

CITY OF MENASHA
COMMON COUNCIL
Third Floor Council Chambers
140 Main Street, Menasha
Monday, October 20, 2014
MINUTES

A. CALL TO ORDER

Meeting called to order by Mayor Merkes at 6:00 p.m.

B. PLEDGE OF ALLEGIANCE

C. ROLL CALL/EXCUSED ABSENCES

PRESENT: Aldermen Nichols, Taylor, Sevenich, Langdon, Keehan, Zelinski, Englebert

EXCUSED: Alderman Benner

ALSO PRESENT: Mayor Merkes, CA/HRD Captain, PC Styka, FC Auxier, DPW Radtke, CDD Keil, ASD Steeno, PRD Tungate, PHD McKenney, LD Lenz, Clerk Galeazzi and the Press.

D. PUBLIC HEARING

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

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

Paul Brunette, Landmarks Commission member. 175 Main Street; Landmarks Commission's duties to preserve historical buildings.

Nicholas Javine, owner of 210 Main Street. 175 Main Street; Landmarks Commission try to save landmark buildings.

Dan Pamerter, owner of 165-167 Main Street. 175 Main Street; concerns what will happen to his building when building at 175 Main Street is razed.

Rich Batley, owner of 320 Chute Street. Need a vibrant downtown to attract people and businesses; developer will to work with City.

Tim Jacobson, 732 Paris Street. Save items from historical buildings, but need to make sure they are incorporated within the City. Developer willing to work with City.

Steve Krueger, 943 Clovis Ave. City should work with developer to save pillars and façade of 175 Main St. Resolution R-25-14, Council may tie hands if adopted.

Greg Omachinski, 833 Sixth Street. Recommends using pillars from 175 Main Street building in green space area.

Paul Brunette, owner of 210 Main Street. Historical Society works to save buildings.

Sandra Dabill Taylor, 545 Broad Street. Landmark Commission followed regulations when they denied permit to 175 Main Street property.

Larry Reddin, 393 Willow Lane. Support development in the City.

Chris Klein, 730 Keyes Street. Absentee voting occurring for Nov 4 election; Aldermanic Districts 1 & 2 polling place changed from Senior Center to Trinity Lutheran School.

Tom Konetzke, 858 Emily Street. Hope to incorporate pillars from 175 Main Street in new development.

F. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

1. Presentation of Level 3 Status to Health Department by Christopher Cullota, Wisconsin Department of Health Services/Division of Public Health.

Chris Cullota from Wisconsin Department of Health Services presented to PHD McKenney and Health Department staff a proclamation congratulating them on maintaining their Level III status. A Level III Health Department meets the maximum requirements established for local health departments.

2. Presentation on Proposed New Structure – 175/177 Main (Bank and Hotel Sites).
Kim Vanderhyden presented a conceptual drawing of the proposed development for 175 & 177 Main Street. Mr. Vanderhyden addressed the pillars on the current structure at 175 Main Street. He answered questions from the Council.

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

Minutes to receive:

- a. [Administration Committee, 10/6/14.](#)
- b. [Board of Health, 9/10/14.](#)
- c. [Board of Public Works, 10/6/14.](#)
- d. [Landmarks Commission, 10/14/14.](#)
- e. [Parks & Recreation Board, 10/13/14.](#)
- f. [Plan Commission, 10/7/14.](#)
- g. [Water & Light Commission, 9/24/14.](#)

Communications:

- h. [Tom Versteegen, State of Wisconsin, Department of Natural Resources to CDD Keil, 10/6/14; Conditional Case Closure – Barth Site Remediation.](#)
- i. [Dave Mix, Commander, VFW Post 2126 to Menasha City Council, 10/2/14; Invitation to Veteran's Day ceremony and dinner.](#)
- j. [Wisconsin Department of Administration to Clerk Galeazzi, 10/10/14; Final Estimate of January 1, 2014 City of Menasha Population in Winnebago County and in Calumet County.](#)
- k. [PRD Tungate, 10/15/14; Participation in the City of Neenah's Fox River Multi-modal Bridge Crossing Feasibility Study.](#)
- l. [CDD Keil, 10/16/14; 2014 Hotel Block Redevelopment.](#)

Moved by Ald. Sevenich, seconded by Ald. Taylor to receive Minutes and Communications A, B, D-L
General discussion ensued on Comm. H (Conditional Case Closure-Barth Site Remediation)
Motion carried on voice vote.

G. CONSENT AGENDA

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

Minutes to approve:

1. [Common Council, 10/6/14.](#)

Administration Committee, 10/6/14 – Recommends the Approval of:

2. [Joint Powers Agreement Winnebago County Emergency 911 System, Dec. 1, 2014 - Nov. 30, 2015.](#)
3. [Amendment to Listing Contract with Newmark Grubb Pfefferle for 901 Airport Road](#)

Board of Public Works, 9/15/14 – Recommends the Approval of:

4. [Street Use Application – Hometown Halloween; Thursday, October 30, 2014; 4:00 PM – 6:00 PM \(City of Menasha Farm Fresh Market\)](#)

Parks and Recreation Board, 10/13/14 - Recommends the Approval of:

5. [Recommend including Menasha in the City of Neenah's multi-modal bridge crossing feasibility study for a total cost of \\$1,900.](#)

Ald. Sevenich requested to remove Consent Agenda item 5.

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

H. ITEMS REMOVED FROM CONSENT AGENDA

Moved by Ald. Sevenich, seconded by Ald. Keehan to approve Consent Agenda item 5, Recommend including Menasha in the City of Neenah's multi-modal bridge crossing feasibility study for a total cost of \$1900.

PRD Tungate explained the approx. 4 mile loop through Neenah & Menasha that will include the Trestle Trail. General discussion ensued on the location of the trail.

Motion carried on roll call 7-0.

I. ACTION ITEMS

1. [Accounts payable and payroll for the term of 10/9/14 to 10/16/14 in the amount of \\$591,927.78.](#)

Moved by Ald. Nichols, seconded by Ald. Keehan to approve accounts payable and payroll.
Motion carried on roll call 7-0.

2. [Beverage Operators License Applications for the 2013-2015 licensing period.](#)

Moved by Ald. Nichols, seconded by Ald. Keehan to approve beverage operator's license applications as listed in memo dated 10/15/14.
Motion carried on roll call 7-0.

Moved by Ald. Nichols, seconded by Ald. Keehan to deny beverage operator's license application of Britney Norris.

Motion carried on roll call 7-0.

3. [Bakalor Properties, LLC, 10/16/2014, Appeal the Decision of the Landmarks Commission.](#)
[RE: 175 Main Street Demolition.](#)

Moved by Ald. Taylor, seconded by Ald. Englebert to approve Bakalor Properties, LLC appeal of the decision of the Landmarks Commission regarding 175 Main Street demolition with the condition the four bank pillars be incorporated in the new structure or be donated to the City.

General discussion ensued on preserving historical buildings, moving forward with new development.

Motion carried on roll call 6-1. Ald. Sevenich voted no.

J. ORDINANCES AND RESOLUTION

K. APPOINTMENTS

L. HELD OVER BUSINESS

M. CLAIMS AGAINST THE CITY

N. PUBLIC COMMENTS ON ANY MATTER LISTED ON THE AGENDA

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

Tom Konezke, 858 Emily Street. Glad moving forward on downtown project.

O. RECESS TO COMMITTEES

Moved by Ald. Taylor, seconded by Ald. Sevenich to recess at 8:04 p.m.

Motion carried on voice vote.

Reconvened at 9:20 p.m.

P. ADJOURNMENT TO CLOSED SESSION

Moved by Ald. Nichols, seconded by Ald. Keehan to adjourn into Closed Session pursuant to Wis. Stats. §19.85(1)(g): Conferring with legal counsel for the governmental body who is rendering oral or written advise concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. (Updates on PCB Litigation, City of Menasha vs. Waverly Sanitary District et al. Calumet County Case No. 13-CV-189, and City of Kaukauna vs. Village of Harrison et al. Case No. 13-CV-159).

Motion carried on roll call 7-0.

Respectfully submitted by Deborah A. Galeazzi, WCMC, City Clerk