

CITY OF MENASHA
COMMON COUNCIL
Third Floor Council Chambers
140 Main Street, Menasha
TUESDAY April 20, 2010
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: Alderman Pack, Hendricks, Zelinski, Englebert, Benner, Roush, Taylor, Wisneski

ALSO PRESENT: Mayor Merkes, CA/HRD Captain, PC Stanke, DPW Radtke, CDD Keil, C/T Stoffel, PHD Nett, PRD Tungate, FD Lt. Schultz, 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)

Stan Sevenich, 645 9th Street. Thanked council for a positive year and their professionalism toward one and other; Thanked out going Alderman Pack for his commitment and service on the Council.

James Taylor, 724 Milwaukee Street. Alderman Pack's comments made about Mr. Taylor at a previous meeting; Requested Council to look into obstruction of his campaign by Clerk Galeazzi on posting of campaign signs.

Chris Klein, 730 Keyes Street. Thanked Alderman Pack for his service to the City; encouraged the Council and residents to oppose the Regional Transit Authority the State of Wisconsin is looking at creating for Fox Valley area; marketing of Lake Park Villas lots and downtown businesses, give incentives for people to come to downtown; need to do more to take financial responsibility off taxpayers.

Richard Steidl, 965 London Street. Would like Council to look into speeding/traffic issues on London and Clovis St.

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. [Administration Committee, 4/5/10](#)
- b. [Board of Public Works, 4/5/10](#)
- c. [Board of Canvass, 4/7/10](#)
- d. [Library Policies and Personnel Committee, 3/12/10](#)
- e. [Personnel Committee, 4/5/10](#)
- f. [Plan Commission, 4/6/10](#)
- g. [Sustainability Board, 3/16/10](#)

Communications:

- h. [Citizens First Newsletter, 4/10; The Wire](#)
- i. [Clerk Galeazzi, 4/15/10; Business cards](#)
- j. [Orientation to WPPi Energy invitation](#)
- k. [Public Works Facility, 4/10; Jan/Feb/March 2010 Disposal Violations](#)
- l. [Press Release, 4/10; City of Menasha receives \\$200,800 Energy Efficiency Block Grant](#)

Alderman Wisneski: Comm. I (Press Release), positive information for City of Menasha.

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, 4/5/10](#)

Administration Committee, 4/5/10 – Recommends Approval of:

2. [State of Wisconsin Division of Public Health Contract Agreement ARRA Immunization and Vaccines for Children and Adults, Sept. 1, 2009 to Dec. 31, 2011, and authorize signature.](#)
3. [Approval of proposed fees for the licensing period July 1, 2010-June 30, 2011: a\) DHS Agent of the State; b\) DATCP Agent of the State; c\) Tattoo Parlor/Body Piercing Establishments; d\) Manufactured Home Park](#)

Board of Public Works, 4/5/10 – Recommends Approval of:

4. [Authorization to Execute WisDOT Bridge Operation Agreement for Fiscal Year 2011](#)
5. [Award Contract for Construction Manager Services to Miron Construction \(Neenah-Menasha Fire Rescue\)](#)

Personnel Committee, 4/5/10; Recommends Approval of:

6. [Establishment of "Principal Planner" position within the Community Development Department and the salary range as submitted](#)

Plan Commission, 4/6/10; Recommends Approval of:

7. [The Lakeshore Manor extraterritorial plat with the condition that Lake Shore Drive be relabeled with Lakeshore as one word, that the City of Menasha be shown as part owner of Outlot 1 of CSM 6409, and that the spelling of Menasha be shown correctly on the plat notations.](#)
8. [Revised Menasha Portage Proposal](#)

Alderman Taylor requested item 5 (Award Contract for Construction Manager Service to Miron Const.) be removed from Consent Agenda.

Alderman Zelinski requested item 6 (Establishment of Principal Planner position) and item 8 (Revised Menasha Portage Proposal) be removed from Consent Agenda.

Moved by Alderman Hendricks, seconded by Alderman Benner to approve items 1, 2, 3, 4 & 7 of Consent Agenda Motion carried on roll call 8-0.

H. ITEMS REMOVED FROM CONSENT AGENDA

Moved by Alderman Taylor, seconded by Wisneski to approve item 5, Award Contract for Construction Manager Service to Miron Construction.

Discussion: Ald. Taylor asked if issue with RFP from Badgerland Construction has been resolved.

Lt. Schultz said there have been no additional comments from Badgerland. CA/HRD Captain said they can proceed with awarding the contract.

Motion carried on roll call 8-0.

Moved by Alderman Hendricks, seconded by Alderman Wisneski to approve item 6, Establishment of Principal Planner Position within the Community Development Department and the salary range as submitted.

Discussion: Ald. Zelinski asked if job responsibilities will be expanded. CDD Keil replied this new position will have extra responsibilities.

Motion carried on roll call 8-0.

Moved by Alderman Hendricks, seconded by Alderman Benner to approve item 8, Revised Menasha Portage Proposal.

Discussion: Ald. Zelinski asked who will be responsible for the installation of the portages. CDD Keil replied the Friends of the Fox will be participating financially with the installation. There is no cost to the City.

Motion carried on roll call 8-0.

I. ACTION ITEMS

1. [Accounts payable and payroll for the term of 4/8/10 to 4/15/10 in the amount of \\$2,282,401.52](#)

Moved by Alderman Wisneski, seconded by Alderman Pack to approve accounts payable and payroll

Discussion: Questions and answers of expenditures.

Motion carried on roll call 8-0.

I. ACTION ITEMS, cont'd.

2. [License \(6-month\): Class "B" application of Menasha Athletic Association \(MACs\) to sell fermented malt beverages, Koslo Park Concession, May 1, 2010-Oct. 31, 2010, Paul S. Johnson, agent](#)
3. [License \(6-month\): Class "B" application of Menasha Twins Baseball \(Legion Team\) to sell fermented malt beverages, Koslo Park Concession, May 1, 2010-Oct. 31, 2010, Debbie Chew, Agent](#)

Moved by Alderman Englebert, seconded by Alderman Zelinski to approve 6-month Class "B" license to Menasha Athletic Association and Menasha Twins Baseball.

Motion carried on roll call 8-0.

J. ORDINANCES AND RESOLUTIONS

1. [O-5-10 An Ordinance Relating to the Regulation of Dogs, Cats and Ferrets. \(Introduced by Alderman Hendricks, recommended by Administration Committee\)](#)

Moved by Alderman Hendricks, seconded by Alderman Pack to suspend the rules and take up O-5-10.

Motion carried on roll call 8-0.

Moved by Alderman Hendricks, seconded by Alderman Pack to adopt O-5-10.

Motion carried on roll call 8-0.

2. [O-6-10 An Ordinance Relating to Closing Hours of "Class B" Licensed Establishments \(Daylight Savings Hours\) \(Introduced by Mayor Merkes, recommended by Administration Committee\)](#)

Moved by Alderman Wisneski, seconded by Alderman Pack to suspend the rules and take up O-6-10.

Motion carried on roll call 8-0.

Moved by Alderman Wisneski, seconded by Alderman Englebert to adopt O-6-10.

Motion carried on roll call 8-0.

3. [O-7-10 An Ordinance Relating to Licensing of Restaurants and Retail Food Establishments \(Introduced by Alderman Pack, recommended by Administration Committee\)](#)

Moved by Alderman Pack, seconded by Alderman Wisneski to suspend the rules and take up O-7-10.

Motion carried on roll call 8-0.

Moved by Alderman Pack, seconded by Alderman Wisneski to adopt O-7-10.

Motion carried on roll call 8-0.

4. [O-8-10 An Ordinance Relating to Changes in Parking Ordinance \(Introduced by Mayor Merkes, recommended by Parking Committee\)](#)

Moved by Alderman Hendricks, seconded by Alderman Englebert to suspend the rules and take up O-8-10.

Motion carried on roll call 8-0.

Moved by Alderman Hendricks, seconded by Alderman Zelinski to adopt O-8-10.

Motion carried on roll call 8-0.

5. [R-8-10 Resolution Transferring/Appropriating Funds \(Introduced by Alderman Pack, recommended by Administration Committee\)](#)

Moved by Alderman Pack, seconded by Alderman Wisneski to adopt R-8-10.

Motion carried on roll call 8-0.

6. [R-9-10 Resolution Continuing Appropriations with recommendation to have PRD Tungate prepare a cost analysis of playground surfacing \(Introduced by Alderman Pack, recommended by Administration Committee\)](#)

Moved by Alderman Hendricks, seconded by Alderman Englebert to adopt R-9-10

Discussion: Council had a concern about the amount being carried over from Parks Dept. for poured in place playground surfacing. PRD Tungate explained because of the hiring of the new Parks Supt. time did not allow for the installation of the playground surfacing in 2009. The poured in place surfacing has been installed in other City parks and are getting good results. PRD Tungate provided a cost analysis comparing poured in place surfacing to woodchips.

Discussion ensued on safety and cost issues on the use of woodchips versus poured in place surfacing in City parks.

Moved by Alderman Pack, seconded by Alderman Zelinski to amend R-9-10 by eliminate \$20,000 from the Parks Dept. poured in place playground surfacing.

Motion on amendment failed on roll call 2-6. Aldermen Pack, Zelinski – yes.

Aldermen Roush, Taylor, Wisneski, Hendricks, Englebert, Benner – no

Motion to adopt R-9-10 carried on roll call 7-1. Alderman Zelinski – no

K. APPOINTMENTS

None

L. HELD OVER BUSINESS

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. PRESENTATION TO OUTGOING ALDERMAN and COMMITTEE MEMBERS

Mayor Merkes thanked out-going Committee and Board members for their service to the City.

Mayor Merkes presented a plaque to out-going Alderman Steve Pack and thanked him for his years of service on the

P. ADJOURNMENT – Sine Die

Moved by Alderman Pack, seconded by Alderman Roush to adjourn Sine Die at 7:07 p.m.

Motion carried on voice vote.

Respectfully submitted by
Deborah A. Galeazzi, WCMC
City Clerk