

CITY OF MENASHA
COMMON COUNCIL
Council Chambers, 3rd Floor
140 Main Street, Menasha
Monday, September 18, 2006
MINUTES

- I. Meeting called to order by Mayor Laux at 8:10 p.m.
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL/EXCUSED ABSENCES
Present: Ald. Pack, Hendricks, Eckstein, Michalkiewicz, Chase, Merkes, Taylor, Wisneski
Also Present: Mayor Laux, CA/HRD Brandt, PC Stanke, DPW Radtke, CDD Keil, Comp/Treasure Stoffel,
PRD Tungate, Clerk Galeazzi and the Press.

IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE

Minutes to approve:

- A. Administration Committee, 9/5/06
- B. Board of Public Works, 9/5/06
- C. Common Council, 9/5/06

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

Motion carried on voice vote.

Minutes to receive:

- D. Red, White & Blue Committee 9/6/06
- E. Board of Health, 8/23/06
- F. Menasha Housing Authority, 8/30/06
- G. Redevelopment Authority, 9/6/06

Communications:

- 1. Wisconsin Taxpayers Alliance, 8/25/06
- 2. Mayor, 9/2/06; Post Crescent: *Sitting Pretty*
- 3. Mayor, 9/2/06; Post Crescent: *Fox Jazz Fest returns after near-death experience*
- 4. SC Coordinator Sylvia Bull, 9/8/06; New Senior Program Directory
- 5. Alderman Pack, 9/12/06; *Menasha's Fourth District News*
- 6. Public Works Facility, 9/12/06; August 2006 Disposal Violations
- 7. Mayor, 9/12/06; Post Crescent Article: *Valley Reflects on 9-11*
- 8. Comp Stoffel, 9/11/06; 2007 Budget Review Sessions
- 9. LaDonna Kleiss (WI Assoc. of Senior Centers) to SC Coordinator Sylvia Bull, 9/5/06;
receipt of Scholarship award

Moved by Ald. Michalkiewicz seconded by Ald. Eckstein to approve Minutes D-G and Communications 1-9.
Discussion. Ald. Taylor, Minutes D (Red, White, Blue Comm.), request cost of 9-11 program and donations.
Ald. Wisneski, Minutes E (Board of Health), disappointed only 18 people attend the 3 community meetings
on pandemic flu planning; pandemic flu webcast scheduled for Sept. 29; commend Health Dept. for their
work on this program.

Ald. Hendricks, Minutes E (Board of Health), disappointed in turn out at pandemic flu planning, but having
the presentations during the day make it hard for most people to attend.

Motion carried on voice vote.

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

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

- A. Stan Sevenich, 645 9th Street. Council has already voted on the elimination of certain street lights;
Council members should reconsider vote if they want to discuss reinstall street lights.

VI. APPOINTMENTS

A. Mayor's Reappointment to the Park & Recreation Board

1. Reappointment of Mary Francis, 319 Cleveland St., for the term of Oct. 1, 2006 to Oct. 1, 2009

Moved by Ald. Merkes seconded by Ald. Wisneski to approve reappointment of Mary Francis

Motion carried on voice vote

2. Reappointment of Ronald Suttner, 1230 Appleton St., for the term of Oct. 1, 2006 to Oct. 1, 2009

Moved by Ald. Wisneski seconded by Ald. Merkes to approve reappointment of Ronald Suttner.

Motion carried on voice vote

VII. CLAIMS AGAINST THE CITY

VIII. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

A. Administration Committee, 9/18/06:

1. Joint Powers Agreement for Winnebago County 911 Emergency System, December 1, 2006- November 30, 2007, and authorize signatures.

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

Motion carried on roll call 8-0.

2. Special Project Program Contract Between State of Wisconsin Department of Commerce and City of Menasha, Contract SPHO# 06-02 (Nature's Way Housing Project), and authorize signature.

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

Motion carried on roll call 8-0.

3. SCA Tax Assessment Objection (Motion to authorize outside legal council in order)

Moved by Ald. Taylor to authorize outside legal council not to exceed \$400. No second, motion dies.

Moved by Ald. Michalkiewicz, seconded by Ald. Eckstein to authorize outside legal council.

Discussion.

Moved by Ald. Merkes, seconded by Ald. Taylor to amend motion to not to exceed \$2,000.

Discussion.

Motion on amendment fails on roll call 3-5.

Ald. Merkes, Taylor, Hendricks – yes.

Ald. Wisneski, Pack, Eckstein, Michalkiewicz, Chase – no.

Moved by Ald. Wisneski, seconded by Ald. Merkes to amend motion to not to exceed \$10,000 and receive reports at the Attorney's discretion.

Motion on amendment carried on roll call 5-3.

Ald. Merkes, Wisneski, Pack, Hendricks, Chase – yes.

Ald. Taylor, Eckstein, Michalkiewicz – no.

Motion as amended carried on roll call 5-3.

Ald. Merkes, Wisneski, Pack, Hendricks, Chase – yes.

Ald. Taylor, Eckstein, Michalkiewicz – no.

4. Accounts payable and payroll for the period 9-7-06/9-14-06 for the amount of \$552,708.40

Moved by Ald. Eckstein seconded by Ald. Pack to approve.

Motion carried on roll call 8-0.

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS, Cont'd.

B. Board of Public Works, 9/18/06:

1. Street Use Applications:

- A. Menasha High School Homecoming Parade; Friday, September 29, 2006, 5:30 PM - 6:00 PM

Moved by Ald. Taylor seconded by Ald. Wisneski to approve with amendment to restrict parking on Appleton Street north of Ninth Street during the parade.

Discussion.

Motion carried on roll call 8-0.

2. Recommendation to Award:

- A. Dorner, Inc.; Contract Unit No. 2006-08; Nature's Way Storm Sewer, Sanitary, Water Main, and Detention Basin; \$377,951.38

Moved by Ald. Taylor seconded by Ald. Pack to approve.

Motion carried on roll call 8-0.

3. Authorization to Execute Agreement with Wisconsin Central, Ltd. Regarding River Street

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

Motion carried on roll call 8-0.

4. Request to Change Yield Sign Control to Stop Sign Control on Lincoln Street at Manitowoc Street

Moved by Ald. Wisneski seconded by Ald. Eckstein to deny request.

Motion carried on voice vote

5. Review of Elimination of Selected Street Lights City Wide (Ald. Taylor)
No Action. (See Item XII)

X. ORDINANCES AND RESOLUTIONS

- A. O-29-06 – An Ordinance Relating to Abandoned or Unclaimed Bicycles
No Action

- B. R-40-06 – A Resolution Pertaining to Sewer Service Charges and Surcharges

Moved by Ald. Michalkiewicz seconded by Ald. Eckstein to adopt R-40-06.

Moved by Ald. Merkes, seconded by Ald. Taylor to hold for two weeks.

XI. HELD OVER BUSINESS

XII. COUNCIL DIRECTIVES

- A. CA/HRD Brandt - 1) Status of Heckrodt Wetland Reserve Annexation (Ald. Chase)

CA/HRD Brandt and staff have identified the property that will be included in the annexation. He is working on preparing the legal description of the properties. This will cover the entire area requested by Heckrodt Wetland Reserve. This type of annexation does not require a land swap with the Town of Menasha.

2) Status of Gatehouse property (Ald. Merkes)

CA/HRD Brandt is working with representative of Evans Title to get all the correct documents prepared. He will send the documents to the attorney for signatures of the previous owners. He is also preparing a Right of Entry that will allow the potential owner access to the property until all the paperwork is completed and final sale of the property can take place.

- B. CDD Keil - 1) Status of 81 & 87 Racine St. (Ald. Taylor)

CDD Keil reported on 87 Racine St, the groundwater samples have been completed and test results provided to the DNR to be used for the site cleanup process. He hopes to have the cleanup process done before the cold weather sets in and the ground freezes.

81 Racine St-received a quote of \$1,326 to remove the hydraulic lifts. Once the lifts are removed, the snow fencing will be taken down and the area cleaned out.

XII. COUNCIL DIRECTIVES, Cont'd.

- B. CDD Keil - 2) Status of Grocery Store (Ald. Taylor)
CDD Keil reported a development plan and cost schedules were presented to the RDA at their last meeting by the prospective operators. The RDA authorized the preparation of a development agreement to be presented to the RDA at the next meeting. The financial status of TID #10 is a factor in for this project. There will be a high land acquisition cost associated with this project. Staff continues to work with the prospective operators to get an attainable project.
- C. DPW Radtke – 1) Completion date of River St. (Ald. Wisneski)
DPW Radtke reported the contractor of the River Street project is anticipating the completion date to be the end of October. The contracting crew is dealing with some items that will need to be removed before they can finish the project.
2) Status of stop lights at intersection of STH 114 & LP (Ald. Chase)
DPW Radtke reported Calumet County Supervisor Stanke provided a complete progression schedule for this project.
- D. PRD Tungate –1) Update on Friendship Trail (Ald. Chase)
PRD Tungate reported they are waiting for news on the grant they applied for with the DOT. He also explained the route of the trail will be on the south side of STH 114 in the Town of Harrison.
2) Maintenance & repair of bricks on river walk (Ald. Merkes)
PRD Tungate reported the park crew is working on trimming back the shrubs along the river walk. They will be getting quotes on the brick repair.

Next Agenda: Ald. Hendricks: 1) Status of The Shops at Waverly mall; 2) Clean up of sidewalk in front of Broad Street condominiums; 3) Status of the gatehouse property.

Ald. Merkes: Questions on budget procedures.

Ald. Chase: Annexation of Heckrodt Wetland Reserve.

Ald. Taylor: 1) Replacing lights on Trestle Trail; 2) Status of property at 354 Third Street;
3) Cameras at Public Works Facility; 4) Curtis Reed Square landscaping lights and missing plaques.

Ald. Wisneski requested to revisit the Board of Public Works, Review of Elimination of Selected Street Lights City Wide.

Mayor Laux approved the request.

Moved by Ald. Wisneski seconded by Ald. Pack to reinstall the street light in the 800 Block of State Street for the safety of resident based on past history.

Motion carried on roll call 6-2.

Ald. Merkes, Taylor, Wisneski, Pack, Hendricks, Chase – yes.

Ald. Eckstein, Michalkiewicz – no.

Moved by Ald. Taylor seconded by Ald. Merkes to reinstall 3 street lights on Elm Street because residents from the street requested it.

Motion fails on roll call 3-5.

Ald. Merkes, Taylor, Hendricks – yes.

Ald. Wisneski, Pack, Eckstein, Michalkiewicz, Chase – no.

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. Michalkiewicz seconded by Ald. Eckstein to adjourn at 9:20 p.m.

Motion carried on voice vote.

Deborah A. Galeazzi
City Clerk