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.

C. ROLL CALL
PRESENT: Aldermen Mark Langdon, Steve Krueger, Tom Grade, Ted Grade, Randy Ropella, Rebecca Nichols, James Taylor, Stan Sevenich.
ALSO PRESENT: Mayor Merkes, CA Captain, PC Styka, FC Kloehn, ASD Jacobs, CDD Schroeder, DPW Alix, PHD McKenney, PRD Tungate, LD Lenz, Clerk Galeazzi.

D. PUBLIC HEARING
None

E. REPORT OF DEPARTMENT OFFICERS/DEPARTMENT HEADS/STAFF/CONSULTANTS
1. Clerk Galeazzi - the following minutes and communications have been received and placed on file:
   Minutes to receive:
   a) Administration Committee, 10/7/19
   b) Board of Health, 9/13/19
   c) Board of Public Works, 10/7/19
   d) Committee on Aging, 9/13/19
   e) Plan Commission, 10/8/19
   f) Parks and Recreation Board, 10/8/19
   g) Redevelopment Authority, 10/8/19
   h) Water and Light Commission, 9/25/19
   Communications:
   i) VFW - Annual Veteran’s Day Program
   j) CDD Schroeder Memo, 10/17/19 205 Mathewson Street Update
   k) PHD McKenney, 10/17/19 Request for Menasha Health Department to Collaborate with Winnebago County Health Department Grant Funding Opportunity – GFO-SA20195IDUPT Injection Drug Use Prevention and Treatment
   l) ASD, Jacobs, 10/15/19 2020 Budget Review Session Dates
Moved by Ald. Sevenich seconded by Ald. Krueger to receive Minutes and Communications a-l.
Motion carried on voice vote.

F. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY
(five (5) minute time limit for each person)
Dina & Alexsis Lein, 878 3rd Street, Menasha. Alexsis made the US Luge Olympic Term and is going to Lake Placid, New York. People can support her financially by purchasing a t-shirt.

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:
1. Common Council, 10/7/2019
2. Payment – MCC, Inc. Contract Unit 2019-04; New Street Construction & Reconstruction – Various Locations; $107,575.77 (Payment No. 1)
3. To accept the Wisconsin DOT 2020-2025 STP-Urban Grant for the reconstruction of Racine Street with the 72/28 split in the approximate amount of $3,713,483.
4. Street Use Application – Hometown Halloween; October 24, 2019; 3:00PM – 7:00PM (Menasha Farm Fresh Market)
5. To purchase the new L90H wheel loader from Airing Equipment for a new cost of $169,450 using planned equipment replacement funds in advance of 2020.

Parks and Recreation Board, 10/8/19, Recommends Approval of:
7. Proposal to increase the Marina season slip rental rate for 2020

Plan Commission, 10/8/19 Recommends Approval of:
8. Preliminary Plat Review – Third Addition to Woodland Hills
   Phase I of the of the Preliminary Plat as presented finding that the plat conforms to the Municipal Ordinance, the City Comprehensive Plan, and surrounding development with the following conditions:
   1. The north to south street designated as Snow Goose Lane and the east to west street designated as Tundra Swan Lane noted on the preliminary plat be designated as the same street name.
   2. The Final Plat shall have a designated temporary access for emergency personnel meeting the specifications set out by the Fire Department and continued to be worked on between developer and staff.
   3. Conceptually, the layout of the remaining development area for future phases are approved and shall be brought back to Plan Commission for future review.
   4. The comments noted within the Engineer review memo, dated October 8, 2019, from Engineering Supervisor Gordon are incorporated into the Final Plat.
   5. The Sidewalk Waiver described under the preliminary plat “notes” shall be removed.
   6. The future trail shown on the construction drawings along the southern right-of-way of Canvasback Drive and western right-of-way of Black Swan Drive shall be noted directly on the final plat.

Ald. Sevenich requested to remove items 2, 3, 5, 6, & 8 from the Consent Agenda.

Moved by Ald. Sevenich seconded by Ald. Krueger to approve Consent Agenda items 1, 4, & 7. Motion carried on roll call 8-0.

H. ITEMS REMOVED FROM THE CONSENT AGENDA
1. Moved by Ald. Krueger seconded by Ald. Langdon to approve Consent Agenda item 2, Payment to MCC, Inc. for Contract Unit 2019-04 New Street Construction & Reconstruction – Various Locations in the amount of $107,575.77 (Payment No. 1).
   No discussion or questions.
   Motion carried on roll call 8-0.

2. Moved by Ald. Krueger seconded by Ald. Langdon to approve Consent Agenda item 3, To accept the Wisconsin DOT 2020-2025 STP-Urban Grant for the reconstruction of Racine Street with the 72/28 split in the approximate amount of $3,713,483.
   DPW Alix explained his conversation with WisDOT and East Central Wisconsin Regional Planning regarding the funding for the Racine Street project. The Metropolitan Planning Organization sets the split based on projects. He also stated the increased volume of traffic on Racine Street during the STH 441 project was taken into consideration in the City’s scoring for the funding.
   General discussion ensued on the project and repairs to the railroad tracks are part of the project.
   Motion carried on roll call 8-0.
3. Moved by Ald. Krueger seconded by Ald. Langdon to approve Consent Agenda item 5, To purchase the new L90H wheel loader from Airing Equipment for a new cost of $169,450 using planned equipment replacement funds in advance of 2020. No discussion or questions. Motion carried on roll call 8-0.

4. Moved by Ald. Krueger seconded by Ald. Langdon to approve Consent Agenda item 6, Change Order of MCC, Inc. Contract Unit 2019-04 for new street construction & reconstruction for various locations, addition of $42,548.25 (Change Order No. 1). No discussion or questions. Motion carried on roll call 8-0.

5. Moved by Ald. Nichols seconded by Ald. Tom Grade to approve Consent Agenda 8, Phase 1 of the Preliminary Plat Review – Third Addition to Woodland Hills as presented finding that the plat conforms to the Municipal Ordinance, the City Comprehensive Plan, and surrounding development with the conditions stated in item G8 above General discussion ensued on waiving of sidewalk requirement and current sidewalk policy. Motion carried on roll call 8-0.

I. ACTION ITEMS
1. Accounts payable and payroll for the term of 10/10/19-10/17/19 in the amount of $566,603.25 Moved by Ald. Nichols seconded by Ald. Ted Grade to approve accounts payable and payroll. No discussion or questions. Motion carried on roll call 8-0.

2. Beverage Operators License Applications for the 2019-2021 licensing period. Moved by Ald. Nichols seconded by Ald. Krueger to approve beverage operator’s license application for the 2019-2021 licensing period as listed in memo dated 10/17/19. No discussion or questions. Motion carried on roll call 8-0.

There was no objection to Mayor Merkes request to move to Item 4.


Moved by Ald. Krueger seconded by Ald. Sevenich to include in Development Agreement Natures Way Trail extension be installed by Spring 2021. Motion carried on voice vote.

Moved by Ald. Nichols seconded by Ald. Sevenich to include in Development Agreement, Paragraph #9 - the Developer must notify each owner in writing prior to purchase of future assessment, and Paragraph #12 - the cost of infrastructure will not exceed the price the City would have paid if installed by the City. Motion carried on voice vote

Motion to approve Development Agreement as amended carried on roll call 8-0.
4. Request of Christine Sohns to release Escrow Funds for Asbestos Abatement (Simply Incredible Foods)
   Moved by Ald. Nichols seconded by Ald. Taylor to approve request of Christine Sohns to release escrow funds for asbestos abatement (Simply Incredible Foods).

General discussion ensued on the Council’s requirement that 2017 taxes must be paid before another disbursement from escrow funds for asbestos abatement.

Unanimous consent was given to allow Christine Sohns to speak.

Ms. Sohns explained they did pay part of the 2017 taxes and the rest of the 2017 taxes will be paid in 30-45 days. This payment is for asbestos removal from the third boiler and there is one more boiler left that needs asbestos removed.

General discussion ensued on keeping the business operating and the City receives payment from the County on back taxes.

Motion carried on roll call 7-1. Ald. Krueger voted no.

**Mayor Merkes returned to Item I-3.**

J. HELD OVER BUSINESS
   None

K. ORDINANCES AND RESOLUTIONS
   1. O-24-19 An Ordinance Amending Title 7, Chapter 2 of the Code of Ordinances  (Fermented Malt Beverages and Intoxicating Liquor & Operators License) Introduced by Mayor Merkes as recommend by the Administration Committee
      No discussion or questions.
      Motion carried on roll call 8-0.

   2. R-22-19 A Resolution Authorizing the City of Menasha to Accept Funding from the Federal Surface Transportation Block Grant Program (STBG) to the Appleton (Fox Cities) Metropolitan Planning Organization (MPO) for the Partial Funding of the Construction of Racine Street and Further Approving the Application which Obligates the City to Matching Funds for the Construction of Said Project
      Moved by Ald. Krueger seconded by Ald. Langdon to approve R-22-19 A Resolution Authorizing the City of Menasha to Accept Funding from the Federal Surface Transportation Block Grant Program (STBG) to the Appleton (Fox Cities) Metropolitan Planning Organization (MPO) for the Partial Funding of the Construction of Racine Street and Further Approving the Application which Obligates the City to Matching Funds for the Construction of Said Project
      No discussion or questions.
      Motion carried on roll call 8-0.

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. RECESS TO COMMITTEES
   Moved by Ald. Sevenich seconded by Ald. Langdon to recess to committees at 7:15 p.m.
   Motion carried on voice vote.

   Reconvened at 9:08 p.m.

P. ACTION ITEMS
   1. Moved by Ald. Tom Grade to adjourn into Closed Session pursuant to Wis. Stats. 19.85(1)(c)
      Considering employment, promotion, compensation or performance evaluation data of any
      public employee over which the governmental body has jurisdiction or exercises responsibility;
      (Performance Evaluation Data).
      Motion carried on roll call 8-0.

   2. May adjourn into Open Session to take action on items discussed in Closed Session.
      No action.

Q. ADJOURNMENT
   Moved by Ald. Taylor seconded by Ald. Ted Grade to adjourn at 9:13 p.m.
   Motion carried on voice vote.

Deborah A. Galeazzi, WCMC
City Clerk