to City staff.

The Council asked for this item to be on the next Board of Public Works agenda and a copy of the current policy should be available for review.

B. DPR Tungate – Update on Trestle Trail. DPR Tungate reported the official opening of the trestle trail will be August 27. It will be a day of events starting with a ribbon cutting ceremony, a parade, music and other activities. Gov. Doyle has been invited to attend along with any person or group who have had anything to do with the construction of the trestle trail.

C. PC Stanke – Update on Trestle Trail Vandalism. PC Stanke reported no suspects on the current vandalism on the worksite of the trail. The officers are keeping a closer eye on the area and following up on any leads. They are anticipating more issues after the trail opens, more with the bridge area. Working on setting something in place.

D. CA/HRD Brandt – 1) Educational session on City Code and who enforces it. CA/HRD Brandt referred to his memo outlining the city code and who is responsible of enforcing the code. He also explained who has authority to issue citations.

2) Report on Eminent Domain. CA/HRD Brandt reported on what is eminent domain. This is a new procedure for the City of Menasha. City staff is following all requirements under Chapter 32 of the State Statute on the Racine Street property.

E. CDD Keil – Update on strip mall on Third St. CDD Keil reported the structure was built in connection with the Morton Drug/1<sup>st</sup> National Bank building. The original developer has sold the property and the new owners (Commercial Horizon) have been marketing the available rental space. Currently 1/3 of the building is leased to two tenants. This building is part of TIF 4 and it adds value to the area. There is no development agreement on this project.

Next Agenda: Ald. Eckstein – Cost of port-a-potties for Manitowoc Street boat landing.

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY  
(5 minute time limit for each person)

A. Norm Sanders, 804 Jefferson St. Groups that are asking for city sponsorship should supply their own insurance.

B. Kenneth Parr, 522 First St. Issues in 500-600 blocks of First St. Concerned about crime in the area.

C. Craig Wussow, 608 First St. Issues in 500-600 blocks of First St. Properties not being kept up.

D. Rita Wees, 108 First St Supports Redevelopment Authority. Positive move for the City.

VIII. ORDINANCES AND RESOLUTIONS

- A. O-12-05 – An Ordinance Relating to Prohibited Parking (Water St., High St. and Kaukauna St.)

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve O-12-05.

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

- B. R-23-05 – A Resolution Creating the Redevelopment Authority of the City of Menasha, Wisconsin (Held 6/6/05)

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve R-23-05.

Discussion was held on the information provided from the earlier workshops; set up by-laws according to State Statute.

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

- C. R-28-05 – Initial Resolution Authorizing The Borrowing Of Not To Exceed \$12,100,000; Providing For The Issuances And Sale Of General Obligation Securities Therefor; And Levying A Tax In Connection Therewith

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve. R-28-05.

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

IX. MAYOR'S APPOINTMENTS

- A. Library Board

1. Reappointment of Tom Lingnofski, 837 7<sup>th</sup> St., for the term of July 2005 – July 2008.

Moved by Ald. Mulvey, seconded by Ald. Eckstein to approve appointment.

**Motion carried.**

- B. Board of Review

1. Reappointment of Bill Mayer, 412 Broad St., for the term of July 2005 – July 2010.

Moved by Ald. Michalkiewicz, seconded by Ald. Mulvey to approve appointment.

**Motion carried.**

- C. Accept Letter of Resignation from Robert L. Paynter from the Landmarks Commission

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to accept letter of resignation.

**Motion carried.**

- D. Landmarks Commission

1. Appointment of Kristi Lynch, 330 Winnebago Ave. to replace Robert Paynter for the term June 2005-March 2006

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve appointment.

**Motion carried.**

- E. Accept Letter of Resignation from Pat Fahrenkrug from NM Fire Rescue Joint Fire Commission.

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to accept letter of resignation.

**Motion carried.**

- F. NM Fire Rescue Joint Fire Commission

1. Appointment of Nancy Barker, 506 Keyes Street to replace Pat Fahrenkrug for the term June 2005-May 2008.

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve appointment.

**Motion carried.**

X. UNFINISHED BUSINESS

- A. Authorization to Solicit Alternate Bids for Construction of Phase I and Phase II for Public Works Facility.

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

Discussion on both Phase I and II going out for bids at the same time. This project will not be under the RDA or in a TIF.

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

- B. Authorization to Execute Engineering Services Agreement for Design of Stormwater Management Pond at Public Works Facility.

Moved by Ald. Wisneski, seconded by Ald. Michalkiewicz to approve.

Discussion – Ald. Taylor will abstain from voting, his wife is employed by Miller Wagner Coenen McMahon. DPW Radtke explained the pond will be located on Hwy 114/Plank Road with a fence around the Public Works Facility.

CDD Keil explained a site plan will need to be done on the whole area.

**Motion carried on roll call 7-0. Ald. Taylor – abstained.**

XI. NEW BUSINESS

- A. Personnel Committee, 6/6/05; Recommends Approval:

1. Of an increase in the shift differential for Supervisory Lieutenants to 40¢ per hour effective July 1, 2005.

Moved by Ald. Weber, seconded by Ald. Mulvey to approve.

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

2. To establish Example C as Supervisory Lieutenants pay plan and to place Lt. Bonneville, Lt. Perschbacher and Lt. Halderson at year 6, Lt. Sahr at year 4 and Lt. Styka at promotional Level effective July 1, 2005

Moved by Ald. Weber, seconded by Ald. Hendricks to approve.

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

- B. Plan Commission, 6/7/05; Recommends Approval of:

1. The Preliminary and Final Replat of Lake Park Villas
2. The Certified Survey Map for Lot 94 of Lake Park Villas
3. The Certified Survey Map for Lot 109 of Lake Park Villas

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve 1, 2, & 3.

Discussion: CDD Keil explained some of the out lots are for public use, some are association owned and cared for by the association.

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

- C. Administration Committee, 6/20/05:

1. Non-renewal of Liquor License Hearing for Guillermo Moya, d/b/a Maria's Restaurant & Taqueria, 14 Tayco St.  
Held in Administration Committee
2. Non-renewal of Liquor License Hearing for Paul C. Beck, d/b/a Beck's Home Plate, 422 Sixth St.
3. Licenses: Renewal liquor and malt beverage applications for Hirschy Inc., d/b/a Germana Hall, 320 Chute Street, for licensing year July 1, 2005 – June 30, 2006
4. Licenses: Renewal liquor and malt beverage applications for EM-J Inc., d/b/a Wet N Wild Saloon, 200 Main St., for the licensing year July 1, 2005 – June 30, 2006.

Moved by Ald. Eckstein, seconded by Ald. Taylor to approve liquor license for 2, 3, & 4.

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

5. Approval of UW-Oshkosh College of Nursing Agreement for the period June 1, 2005- May 31, 2008, and authorize signature.

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

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

XI. NEW BUSINESS, Cont'd.

C. Administration Committee, 6/20/05, Cont'd:

6. Approval of Agreement between The Board of Regents and the University of Wisconsin System on behalf of the University of Wisconsin Oshkosh and Menasha Health Department for the Conduct of a Clinical Education for the period June 1, 2005-May 31, 2008 and authorize signatures.

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

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

7. Approval of Consulting Agreement with McClone Agency, Inc. for the period July 1, 2005- June 30, 2006 and authorize signature .

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

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

8. Request of Ald. Weber to delay consideration of a Redevelopment Authority (Held 6/6/05)  
No action required.

9. Direct Comptroller Stoffel to prepare a report on TIF 1-7 from Ald. Weber (Held 6/6/05)

Moved by Ald. Eckstein, seconded by Ald. Wisneski to table.

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

**Ald. Eckstein, Michalkiewicz, Wisneski – yes.**

**Ald. Merkes, Taylor, Weber, Hendricks, Mulvey – no.**

Moved by Ald. Weber, seconded by Ald. Taylor to approve.

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

**Ald. Merkes, Taylor, Weber, Hendricks, Mulvey - yes**

**Ald. Eckstein, Michalkiewicz, Wisneski – no.**

10. Recommendation by the Parks & Recreation Board for the City to become co-sponsor of the Otto Grunski Bike Race .

Moved by Ald. Eckstein, seconded by Ald. Hendricks to approve.

Discussion: Ald. Mulvey will vote against until a policy is in place. Other discussion on groups understanding what is covered as a cosponsor of events.

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

11. Accounts payable and payroll for the period 6-9-05/6-16-05 for the amount of \$1,949,490.06.

Moved by Ald. Taylor to sever check #2943/Miller Wagner Coenen McMahon from the rest of the accounts payable and payroll.

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve the remaining accounts payable and payroll.

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

Moved by Ald. Wisneski, seconded by Ald. Michalkiewicz to approve check #2943/Miller Wagner Coenen McMahon

**Motion carried on roll call 7-0. Ald. Taylor-abstaining.**

D. Board of Public Works, 6/20/05:

1. Change Order:

- A. Ronet Construction Corp.; Contract Unit No. 2004-01C; Wastewater Collection System Rehabilitation Improvements; DEDUCT: \$4,756.15 (Change Order No. 2)

Moved by Ald. Michalkiewicz, seconded by Ald. Mulvey to approve.

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

- XII. REFRAIN (People from the gallery to be heard; only pertaining to matters on the agenda - five (5) minute time limit for each person)
- XIII. ADJOURNMENT into Closed Session Pursuant to Wis. Stats. 19.85 (1)(e): Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session: Barth & Ziel Property

Moved by Ald. Wisneski, seconded by Ald. Michalkiewicz to adjourn into Closed Session at 8:45 p.m. Pursuant to Wis. Stats. 19.85 (1)(e): Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session: Barth & Ziel Property

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

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
July 5, 2005  
**MINUTES**

I. Meeting called to order by Mayor Laux at 7:24 p.m.

II. PLEDGE OF ALLEGIANCE

All remained standing for a moment of silence for Former Governor Gaylord Nelson and Former Aldermen Walter Remmel.

III. ROLL CALL/EXCUSED ABSENCES

Present: Ald. Eckstein, Michalkiewicz, Mulvey, Merkes, Taylor, Wisneski, Weber, Hendricks  
Also Present: FC Vander Wyst, Lt. Bouchard, DPW Radtke, CDD Keil, Comp Stoffel, CA/HRD Brandt, Mayor Laux, Clerk Galeazzi, Assr Heiden, and the Press

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS

Minutes to approve:

- A. Joint Common Council Meeting of the Cities of Neenah & Menasha, 6/13/05
- B. Administration Committee, 6/20/05
- C. Board of Public Works, 6/20/05
- D. Common Council, 6/20/05
- E. Amended Common Council, 6/6/05

Moved by Ald. Weber, seconded by Ald. Wisneski to approve Minutes A-E.

**Motion carried.**

Minutes to receive:

- F. Red, White & Blue Committee; 3/31/05, 4/21/05, 5/12/05, 6/9/05, 6/23/05
- G. Police Commission, 6/16/05
- H. Information Systems Steering Committee, 5/18/05
- I. Safety Committee, 5/23/05, 5/26/05
- J. N-M Fire Rescue, Joint Finance & Personnel Committee, 6/28/05
- K. Plan Commission, 6/21/05

Communications:

- 1. DPW Radtke to Dan Smith (Federal Railroad Admin.), 6/23/05; Notice of Quiet Zone Continuation
- 2. Press Release, 6/27/05; DMV license plate renewals at Fox Convenience Stores
- 3. Menasha Public Library Board of Trustees to Rep. Kaufert, 6/21/05; Support of public library funding in the up-coming biennial budget
- 4. CA/HRD Brandt, 6/22/05; *Municipalities take a closer look at curfew laws after court decision*
- 5. Briefs & Other Related Documents pertaining to Town of Harrison v. Eggert Group, LLC.
- 6. League of WI Municipalities; Legislative Bulletin; 2005-2006-24, 2005-2006-25
- 7. WI Taxpayers Alliance, 6/10/05
- 8. Alderman Taylor, 6/23/05; MSNBC Article, *Homes may be 'taken' for private projects*
- 9. Alderman Taylor, 6/23/05; Post Crescent Article, *City dog park digs up new home*
- 10. Alderman Merkes, 6/8/05; Letter from Scot Grishaber to Doris Syzmanski re: redevelopment project
- 11. Post Crescent Editorial, 6/29/05; *Supreme Court decision puts us on the defensive*
- 12. PRD Tungate, 6/29/05; Cost of portable toilet
- 13. WiDNR, Air Management Program, 6/23/05; Air pollution control permit to construct and permit to operate an air contaminant source at 320 Appleton St.
- 14. Mayor Laux, 6/30/05; Redevelopment Authority

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes F-K & Communications 1-14.

Discussion: Ald. Wisneski, Minutes I, approval of bills.

CA/HRD Brandt explained he is working on the safety budget.

Ald. Merkes, Minutes F, copy of Mission Statement, Informational Letter, and Budget Information Mayor Laux will ask Barbara Drinkwine, Chairperson of Red, White, & Blue Comm. to attend next Common Council meeting.

Ald. Weber, Comm. #10, who is working on this.

CDD Keil explained there are still some unanswered questions on this issue.

Ald. Hendricks, Comm. #4, reason behind this article.

CA/HRD Brandt explained he submitted this article for informational purposes.

**Motion carried.**

V. CLAIMS AGAINST THE CITY

VI. REPORT OF OFFICERS

- A. PRD Tungate – Report on cost of portable toilet at Manitowoc St. boat landing. PRD Tungate submitted a memo to the Council explaining the cost of portable toilets range from \$125 to \$160 per month.
- B. CDD Keil – 1) Agreement with Headwaters LLC on use of 504 Broad St. CDD Keil reported 504 Broad St. is the property across from the Headwaters Condominium project at 515 Broad St. The City purchased 504 Broad St and razed the buildings, leaving an empty lot. The Development Agreement with Headwaters LLC states the City will work with the developers on completing the project on a timely bases. Allowing them to use the lot at 504 Broad St. as a staging area for some of the equipment is helping complete the project.  
  
2) Update on 105 Racine St. Mayor Laux reported there will be a closed session on this issue.
- C. CA/HRD Brandt – Update on 81-87 Racine St. CA/HRD Brandt reported he has prepared the judicial documents and will be filing them this week on the eminent domain proceeding. The current owners have 20 days to respond and 40 days to file any action. He is following the Council's recommendation to stick with the original offers.

NEXT AGENDA: Ald. Wisneski – Update on parking ramp.  
Ald. Mulvey – 1) Report on fire on Goss Ave.; 2) When Landmarks Commission last met.  
Ald. Weber – What role Landmarks Commission will plan with RDA.  
Ald. Merkes – Report on Red, White & Blue Committee

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY  
(5 minute time limit for each person)

- A. Drew Heiden, (City Assessor) 816 7<sup>th</sup> St. Informational letter sent to some resident on city wide revaluation.

VIII. ORDINANCES AND RESOLUTIONS

- A. R-29-05 – A Resolution Discontinuing a Portion of Gosling Way

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve R-29-05.  
**Motion carried on roll call 8-0.**

- B. R-30-05 – A Resolution Adopting a Parcel Management System

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve R-30-05.  
**Motion carried.**

- C. R-31-05 – A Resolution Supporting the Design Development and Funding of the Natures Way Affordable Housing Project

Moved by Ald. Eckstein, seconded by Ald. Taylor to approve R-31-05.  
**Motion carried.**

IX. MAYOR'S APPOINTMENTS

- A. Library Board

- 1. Appointment of Charlotte Foth, 1031 Brighton Dr., for the term of July 2005 – July 2008

Moved by Ald. Mulvey, seconded by Ald. Wisneski to approve the appointment.  
Discussion: Ald. Merkes mentioned LD Fry supports this appointment.  
**Motion carried on roll call 8-0.**

IX. X. UNFINISHED BUSINESS

XI. NEW BUSINESS

A. Plan Commission, 6/21/05; Recommends Approval of:

1. Approval of Certified Survey Map/Street Vacation of Gosling Way

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

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

2. Nature's Way Affordable Housing Design Concept and that the design for the proposed project be further developed with the understanding that the attached dwelling units be limited to two-family.

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

**Motion carried.**

B. Neenah-Menasha Fire Rescue, Joint Finance & Personnel Committee Recommends:

1. Approval of a third party evaluation on security of the wireless network system at a cost not to exceed \$900.

Moved by Ald. Weber, seconded by Ald. Hendricks to approve.

Discussion: FC VanderWyst explained this is for service at a Neenah station.

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

2. Accepting the 5-Alarm quote for a total replacement of our SCBAs at a cost of \$141,184 and that the old units should be advertised for sale on our own

Moved by Ald. Weber, seconded by Ald. Eckstein to approve.

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

C. Administration Committee, 6/20/05:

1. Approval of CDD Keil to attend APPA Economic Development Workshop in Jacksonville, FL July 17-20 funded by Menasha Utilities.

Moved by Ald. Eckstein, seconded by Ald. Mulvey to approve.

Discussion: Ald. Merkes requested MUGM Doug Young submit a memo on the cost of the workshop

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

2. Maebashi Japan Mayor's visit to Menasha and Sister City Ceremony.  
Discussed in Administration Committee

3. Licenses: Renewal liquor and malt beverage applications for Guillermo Moya, d/b/a Maria's Restaurant & Taqueria, 14 Tayco Street for licensing year July 1, 2005 – June 30, 2006

Moved by Ald. Eckstein, seconded by Ald. Taylor to approve.

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

4. Accounts payable and payroll for the period 6-9-05/6-16-05 for the amount of \$1,949,490.06

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

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

D. Board of Public Works, 6/20/05:

1. Street use Application:

- A. Trestle Trek: Saturday, August 27, 2005; 8:00 AM to 11:30 AM (City and Town of Menasha)

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

**Motion carried.**

2. Payment:

- A. Visu-Sewere Clean & Seal, Inc.; Contract Unit No. 2004-01B; Wastewater Collection System Rehabilitation Improvements: \$6,333.88 (Payment No. 5 and Final)

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

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

XI. NEW BUSINESS, Cont'd.

D. Board of Public Works, 6/20/05, Cont'd:

3. Review of Sidewalk Policy, Ordinance O-24-89.  
Discussed in Board of Public Works.
  
4. Review of Sidewalk Gaps within the City.  
Discussed in Board of Public Works.

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

- A. Mary Nebel, 713 First St. RDA needs a marketing committee. Plenty of qualified residents to pick from.

XIII. ADJOURNMENT

Moved by Ald. Wisneski, seconded by Ald. Weber to adjourn at 8:00 p.m. into Closed Session pursuant to Wis. Stats. 19.85(1)(e): Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session: 105 Racine Street.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
July 18, 2005  
**MINUTES**

- I. Meeting called to order by Council President Weber at 7:40 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Michalkiewicz, Mulvey, Merkes, Taylor, Wisneski, Weber, Hendricks, Eckstein  
Also Present: PC Stanke, DPW Radtke, Comp Stoffel, CA/HRD Brandt, Clerk Galeazzi, AP Beckendorf

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS

Minutes to approve:

- A. Administration Committee, 7/5/05
- B. Board of Public Works, 7/5/05
- C. Common Council, 7/5/05
- D. Joint Common Council, Amended, 6/13/05

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve Minutes A-D.

**Motion carried.**

Minutes to receive:

- E. Safety Committee, 6/6/05
- F. Library Board, 6/21/05
- G. Water & Light Commission, 6/29/05
- H. N-M Sewerage Commission, 6/28/05
- I. Parking Committee, 5/16/05
- J. Plan Commission, 7/12/05

Communications:

- 1. HD Nett, 7/8/05; Emergency preparedness mass clinic exercise invitation
- 2. MUGM Young, 7/6/05; APPA Community Economic Development Conference costs
- 3. Tim Plagenz (Network Administrator, Town of Menasha) to Ald. Taylor, 7/5/05; Cost of televised council meetings (Submitted by Mayor Laux)
- 4. Tim Plagenz (Network Administrator, Town of Menasha) to Ald. Taylor, 7/5/05; Cost of televised council meetings (Submitted by Ald. Taylor)
- 5. Public Service Commission of Wisconsin, 7/1/05; Notice of Investigation
- 6. Public Service Commission of Wisconsin, 7/11/05; Notice of Investigation & Assessment of Costs
- 7. Public Works Facility, 7/05; June 2005 Disposal Violations
- 8. League of WI Municipalities; Legislative Bulletin; 2005-2006-26, 2005-2006-27
- 9. WI Taxpayers Alliance, 6/22/05, 6/30/05, 7/8/05
- 10. Ald. Weber, 7/12/05; Article from National Association of Counties, *High Court Upholds Eminent Domain for Private Development*
- 11. Ald. Weber, 7/12/05; Article from National Association of Counties, *Cable Beats Franchise Fees*
- 12. Peter Kelly (United Way President) to Mayor Laux, 7/6/05; affordable housing project in Menasha
- 13. N-M Fire Rescue – Fire Station Open House, Fire Station 32 (Columbian Ave), 8/27/05
- 14. Ald. Merkes, Capitol Times Article, 7/6/05; *Capitol debates to be televised*
- 15. Ald. Merkes, Capitol Times Article, 7/6/05; *State, municipalities can fight horrible eminent domain ruling*
- 16. Clerk Galeazzi to Sen. Ellis & Rep. Kaufert, 7/7/05; Assembly Bill 257 & Senate Bill 126
- 17. Mayor Laux, 7/13/05; Japan visitors memo & tentative schedule
- 18. DPW Radtke, 7/13/05; 2005 Street Improvement Program
- 19. Supt. Jacobson to Residents, 7/14/05; Street repairs
- 20. AP Beckendorf, 7/14/05; Landmarks Commission memo & Landmarks Commission Minutes from last meeting on 11/23/04
- 21. AP Beckendorf, 7/14/05; Redevelopment Authority and its relationship to the Landmarks Commission & O-16-95 (Ordinance creating Landmarks Commission)

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve Minutes E-J and Communications 1-21.

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS, Cont.d  
Communications, Cont'd:

Discussion: Ald. Taylor-Comm. #16, Clerk's support of AB #257 & SB 126; clerk answered his questions.  
Ald. Wisneski-Comm. #17, Japanese visitors; how many visitors are expected. CA/HRD Brandt explained the Mayor will have more information on this event in next few weeks.  
Ald. Merkes-1) Minutes G, sale of property and new meter reader position. CA/HRD Brandt suggested these questions be referred to GM Doug Young; 2) Comm. #8, Legislative Bulletin, obtaining more information from publications. CA/HRD Brandt explained the League Bulletins are for informational purposes only; 3) Comm. #18, 2005 Street Improvement Program, all work on hold; CA/HRD Brandt explained council can direct work to be completed.  
Ald. Taylor-Comm. #3, Town of Menasha cost to televise council meetings, City should review at budget time. CA/HRD Brandt explained the Cable TV Committee is negotiating for grant money to help defer costs.

**Motion carried.**

V. CLAIMS AGAINST THE CITY

VI. REPORT OF OFFICERS

- A. CDD Keil – More information on Landmarks Commission role since the formation of the Redevelopment Authority. AP Beckendorf reported when the Landmarks Commission last met. The creation of the RDA does not change the role of the Landmarks Commission. Any new development projects located in the historic district will be subject to Landmarks Commission and Plan Commission approval. CA/HRD Brandt explained the authority the Landmarks Commission has on removing buildings from the historic list.
- B. DPW Radtke – Update on parking ramp. DPW Radtke reported the parking ramp is open. The Parking Committee will meet to discuss parking restrictions in the ramp.

NEXT AGENDA: Ald. Weber – Report on buildings on historic list.  
Ald. Wisneski – Update on signs at Curtis Reed Plaza.  
Ald. Merkes – 1) Report on CDD Keil's APPA Conference; 2) Safety of berms at HWR;  
3) List of City owned parcels; 4) Update on Barker Farm VI Subdivision Lots.  
Ald. Taylor – Update on 81-87 Racine Street  
Ald. Mulvey – 1) Report on Linsdau Florist building; 2) Update on Tail Waggers Doggy Day Care.

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY  
(5 minute time limit for each person)

- A. Stan Sevenich, 645 9<sup>th</sup> Street. Parking ramp should be marked as public parking.  
B. Sue Wisneski, 1232 DePere Street. Park & Recreation Board holding meeting on July 20 at 6:30pm at Library to discuss policy for City sponsored events.

VIII. ORDINANCES AND RESOLUTIONS

- A. O-13-05 – An Ordinance Relating to Disposal of Surplus Property.  
Held in Administration Committee.
- B. O-14-05 – An Ordinance Relating to Order of Business at Council Meetings.  
Hold for two weeks (Council President Weber)
- C. R-32-05 – Final Resolution Authorizing Public Improvements and Levying Special Assessments  
Against Benefited Property

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

Moved by Ald. Wisneski, seconded by Ald. Taylor to amend to remove 835 DePere Street.

Discussion: This address was not part of the original list of properties, it was included later.

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

**Ald. Merkes, Taylor, Wisneski, Weber, Hendricks – yes.**

**Ald. Eckstein, Michalkiewicz, Mulvey – no.**

VIII. ORDINANCES AND RESOLUTIONS Cont'd.

C. R-32-05 – Final Resolution Authorizing Public Improvements and Levying Special Assessments Against Benefited Property, Cont'd.

Moved by Ald. Merkes, seconded by Ald. Wisneski to hold for two weeks.  
Discussion on if other areas of Midway Road should also be considered for sidewalks for safety issues. DPW Radtke explained holding this item may cause delays in the project.  
Ald. Wisneski withdrew second.

**Motion to approve as amended carried on roll call 7-1.  
Ald. Mulvey – no.**

IX. MAYOR'S APPOINTMENTS

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

A. Plan Commission, 7/12/05; Recommends Approval of:

1. The preliminary plat for Province Terrace with the addition of the following easements:
  - A. A ten foot easement along both sides of Province Terrace
  - B. A four foot easement on the south side of Lot 14 and the north side of Lot 12
  - C. A ten foot easement on the north end of Lots 2 & 3

Moved by Ald. Mulvey, seconded by Ald. Eckstein to approve A-C.

**Motion carried.**

2. The land transfer and sale of parcel "B" on the reference drawing Exhibit 2 dated August, 2003

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

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

B. Administration Committee, 7/18/05:

1. Offer to sell River St. parcel B to Pechiney Plastics, Inc.  
Acted on earlier (XI. A2)
2. Recommendation from Safety Committee to discontinue lease with Germania Hall for City employee parking  
Acted on in Administration Committee (referred back to City Hall Safety Committee)
3. Authorization to engage Larsen Engineering in consulting services for residential foundation investigation and recommendations.

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

Moved by Ald. Merkes to hold for two week. No second.

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

4. Accounts payable and payroll for the period 7-7-05/7-14-05 for the amount of \$456,088.39

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

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

C. Board of Public Works, 7/18/05:

1. Street Use Applications:
  - A. Otto Grunski Runski; Saturday, August 13, 2005; 7:30 AM to 10:30 AM (City of Menasha)

Moved by Ald. Mulvey, seconded by Ald. Michalkiewicz to approve.

**Motion carried.**

2. Final Resolution R-32-05 Authorizing Public Improvements and Levying Special Assessments Against Benefited Property (Sidewalk Construction)  
Acted on earlier (VIII.C)

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

XIII. ADJOURNMENT

Moved by Ald. Wisneski, seconded by Ald. Eckstein to adjourn at 8:31 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
**COMMON COUNCIL**  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
August 1, 2005  
MINUTES

- I. Meeting called to order by Mayor Laux at 7:00 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Mulvey, Merkes, Taylor, Wisneski, Weber, Hendricks, Eckstein, Michalkiewicz  
Also Present: PC Stanke, FC Vander Wyst, DPW Radtke, CDD Keil, Comp Stoffel, CA/HRD Brandt,  
Mayor Laux, Clerk Galeazzi, and the Press.
- IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS  
Minutes to approve:
  - A. Administration Committee, 7/18/05
  - B. Board of Public Works, 7/18/05
  - C. Common Council, 7/18/05

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes A-C.

**Motion carried.**

Minutes to receive:

- D. Public Hearing, 7/18/05; R-32-05
- E. Police Commission, 7/21/05
- F. Red, White & Blue Committee, 7/7/05
- G. Information Systems Steering Committee, 6/15/05
- H. N-M Fire-Rescue, Joint Finance & Personnel Committee, 7/26/05
- I. Safety Committee, 6/20/05
- J. N-M Fire-Rescue Joint Fire-Rescue Commission, 7/27/05

Communications:

- 1. Safety Coordination Quarterly Report, 2<sup>nd</sup> Quarter 2005
- 2. League of WI Municipalities; Legislative Bulletin; 2005-2006-28
- 3. Mayor Laux to Joylynn Fosdal (Sen. Kohl's Office), 7/20/05; Assistance with Alliance of Cities tax dispute
- 4. Ald Taylor, 7/25/05; article from Post Crescent: *Kaukauna poised to OK dog park*
- 5. Paula Dorn (Dorn Property Management) to Tim Jacobson, 7/16/05; rental property violations
- 6. Gov. Doyle's Budget, 7/25/05; Information on Levy Limit for Counties and Municipalities
- 7. DNR Air Management Program, 7/21/05; Air pollution control permit- 160 Washington St.
- 8. Red, White & Blue Committee Solicitation letter, 7/7/05
- 9. Cities of Neenah-Menasha, NIMS Analysis, 7/13/05; Project Planning Meeting
- 10. Calumet County Legislative Committee, 6/17/05; Meeting Minutes
- 11. CDD Keil, 7/28/05; Curtis Reed Square Sign
- 12. CDD Keil, 7/28/05; 504 London St. (former Linsdau Florist Building)
- 13. CDD Keil, 7/28/05; Historic Buildings/ TIF Districts
- 14. CDD Keil, 7/28/05; Barker Farm Estates VI Lots
- 15. CDD Keil to Tailwaggers Doggy Day Care, 7/22/05; report on status of daycare
- 16. Tailwaggers Doggy Daycare to CDD Keil, 7/26/05; status of daycare
- 17. Independent Inspections, 7/28/05; Permits issued for March 2005 & May 2005
- 18. MUGM Young, 7/27/05; Trestle Trail Leased Lighting Recommendation
- 19. Senator Mike Ellis to Clerk Galeazzi, 7/14/05; Thank you letter supporting AB 257 & SB 126
- 20. Comp Stoffel, 7/28/05; Admin & Common Council Meetings of August 15, 2005
- 21. Comp Stoffel, 7/28/05; State Budget Property Tax Levy Limit
- 22. PRD Tungate, 7/27/05; Donation for Tree Planting in Jefferson Park
- 23. CDD Keil, 7/27/05; APPA community and Economic Development Conference
- 24. PRD Tungate, 7/28/05; Fox Cities Trestle-Friendship Trail
- 25. Letter from Mary Lueke, 6/27/05; Committee on Aging

IV. REPORT OF COMMITTEES, BOARDS, COMMISSIONS, Cont'd.

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes D-J and Communications 1-25.  
Discussion: Ald. Wisneski & Weber, Comm. #13 (Historic Buildings/TIF District); CDD Keil explained the the most recent diagram.

**Motion carried.**

V. CLAIMS AGAINST THE CITY

VI. REPORT OF OFFICERS

A. CDD Keil – 1) List of historical buildings, how many have been removed & when, and how many are In TIF districts; Outlined in CDD Keil's memo of 7/28/05.

2) Signs at Curtis Reed Square; Outlined in CDD Keil's memo of 7/28/05.

3) Report on APPA Conference; Outlined in CDD Keil's memo of 7/27/05.

4) Barker Farms VI Subdivision Lots; Outlined in CDD Keil's memo of 7/28/05.

5) Update on Tailwaggers Doggy Daycare business; Outlined in correspondence from Tailwaggers Doggy Daycare dated 7/26/05.

6) Update on Linsdau Florist Building; Outlined in CDD Keil's memo of 7/28/05.

B. Tracy Koenig (Heckrodt Wetland Reserve) – Safety of berms at Heckrodt. PC Stanke reported there are no concerns by the Police Dept. with safety regarding the berms at HWR.

Ald. Hendricks reported the HWR Site Committee has no concerns with safety at this time. The committee will be watching and will address the situation as needed.

C. CA/HRD Brandt – Update on 81-87 Racine St. CA/HRD Brandt reported no communication with the owners of 87 Racine Street. He has left messages with owners of 81 Racine Street, have not heard back yet. He will proceed on the eminent domain processing.

D. Comp. Stoffel – Governor's vetoes and potential impact on the city; Outlined in Comp Stoffel's memo of 7/28/05.

NEXT AGENDA: Ald. Weber – 1) Information on assessment/revaluation; 2) Update on PWF.

Ald. Mulvey – 1) Report on shops at Waverly; 2) Update on Tailwaggers Doggy Daycare business.

Ald. Merkes – Report on trees planted by City this year.

Ald. Hendricks – Report on TIFs 1-7.

Ald. Eckstein – 1) Report on tress along Hwy 114; 2) Report on parking at Manitowoc St. boat landing.

Ald. Taylor – Update on walkway next to parking ramp.

VII. PEOPLE FROM THE GALLERY TO BE HEARD ON ALL MATTERS OF CONCERN TO THE CITY  
(5 minute time limit for each person)

A. Stan Sevenich, 645 Ninth St. Storage sheds planned for property on Plank Road/Hwy 114.

VIII. ORDINANCES AND RESOLUTIONS

A. O-13-05 – An Ordinance Relating to Disposal of Surplus Property (Held 7/18/05)

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve O-13-05.

**Motion carried.**

B. O-14-05 – An Ordinance Relating to Order of Business at Council Meetings (Held 7/18/05)

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve O-14-05.

Discussion on clarification of agenda titles. Also on way ordinances are presented.

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

**Ald. Taylor, Weber, Eckstein, Michalkiewicz, Wisneski – yes.**

**Ald. Merkes, Hendricks, Mulvey – no.**

VIII. ORDINANCES AND RESOLUTIONS, Cont'd.

O-15-05 – An Ordinance Relating to Second Hand Dealer Licenses.

Moved by Ald. Weber, seconded by Ald. Michalkiewicz to suspend the rule and take up O-15-05  
**Motion carried on roll call 7-1. Ald. Merkes – no.**

Moved by Ald. Weber, seconded by Ald. Eckstein to approve O-15-05.  
Discussion on allowing more time for public comment on ordinances.

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

IX. MAYOR'S APPOINTMENTS

A. Committee on Aging

1. Appointment of Mary Lueke, 836 Ida St. for the term of February 2005 – February 2008

Moved by Ald. Wisneski, seconded by Ald. Hendricks to approve.

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

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

A. Administration Committee, 8/1/05:

1. License: "Class B application of Stone Toad Inc. d/b/a Stone Toad Bar-Grill, Jennifer L. Weinandt/ Agent, for the premises at 1109 S. Oneida Road, for the 2005-2006 licensing year

Moved by Ald. Eckstein, seconded by Ald. Mulvey to approve.

Discussion: CA/HRD Brandt explained clerk will hold issuing of license until occupancy inspections have been completed.

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

2. Approval of Contract Extension with Community Housing Coordinators for Lead Hazard Reduction Program

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

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

3. Approval of Purchase of Service Agreement with Menasha Utilities for Community Packaged Lighting Service for City of Menasha's Trestle Trail Lighting for the term August 1, 2005 to July 31, 2025

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

Discussion on monthly cost of the lighting and how it will be paid.

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

4. Accounts payable and payroll for the period 7-14-05/7-28-05 for the amount of \$981,852.57.

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

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

B. Board of Public Works, 8/1/05:

1. Payment:

- A. Charles O. Green; Contract Unit No. 2005-02; Storm/Sanitary Sewer Relay Project; \$76,081.70 (Payment No. 1)

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

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

XI. NEW BUSINESS, Cont'd.

B. Board of Public Works, 8/1/05, Cont'd:

2. Street Use Applications:

- A. 12<sup>th</sup> Annual St. Joe 5K Run/Walk for St. Joseph Food Pantry; Saturday, November 5, 2005;  
9:00 AM to 10:00 AM (Pacesetter's)

Moved by Ald. Michalkiewicz, seconded by Ald. Taylor to approve.

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

Point of Order by Ald. Weber – 2005 Sidewalk Project was approved at July 18, 2005 meeting.  
Mayor Laux – Point of Order well taken.

3. Request to Expand 2005 Sidewalk Project to Include the South Side of Midway Road West  
of Kenwood Drive

Moved by Ald. Wisneski, seconded by Ald. Merkes to approve.  
Discussion.

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

**Ald. Taylor, Merkes, Wisneski – yes.**

**Ald. Mulvey, Michalkiewicz, Eckstein, Hendricks, Weber - no**

Moved by Ald. Weber, seconded by Ald. Wisneski to direct DPW Radtke to proceed with asphalt sidewalk on  
South side of Midway Road West of Kenwood Drive.

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

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

XIII. ADJOURNMENT

Moved by Ald. Eckstein, seconded by Ald. Weber to adjourn at 7:55 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
**COMMON COUNCIL**  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
August 15, 2005  
MINUTES

- I. Meeting called to order by Mayor Laux at 7:55 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Merkes, Taylor, Wisneski, Weber, Hendricks, Eckstein, Michalkiewicz, Mulvey  
Also Present: Lt. Brunn, DPW Radtke, CDD Keil, CA/HRD Brandt, Mayor Laux, Clerk Galeazzi,  
Assr. Heiden, PWS Jacobson, and the Press.
- IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE  
Minutes to approve:
  - A. Administration Committee, 8/1/05
  - B. Board of Public Works, 8/1/05
  - C. Common Council, 8/1/05

Moved by Ald. Weber, seconded by Ald. Michalkiewicz to approve Minutes A-C.

**Motion carried.**

Minutes to receive:

- D. Library Board, 7/19/05
- E. Safety Committee, 6/22/05, 7/5/05
- F. Water & Light Commission; closed session, 7/27/05, 8:20 AM
- G. Water & Light Commission; closed session, 7/27/05, 8:30 AM
- H. Water & Light Commission, 7/27/05
- I. N-M Sewerage Commission, 7/25/05
- J. Plan Commission, 8/2/05

Communications:

- 1. WI Taxpayers Alliance, 7/29/05
- 2. League of WI Municipalities; Legislative Bulletin, 2005-2006-29
- 3. Ald. Taylor, 8/8/05; Post Crescent Article: *Trestle Trek will commemorate grand opening of Fox Cities trail*
- 4. Tim Meeusen (Dept. of Health & Family Services), 7/26/05; 2002 & 2003 audits
- 5. Ald. Weber, 8/9/05; Winnebago Community Newsletter article, *Ways communities can revive local independent business*
- 6. Bruce Heisel (Hungry Bull Restaurant) to Post Crescent, 7/9/05; Closure of Tayco St. for Otto Grunski Festival
- 7. Public Service Commission of Wisconsin, 8/8/05; Notice of Investigation
- 8. WisDOT, 8/9/05; Public information meeting concerning Winnebago County lift bridges
- 9. Resumes for Redevelopment Authority appointments
- 10. Comp. Stoffel, 8/8/05; Report on T.I.F. 1-7, Council Action of 6/20/05
- 11. Mayor Laux to Park Board & Utilities Commission, 8/11/05; Jefferson Park lighting
- 12. Brett Wallace (WisDot) to Mayor Laux, 8/4/05; Feasibility study for remote bridge operations
- 13. Barbara Hansen (State Elections Board) to Municipal Leaders, 7/28/05; Statewide Voter Registration Project Activities
- 14. AP Beckendorf, 8/11/05; 48 Tayco St.
- 15. Park Supt. Huss, 8/11/05; Trees
- 16. DPW Radtke, 8/11/05; Status of Public Works Facility design
- 17. PRD Tungate, 8/11/05; Calder Stadium sign
- 18. PRD Tungate, 8/11/05; Manitowoc St. boat landing parking
- 19. Assessor Heiden/Comp. Stoffel, 8/11/05; 2005 City of Menasha Revaluation
- 20. CDD Keil, 8/11/05; Curtis Reed Square
- 21. CDD Keil, 8/11/05; Shoppes at Waverly
- 22. Clerk Galeazzi, 8/11/05; Agendas and Minutes on City Website
- 23. Tom Amack, 8/11/05; Resume

IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE

Communications, Cont'd:

Moved by Ald. Weber, seconded by Ald. Wisneski to approve Minutes D-J and Communications 1-23.

Discussion: Ald. Merkes-Comm #16-request minutes from next PWF Design Committee meeting.

Ald. Taylor-Comm #3-article in newspaper indicates invitation only reception for grand opening of trestle trail.

Mayor Laux explained public is invited to attend grand opening ceremony.

CA/HRD Brandt reminded Council members of ethic rules when attending events sponsored by private committees.

Ald. Wisneski-Comm #18-clarification of ordinance on Manitowoc St. boat landing parking.

CA/HRD Brandt explained state law as it applies to waterways and boat landings.

Ald. Mulvey-Comm #9-not all were resumes submitted for RDA, some were just list of accomplishments.

Ald. Weber-Comm #10-would like TIF report on next Council agenda;

Comm #19-need to keep residents updated on citywide revaluation.

Ald. Eckstein-Comm #18-not everyone paying to use boat landing or parking area; Comm #6-closing of street during Otto Grunski bike race. Should check into moving race back to Jefferson Park.

**Motion carried.**

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

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

VI. APPOINTMENTS

A. Mayor's recommended appointments for the Redevelopment Authority:

1. Linda Kennedy, 310 Willow Ln., for the term of 9/1/05-8/31/06
2. James Englebert, 1209 Greendale St., for the term of 9/1/05-8/31/06
3. Mayor Joe Laux, 105 DePere St., for the term of 9/1/05-8/31/07
4. Ald. Donald Merkes, 377 Nassau St., for the term of 9/1/05-8/31/07
5. Philip (Kim) Vanderhyden, 334 Park St, for the term of 9/1/05-8/31/08
6. Gerald Hensler, 713 Keyes St., for the term of 9/1/05-8/31/09
7. Jim Griesbach, 2040 Dreamfield Ln, for the term of 9/1/05/05-8/31/10

Moved by Ald. Weber, seconded by Ald. Hendricks to hold for two weeks.

B. Mayor's recommended appointment to the Board of Review:

1. Tom Amack, 813 Whisper Falls, Alternate

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve appointments.

**Motion carried.**

VII. CLAIMS AGAINST THE CITY

VIII. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

- A. Clerk Galeazzi - League of Wisconsin Municipalities Annual Conference. Clerk Galeazzi informed the Council of the upcoming League of Wisconsin Municipalities Annual Conference in Green Bay, Oct. 26-28.

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

A. Plan Commission, 8/2/05: Recommends Approval of:

1. Certified Survey Map for Kernan Ave.

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

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

B. Administration Committee, 8/15/05:

1. License: Reserve "Class B" application of Nick Sabani, d/b/a Sabani's Italian Restaurant, for the premises at 890 Lake Park Road, for the 2005-2006 licensing year.

Moved by Ald. Wisneski, seconded by Ald. Taylor to approve.

**Motion carried.**

2. Approval of Development Agreement with BFT Investments, LLP and authorize signatures

Moved by Ald. Wisneski, seconded by Ald. Taylor to approve.

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

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS, Cont'd.

B. Administration Committee, 8/15/05, Cont'd:

3. Approval of Offer to Purchase, Lot 1 of CSM 2496, not to exceed \$260,000 (Nature's Way Affordable Housing Project)

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

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

4. Approval of Traffic and City Ordinance Bond Schedule

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

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

5. Accounts payable and payroll for the period 8-4-05/8-11-05 for the amount of \$2,525,090.18

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

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

C. Board of Public Works, 8/15/05:

1. Street Use Applications:

- A. Fox Cities Marathon, September 24, 2005; 5K Run/Walk; 7:00 AM – 10:00 AM and Full Marathon, September 25, 2005; 6:00 AM – 3:00 PM; (Community First Credit Union)
- B. Labor Day Parade; 10:00 AM – 11:30 AM; Monday, September 5, 2005 (Fox Valley Area Labor Council)

Moved by Ald. Michalkiewicz, seconded by Ald. Taylor to approve A&B.

**Motion carried.**

2. Appeal of Weed Notice at 355 Ninth Street  
Acted on in Board of Public Works.

3. Payment:

- A. Charles O. Green; Contract Unit No. 2005-02; Storm/Sanitary Sewer Relay Project; \$33,075.05 (Payment No. 2)

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

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

4. Recommendations to Award:

- A. Quality Concrete & Excavating, Inc.; Contract Unit No. 2005-04 Concrete Walk Construction/Reconstruction; Asphalt Walk Construction; Base Bid \$101,688.05

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve.

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

- B. Miron Construction Co.; Contract Unit No. 2005-3 Elevated Walkway Construction (Larson Engineering); Base Bid Plus Alternate Bid "C"; \$242,400.00

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

Discussion: CDD Keil explained the bid is approximately \$18,000 over estimate. Funds will come from TIF #7.

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

5. Recommendation to Reduce Number of Street Lights along Plank Road and Manitowoc Street (Expiration of Six Month Trial Period)

Moved by Ald. Michalkiewicz, seconded by Ald. Merkes to approve.

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

**Ald. Eckstein, Merkes, Michalkiewicz, Wisneski, Mayor Laux - yes  
Ald. Taylor, Weber, Hendricks, Mulvey - no**

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS, Cont.

C. Board of Public Works, 8/15/05:

6. Parking Committee Recommendations:

- A. Increase the Monthly Parking Permit Fee as Follows: \$15 in 2005; \$20 in 2006; \$25 in 2007 and \$30 in 2008
- B. Prohibit Parking from 2:00 AM to 6:00 AM in Marina Place Parking Ramp (Upper Level) and Marina Place Lower Level Surface Parking Lot
- C. Restrict Parking to Two Hour Limit from 9:00 AM – 5:00 PM Monday through Friday in Marina Place Parking Ramp (Upper Level) and Marina Place Lower Level Surface Parking Lot
- D. Repeal Municipal Code Section 10-1-26 (FF)
- E. Prohibit Parking on South Side of Broad Street from Barlow Street West to Handicap Stall
- F. Prohibit Overnight Parking in the Designated stalls in the Cul de Sac Area on the West End of Broad Street

Acted on in Board of Public Works – CA/HRD Brandt will prepare changes in ordinances for Council approval.

X. ORDINANCES AND RESOLUTIONS

- A. O-16-05 – An Ordinance Relating to Polling Places  
No Action

- B. R-34-05 – Preliminary Resolution Declaring Intent to Exercise Special Assessment Powers Under Section 66.0703, Wisconsin Statutes (Asphalt Sidewalk on South Side of Midway Road West of Kenwood Drive)

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve R-34-05.

**Motion carried on roll call 7-1.**

**Ald. Mulvey - no**

- C. R-33-05 – A Resolution Pertaining to Sewer Service Charges and Surcharges.

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve R-33-05.

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

XI. HELD OVER BUSINESS

XII. COUNCIL DIRECTIVES

- A. Clerk Galeazzi – Update on Website progress. Outlined in memo of 8/11/05.
- B. CDD Keil – 1) Report on building code issues to be resolved at 48 Tayco St. Outlined in AP Beckendorf's memo of 8/11/05; 2) Report on Shoppes at Waverly. Outlined in memo of 8/11/05; 3) Update on Tailwaggers Doggy Daycare. Mayor Laux reported Ald. Mulvey's request has been forwarded to the owners of Tailwaggers Doggy Daycare. They should be replying to her; 4) Update on Curtis Reed Square. Outlined in memo of 8/11/05.
- C. PRD Tungate – 1) City signs at Calder stadium. Outlined in memo of 8/11/05; 2) Parking at Manitowoc St. boat landing. CA/HRD Brandt explain the State law on restricting use of the waterway and access to boat landings. He also explained the boat launch permit people purchase are actually boat trailer parking permits. The Council requested CA/HRD Brandt to reach the law on restricting use of City owned boat landings and what other municipalities are doing.
- D. Park Supt. Huss – 1) Trees along Hwy 114. Outlined in memo of 8/11/05; 2) List of trees planted this year. Outlined in memo of 8/11/05.  
Ald. Merkes requested a list of the trees to be planted in fall.
- E. DPW Radtke – Update on Public Works Facility. Outlined in memo of 8/11/05
- F. Assessor Heiden – Update on citywide revaluation. Assessor Heiden and Lee DeGroot of Accurate Appraisal explained the citywide revaluation process and reported on the results of the open book that was held on Aug 8-11. The assessment roll can be viewed in the Assessor's office. They answered questions from Council members.
- G. Comp. Stoffel – Report on TIF's. Outlined in memo of 8/8/05.

NEXT AGENDA: Ald. Weber – Report on TIF's  
Ald. Wisneski – Update on signs for Curtis Reed Square  
Ald. Taylor – Update on 81 & 87 Racine Street  
Ald. Merkes – list of the trees to be planted in Fall 2005

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

XIII. ADJOURNMENT

Moved by Ald. Michalkiewicz, seconded by Ald. Hendricks to adjourn at 9:10 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
**SPECIAL COMMON COUNCIL**  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
August 22, 2005  
**Minutes**

I. Meeting called to order by Mayor Laux at 5:00 p.m.

II. PLEDGE OF ALLEGIANCE

Mayor Laux asked all to remain standing for a moment of silence for Andrew Lathrop and his family for their safe return from Japan.

III. ROLL CALL/EXCUSED ABSENCES

Present: Ald. Taylor, Wisneski, Weber, Hendricks, Eckstein, Michalkiewicz, Mulvey, Merkes  
Also Present: Mayor Laux, MJSD Superintendent Keith Fuchs, School Board President Sue Gielau, Maebashi Mayor Masao Takagi, Maebashi Council President Katsuhiko Yokoyama, Maebashi School Superintendent Mitsuhiro Nakazawa.

IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE

A. Communications:

1. Sister City Agreement between Menasha and Maebashi

Moved by Ald. Weber, seconded by Ald. Taylor to receive communications.

**Motion carried.**

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

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

VI. APPOINTMENTS

VII. CLAIMS AGAINST THE CITY

VIII. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

A. Approve the Sister City Agreement

Moved by Ald. Mulvey, seconded by Ald. Eckstein to approve Sister City Agreement.

**Motion carried.**

B. Signing Ceremony

Mayor Laux, Council President Weber, School Superintendent Fuchs, Mayor Masao Takagi Council President Katsuhiko Yokoyama and School Superintendent Mitsuhiro Nakazawa signed the Sister City Agreement.

C. Presentation to Maebashi from Menasha

Mayor Laux read and presented a plaque to Maebashi Mayor Masao Takagi. Gifts were presented to Council President Katsuhiko Yokoyama, School Superintendent Mitsuhiro Nakazawa.

D. Presentation to Menasha from Maebashi

Maebashi Mayor Masao Takagi presented a symbolic doll to Mayor Laux. Gifts were presented to Council President Weber and Superintendent Fuchs.

X. ORDINANCES AND RESOLUTIONS

XI. HELD OVER BUSINESS

XII. COUNCIL DIRECTIVES

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

XIV. ADJOURNMENT to Social at Jefferson Park, approximately 5:30 PM for Kam Pie (Toasting the Sister City Relationship)

Moved by Ald. Mulvey, seconded by Ald. Hendricks to adjourn at 5:15 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
September 6, 2005  
MINUTES

- I. Meeting called to order by Mayor Laux at 7:15 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Taylor, Wisneski, Weber, Hendricks, Eckstein, Michalkiewicz, Mulvey, Merkes  
Also Present: Lt. Brunn, DPW Radtke, CDD Keil, Comp Stoffel, CA/HRD Brandt, Mayor Laux,  
Clerk Galeazzi and the Press.

IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE

Minutes to approve:

- A. Administration Committee, 8/15/05
  - B. Board of Public Works, 8/15/05
  - C. Common Council, 8/15/05
  - D. Special Common Council, 8/22/05
- Moved by Ald. Weber, seconded by Ald. Michalkiewicz to approve Minutes A-D

**Motion carried.**

Minutes to receive:

- E. Police Commission, 8/18/05
- F. Police Consolidation Study Committee, 8/16/05
- G. Information Systems Steering Committee, 7/20/05
- H. Board of Health, 8/10/05
- I. Library Board, 8/16/05
- J. N-M Sewerage Commission, 8/23/05
- K. N-M Fire Rescue, Joint Finance & Personnel, 8/23/05
- L. Plan Commission, 8/16/05
- M. Landmarks Commission, 8/24/05

Communications:

- 1. WI Taxpayers Alliance, 8/12/05, 8/23/05
- 2. League of WI Municipalities; Legislative Bulletin, 2005-2006-30
- 3. Don & Barbara Solomon (224 9<sup>th</sup> St.) to Street Supt. Jacobson, 8/20/05; terrace replacement
- 4. Instructions/Calendar for Preparation of Year 2006 Operations/Capital Budget
- 5. Public Works Facility, 8/05; July Disposal Violations
- 6. City of Menasha Annual Report, 7/04-6/05; Confidential Assistance Program
- 7. Ald. Mulvey, 8/15/05; Redevelopment Authority Resume
- 8. HD Nett to James Perry, PhD (UW Fox Valley), 8/29/05; public health emergency plans
- 9. Calumet County Legislative Committee Minutes, 8/19/05
- 10. Assessor Heiden to Residents; 8/29/05; Corrected notice of assessment
- 11. CDD Keil, 8/16/05; Tailwaggers Doggy Daycare
- 12. Park Supt. Huss, 9/1/05; Fall 2005 Tree Planting
- 13. CDD Keil, 9/1/05; Third and Racine Street Corridor Redevelopment

Moved by Ald. Weber, seconded by Ald. Michalkiewicz to approve Minutes E-M and Communications 1-13.

Discussion: Ald. Wisneski-Minutes E, Commend Police Dept. for completing FEMA & NIMS certification on their own.

Ald. Weber-Comm. #3, Situation with the Solomons has been resolved.

Ald. Merkes-Comm. #12, a total of 50 new trees will be planted in the fall.

Ald. Hendricks-Comm. #4, Can the budget be ready early? Comp. Stoffel-not possible to have ready earlier.

**Motion carried.**

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

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

- A. Stan Sevenich, 645 9<sup>th</sup> St. Mini-warehousing at 969 Plank Road. Take serious look at other development for that area.

VI. APPOINTMENTS

A. Mayor's recommended appointments for the Redevelopment Authority (Held 8/15/05)

Ald. Weber requested voting on each appointment separate.

1. Linda Kennedy, 310 Willow Ln., for the term of 9/1/05-8/31/06

Moved by Ald. Weber, seconded by Ald. Hendricks to approve.

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

2. James Englebert, 1209 Greendale St., for the term of 9/1/05-8/31/06

Moved by Ald. Eckstein, seconded by Ald. Weber to approve.

Discussion.

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

**Ald. Wisneski, Weber, Eckstein, Michalkiewicz – yes**

**Ald. Merkes, Hendricks, Taylor, Mulvey – no**

3 Mayor Joe Laux, 105 DePere St., for the term of 9/1/05-8/31/07

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

Discussion.

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

**Ald. Michalkiewicz, Eckstein, Wisneski – yes**

**Ald. Merkes, Taylor, Weber, Hendricks, Mulvey – no**

4. Ald. Donald Merkes, 377 Nassau St., for the term of 9/1/05-8/31/07

Moved by Ald. Wisneski, seconded by Ald. Hendricks to approve.

Discussion.

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

5 Philip (Kim) Vanderhyden, 334 Park St, for the term of 9/1/05-8/31/08

Moved by Ald. Weber, seconded by Ald. Hendricks to approve.

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

6. Gerald Hensler, 713 Keyes St., for the term of 9/1/05-8/31/09

Moved by Ald. Wisneski, seconded by Ald. Weber to approve.

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

7. Jim Griesbach, 2040 Dreamfield Ln, for the term of 9/1/05/05-8/31/10

Moved by Ald. Wisneski, seconded by Ald. Weber to approve.

Discussion.

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

**Ald. Merkes, Wisneski, Weber, Eckstein, Michalkiewicz – yes**

**Ald. Taylor, Hendricks, Mulvey – no**

**(Clerk's note: Requires a four-fifths majority vote to pass)**

VII. CLAIMS AGAINST THE CITY

VIII. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

A. Plan Commission, 8/16/05; Recommends Approval of:

1. The rezoning of 541 Broad Street from R-2 Two-Family Residential to R-1 Single Family Residential

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

Discussion: Ald Taylor will be abstaining; this property is owned by him and his wife.

**Motion carried on roll call 7-0. Ald. Taylor-abstain.**

2. The sewer and water utility easement for Province Terrace.

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

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

3. The land sale at 175 Main Street Rear

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

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

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS, Cont'd.

B. Administration Committee, 9/6/05:

1. Acceptance of Financing Report – Steam Utility Plant (Ray Osness) (Information to be possibly delivered by Utility)

No Action

2. Approval of request from Ken Zastrow, manager of the Redliner Bar for use of City owned parking lot (formerly Bluejay Bowl parking lot) for a one day event on September 17, 2005

Moved by Ald. Eckstein, seconded by Ald. Hendricks to approve.

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

3. Consideration of request from Ken Zastrow, manager of the Redliner Bar for outside amplified music on the premise of 977 Plank Road for a one day event on September 17, 2005.

Moved by Ald. Eckstein, seconded by Ald. Hendricks to approve.

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

4. Consideration of request of Mike Weinandt for \$28,000 for pond.

Moved by Ald. Eckstein, seconded by Ald. Mulvey to approve.

Discussion.

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

5. Approval of Parking Lot Permit Fees as recommended by the AD-HOC Parking Committee: \$15 in 2005; \$20 in 2006; \$25 in 2007 and \$30 in 2008

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

Discussion: Ald. Weber-minutes should reflect the fees are a monthly charge.

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

6. Offer to Purchase City-Owned Land – 175 Main St. Rear, Arendal Inc.

Acted on earlier, IXA3.

7. Authorize to send letter to Community Forward, Inc. to move the Otto Grunski Family Festival/Super Week International Cycling Classic to Jefferson Park.

Tabled in Administration Committee.

8. Accounts payable and payroll for the period 8-12-05/9-1-05 for the amount of \$1,390,818.37.

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

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

C. Board of Public Works, 9/6/05:

1. Request for Authorization to Execute Agreement for Engineering Services for the Phase III Sewer System Evaluation Survey Project; Kaempfer & Associates, Inc.

No Action

2. Request for Authorization to Execute Agreement with Waverly Sanitary District for Transportation of Wastewater

Moved by Ald. Michalkiewicz, seconded by Ald. Merkes to approve.

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

3. Change Order:

A. Quality Concrete & Excavating, Inc.; Contract Unit No. 2005-04; Concrete Walk

Construction/Reconstruction; Asphalt Walk Construction; Asphalt Walk Construction; ADD: \$2,346.55

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

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

4. Payment:

A. Charles O. Green; Contract Unit No. 2005-02; Storm/Sanitary Sewer Relay Project; \$74,131.77 (Payment No. 3)

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

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

B. Carl Bowers & Sons Construction, Inc.; Contract Unit No. 2004-04; Barker Farm Estates VI Subdivision; \$82,134.95 (Payment No. 2)

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

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

5. Recommendation to Award:

A. Badger Highways Company, Inc.; Contract Unit No. 2005-05; Street Rehabilitation/Reconstruction; \$307,675.88

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve.

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

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS, cont.

C. Board of Public Works, 9/6/05, Cont'd:

5. Recommendation to Award, Cont'd:

B. Carl Bowers & Sons Construction; Contract Unit No. 2005-06; Sanitary Sewer/Water Main Extension Project—Province Terrace; \$207,425.00.

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve.

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

6. Request for Authorization to Execute WisDOT Agreement for Highway Improvement at Project USH 10/STH 114 & CTH LP Intersection.

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

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

X. ORDINANCES AND RESOLUTIONS

A. O-16-05 – An Ordinance Relating to Polling Places

Moved by Ald. Weber, seconded by Ald. Eckstein to approve

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

B. O-17-05 – An Ordinance Relating to Prohibited Parking (Broad Street)

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

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

C. O-18-05 – An Ordinance Relating to Even-Odd Parking (Broad Street)

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

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

D. O-19-05 – An Ordinance Relating to Public Parking Areas

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

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

E. R-35-05 – Final Resolution Declaring Intent to Exercise Special Assessment Powers Under Section 66.0703, Wisconsin Statutes (Asphalt Sidewalk on South Side of Midway Road West of Kenwood Drive)

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

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

XI. HELD OVER BUSINESS

XII. COUNCIL DIRECTIVES

A. CA/HRD Brandt – Update on 81-87 Racine St. CA/HRD Brandt reported a letter has been received from the attorney representing the owners of 87 Racine St. indicating a second appraisal has been done and the value came in at \$109,000. CA/HRD Brandt has been unsuccessful in contacting the attorney to request a copy of the appraisal. The owners of 81 Racine St have stopped contacting him all together. Any requests by Council members to spend more to acquire these properties will be discussed in closed session.

B. CDD Keil – Update on signs for Curtis Reed Square. CDD Keil reported he has heard from the company constructing the sign and it will be ready this week. Crews from the Parks or Public Works departments will assist with the construction of the base to set the sign on.

C. Park Supt. Huss – List of trees planted this year. Outlined in memo dated 9/1/05.

D. Comp. Stoffel – Report on TIF's. Compt Stoffel reported TIFs 1, 2, 3 included urban redevelopment and some staff salaries. TIFs 4, 5, 6 included salaries and fringe benefits from Community Development, Parks, and Engineering. He reported he and his staff spent about 40-50 hours gathering the information on TIFs.

Next Agenda: Ald. Weber – 1) Salaries that are part of TIFs; 2) Unexcused absents of committee/board members; 3) Legal quorum wording on all committee/board agendas

Ald. Wisneski – 1) Breakdown of expenses from Japanese visitors; 2) Park & Rec Board minutes

Ald. Merkes – 1) Report on progress of Public Works Facility; 2) List of all additional committees & boards.

Ald. Taylor – Update on walkway behind hotel

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

XIV. ADJOURNMENT

Moved by Ald. Eckstein, seconded by Ald. Wisneski to adjourn at 7:56 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
September 19, 2005  
MINUTES

I. Meeting called to order by Mayor Laux at 7:43 p.m.

II. PLEDGE OF ALLEGIANCE

A moment of silence was observed for Andy Lathrop and for the victims of Hurricane Katrina.

III. ROLL CALL/EXCUSED ABSENCES

Present: Ald. Wisneski, Weber, Hendricks, Eckstein, Michalkiewicz, Mulvey, Merkes, Taylor  
Also Present: PC Stanke, CDD Keil, Comp Stoffel, PRD Tungate, CA/HRD Brandt, Mayor Laux,  
PWS Jacobson, Clerk Galeazzi and the Press.

IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE

Minutes to approve:

- A. Administration Committee, 9/6/05
- B. Board of Public Works, 9/6/05
- C. Common Council, 9/6/05
- D. Personnel Committee, 9/6/05

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes A-D.

**Motion carried.**

Minutes to receive:

- E. Public Hearing, 9/6/05; Proposed Final Resolution
- F. Public Hearing, 9/6/05; Rezoning of 541 Broad St.
- G. Plan Commission, 9/6/05
- H. Park & Recreation Board, 5/9/05, 6/13/05, 7/11/05, 8/8/05, 9/12/05
- I. Red, White & Blue Committee, 9/8/05
- J. PWF Site Committee, 8/23/05
- K. Water & Light Commission, 8/24/05
- L. Water & Light Commission, Special Meeting; 9/12/05

Communications:

- 1. Glenn Canale, 8/30/05; Resignation from Landmarks Committee and Plan Commission
- 2. David Schmidt to Mayor Laux, 9/5/05; Letter of interest for Plan Commission
- 3. UW-GB to HD Nett, 8/30/05; Appreciation for being the official Public Health Agency
- 4. Sue Kinde to PRD Tungate, CDD Keil & Mayor Laux, 9/12/05; Trestle Trail appreciation
- 5. James Englebert, 9/9/05; Redevelopment Authority nomination
- 6. Public Works Facility, 9/7/05; Disposal violations for August 2005
- 7. Ald. Mulvey, 9/14/05; Post Crescent Article, *Laux's Vision of Redevelopment Authority Dealt Setback*
- 8. Comp Stoffel, 9/13/05; Funds received for Japanese Visit
- 9. Comp Stoffel, 9/15/05; TIF information
- 10. Otto Wenz to James Taylor, 9/14/05; Otto Grunski Cycling Classic
- 11. Street Supt. Jacobson to residents, 9/12/05; Terrace Restoration
- 12. Clerk Galeazzi, 9/14/05; City Committees and Members
- 13. Nancy Barker, 9/15/05; Resume

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes E-L and Communications 1-13.

Discussion: Ald. Wisneski, Minutes L, rezoning ordinance for Utilities. CA/HRD Brandt explained rezoning ordinances recommendations will be coming from Plan Commission.

Ald. Merkes, Comm. #8, what are plans for balance of funds in Japanese visitors account. Mayor Laux explained there will be another Japanese group coming to visit this year. Will use funds for that visit.

Ald. Taylor, Minutes G, did not second Plan Commissions minutes of Aug. 16, will need to be changed.

**Motion carried.**

V. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY  
(Five (5) minute time limit for each person)

- A. Mary Nebel, 713 First St. Moving Otto Grunski Festival from downtown to Jefferson Park. Council should look at advantages and disadvantages before making decision.
- B. Richard Sims, 1375 Manitowoc Road. 1) Otto Grunski Festival was moved to downtown a few years ago to promote downtown. 2) Council should respect each others opinion on RDA.

VI. APPOINTMENTS

A. Council Appointment to Utilities Commission

- 1. Reappointment of Carla Watson, 349 First St, for the term of October 1, 2005-October 1, 2010.

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve.

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

B. Accept Letter of resignation from Glenn Canale from the Landmarks Commission & Plan Commission.

Moved by Ald. Weber, seconded by Ald. Wisneski to accept letter.

**Motion carried.**

C. Mayor's Appointment to Plan Commission:

- 1. Appointment of David Schmidt, 709 Parkview, to replace Glenn Canale for the term of Sept. 2005-May 2007.

Moved by Ald. Mulvey, seconded by Ald. Taylor to approve.

Discussion.

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

D. Mayor's Appointments to Park & Rec Board:

- 1. Reappointment of Dick Sturm, 1203 Greenwood Ct., for the term of Oct. 1, 2005-Oct. 1, 2008.

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve.

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

- 2. Appointment of Nancy Barker, 506 Keyes St., for the term of Oct. 1, 2005-Oct. 1, 2008.

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

Discussion:

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

VII. CLAIMS AGAINST THE CITY

VIII. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

A. Plan Commission, 9/6/05; Recommends Approval of:

- 1. The Storm Water Easement

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

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

- 2. The downtown bike hitching post locations.

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

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

- 3. The acquisition of 833 Broad St.

Moved by Ald. Wisneski, seconded by Ald. Michalkiewicz to approve.

Discussion.

**Motion failed on roll call 2-6. Ald. Merkes, Mulvey – yes.**

**Ald. Hendricks, Michalkiewicz, Eckstein, Wisneski, Taylor, Weber – no.**

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS, Cont'd.

B. Personnel Committee, 9/6/05; Recommends Approval of:

1. An adjustment to non-represented employees salaries by 1½% on January 1, 2006 and 1½% on September 1, 2006
2. An adjustment to Supervisory Lieutenants salaries by 1½% on January 1, 2006 and 1½% on September 1, 2006
3. An adjustment of midpoint by 1½% on January 1, 2006 and 1½% on September 1, 2006 for non-represented employees salary ranges and Supervisory Lieutenants salary range

Moved by Ald. Weber, seconded by Ald. Hendricks to table 1-3.

**Motion carried on roll call 6-2. Ald. Michalkiewicz, Wisneski – no.**

C. Administration Committee, 9/19/05:

1. Accept Financing Report – Steam Plant.

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

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

2. Joint Powers Agreement for Winnebago County 911 Emergency System, Dec. 1, 2005-Nov. 30, 2006, and authorize signatures.

Moved by Ald. Eckstein, seconded by Ald. Hendricks to approve.

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

3. Recommendation by the Parks and Recreation Board to adopt a new Event sponsorship and Fee Waiver Policy.

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

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

4. Recommendation by the Parks and Recreation Board to adopt a revised policy on the Use of the City Stage, Picnic Tables, Bleachers, Refuse Containers and Park Benches by Non-Profit Groups.

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

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

5. Offer to Purchase, Excess Right-of-Way adjacent to 504 Riverway.

Moved by Ald. Merkes, seconded by Ald. Wisneski to approve and remove language pertaining to a certified survey map and maintenance agreement.

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

6. Community Forward, Inc. letter from Ald. Eckstein.

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

Discussion:

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

**Ald. Eckstein, Michalkiewicz, Weber-yes.**

**Ald. Merkes, Taylor, Wisneski, Hendricks, Mulvey-no.**

7. Accounts payable and payroll for the period 9-8-05/9-15-05 for the amount of \$914,622.39

Request of Ald. Taylor to sever check #4089, Miller Wagner Coenen McMahon from the rest of accounts payable and payroll.

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve the remaining accounts payable and payroll.

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

Moved by Ald. Wisneski, seconded by Ald. Weber to approve check #4089/Miller Wagner Coenen McMahon

**Motion carried on roll call 7-0. Ald. Taylor-abstain.**

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS, Cont'd.

D. Board of Public Works, 9/19/05:

1. Street use Applications:

- A. St. Mary Central High Homecoming Parade; Friday, October 7, 2005; 5:00 PM to 5:45 PM
- B. Menasha High Homecoming Parade; Friday, October 7, 2005; 5:30 PM to 6:00 PM

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve A&B.

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

2. Request for Authorization to Execute Agreement for Engineering Services for the Phase III, Sewer System Evaluation Survey Project; Kaempfer & Associates, Inc

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve.

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

X. ORDINANCES AND RESOLUTIONS

- A. O-20-05 – An Ordinance Amending Title 13 by Making Certain Changes in the District (541 Broad St.)

Moved by Ald. Weber, seconded by Ald. Wisneski to approve.

Discussion: Ald. Taylor will be abstaining; he & his wife own the property at 541 Broad St.

**Motion carried on roll call 7-0. Ald. Taylor-abstain.**

- B. O-21-05 – An Ordinance Renumbering the Code Section for Nonconforming Uses, Structures & Lots  
No action.

- C. O-22-05 – An Ordinance Relating to Attendance at Committee & Commission Meetings  
No action.

- D. R-36-05 – A Resolution Supporting Agreements Between City of Menasha and the Wisconsin State Elections Board Regarding Use of the Statewide Voter Registration System.

Moved by Ald. Wisneski, seconded by Ald. Michalkiewicz to approve.

Discussion.

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

XI. HELD OVER BUSINESS

XII. COUNCIL DIRECTIVES

- A. CA/HRD Brandt – Legal wording on all agendas. CA/HRD Brandt reported that the Clerk has sent to each department that prepares an agenda for boards/committees/commissions the correct legal wording that must be on the agenda indicating that aldermen maybe attending the meeting, but no official action will be taken. This wording is different than the working on the Common Council agenda. Aldermen are asked to contact either the chairperson of the committee or Clerk if they do plan on attending the meeting.
- B. CDD Keil – Update on walkway in rear area of Menasha Hotel. CDD Keil reported work is underway on this project. They expect to be complete in 6-8 weeks.
- C. PWD Radtke – Report on progress of Public Works Facility. PWD Radtke not at meeting. He will report at the next meeting.
- D. Comp. Stoffel – 1) Salaries that are paid from TIF. Comp Stoffel explained the report he presented to the Council listing salaries and benefit for each TIF that pertained. Not all City employees that work on TIF projects have their salaries paid out of TIF money. CDD Keil explained it is a practice in other municipalities to pay some salaries from TIF.  
2) Breakdown of cost of Japanese visitors. Outlined in memo dated 9/13/05.
- E. PRD Tungate – Park & Rec Board Minutes in packets. Outlined in memo dated 9/14/05.
- F. Clerk Galeazzi – List of City Commissions/Boards that aren't listed in the directory. Outlined in memo dated 9/14/05.

Next Agenda: Ald. Taylor – Update on 81 & 87 Racine Street.  
Ald. Mulvey – Update on progress of William Egan, George Hansel, Don Graven & James Marks  
Ald. Michalkiewicz – Update on Larsen Engineering Study  
Ald. Merkes – Report on Public Works Facility and use of TIF  
Ald. Hendricks – Update on Cable TV franchise fee

- XIII. 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. Richard Sims, 1375 Manitowoc Road. Rear façade of Main Street needs to be cleaned up.
  - B. Marty Pavich, 529 Broad Street. Televising Council meetings.
  - C. Tim Jacobson, 455 Baldwin Street. Making headway with sewer system evaluation survey project.

XIV. ADJOURNMENT

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to adjourn at 8:35 p.m.  
**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
October 3, 2005  
MINUTES

- I. Meeting called to order by Mayor Laux at 7:15 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Weber, Hendricks, Eckstein, Michalkiewicz, Mulvey, Merkes, Taylor, Wisneski  
Also Present: PC Stanke, FC Vander Wyst, DPW Radtke, CDD Keil, Comp Stoffel, CA/HRD Brandt, Mayor Laux, Clerk Galeazzi and the Press.

IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE

Minutes to approve:

- A. Administration Committee, 9/19/05
- B. Board of Public Works, 9/19/05
- C. Common Council, 9/19/05
- D. Personnel Committee, 9/19/05

Moved by Ald. Weber, seconded by Ald. Wisneski to approve Minutes A-D.

**Motion carried.**

Minutes to receive:

- E. Board of Health, 9/14/05
- F. Information Systems Steering Committee, 8/17/05, 9/21/05
- G. Police Commission, 9/15/05
- H. Public Hearing, 9/19/05
- I. N-M Fire Rescue Joint Commission, 9/28/05
- J. N-M Fire Rescue Joint Finance & Personnel Committee, 9/27/05
- K. Red, White & Blue Committee, 9/22/05
- L. Library Board, 9/20/05
- M. Plan Commission, 9/20/05

Communications:

- 1. Wisconsin Taxpayers Alliance, 9/12/05
- 2. League of WI Municipalities; Legislative Bulletin, 2005-2006-32, 2005-2006-33
- 3. Town of Harrison Public Hearing Notice, 9/21/05
- 4. Mike Hansel (537 Broad St.) to Ald. Taylor; 9/26/05; televised council meetings
- 5. DNR Air Management Program; 9/16/05; Air Pollution Control Permit for 1050 Cold Spring Rd., Town of Menasha
- 6. Sandra Dabill Taylor (545 Broad St.) to Mayor Laux, 9/23/05; Redevelopment Authority
- 7. Ald. Sue Wisneski, 9/23/05; Resume
- 8. Mike Kading, 9/23/05; Official trail counts
- 9. Ron Bielefeld to Mayor Laux, 9/21/05; parking permit rates
- 10. MUGM Doug Young, 9/28/05; Menasha Utilities Water Plant
- 11. DPW Radtke, 9/27/05, Report on Wm Egan, Geo Hansel, Don Graven, James Marks
- 12. DPW Radtke, 9/29/05; Public Works Facility Update
- 13. CA/HRD Brandt, 9/29/05; Television Common Council Meetings
- 14. James A. Lueneburg, 9/29/05; Resume

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes E-M and Communications 1-14.

Discussion: Ald. Taylor, Comm. #13-cost to televise council meeting has come down; Comm. #10-information on purchase of 833 Broad St is needed for decision; Comm. #6-Sandra Dabill-Taylor would be a good choice for RDA.

Ald. Wisneski, Minutes J-working on having fire dept. NIMS compliant. FC Vander Wyst informed council that RW Management is working on a plan to have all depts. NIMS compliant; Minutes M-Plan Commission minutes reflect Butte des Morts Street, should be Butte des Morts Drive; Comm. #2-should contact legislators about proposed legislation eliminating cable franchise fees.

Ald. Weber suggested a resolution from the City of Menasha be sent to Senate & Assembly opposing bill that would eliminate cable franchise fees.

**Motion carried.**

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

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

- A. Tony Weinandt, 829 Ida Street. 1) Status of budget; 2) Debt ratio; 3) Inform residents on TIFs; 4) Status of Third St. strip-mall; 5) Update on Marina Place; 6) Progress of Broad St. condominium project; 7) Update on 81 & 87 Racine St.; 8) Status of Steam Plant; 9) Becoming a member of Board of Review; 10) Redevelopment Authority.
- B. Stan Sevenich, 645 9<sup>th</sup> Street. A second alderman not necessary for Redevelopment Authority.

VI. APPOINTMENTS

- A. Mayor's recommended appoints for the Redevelopment Authority
  - 1. Ald. Sue Wisneski, 1232 De Pere St., for the term of 9/1/05-8/31/07

Moved by Ald. Weber, seconded by Ald. Merkes to approve.  
Discussion.

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

- 2. James A. Lueneburg, 916 Whisper Falls Ct., for the term of 9/1/05-8/31/10

Moved by Ald. Weber, seconded by Ald. Hendricks to approve.  
Discussion.

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

VII. CLAIMS AGAINST THE CITY

VIII. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

A. Plan Commission, 9/20/05; Recommends Approval of:

- 1. Proposed Amendment to Title 13, Creating GU-Government Use District  
Public Hearing set for Oct. 17, 2005 at 6:50 p.m.
- 2. Sign Ordinance Amendment, Electronic Message Centers  
Public Hearing set for Oct. 17, 2005 at 6:55 p.m.
- 3. Special Use Permit, Adult Family Home, 357 Third Street with the following conditions.
  - a. Applies only to developmentally or physically disabled boarders and required staff
  - b. Maximum number of boarders is three with two staff attendants

Moved by Ald. Hendricks, seconded by Ald. Wisneski to approve Special Use Permit.  
Discussion.

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

- 4. Certified Survey Map, Lake Crest Drive with the following changes
  - a. "Butte des Mots Road" should read "Butte des Morts Drive"
  - b. "Lake Crest should be one word

Moved by Ald. Wisneski, seconded by Ald. Eckstein to approve Certified Survey Map with changes.  
Discussion.

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

B. N-M Fire Rescue, Joint Finance & Personnel Committee, 9/27/05; Recommends Approval of:

- 1. The contract for the Medical Health and Wellness Program with ThedaCare at Work

Moved by Ald. Weber, seconded by Ald. Hendricks to approve contract.

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

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS, Cont'd.

C. Administration Committee, 10/3/05:

1. Approval of Asbestos Compliance Inspection Contract Agreement between Menasha Health Department and Department of Natural Resources, July 1, 2005 to June 30, 2006 and authorize signature.

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve agreement.

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

2. Approval of Agreement between Menasha Health Department and Fox Valley Public Health Preparedness Consortium, January 1, 2005 to December 31, 2005, and authorize signature.

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve agreement.

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

3. Approval of Agreement between Menasha Health Department and Wisconsin Department of Health and Family Services, July 1, 2005 to June 30, 2010, and authorize signature

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve agreement.

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

4. Approval of CVMIC Insurance Policy, and authorize signature

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve Option 1 with SIR of \$25,000.

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

5. Approval of Development Agreement between the City of Menasha and Edna Huelsbeck, and authorize signatures.

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve agreement.

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

6. Accounts payable and payroll for the period 9-22-05/9-29-05 for the amount of \$742,785.55

Request of Ald. Taylor to sever check #4386, Miller Wagner Coenen McMahon from the rest of accounts payable and payroll.

Moved by Ald. Mulvey, seconded by Ald. Eckstein to approve the remaining accounts payable and payroll.

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

Moved by Ald. Wisneski, seconded by Ald. Weber to approve check #4386, Miller Wagner Coenen McMahon

**Motion carried on roll call 7-0. Ald. Taylor-abstain.**

D. Board of Public Works, 10/3/05:

1. Change Order:

- A. Carl Bowers & Sons Construction Co., Inc; Barker Farm Estates VI Subdivision- Creative Custom Homes; Contract Unit No. 2004-04; ADD: \$10,884.50; (Change Order No. 1 & Final)

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve change order.

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

2. Payment:

- A. Carl Bowers & Sons Construction Co., Inc; Barker Farm Estates VI Subdivision-Creative Custom Homes; Contract Unit No. 2004-04; \$5,024.00; (Payment No. 3 & Final)

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve payment.

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

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS, Cont'd.

E. Personnel Committee, 10/3/05

1. Approval of Americans with Disability Act Policy

Moved by Ald. Weber, seconded by Ald. Hendricks to approve policy.

**Motion carried.**

2. Approval of Electronic Communications Policy

Moved by Ald. Weber, seconded by Ald. Wisneski to approve policy.

**Motion carried.**

3. Approval of Information Systems Steering Committee recommendation to establish in-house Information Systems staff

Moved by Ald. Weber, seconded by Ald. Wisneski to approve recommendation.

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

X. ORDINANCES AND RESOLUTIONS

- A. O-21-05 – An Ordinance Re-numbering the Code Section for Nonconforming Uses, Structures & Lots

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve O-21-05.

**Motion carried.**

- B. O-22-05 – An Ordinance Relating to Attendance at Committee & Commission Meetings

Moved by Ald. Weber, seconded by Ald. Wisneski to approve O-22-05.

Moved by Ald. Merkes, seconded by Ald. Taylor to amend, to delete section C2, and renumber C3, and change 75% attendance to 50% attendance in C-3.

**Motion to amend carried on roll call 5-3**

**Ald. Wisneski, Weber, Michalkiewicz – no.**

**Motion to approve as amended carried on roll call 6-2.**

**Ald. Michalkiewicz, Mulvey – no.**

- C. O-23-05 – An Ordinance Amending Title 13 to Create the Gu-Government Use District  
Public Hearing set for Oct. 17, 2005 at 6:50p.m.

- D. O-24-05 – An Ordinance Related to Signs  
Public Hearing set for Oct. 17, 2005 at 6:55p.m.

- E. R-37-05 – A Resolution Congratulating Coach Gary Wisneski  
Acted on in Administration Committee.

- F. R-38-05 – A Resolution Congratulating Jeanne Anthony, Ed Walters and WHBY  
Acted on in Administration Committee.

XI. HELD OVER BUSINESS

- A. Motion to reconsider purchase of 833 Broad St. (Utilities Commission)

Moved by Ald. Eckstein, seconded by Ald. Wisneski to reconsider.

Discussion: MUGM Doug Young explained the water plant.

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

Moved by Ald. Mulvey, seconded by Ald. Weber to approve the purchase.

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

- XI. HELD OVER BUSINESS, Cont'd.  
B. Motion to reconsider the appointment of Nancy Barker to the Park & Rec. Board (Ald. Merkes)

Moved by Ald. Merkes, seconded by Ald. Hendricks to reconsider.  
Discussion.

**Motion failed on roll call 2-6.  
Ald. Merkes, Hendricks – yes.**

XII. COUNCIL DIRECTIVES

- A. DPW Radtke – 1) Update on William Egan, George Hansel, Don Graven & James Marks. Outlined in memo date 9/27/05.
- 2) Report on Public Works Facility & use of TIF for it. DPW Radtke explained the testing of contamination in the groundwater will be done soon. DNR requires two successive rounds of testing showing no exceedances before proceeding to the next step. Results of the testing will determine when construction bidding will be done.
- B. CA/HRD Brandt – 1) 81 & 87 Racine St. CA/HRD Brandt explained he has not heard from either owners of 81 or 87 Racine Street. He will be filing the necessary paperwork with the Winnebago County Court this week.
- 2) Update on cable TV franchise fee. Outlined in memo dated 9/29/05.
- C. CDD Keil – 1) Update on Larsen Engineering Study. CDD Keil explained Larsen Engineering has contacted property owners in certain areas that have been having foundation problems to do structural evaluations. The study will be used to establish suitable construction guidelines. Larsen Engineering anticipates the study should be done by end of November.
- 2) Update on 48 Tayco St., fence safety issue. CDD Keil explained the owners of this property have been contacted on several issues including the unsafe fence issue. Another option is to declare this a public nuisance and the situation would have to be resolved within 72 hours.
- 3) Update on 209 Racine St., signage issue. CDD Keil explained he will contact the owners of the building regarding the fluorescent light bulbs exposed in the front of the building.

NEXT AGENDA: Ald. Wisneski – tree down in 100 block of Racine Street.  
Ald. Merkes – update on 48 Tayco St. & 209 Racine St.  
Ald. Taylor – update on 535 First St.  
Ald. Weber – schedule for replacing street signs.  
Ald. Mulvey – outside lighting on Post Office building  
Ald. Eckstein – status of asphalt buildup in front of 721 Marquette St.

- XIII. 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. Tony Weinandt, 829 Ida St. Congratulations to Coach Gary Wisneski on his recognition.
- B. Stan Sevenich, 645 9<sup>th</sup> St. 1) 209 Racine St. could be considered a blighted area; 2) Nancy Barker qualified person for Parks & Rec. Board. She has done a lot of good for the City.
- C. Rita Wees, 108 1<sup>st</sup> St. Support Nancy Barker for Parks & Rec. Board. She is a good person for the City.

XIV. ADJOURNMENT

Moved by Ald. Eckstein, seconded by Ald. Wisneski to adjourn at 8:35 p.m.  
**Motion carried.**

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
October 17, 2005  
**MINUTES**

- I. Meeting called to order by Mayor Laux at 7:00 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Hendricks, Eckstein, Michalkiewicz, Mulvey, Merkes, Taylor, Wisneski, Weber  
Also Present: PC Stanke, FC Vander Wyst, DPW Radtke, CDD Keil, Neenah CA Godlewski, Mayor Laux,  
Clerk Galeazzi, AP Beckendorf, and the Press.
- IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE  
Minutes to approve:  
A. Administration Committee, 10/3/05  
B. Board of Public Works, 10/3/05  
C. Common Council, 10/3/05  
D. Personnel Committee, 10/3/05

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes A-D.

Discussion: Ald. Merkes-when will Parking Comm. minutes be submitted. DPW Radtke explained after the Parking Comm. approves minutes then the minutes are submitted to the Council.

**Motion carried.**

Minutes to receive:

- E. Water & Light Commission, 9/28/05  
F. NM Sewerage Commission, 9/27/05  
G. Committee on Aging, 6/10/04; 9/10/04; 11/11/04; 2/17/05; 3/10/05; 4/14/05; 5/12/05; 6/9/05; 8/11/05  
H. Plan Commission, 10/4/05  
I. Landmarks Commission, 9/7/05

Communications:

1. League of WI Municipalities; Legislative Bulletin, 2005-2006-34, 2005-2006-35
2. Wisconsin Taxpayers Alliance, 9/26/05; 9/30/05
3. Certificate of Appreciation; Colleen Canale, Glenn Canale, Vicki Sahr, Joanne Flemming, Barbara Drinkwine, Pat Fahrenkrug
4. Public Works Facility, 10/11/05; Sept. 2005 Disposal Violations
5. Dept. Administration, 10/10/05; Population final estimates—Winnebago & Calumet
6. Clerk Galeazzi, 10/12/05; Council Directive—Outside lights on Post Office bldg.
7. Compt. Stoffel, 10/11/05; Cash Flow Advance to Menasha Utilities
8. Bldg. Inspection, Permits issued; June 2005; July 2005
9. PW Supt Jacobson, 10/11/05; Street Name Signs
10. PWD Radtke, 11/10/05; Driveway at 721 Marquette Street
11. CDD Keil, 10/13/05; 535 First Street
12. CDD Keil, 10/13/05; Hazardous fence at 48 Tayco Street
13. Mayor Laux, 10/13/05; Marathon Gas Station
14. Merkes letter to Barker, 10/9/05

Moved by Ald. Weber, seconded by Ald. Wisneski to approve Minutes E-I and Communications 1-14.

Discussion: Ald. Weber, Minutes H-Site Plan Review, Q-Mart doesn't meet 75% brick or natural stone requirement. Broad St. Condominium project may not meet this requirement. Mayor explained Broad St. Condominium project not on agenda. Ald. Weber requested update on Broad St. Condominium project on next agenda.

Item #3-Certificates of Appreciation sent to out-going members of committees. Should be a continuing practice. Ald. Wisneski, Comm. #11, what is next step on situation at 535 1<sup>st</sup> St. CDD Keil explained contacting contractors for quotes on plumbing and electrical work. Not receiving cooperation from owners of the property. Ald. Taylor, Comm. #11, repair quotes under 50% of value of structure. CDD Keil explained property owner has failed to comply in time allowed. If City has work done, the amount will be billed to property owner, if not paid, amount will be placed on property tax bill.

**Motion carried.**

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

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

- A. Craig Wussow, 608 1<sup>st</sup> St. Ald. Taylor & Eckstein and Police Dept. doing good job on following up with problems in 500 block 1<sup>st</sup> St. Landlords should be required to attend class on how to screen renters.

VI. APPOINTMENTS

VII. CLAIMS AGAINST THE CITY

VIII. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

- A. Bob Hoffman, Martenson & Eisele – New Fire Station. Bob Hoffman & FC Vander Wyst handed out revised plans and construction cost summary sheet for the Manitowoc Road fire station that was approved by Plan Comm. Changes from the original plans and construction costs were discussed. Discussion held if this project abides by City requirements for new construction.

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

A. Plan Commission, 10/4/05; Recommends Approval of:

1. Manitowoc Road Fire Station, with the following conditions:
  - a. The lighting plan is brought back and adjusted to a lower intensity and less spill onto other properties.
  - b. The east and west elevation labels on the rendering be corrected.

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve Manitowoc Road fire station with conditions. Discussion.

Moved by Ald. Merkes, seconded by Ald. Taylor to hold for two weeks.

Discussion.

Ald. Weber-Point of Order. Mayor Laux-Point of Order well taken.

Discussion.

Moved by Ald. Merkes, seconded by Ald. Taylor to revise plan of fire station that meets current zoning ordinance or change zoning ordinance.

Discussion.

Ald. Merkes withdrew his motion to revise the plans, Ald. Taylor withdrew his second.

Ald. Merkes withdrew his motion to hold for two weeks, Ald. Taylor withdrew his second.

**Motion to approve Manitowoc Road fire station with conditions carried on roll call 8-0.**

2. Extraterritorial CSM for American Drive in the Town of Menasha

Moved by Ald. Wisneski, seconded by Ald. Eckstein to approve extraterritorial certified survey map.

**Motion carried.**

3. Lease agreement with Alternative Resolutions with the condition that the lease would terminate upon closing following the recording of the plat.

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve lease agreement.

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

B. Administration Committee, 10/17/05:

1. Reserve License #5: "Class B" application for Jacks or Better, Michael Kempf, agent, for the premises at 175 Main Street for the 2005-2006 licensing year.

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve Reserve "Class B" license.

**Motion carried.**

2. Approve Agreement between Department of Workforce Development and Menasha Health Department to provide refugee health screening, Oct. 1, 2005 to Sept. 30, 2006, and authorize signature.

Moved by Ald. Eckstein, seconded by Ald. Mulvey to approve agreement.

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

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS, Cont'd.

B. Administration Committee, 10/17/05, Cont'd:

3. Approve Lease Agreement with Alternative Resolutions with the condition that the lease would terminate upon closing following the recording of the plat.  
Acted on earlier, Item IX. A3
4. Accounts payable and payroll for the period 10-6-05/10-13-05 for the amount of \$414,106.80

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve accounts payable and payroll.

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

D. Board of Public Works, 10/17/05:

1. Change Orders:

- a. Carl Bowers & Sons Construction Co., Inc; Manitowoc Road Housing Project; Contract Unit No. 2004-MRHP 1A; Add: \$4,225.11 (Change Order No. 1 & Final)
- b. Charles O. Green; Contract Unit No. 2005-02; Storm/Sanitary Sewer Relay Project; Add: \$9,255.11 (Change Order No. 1)

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve change orders a and b.

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

2. Payment:

- a. Badger Highways Co., Inc.: Street Rehabilitation/Reconstruction: Contract Unit No. 2005-05; \$71,653.37 (Payment No. 1)
- b. Carl Bowers & Sons Construction Co., Inc.; Manitowoc Road Housing Project; Contract Unit No. 2004 MRHP 1A; \$12,781.44 (Payment No. 3 and Final)
- c. Quality Concrete & Excavating, Inc.; Concrete Walk Construction/Reconstruction; Asphalt Walk Construction; Contract Unit No. 2005-04; \$98,008.35 (Payment No. 1)
- d. Charles O. Green; Contract Unit No. 2005-02; Storm/Sanitary Sewer Relay Project; \$33,081.63 (Payment No. 4)
- e. Miron Construction Co., Inc.; Elevated Walkway Construction; Contract Unit No. 2005-03; \$75,541.15 (Payment No. 1)

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve payments a – e.

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

X. ORDINANCES AND RESOLUTIONS

A. O-23-05 – An Ordinance Amending Title 13 to Create the GU-Government Use District

Moved by Ald. Eckstein, seconded by Ald. Weber to approve O-23-05.

Moved by Ald. Taylor, seconded by Ald. Merkes to amend Sec. 13-1-40(b), add Public Protection Buildings.

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

**Motion to approve O-23-05 as amended carried on roll call 8-0.**

B. O-24-05 – An Ordinance Related to Signs

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve O-24-05.

Discussion.

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

**Ald. Taylor, Wisneski, Weber, Eckstein, Michalkiewicz, Mulvey-yes.**

**Ald. Merkes, Hendricks-no.**

C. R-39-05 – A Resolution Expressing Opposition to Senate Bill 1504 Known as the “Broadband Investment and Consumer Choice Act” (S. 1504)

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve R-39-05.

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

XI. HELD OVER BUSINESS

XII. COUNCIL DIRECTIVES

A. DPW Radtke – 1) Schedule for replacing street signs. DPW Radtke referred to PWS Jacobson's memo indicating the criteria of replacing street signs. Replacement is done as time and staff allow.

2) Update on 721 Marquette St. Outlined in memo dated 10/10/05.

B. Pk Supt. Huss – Tree down in 100 block of Racine St. Outlined in memo dated 10/17/05.

C. CDD Keil – 1) Update on 535 1<sup>st</sup> St. Outlined in memo dated 10/13/05.

2) Update on 48 Tayco St., fence safety issue. Outlined in memo dated 10/13/05.

3) Update on 209 Racine St., signage issue. Outlined in memo dated 10/13/05

D. Outside light on Post Office Building. Outlined in memo dated 10/12/05.

Next Agenda: Ald. Weber – 1) Status of Winn Cty owned property on Railroad St (formerly American Quality Fiber);  
2) Status of Broad Street Condominium Project; 3) Update on cash flow Advance to Utilities.

Ald. Wisneski – Update on 535 First Street

Ald. Merkes – Report on trees planted this fall.

Ald. Taylor – Status of 81 & 87 Racine Street

Ald. Hendricks – Update on Steam Plant

Ald. Mulvey – Report on retention pond on property at 1109 S. Oneida Road (Stone Toad Bar-Grill)

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

A. Stan Sevenich, 645 9<sup>th</sup> St. 1) Commended Ald. Merkes for sticking to ordinance; 2) Thanked Ald. Taylor for coming up with amendment to Ordinance O-23-05 for the fire station.

XIV. ADJOURNMENT

Moved by Ald. Wisneski, seconded by Ald. Eckstein to adjourn at 8:25 p.m.

**Motion carried**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
November 7, 2005  
MINUTES

I. Meeting called to order by Mayor Laux at 7:35 p.m.

II. PLEDGE OF ALLEGIANCE

Mayor Laux asked for a moment of silence for Rosa Parks.

III. ROLL CALL/EXCUSED ABSENCES

Present: Ald. Eckstein, Mulvey, Merkes, Taylor, Wisneski, Weber, Hendricks

Excused: Ald. Michalkiewicz

Also Present: PC Stanke, FC Vander Wyst, DPW Radtke, CDD Keil, Comp Stoffel, CA/HRD Brandt, Mayor Laux, PWS Jacobson, Clerk Galeazzi, and the Press.

IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE

Minutes to approve:

- A. Administration Committee, 10/17/05
- B. Board of Public Works, 10/17/05
- C. Common Council, 10/17/05

Moved by Ald. Weber, seconded by Ald. Hendricks to approve Minutes A-C.

**Motion Carried.**

Minutes to receive:

- D. Information Systems Steering Committee, 9/21/05
- E. Board of Health, 10/12/05
- F. Special Meeting, Water & Light Commission, 10/7/05
- G. Red, White & Blue Committee, 10/13/05
- H. Menasha Police Commission, 10/27/05
- I. Public Hearing, 10/17/05: Ord. Amending Title 13 to Create Gu-Government
- J. Public Hearing, 10/17/05: Ord. Related to Signs
- K. N-M Fire-Rescue Joint Finance & Personnel, 10/25/05
- L. N-M Fire-Rescue Joint Fire Commission, 10/26/05
- M. Plan Commission, 10/18/05; 11/1/05
- N. Landmarks Commission, 9/21/05
- O. Parks & Recreation Board, 10/10/05; 10/12/05

Communications:

- 1. League of WI Municipalities; Legislative Bulletin, 2005-2006-36, 2005-2006-37
- 2. Wisconsin Taxpayers Alliance, 10/12/05; 10/21/05;
- 3. Ken Skalmoski, resume
- 4. Mayor Laux to Wm Bertrand/WisDOT, 10/21/05; STH 114 and LP signalization
- 5. League Wis. Municipalities, League Letter, 10/20/05
- 6. Atty Brandt, 10/25/05; Midpoint for IT Manager; Midpoint for IT Supervisor.
- 7. Atty Brandt, 10/26/05; Public Trust Doctrine: Information: charging fee for use of City boat launches
- 8. CA/PD Brandt, 11/1/05; Stone Toad Bar & Grill
- 9. Mayor Laux to John Bodnar/Winn Corp. Counsel, 10/31/05; Urban Forestry Grant
- 10. Mayor Laux to Dave Voss/Miron & Mark Keating/McMahon, 11/1/05; PWF: Lab results/monitoring
- 11. Mayor Laux to M/M Steven Lathrop, 11/1/05; Shonen No le fund raiser: Andrew Lathrop
- 12. WisDOT, 11/1/05; Lift bridge operations changing in 2006
- 13. Public Works Facility, 11/05; October 2005 Disposal Violations
- 14. Police Dept., 11/05; City of Menasha Alcohol Operators License Application
- 15. Bldg. Inspection, 11/3/05; Permits issued August 2005
- 16. CDD Keil, 11/2/05; Status of Headwaters Condominiums
- 17. CDD Keil, 11/3/05; Former AQF Site
- 18. CDD Keil, 11/3/05; Stormwater Pond at Stone Toad Restaurant

- IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE, Cont'd  
Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes D-O and Communications 1-18.  
Discussion: Ald. Wisneski, Comm. #1, support AB 756, send letters to State Representatives.  
Ald. Wisneski, look at increasing operators license fees.  
Ald. Weber, Comm. #10, report for next meeting on bidding for new fire station & PW Facility.

**Motion carried.**

- V. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY  
(Five (5) minute time limit for each person)

VI. APPOINTMENTS

A. Mayor's recommended appointment for the Redevelopment Authority

1. Appointment of Kenneth Skalmoski, 1030 Purple Sage Court, for the term 9/1/05-8/31/06

Moved by Ald. Weber, seconded by Ald. Eckstein to approve.

**Motion carried on roll call 7-0.**

VII. CLAIMS AGAINST THE CITY

VIII. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

A. Plan Commission, 10/18/05; Recommends Approval of:

1. Sale of 222 Main Street (former Deans Barber Shop)  
No Action – Offer to Purchase at next meeting.
2. Ordinance Amendment – C-3 Business and Office district – allowing multi-family as a special use.  
Set Public Hearing for November 21, 2005 at 6:40 p.m.

B. Plan Commission, 11/1/05; Recommends Approval of:

1. Preliminary Plat of Silver Birch Estates with the following provisions:
  - a. Lots 24, 25, 26, and 38 will be reserved for stormwater management purposes and may be released when a regional facility is constructed or other arrangements are made to accommodate stormwater management off-site
  - b. A variance granted to reduce the right-of-way width to 50 feet on all streets.
  - c. A variance granted to eliminate the required temporary cul-de-sac on the west end of Birling Court between Lots 42 and 43.

Moved by Ald. Merkes, seconded by Ald. Eckstein to approve with provisions.  
Discussion.

**Motion carried on roll call 7-0.**

C. Personnel Committee, 11/7/05, recommends:

1. Consideration of change to Tuition Aid Program  
Held for two weeks in Personnel Committee.

D. Administration Committee, 11/7/05:

1. Authorization of \$3,000 for bike racks on Valley Transit buses.

Moved by Ald. Wisneski, seconded by Ald. Hendricks to deny \$3,000 for bike racks.

**Motion carried on roll call 7-0.**

2. Authorization to purchase W7285 Manitowoc Road from Mark Schierl for an amount not to exceed \$27,000.

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

**Motion carried on roll call 7-0.**

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS, Cont'd.

D. Administration Committee, 11/7/05, Cont'd:

3. Request of Winnebago County Housing Authority to waive variance fee of \$225.

Moved by Ald. Eckstein, seconded by Ald. Weber to approve.

**Motion carried on roll call 4-3.**

**Ald. Weber, Hendricks, Eckstein, Mulvey – yes.**

**Ald. Merkes, Taylor, Wisenski – no.**

4. Accounts payable and payroll for the period 10-20-05/11-3-05 for the amount of \$1,153,024.88

Request of Ald. Taylor to sever check #4832, Miller Wagner Coenen McMahon from the rest of accounts payable and payroll.

Moved by Ald. Eckstein, seconded by Ald. Weber to approve the remaining accounts payable and payroll.

**Motion carried on roll call 7-0.**

Moved by Ald. Wisneski, seconded by Ald. Weber to approve check #4832, Miller Wagner Coenen McMahon

**Motion carried on roll call 6-0. Ald. Taylor-abstain.**

E. Board of Public Works, 11/7/05:

1. Street Use Permit: 12<sup>th</sup> Annual Fox Cities New Year's Eve Celebration; 10:30 PM – 12:30 AM, December 31, 2005; Community Forward, Inc.

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

**Motion carried.**

2. Payment:

- a. Badger Highways Co., Inc.: Street Rehabilitation/Reconstruction: Contract Unit No. 2005-05; \$186,342.19 (Payment No. 2)

Moved by Ald. Merkes, seconded by Ald. Taylor to approve.

**Motion carried on roll call 7-0.**

3. Update on 2159 Plank Road, Jeremy Lawrence

Moved by Ald. Merkes, seconded by Ald. Taylor to direct Public Works Dept. to resolve safety issue on the City right of way portion of the property and direct DPW Radtke to bring forth a solution to the stormwater issue. Discussion.

Moved by Ald. Weber, seconded by Ald. Mulvey to amend, have DPW Radtke contact property owner for permission to establish a temporary solution around the open stormwater area on his property.

**Motion carried on roll call to amend 6-1. Ald. Eckstein – no.**

**Motion carried on roll call as amended 6-1. Ald. Eckstein – no.**

4. Authorization to execute State/Municipal Agreement with WisDOT; USH 10/STH 114 & CTH LP intersection.

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

**Motion carried on roll call 6-1. Ald. Merkes – no.**

5. Update on Public Works Facility Groundwater Analysis  
No Action

X. ORDINANCES AND RESOLUTIONS

- A. R-41-05 – Resolution of Congratulations – Tess Reddin  
Acted on earlier.

- B. O-25-05 – An Ordinance Relating to the C-3 Business and Office District  
Public Hearing Set for Nov. 21, 2005 at 6:40 p.m.

X. ORDINANCES AND RESOLUTIONS, Cont'd.

C. O-26-05 – An Ordinance Relating to Prohibited Parking (Barlow Street)

Moved by Ald. Wisneski, seconded by Ald. Taylor to suspend the rules and take up O-26-05.

**Motion carried on roll call 5-2. Ald. Eckstein, Merkes–no.**

Moved by Ald. Merkes, seconded by Ald. Wisneski to approve O-26-05.

**Motion carried on roll call 7-0.**

D. R-42-05 – Resolution of Support for the Construction of a Full Interchange at U.S. Highways 10, 441 & 41

Moved by Ald. Weber, seconded by Ald. Eckstein to approve R-42-05.

**Motion carried on roll call 7-0.**

E. R-43-05 – Resolution Recognizing Martin Luther King, Jr. Day as a National Holiday

Moved by Ald. Mulvey, seconded by Ald. Hendricks to deny R-43-05.

Discussion:

Moved by Ald. Merkes to amend resolution to only read “hold Council meeting on the next day”.

No second, motion fails

Ald. Wisneski & Mulvey would like to go on record, they admire Dr. King and his works, but this body should not recognize this day as a holiday.

**Motion carried on roll call 5-2. Ald. Eckstein, Taylor – no.**

XI. HELD OVER BUSINESS

XII. COUNCIL DIRECTIVES

A. CDD Keil – 1) Status of Winn Cty owned property on Railroad St. (formerly Amer. Quality Fibers)

Ald. Weber requested this to make sure the City and Winnebago County are working together.

WDNR Site Assessment Grants have been obtained to help with the clean up. Additional grants have been applied for to help clean up contaminated soil and plant additional trees on the site.

2) Status of Broad Street Condominium Project. Ald. Weber stated he is interested in the type of brick being used on the building.

3) Update on 535 First St. CDD Keil explained this is an on-going process of enforcing building code violations. The Police Dept. and Health Dept. have been assisting the building inspectors. This property has been declared a public nuisance. They have received quotes for electrical and plumbing repairs for almost \$35,000. Trying to schedule meeting with property owner to discuss these issues and what needs to be done.

4) Report on retention pond on property at 1109 S. Oneida Rd. (Stone Toad Bar-Grill)  
Outlined in memo dated 11/3/05

B. Pk Supt. Huss – Report on trees planted this fall. Outlined in memo dated 11/7/05.

C. CA Brandt – Status of 81 & 87 Racine Street. CA Brandt reported the paperwork has been completed and a check sent to each property owner by certified mail. The City will take ownership on Dec. 1, 2005.

D. MUGM Doug Young/Comp. Stoffel – 1) Update on cash flow advance to Utilities & 2) Update on Steam Plant. Explained at Nov. 3, 2005 Meeting.

E. Ald. Weber – Fire Academy. Ald. Weber reported on his day at the N-M Fire Rescue Fire Academy. Those who attended went through a burning house wearing all of the firefighter's equipment. They experienced how fast fire spreads. Time is very important when fighting a fire.

Next Agenda: Ald. Wisneski – 1) Update on 535 First Street; 2) Implementing GU-Government Ordinance;  
3) Operators (bartender) License fees

Ald. Weber – Separate bidding procedure of PWF and new Fire Station

Ald. Eckstein – 1) Cost to aerate Manitowoc St. boat landing; 2) Recoup boat launch fees.

Ald. Taylor – 1) Update on 81 & 87 Racine St.; 2) Status of broken branch at 105 Racine St;  
3) Status of tree at 547 Broad St; 4) Lighting on Calder/441 Welcome Sign.

Ald. Merkes – Report on affordable housing project on Nature's Way

Mayor Laux – Update on accident involving N-M Fire Rescue vehicle

- XIII. 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. Kathy Bower, 709 Lincoln Street. Consider a cap on the tuition reimbursement.

XIV. ADJOURNMENT

Moved by Ald. Mulvey, seconded by Ald. Eckstein to adjourn at 8:35 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
SPECIAL COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
November 17, 2005

**MINUTES**

- I. Meeting called to order by Mayor Laux at 5:30 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Merkes, Taylor, Wisneski, Weber, Hendricks, Eckstein, Michalkiewicz, Mulvey  
Also Present: PC Stanke, Comp Stoffel, CA/HRD Brandt, Mayor Laux, PWS Jacobson,  
Doug Young, Ray Osness, Carol Wirth, Aleksandr Granchalek, Clerk Galeazzi,  
and the Press
- IV. CITIZEN REPRISE (People from the gallery to be heard; only pertaining to matters on the agenda - five (5) minute time limit for each person)
- V. ORDINANCES AND RESOLUTIONS  
R-44-05 – Resolution Authorizing The Borrowing Of \$11,000,000; Providing For The Issuance And Sale Of Taxable General Obligation Promissory Notes Therefor; And Levying A Tax In Connection Therewith.

Ray Osness from RBC Dain Rauscher explained the resolution and summary of sale report for the Steam Utility Project. Moody's Investors Service has assigned a high quality rating of "A1". The credit report prepared by Moody's Investors Services was available for the Council's review. The debt service and pricing schedules were also discussed. Funds from this borrowing will be used to repay the short-term borrowing with First National Bank. Discussion was held on the impact this borrowing will have on the tax levy.

Ray Osness, Carol Wirth and Aleksandr Granchalek answered questions from the Council

Moved by Ald. Weber, seconded by Ald. Merkes to adopt R-44-05.

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

- VI. ADJOURNMENT

Moved by Ald. Mulvey, seconded by Ald. Weber to adjourn at 6:15 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
November 21, 2005

**MINUTES**

- I. Meeting called to order by Mayor Laux at 7:01p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Taylor, Wisneski, Weber, Hendricks, Eckstein, Michalkiewicz, Mulvey, Merkes  
Also Present: PC Stanke, FC Vander Wyst, DPW Radtke, Comp Stoffel, PRD Tungate, CA/HRD Brandt,  
Mayor Laux, PWS Jacobson, AP Beckendorf, Clerk Galeazzi, and the Press.
- IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE  
Minutes to approve:  
A. Personnel Committee, 11/7/05  
B. Administration Committee, 11/7/05  
C. Board of Public Works, 11/7/05  
D. Common Council, 11/7/05  
E. Common Council Budget Review, 11/3/05; 11/10/05; 11/14/05

Moved by Ald. Weber, seconded by Ald. Wisneski to approve Minutes A-E.

**Motion carried.**

Minutes to receive:

- F. Library Board, 10/25/05  
G. Information Systems 10/19/05  
H. Plan Commission, 11/8/05  
I. Water & Light Commission, 10/26/05; Special 11/3/05; Closed 11/3/05;

Communications:

1. League of WI Municipalities: Legislative Bulletin, 2005-2006-38; 2005-2006-39;
2. Wisconsin Taxpayers Alliance, 10/31/05;
3. Steve Kim, VP/Time Warner Cable, 11/8/05; Pres. Kathy Keating retirement; Divisions Consolidated
4. Doty Island Development Council minutes, 11/3/05
5. Miller Wagner Coenen McMahon, 11/4/05; Suspending work on PWF (per Mayor 11/1/05 letter)
6. ECWRPC to Gary Laeyendecker, 11/2/05; Re-location of offices
7. Ann Hardginski, Menasha Library to Menasha Health Dept., 10/20/05; Baby Day participation
8. CA/HRD Brandt to BJ Clancy's Restaurant, 11/8/05; Annex. Of property; licenses
9. Compt/Treas. Stoffel, 11/11/05; Requests for Notary Services
10. Sen. Ellis, 11/14/05; Supporting R-42-05: Construction of Interchange USH 10, 441 & 41
11. PRD Tungate, 11/16/05; Calder/441 Welcome Sign; Aeration costs at Manitowoc St. boat landing
12. CDD Keil, 11/17/05; Natures Way Affordable Housing
13. CDD Keil, 11/17/05; GU-Government Use District/Fire Station #2
14. Mayor Laux, 11/17/05; Proposed 2006 Budget
15. BJ Clancy property annexation impact reports, 11/05
16. CA/HRD Brandt & PRD Tungate, 11/17/05; Boat Trailer Fees
17. Clerk Galeazzi, 11/17/05; Recognition of MHS 2005 Football Team
18. Red, White & Blue Committee, Family Holiday Party
19. PWD Radtke, 11/17/05; Street Light Reduction Plan
20. PWD Radtke, 11/17/05; Fuel Prices
21. PWD Radtke, 11/17/05; 2006 Budget – City Hall Security Camera System

Moved by Ald Weber, seconded by Ald. Hendricks to approve Minutes F-I and Communications 1-21.

Discussion: Ald. Eckstein, Comm. #16-more parking enforcement by Police.

Ald. Wisneski, Comm. #19-street light reduction downtown

**Motion carried.**

- V. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY  
(Five (5) minute time limit for each person)
  - A. Tim Jacobson, 455 Baldwin St. Promised a new Public Works Facility a few years ago, keep your promise to employees and residents.

VI. APPOINTMENTS

VII. CLAIMS AGAINST THE CITY

VIII. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

A. Personnel Committee, 11/21/05, recommends:

- 1. Consideration of change to Tuition Aid Program
  - a. Bench marking annual maximum to UW-Oshkosh tuition rate
  - b. Extension of commitment to the City for reimbursement
  - c. Required Grade for reimbursement

**Acted on in Personnel Committee.**

B. Administration Committee, 11/21/05:

- 1. Approval of Offer to Purchase, 222 Main Street, including Counter Offer #2 for \$50,000.

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve Offer to Purchase.

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

- 2. Approval of increase in Marina seasonal slip rate from \$35.50/ft to \$36.00/ft for 2006.

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve increase.

Discussion.

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

- 3. Approval of 2006 Safety Coordinator and Project Management Agreement with RW Management Group, Inc., and authorize signatures.

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve agreement.

Discussion.

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

- 4. Accounts payable and payroll for the period 11-7-05/11-17-05 for the amount of \$1,338,860.81

Request of Ald. Taylor to sever check #5084, Miller Wagner Coenen McMahon from the rest of accounts payable and payroll.

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve the remaining accounts payable and payroll.

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

Moved by Ald. Wisneski, seconded by Ald. Eckstein to approve check #5084, Miller Wagner Coenen McMahon

**Motion carried on roll call 7-0. Ald. Taylor-abstain.**

C. Board of Public Works, 11/21/05:

1. Payment:

- a. Carl Bowers & Sons Construction Co., Inc., Sanitary Sewer & Water Main – Province Terrace; Contract Unit No. 2005-06; \$186,682.50 (Payment No. 1)

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

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

- 2. Update on 2159 Plank Road, Jeremy Lawrence

Moved by Ald. Mulvey, seconded by Ald. Wisneski to approve Option #2-have DPW crews entirely enclose the open area with a reinforced concrete vault or chamber, complete with a cap and manhole frame for access purposes with proper documentation.

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

X. ORDINANCES AND RESOLUTIONS

A. O-25-05 – An Ordinance Relating to the C-3 Business and Office District.

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to adopt O-25-05.  
Discussion.

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

B. O-27-05 – An Ordinance Relating to the Annexation of Certain Property to the City of Menasha, Wisconsin (BJ Clancy Annexation)

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to suspend the rules and take up O-27-05.

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

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to adopt O-27-05.

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

C. R-45-05 – Resolution Levying Taxes for the Purpose of Paying the Operating Expenses for the Year 2006 for the City of Menasha.

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to adopt R-45-05.

Moved by Ald. Taylor, seconded by Ald. Weber to amend to decrease Forestry/Contract Services/Lawn & Tree Care by \$2,500.  
Discussion.

**Motion carried on roll call 6-2. Ald. Eckstein, Michalkiewicz–no**

Moved by Ald. Taylor, seconded by Ald. Merkes to amend to transfer \$2,500 for televising council meetings.

**Motion carried on roll call 6-2. Ald. Eckstein, Michalkiewicz-no.**

Moved by Ald. Taylor, seconded by Ald. Merkes to amend to decrease City Attorney/Professional Services/Legal by \$2,500.

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

**Ald. Merkes, Taylor, Wisneski, Hendricks, Mulvey – yes.**

**Ald. Weber, Michalkiewicz, Eckstein – no.**

Moved by Ald. Taylor to amend to decrease Personnel Dept./Professional Services/Legal by \$2,500.  
No second, motion fails.

Moved by Ald. Wisneski, seconded by Ald. Merkes to amend to decrease Crossing Guard Patrol by \$5,000.  
Discussion.

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

Moved by Ald. Wisneski, seconded by Ald. Michalkiewicz to amend to increase expenditure account relating to street lighting to maintain the street lights downtown by \$5,000.

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

Moved by Ald. Wisneski, seconded by Ald. Merkes to amend to decrease Fire Dept/Repair/Maint-Buildings and Police Dept./Capital Projects-Buildings each by \$1,500.  
Discussion.

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

Moved by Ald. Wisneski, seconded by Ald. Merkes to amend to transfer \$3,000 for televising council meetings.

**Motion carried on roll call 6-2. Ald. Michalkiewicz, Eckstein-no.**

Moved by Ald. Weber, seconded by Ald. Taylor to amend to increase revenue account State Grant-Park Development by \$5,000 for boat ramp reconstruction at 9<sup>th</sup> Street.  
Discussion.

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

X. ORDINANCES AND RESOLUTIONS, Cont'd.

C. R-45-05 – Resolution Levying Taxes for the Purpose of Paying the Operating Expenses for the Year 2006 for the City of Menasha, Cont'd.

Moved by Ald. Weber, seconded by Ald. Mulvey to amend to reduce expenditure accounts 31100-53-09-102-295 Health Dept., 31100-54-10-111-295 Engineering, 31100-54-10-121-295 Street Construction, 31100-54-10-121-295 Street Cleaning, 31100-54-10-124-295 Snow and ice control, 31100-54-10-131-295 Street Signs/Markings, 31100-54-10-134-295 Storm Sewers and Drains, 31100-54-10-202-295 Parking Lots, 31100-54-10-304-295 Refuse Collection/Disposal, 31100-55-07-202-295 Parks Dept., 31262-54-10-307-295 Recycling/Solid Waste 31262-54-10-208-295 Recycling/Yard Waste by \$17,500.

**Motion carried on roll call 6-2. Ald. Michalkiewicz, Eckstein-no.**

Moved by Ald. Weber, seconded by Ald. Hendricks to amend to increase expenditure account #31100-55-08-101-223 Public Library/Electricity by \$3,000.

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

Moved by Ald. Weber, seconded by Ald. Hendricks to amend to reduce revenue account 31100-49-04-271-00 from TIF #6 by \$3,800.

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

Moved by Ald. Taylor, seconded by Ald. Merkes to amend to reduce Community Development/ Professional Services/Appraisal by \$2,500.

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

**Ald. Merkes, Taylor, Hendricks, Eckstein, Mulvey – yes.**

**Ald. Wisneski, Weber, Michalkiewicz – no.**

Moved by Ald. Taylor, seconded by Ald. Mulvey to amend to transfer \$2,500 for televising council meetings.

**Motion carried on roll call 6-2. Ald. Eckstein, Michalkiewicz – no.**

Moved by Ald. Taylor, seconded by Ald. Wisneski to amend to transfer \$2,500 for televising council meeting.

**Motion carried on roll call 6-2. Ald. Eckstein, Michalkiewicz – no.**

Moved by Ald. Merkes, seconded by Ald. Taylor to amend to reduce Mayor/Utility/Telephone Services by \$500.

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

**Ald. Merkes, Taylor, Weber, Hendricks, Mulvey – yes.**

**Ald. Wisneski, Eckstein, Michalkiewicz – no.**

Moved by Ald. Merkes, seconded by Ald. Hendricks to amend to reduce Common Council/Dues, Membership, License by \$3,200 (Alliance of Cities Dues).

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

Moved by Ald. Merkes, seconded by Ald. Hendricks to amend to increase Mayor/Dues, Memberships, Licenses by \$3,200 (Alliance of Cities Dues).

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

Moved by Ald. Merkes, seconded by Ald. Mulvey to amend to reduce Marina account by \$5,000, payment in lieu of taxes.

Discussion.

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

**Ald. Merkes, Taylor, Mulvey, Hendricks – yes.**

**Ald. Wisneski, Weber, Eckstein, Michalkiewicz – no.**

Moved by Ald. Merkes, seconded by Ald. Hendricks to amend to reduce Parks Department/Contract Services-Sanitation by \$1,000.

Discussion.

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

**Ald. Merkes, Hendricks, Michalkiewicz, Mulvey – yes.**

**Ald. Taylor, Wisneski, Weber, Eckstein – no.**

- X. ORDINANCES AND RESOLUTIONS, Cont'd.  
C. R-45-05 – Resolution Levying Taxes for the Purpose of Paying the Operating Expenses for the Year 2006 for the City of Menasha, Cont'd.

Moved by Ald. Merkes, seconded by Ald. Hendricks to amend to remove Broad Street from Storm Sewers Reconstruction.

Discussion.

Ald. Merkes withdrew his motion, Ald. Hendricks withdrew his second.

Moved by Ald. Merkes, seconded by Ald. Hendricks to amend to reduce Sidewalks & Construction/New Bike Trail-Lane by \$16,000.

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

**Ald. Merkes, Taylor, Hendricks – yes.**

**Ald. Wisneski, Weber, Eckstein, Michalkiewicz, Mulvey – no.**

**Moved by Ald. Merkes, seconded by Ald. Hendricks to amend to reduce Broad Street Reconstruction/Debt Services by \$285,000 and Storm Sewers Reconstruction by \$23,000.**

**Discussion.**

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

**Ald. Merkes, Taylor, Wisneski, Hendricks, Mulvey – yes.**

**Ald. Weber, Eckstein, Michalkiewicz – no.**

Moved by Ald. Hendricks, seconded by Ald. Mulvey to amend to reduce Community Development/Education Reimbursement by \$1,300.

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

**Ald. Merkes, Wisneski, Weber, Hendricks, Mulvey – yes.**

**Ald. Taylor, Eckstein, Michalkiewicz – no.**

Moved by Ald. Hendricks, seconded by Ald. Taylor to amend to transfer \$1,300 for televising of Council meetings.

**Motion carried on roll call 6-2. Ald. Eckstein, Michalkiewicz-no.**

Moved by Ald. Hendricks, seconded by Ald. Merkes to amend to reduce Municipal Buildings/Capital Projects by \$16,000.

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

Moved by Ald. Weber, seconded by Ald. Hendricks to amend to increase expenditure account #31100-52-05-201-240 Fire Department/Repairs/Maintenance-Buildings by \$16,000.

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

Moved by Ald. Hendricks, seconded by Ald. Taylor to amend to reduce the entire budget by 1%.

**Motion fails on roll call 2-6. Ald. Hendricks, Taylor – yes.**

**Ald. Merkes, Wisneski, Weber, Eckstein, Michalkiewicz, Mulvey-no.**

Moved by Ald. Weber, seconded by Ald. Michalkiewicz to amend to increase expenditure account #31100-52-03-301-216 Building & Plumbing Inspector by \$500,000 and to increase revenue accounts #31100-44-04-301 Building Permits by 175,000, #31100-44-04-302 Electrical Permits by \$175,000 and #31100-44-04-303 Plumbing Permits by \$150,000. No tax levy impact.

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

Moved by Ald. Weber, seconded by Ald. Michalkiewicz to amend to decrease expenditure account #31100-54-10-134-822 Storm Sewers & Drains/Capital Projects-Construction by \$2,400.

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

Moved by Ald. Weber, seconded by Ald. Michalkiewicz to amend to increase expenditure account #31100-51-04-109-315 IS Department/Supplies-Tool & Equipment by \$2,400.

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

X. ORDINANCES AND RESOLUTIONS, Cont'd.

- C. R-45-05 – Resolution Levying Taxes for the Purpose of Paying the Operating Expenses for the Year 2006 for the City of Menasha, Cont'd.

Moved by Ald. Weber, seconded by Ald. Michalkiewicz to amend to increase expenditure account #31310-57-04-201-000 Debt Service Interest by \$405,747. Tax levy impact.  
Discussion.

**Motion carried on roll call 6-2. Ald. Hendricks, Mulvey – no.**

Moved by Ald. Merkes, seconded by Ald. Hendricks to amend to transfer \$16,200 to Library account.  
Discussion.

**Motion fails on roll call 2-6. Ald. Merkes, Taylor – yes.**

Moved by Ald. Merkes to amend to reduce Municipal Buildings/Capital Projects-Buildings by \$7,280.  
No second, motion fails.

Moved by Ald. Hendricks, seconded by Merkes to amend to reduce Police Dept./Other Services/Vehicles-Equipment Rental by \$1,000.

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

**Ald. Merkes, Weber, Hendricks – yes.**

**Ald. Taylor, Wisneski, Eckstein, Michalkiewicz, Mulvey – no.**

Comp Stoffel provided corrected figures to R-45-05

Moved by Ald. Weber, seconded by Ald. Eckstein to approve as amended.

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

- D. R-46-05 – A Resolution Separating Construction of a New Fire Station #2 from Construction of Public Works Facility.

Moved by Ald. Weber, seconded by Ald. Michalkiewicz to adopt R-46-05.  
Discussion.

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

**Ald. Taylor, Weber, Hendricks, Michalkiewicz, Eckstein – yes.**

**Ald. Mulvey, Wisneski, Merkes – no.**

XI. HELD OVER BUSINESS

XII. COUNCIL DIRECTIVES

- A. CA Brandt – 1) Update on 81 & 87 Racine St. CA Brandt reported checks have been sent to owners of both properties by certified mail. The certified return receipt has been received on 87 Racine St. Waiting for the certified return receipt to be returned on 81 Racine St.  
2) Ideas to recoup boat launch fees. Outlined in memo dated 11/17/05
- B. CDD Keil – 1) Report on affordable housing/Natures Way. Outlined in memo dated 11/17/05  
2) Update on 535 First St. AP Beckendorf reported they are waiting to hear from the building inspectors on their inspection. Also waiting to hear from a plumbing company that has been contacted for a quote on repairing the plumbing. If quote to repair the plumbing exceeds 50% of the property value the City will need to look at issuing a raze order.  
3) GU-Government ordinance. Outlined in memo dated 11/17/05.
- C. Pk Supt Huss – 1) 105 Racine St. – removal of broken branch. PRD Tungate reported the property owner, Winnebago County has been contacted on who should remove the branch.  
2) 547 Broad St. – removal of tree. PRD Tungate reported the tree has been removed.
- D. PRD Tungate – 1) Light at sign at 441/Racine St./Calder Stadium. Outlined in memo dated 11/16/05.  
2) Cost to aerate Manitowoc St. boat landing. Outlined in memo dated 11/16/05

XII. COUNCIL DIRECTIVES, Cont'd.

- E. DPW Radtke – Leaf and brush pick-up issue – DPW Radtke reported the PW crews have been working 10 hours a day for the past week to get leaves picked up. Will continue into December if needed.
- F. Police Dept. – Increase in bartender license fee. Ald. Wisneski will be coming back to the Council with some changes to the current fee schedule
- G. FC Vander Wyst – Fire Dept. FC Vander Wyst reported on the accident that occurred in Neenah on Nov. 7, 2005. Three members of N-M Fire Rescue were involved. They received minor injuries and all are back to work. The estimate of damage to the fire truck was about \$20,000. The firefighters did a good job on handling the situation.

Next Agenda: Ald. Taylor – 1) Status on 81 Racine St; 2) Status of 535 First St; 3) Status of 105 Racine St.  
Ald. Mulvey – Status of new park in Barker Farms Subdivision

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

Cathy Bower, 709 Lincoln St. City highly leveraged, should pay down debt. Not necessary to televise Council meetings.

XIV. ADJOURNMENT – Closed Session, approximately 7:30 p.m. Pursuant to WI State Statute 19.85(1)(e): Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session: River Street Land Acquisition.

Moved by Ald. Weber, seconded by Ald. Wisneski to adjourn into closed session at 9:55 p.m. Pursuant to WI State Statute 19.85(1)(e): Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session: River Street Land Acquisition.

**Motion carried on roll call 6-2. Ald. Merkes, Taylor – no.**

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
December 5, 2005  
**MINUTES**

- I. Meeting called to order by Mayor Laux at 7:20 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Wisneski, Weber, Hendricks, Eckstein, Michalkiewicz, Mulvey, Merkes, Taylor  
Also Present: PC Stanke, DPW Radtke, CDD Keil, Comp Stoffel, PRD Tungate, CA/HRD Brandt,  
Mayor Laux, Clerk Galeazzi, and the Press.

IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE

Minutes to approve:

- A. Personnel Committee, 11/21/05
- B. Administration Committee, 11/21/05
- C. Board of Public Works, 11/21/05
- D. Common Council, 11/21/05
- E. Special Common Council, 11/17/05

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes A-C & E and Minutes D as amended.

**Motion carried.**

Minutes to receive:

- F. Board of Health, 11/16/05
- G. N-M Sewerage Commission, 10/25/05
- H. Police Commission, 11/17/05
- I. N-M Fire Rescue, Joint Finance & Personnel Committee; 11/22/05
- J. Public Hearing, 11/21/05; Ordinance Relating to C-3 Business & Office District
- K. Public Hearing, 11/21/05; City of Menasha 2006 Budget
- L. Parks & Recreation Board, 11/14/05

Communications:

- 1. League of WI Municipalities: Legislative Bulletin, 2005-2006-40
- 2. Mayor Laux, Northwestern article; 11/05, *Taking Out The Trash*
- 3. Public Works Facility; 11/2/05; Pre-Winter Operations Meeting Agenda
- 4. Steve Kim (Time-Warner Cable) to Clerk Galeazzi, 11/17/05; 2006 price changes
- 5. Ruben Barrales, The White House, 11/18/05; receipt of R-39-05
- 6. CA/PD Brandt to Jeff Lacey, 11/23/05; Employment Offer- Manager of IT Support
- 7. CA/PD Brandt to Patrick James, 11/23/05; Employment Offer- Supervisor of IT Support
- 8. CDD Keil to Guralp Wisconsin Stations, LLC, 12/1/05; signage at 209 Racine St.
- 9. PRD Tungate, 12/1/05; Trailside Park West of Lake Park Road
- 10. Mayor Laux to Terry Lee (Canadian National Railroad), 12/1/05; Railroad Crossing Petition
- 11. Mayor Laux to Rodney Kreunen (Commissioner of Railroads), 12/1/05; Railroad Crossing Petition

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes F-L and Communications 1-11.

Discussion: Ald. Wisneski, Comm. #7&8, have the people accepted the offer of employment?

CA/HRD Brandt reported the people have accepted the offer of employment and will become city employees as of 1/1/06.

Ald. Merkes, Comm #7&8, was this position advertised for? CA/HRD Brandt reported the position was not advertised. Hiring was done in-house.

Ald. Weber, Comm. #10, needed to contact railroad on the Alcan/Pechiney expansion and road reconstruction. Mayor reported funds will come from TIF #3 and may need to create TIF #10.

**Motion carried.**

- V. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY  
(Five (5) minute time limit for each person)
- VI. APPOINTMENTS

VII. CLAIMS AGAINST THE CITY

- A. A motion is in order for the Common Council to issue a formal notice of disallowance for the claim of David Draeger and that he be advised of his statutory rights pursuant to Wis. Stats. 893.80.

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to disallow claim.

**Motion carried.**

VIII. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

- A. Plan Commission, 11/29/05, Recommends Approval of:

1. Final Plat – Province Terrace with the following changes:
  - A. Add a 30' ROW line on either side of the N plat boundary (totaling 60')
  - B. The 50' setback should be increased to 100' from Oneida St. Centerline
  - C. The word "South" preceding "Oneida" should be removed
  - D. The second paragraph under Access Restriction should be re-written to reflect current DOT requirements (buildings only)
  - E. Show all existing driveways
  - F. Add the proposed trail to the east ROW

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve with changes.  
Discussion.

**Motion carried.**

2. River Street Certified Survey Maps.

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

**Motion carried.**

3. Proposed 50-unit two-story elderly independent living apartment buildings with the following conditions:
  - A. A site plan prepared in accordance with Menasha Ordinance 13-1-12 and meeting the requirements of the R-4 Multi-Family High Density Residence District be submitted for review by the Menasha Plan Commission no later than September 30, 2006
  - B. The site plan and building configuration shall generally correspond to the conceptual development plan Presented to the Plan Commission on November 29, 2005
  - C. The developer files an agreement with the City of Menasha stipulating to a payment in lieu of taxes (PILOT) in the event that the development becomes tax exempt within the statutory life of Tax Incremental District #6

Moved by Ald. Mulvey, seconded by Ald. Michalkiewicz to approve with conditions.  
Discussion.

Moved by Ald. Merkes, seconded by Ald. Weber to amend item C to read:  
The developer files an agreement with the City of Menasha stipulating to a payment in lieu of taxes (PILOT) equal to the then current City tax rate in the event that the development becomes tax exempt.

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

Moved by Ald. Weber, seconded by Ald. Merkes to reconsider amendment.

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

Moved by Ald. Merkes, seconded by Ald. Weber to amend item C to read:  
The developer files an agreement with the City of Menasha stipulating to a payment in lieu of taxes (PILOT) equal to the then current City tax rate in the event that the development becomes tax exempt.

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

Moved by Ald. Merkes, seconded by Ald. Wisneski to amend item C to read:  
The developer files an agreement with the City of Menasha in recordable form stipulating to make a payment in lieu of taxes (PILOT) equal to the taxes the property would yield if the property were taxable in the event the development becomes owned by a tax-exempt entity.

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

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

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS, Cont'd.

B. Administration Committee, 12/5/05:

1. Accept Report on Refinancing of Electric and Water Utilities

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

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

2. Accept 2004 City of Menasha Audit Report

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

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

3. Purchase of Ziel Property, 81 Racine Street

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

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

4. Approval of Extension of Franchise Agreement with Time Warner Cable

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

Discussion.

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

**Ald. Taylor, Wisneski, Weber, Eckstein, Michalkiewicz – yes.**

**Ald. Merkes, Hendricks, Mulvey – no.**

5. Approval of Offer to Purchase, Hemmer Development

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

Discussion.

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

6. Approval of Grant Agreements with Winnebago County for the term January 1, 2006 to December 31, 2006 for 1) Senior Center Coordinator; 2) Senior Center Activity Coordinator; 3) 60+ Health Screening Programming, and authorize signature

Moved by Ald. Eckstein, seconded by Ald. Weber to approve.

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

7. Consideration of ASCAP Contract

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

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

8. Accounts payable and payroll for the period 11-23-05/12-1-05 for the amount of \$868,926.03

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

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

C. Board of Public Works, 12/5/05:

1. Parking Committee Recommendation to Prohibit Parking along the North Side of Third Street from Milwaukee Street to Racine Street

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

Discussion.

Moved by Ald. Mulvey, seconded by Ald. Weber to table.

**Motion carried on roll call 6-2. Ald. Merkes, Eckstein – no.**

X. ORDINANCES AND RESOLUTIONS

A. O-28-05 – An Ordinance Amending Title 13 by Making Certain Changes in the District (Broad St.)

Moved by Ald. Eckstein, seconded by Ald. Mulvey to approve O-28-05.

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

B. O-29-05 – An Ordinance Amending Title 13 by Making Certain Changes in the District (Brighton Drive)

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve O-29-05.

Discussion.

Moved by Ald. Hendricks, seconded by Ald. Merkes to amend to removed gatehouse, parcel #5-519-29 from the ordinance.

Discussion.

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

**Ald. Merkes, Taylor, Hendricks – yes.**

**Ald. Wisneski, Weber, Eckstein, Michalkiewicz, Mulvey – no.**

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

**Ald. Merkes, Hendricks – no.**

C. R-47-05 – Resolution Congratulating the Menasha High School 2005 Football Team

Acted on in Administration Committee.

XI. HELD OVER BUSINESS

XII. COUNCIL DIRECTIVES

A. CA/HRD Brandt – Update on 81 & 87 Racine Street. CA/HRD Brandt reported action on 81 Racine Street was taken earlier in the meeting. The Notice to Award for 87 Racine Street is prepared and will be sent to the Winnebago County Register of Deeds for filing.

B. CDD Keil – 1) Update on 535 First Street. CDD Keil reported he will be meeting with the Building Inspectors and the owner of the property to see if the owner has contracted with anyone to do the repair work. He explained the procedure if the City declares this property a public nuisance. He also explained the procedure of a raze order on this property.

2) Update on Schreiber-Anderson (Racine Street Study). CDD Keil reported he has received draft copies of plans and maps that he will be providing to the Council for review. He plans to hold a public meeting in January.

3) Status of signage at 209 Racine Street. Outlined in memo dated 12/1/05.

C. Pk Supt Huss – 1) 105 Racine St. – removal of broken branch. PRD Tungate reported the branch has been removed.

2) List of trees actually planted on the street terraces in 2005. Outlined in memo dated 12/5/05.

D. PRD Tungate – Trailside Park West of Lake Park Road. PRD Tungate reported the Park & Rec. Board is discussing where along the trail would be a good spot for a new park. The Board's recommendation will go to the Plan Commission, then to the Council.

Next Agenda: Ald. Taylor – 1) Update on 87 Racine Street; 2) Update on 535 First Street.

Ald. Weber – Status of employment vacancies at Public Works Facility & Police Dept.

Ald. Mulvey – 1) Status of Lawrence property; 2) Update on dog park; 3) Update on trailside park West of Lake Park Road

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

A. Lisa Hopwood, 1028 Manitoba. Presented petition for a park in the Lake Park area.

XIV. ADJOURNMENT

Moved by Ald. Eckstein, seconded by Ald. Weber to adjourn at 8:15 p.m.

Motion carried.

Deborah A. Galeazzi  
City Clerk

CITY OF MENASHA  
COMMON COUNCIL  
Council Chambers, 3<sup>rd</sup> Floor  
140 Main Street, Menasha  
December 19, 2005

**MINUTES**

- I. Meeting called to order by Mayor Laux at 7:00 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES  
Present: Ald. Weber, Hendricks, Eckstein, Michalkiewicz, Mulvey, Merkes, Taylor, Wisneski,  
Also Present: PC Stanke, FC Vander Wyst, CDD Keil, Comp Stoffel, PRD Tungate, PWS Jacobson,  
CA/HRD Brandt, Mayor Laux, Clerk Galeazzi, and the Press.
- IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE  
Minutes to approve:  
A. Administration Committee, 12/5/05  
B. Board of Public Works, 12/5/05  
C. Common Council, 12/5/05

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes A-C.

**Motion carried.**

Minutes to receive:

- D. Library Board, 11/22/05  
E. Water & Light Commission, 11/23/05; Closed Session  
F. Water & Light Commission, 11/23/05  
G. N-M Fire Rescue, Joint Fire Commission; 11/23/05  
H. Public Hearing, 12/5/05; Special Use Permit, Ken Syring, Parkside Dr.  
I. Public Hearing, 12/5/05; Proposed Rezoning, 833 Broad St. & 57 Manitowoc St.  
J. Public Hearing, 12/5/05; Proposed Rezoning, 999 Brighton Dr.  
K. Public Hearing, 12/5/05; Proposed Rezoning, River St.  
L. Plan Commission, 12/6/05  
M. Redevelopment Authority, 12/6/05

Communications:

1. League of WI Municipalities: Legislative Bulletin, 2005-2006-41, 2005-2006-42
2. Wisconsin Taxpayers Alliance, 11/18/05
3. Assessor Heiden, 12/12/05; Letter of Resignation
4. Public Works Facility; 12/2/05; November 2005 Disposal Violations
5. Vernon Rougeux Family to Sylvia Bull, 11/28/05; financial donation to senior center
6. Davis & Kuelthau Law Firm, 12/2/05; James Macy's inclusion in "Best lawyers in America"
7. Susan Nelson to CDD Keil, Mayor Laux & Council, 11/28/05; The Main St. Program
8. Ald. Merkes to Clerk Galeazzi, 12/13/05; City of Menasha Dog Park
9. PC Stanke, 12/14/05; Police Hiring Process Update
10. PRD Tungate, 12/13/05; New Park, Public Hearing on Friendship Trail
11. Bill Hartman to PRD Tungate, 12/5/05; Work on Trail near the Lock (POG1)
12. PWD Radtke, 12/15/05; Status of Stormwater Enclosure Project at 2159 Plank Rd.
13. PWD Radtke, 12/14/05; Third Street Parking Recommendation.

Moved by Ald. Weber, seconded by Ald. Eckstein to approve Minutes D-M and Communications 1-13.  
Discussion: Ald. Wisneski, minutes to be received should indicate if approved by committee/board;  
Comm. #1, Legislative Bulletin, send letter to legislators to support AB 573, end property tax exemption  
for high-end senior housing facilities. Would sponsor resolution.

**Motion carried.**

- V. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY  
(Five (5) minute time limit for each person)
- VI. APPOINTMENTS
- VII. CLAIMS AGAINST THE CITY

VIII. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

A. Plan Commission, 12/6/05, Recommends Approval of:

1. The extension of the City of Menasha portion of the State Friendship Trail from Oneida Street to Lake Park Road as proposed and to schedule a public hearing before the Common Council.

Mayor Laux asked if there is no objection a public hearing on this item will be scheduled for second meeting in January or first meeting in February, 2006. No objection.

B. Neenah Menasha Joint Fire Commission, 12/13/05; Recommends Approval of:

1. Ratification of Tentative Agreement with Local 275 IAFF.

Moved by Ald. Weber, seconded by Ald. Hendricks to approve tentative agreement with Local 275 IAFF. Discussion.

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

C. Administration Committee, 12/19/05:

1. Approval of Escrow Agreement among City of Menasha, Marshall & Ilsley Trust Company and GE Capital Public Finance, Inc.

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to approve Escrow Agreement.

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

2. Accounts payable and payroll for the period 12-8-05/12-15-05 for the amount of \$581,536.66.

Moved by Ald. Taylor to sever check #5342/Miller Wagner Coenen McMahon from the rest of the accounts payable and payroll.

Moved by Ald. Eckstein, seconded by Ald. Wisneski to approve the remaining accounts payable and payroll.

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

Moved by Ald. Wisneski, seconded by Ald. Weber to approve check #5342/Miller Wagner Coenen McMahon

**Motion carried on roll call 7-0. Ald. Taylor-abstaining.**

D. Board of Public Works, 12/19/05:

1. Change Order:

- A. Carl Bowers & Sons Construction Co., Inc., Sanitary Sewer & Water Main – Province Terrace; Contract Unit No. 2005-06; ADD \$ 5,500.00 (Change Order No. 1)

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to approve change order.

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

2. Payment:

- A. Carl Bowers & Sons Construction Co., Inc., Sanitary Sewer & Water Main – Province Terrace; Contract Unit No. 2005-06; \$16,959.87(Payment No. 2)

Moved by Ald. Michalkiewicz, seconded by Ald. Wisneski to approve payment.

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

X. ORDINANCES AND RESOLUTIONS

- A. O-30-05 – An Ordinance Relating to Permits for the use of Loudspeakers or Amplifying Devices

Moved by Ald. Wisneski, seconded by Ald. Eckstein to suspend the rules and take up O-30-05.

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

Moved by Ald. Wisneski, seconded by Ald. Weber to adopt O-30-05.

**Motion carried.**

X. ORDINANCES AND RESOLUTIONS, Cont'd.

B. O-31-05 – An Ordinance Relating to Operators' Licenses.

Moved by Ald. Weber, seconded by Ald. Wisneski to suspend the rules and take up O-31-05.

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

Moved by Ald. Weber, seconded by Ald. Wisneski to adopt O-31-05.

**Motion carried.**

C. R-48-05 – Resolution Providing for the Issuance and Sale of \$7,045,000 Combined Utility Revenue Refunding Bonds, Series 2005 and Providing for the Payment of said Bonds and Other Details And Covenants with Respect Thereto.

Moved by Ald. Eckstein, seconded by Ald. Michalkiewicz to adopt R-48-05.

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

D. R-49 -05 – Resolution Authorizing & Approving a Master Lease Agreement.

Moved by Ald. Wisneski, seconded by Ald. Michalkiewicz to adopt R-49-05.

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

E. R-50-05 – Resolution Pertaining to the Approval of the By-Laws of the Redevelopment Authority of the City of Menasha.

Moved by Ald. Eckstein, seconded by Ald. Merkes to adopt R-50-05.

Discussion.

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

XI. HELD OVER BUSINESS

A. Motion to remove from the table - Parking Committee Recommendation to Prohibit Parking along the North Side of Third Street from Milwaukee Street to Racine Street (Ald. Weber).

Moved by Ald. Weber, seconded by Ald. Wisneski to remove from the table – Parking Committee recommendation to prohibit parking along the north side of Third St. from Milwaukee St. to Racine St.

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

Moved by Ald. Weber, seconded by Ald. Hendricks to instruct CA Brandt to prepare an ordinance prohibiting parking along the north side of Third St. from Milwaukee St. to Racine St.

Discussion.

**Motion carried.**

XII. COUNCIL DIRECTIVES

A. CA/HRD Brandt – 1) Update on 87 Racine St. CA/HRD Brandt reported the Notice of Award has been filed with Winnebago County Register of Deeds to take possession of the property. The plan is to have the building demolished in February using TIF funds. Not sure which TIF the funds will come from.

2) Status of employment vacancies in Public Works Dept. & Police Dept. CA/HRD Brandt reported on which positions in the street dept. and parks dept are vacant. He also explained the posting procedure. PC Stanke updated the Council on the hiring process in the Police Dept. in a memo dated 12/14/05.

B. DPW Radtke – Status of Lawrence Property. Outlined in memo from DPW Radtke dated 12/15/05.

C. PRD Tungate – 1) Trailside Park West of Lake Park Road. Outlined in memo from PRD Tungate dated 12/13/05

2) Update on Dog Park. Outlined in memo from PRD Tungate dated 12/13/05.

Moved by Ald. Merkes, seconded by Ald. Taylor a request to Heckrod Wetland Reserve Board to extend their offer to donate \$25,000 towards a City dog park from 12/31/05 to 12/31/06 per their agreement with the City in 2005, giving them full use of the Lopas property.

Discussion.

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

**Ald. Merkes, Taylor, Mulvey-yes.**

**Ald. Wisneski, Weber, Hendricks, Eckstein, Michalkiewicz-no.**

XII. COUNCIL DIRECTIVES, Cont'd.

- D. CDD Keil – Update on 535 1<sup>st</sup> Street. CDD Keil reported a raze order has been filed. They will need to wait 60 days before proceeding. The records show that the mortgage holder had started foreclosure proceedings. The mortgage company does have the option to change the raze order.
- E. PWS Jacobson – Snow removal policy. PWS Jacobson explained routes of plowing snow. He explained how streets are prioritized for clearing of snow. The street and parks departments are currently short-staffed, therefore it may take longer to complete the plowing. The snow/ice policy is available on the City website.

Next Agenda: Ald. Taylor – 1) Update on 535 First Street; 2) Structural damage to City parking ramp.

Ald. Wisneski – loose cable in Council Chambers

Ald. Mulvey – 1) Status of 2159 Plank Road, Lawrence property; 2) Update on Dog Park

Ald. Merkes – 1) Sign issue at 209 Racine Street; 2) Vacancies on Landmarks Commission

Ald. Weber – Copy of TIF information requested by Redevelopment Authority.

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

XIV. ADJOURNMENT

Moved by Ald. Weber, seconded by Ald. Wisneski to adjourn at 7:55 p.m.

**Motion carried.**

Deborah A. Galeazzi  
City Clerk