A. CALL TO ORDER
Meeting called to order by Mayor Merkes at 6:00 p.m.

B. PLEDGE OF ALLEGIANCE
The Pledge of Allegiance was recited.
Moment of silence was observed for Dr. Martin Luther King Jr. Day
Moment of silence was observed for Andrew “Bud” De Leeuw, former Alderman, who passed away on January 8, 2018.

C. ROLL CALL/EXCUSED ABSENCES
PRESENT: Aldermen Taylor, Sevenich, Collier, Krueger, Zelinski, Grade, Benner, Nichols.
ALSO PRESENT: Mayor Merkes, CA Captain, PC Styka, FC Kloehn, DPW Radomski, ASD Jacobs, PRD Tungate, PHD McKenney, Clerk Galeazzi.

D. PUBLIC HEARING
None

E. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY
(five (5) minute time limit for each person)
No one spoke.

F. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS
1. Clerk Galeazzi - the following minutes and communications have been received and placed on file:
   Minutes to receive:
   a. Ad-hoc Protocol Committee, 1/8/2018
   b. Board of Health, 11/10/2017
   c. Board of Public Works 1/2/2018
   d. Committee on Aging, 9/13/2017
   e. NMFR Joint Finance & Personnel Committee, 1/4/2018; Amended 12/11/2017
   f. Park and Recreation Board, 1/9/2018
   g. Redevelopment Authority, 12/18/2017
   h. Water & Light Commission, 12/20/2017
   Communications:
   i. Washington Street Bridge Street Lights Memorandum, 1/9/2018, DPW Radomski
   j. Payment to Winnebago County for City’s Share of Loss in Foreclosure Sale of Tax Liens (2009-2016 tax rolls) on 304 Third Street, Menasha (formerly owned by James Finley) Memorandum, 1/11/2018, ASD Jacobs

Moved by Ald. Sevenich seconded by Ald. Collier to receive Minutes a-j.
General discussion ensued on Parks & Recreation Board minutes.
Motion carried on voice vote.
G. CONSENT AGENDA

(Prior to voting on the Consent Agenda, items on the Consent Agenda may be removed at the request of any Alderman and placed immediately following action on the Consent Agenda. The procedures to follow for the Consent Agenda are: (a) removal of items from Consent Agenda; and (b) motion to approve the items from Consent Agenda.)

Minutes to approve:
   Board of Public Works, 1/2/2018, Recommends the Approval of:
   2. Change Order MCC, Inc.; Contract Unit 2017; New Street Construction, Reconstruction, and Rehabilitation—Various Streets; $25,634.06 (Change Order No. 1 and Final).
   3. Payment—MCC, Inc.; Contract Unit 2017-02; New Street Construction, Reconstruction, and Rehabilitation—Various Streets; $149,103.04 (Payment No. 6 and Final).
   4. Payment—Pheifer Bros. Construction Co. Inc.; Contract unit 2017-04; Fox River “Loop the Lake” Bridge Crossings; $186,499.80 (Payment No. 2).
   5. Reduce the number of overnight parking spots and consolidate them to the east side of the Broad Street parking lot.
   NMFR Joint Finance & Personnel Committee, 1/4/2018, Recommends the Approval of:
   6. The purchase of equipment to replace the SCBA System from 5-Alarm for a total cost not to exceed $219,489.00 with NMFR’s required match not to exceed $21,948.90.
   7. NMFR to apply to FEMA to request the use of the $38,210.00 remaining funds from the grant award towards the purchase of a cascade system for Station 31, new RIT packs, and additional spare SCBA cylinders.
   8. NMFR to purchase a cascade system for Station 31, RIT packs and additional SCBA spare cylinders. The purchases would not be made until confirmation is received from FEMA on the use of remaining grant funds. If granted the use of the remaining $38,210.00 funds, the cost will not exceed $9,790. If FEMA does not grant the use of the remaining $38,210.00 funds the cost is not to exceed $48,000.
   9. NMFR to remove old equipment from service and sell this equipment once the new SCBA system is placed into service.
   Park and Recreation Board, 1/9/2018, Recommends the Approval of:
   10. Establish an annual permit fee of $900 for the use of the Harbor House room and to eliminate a previous recommendation to include an option $75 monthly fee.
   Ad hoc Protocol Committee, 1/8/2018, Recommends the Approval of:
   12. The attached rules (Memorandum dated 1/11/2018) to the Common Council with the intent to create a set of rules of the Common Council to be adopted at the annual organizational meeting.

Ald. Krueger requested to remove item 10 and Ald. Nichols requested to remove item 12 from Consent Agenda.

Moved by Ald. Sevenich seconded by Ald. Taylor to approve Consent Agenda items 1-9 & 11. Motion carried on roll call 8-0.

H. ITEMS REMOVED FROM THE CONSENT AGENDA

1. Moved by Ald. Grade seconded by Ald. Collier to approve the recommendation to establish an annual permit fee of $900 for the use of the Harbor House room and to eliminate a previous recommendation to include an option $75 monthly fee.

General discussion ensued on the security deposit, annual permit fee, and what is covered under that amount.
Moved by Ald. Krueger seconded by Ald. Zelinski to amend to increase the annual permit fee to $1,200.
Motion fails on roll call 4-4.

Moved by Ald. Zelinski seconded by Ald. Sevenich to increase the security deposit to $150.
Mayor Merkes stated the motion was out of order because it is not up to the Council to make decision on the security deposit, it is up to Parks and Recreation Board.
Ald. Sevenich stated Point of Order – the Common Council approves rules as recommended by Parks & Recreation Board.
Mayor Merkes ruled Point of Order was not accepted.

Moved by Ald. Sevenich seconded by Ald. Zelinski to challenge Mayor Merkes’ ruling.
Mayor Merkes explained a yes vote would sustain his ruling and a no vote would overrule his ruling.
Motion to sustain Mayor Merkes’ ruling failed on roll call 2-6

Moved by Ald. Zelinski seconded by Ald. Sevenich to increase the security deposit to $150.
General discussion ensued on the security deposit amount and what it will cover.
Motion carried on roll call 5-3.
Original motion as amended carried on roll call 7-1. Ald. Nichols voted no.

2. Moved by Ald. Nichols seconded by Ald. Collier to refer back to the Ad-hoc Protocol Committee the recommended rules with the intent to create a set of rules of the Common Council to be adopted at the annual organizational meeting.

General discussion ensued on pros and cons of taking up all or part of the rules recommended by Protocol Committee, and the amount of time committee has already spent on this item.
Motion fails on roll call 4-4.

Moved by Ald. Sevenich seconded by Ald. Krueger to approve Ad-hoc Protocol Committee recommended rules as listed on Memorandum dated 1/11/2018, with the intent to create a set of rules of the Common Council to be adopted at the annual organizational meeting.

Moved by Ald. Benner seconded by Ald. Sevenich to amend Rule F to state, \textit{Any member, including the Chair, may make a motion to recess at any point during the meeting with a majority vote}.
Motion carried on roll call 8-0.

Moved by Ald. Collier seconded by Ald. Nichols to amend Rule B to state, \textit{In the debate, each member has the right to speak two times up to eight minutes excluding questions}.
General discussion ensued on limiting debate, following Roberts Rules on debate, other option to limit debate,
Motion fails on roll call 1-7. Ald. Collier voted yes.

General discussion ensued on Points of Order and Motions to Adjourn.
There was no objection to a friendly amendment to Rule D, to remove from the last sentence \textit{which are recognized}.

Original motion as amended passed on roll call 8-0.
I. ACTION ITEMS
   1. Accounts payable and payroll for the term of 12/29/2017—1/11/2018 in the amount of $8,301,767.91
      Moved by Ald. Krueger seconded by Ald. Collier to approve accounts payable and payroll.
      Motion carried on roll call 8-0.

      Moved by Ald. Krueger seconded by Ald. Collier to approve beverage operator’s license applications for the 2017-2019 licensing period as listed in memo dated 1/11/18.
      Motion carried on roll call 8-0.

   3. Closed Caption Requirements
      Mayor Merkes explained Green Bay Public Television Station is now requiring all programs aired on their station to be closed captioned. This affects all municipalities that air any program on Green Bay Public Television Station. Our contact person at UW-Fox Valley has suggested an option to add closed captioning to the recorded meeting for airing, but it comes at a cost. Additional funds would need to be allocated if the Council wishes to continue airing meetings on Green Bay Public Television.

      General discussion ensued on the cost to add closed captioning, taped meetings available on City’s website have closed caption feature, and working with other municipalities on other options.

      Mayor Merkes stated this item will remain on the agenda for discussion/action at the next meeting.

   4. Class “B” Beer and Class C Wine Liquor License for Wilzke’s Pub, LLC d/b/a Wilzke’s Pub, 528 Milwaukee Street, Menasha for the licensing year 2017-2018
      Moved by Ald. Krueger seconded by Ald. Taylor to approve Class “B” Beer and Class C Wine liquor license for Wilzke’s Pub, LLC, d/b/a Wilzke’s Pub, 528 Milwaukee Street, Menasha for the licensing year 2017-2018.
      Motion carried on roll call 8-0.

J. HELD OVER BUSINESS
   None

K. ORDINANCES AND RESOLUTIONS
   1. R-1-18 Memorandum of Agreement for the Midway Road Stormwater Detention Pond Maintenance and Responsibilities between the City of Menasha, The Village of Fox Crossing, and Winnebago County (Introduced by Alderman Taylor; Recommended by Board of Public Works)
      Moved by Ald. Taylor seconded by Ald. Collier to approve R-1-18 Memorandum of Agreement for the Midway Road Stormwater Detention Pond Maintenance and Responsibilities between the City of Menasha, the Village of Fox Crossing, and Winnebago County.
      Motion carried on roll call 6-2.

L. APPOINTMENTS
   None

M. CLAIMS AGAINST THE CITY
   None
N. PUBLIC COMMENTS ON ANY MATTER LISTED ON THE AGENDA
   (five (5) minute time limit for each person)
   No one spoke.

O. ADJOURNMENT
   Moved by Ald. Benner seconded by Ald. Grade to adjourn at 7:23 p.m.
   Motion carried on voice vote.

Deborah A. Galeazzi, WCMC
City Clerk