

CITY OF MENASHA
COMMON COUNCIL
Third Floor Council Chambers
140 Main Street, Menasha
Monday, July 19, 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: Aldermen Englebert, Benner, Roush, Taylor, Wisneski, Langdon, Hendricks, Zelinski

ALSO PRESENT: Mayor Merkes, CA/HRD Captain, PC Stanke, FC Auxier, DPW Radtke, CDD Keil, C/T Stoffel, PRD Tungate, Asst. PWS Nieland, and the Press

D. PUBLIC HEARING

None

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

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

Sandra Dabill-Taylor, 545 Broad Street. Opposed to creating another TIF.

Dan Gueths, 7255 Manitowoc Road. Recent confrontation he had with Police.

(Mr. Gueths handed out a copy of the police report and played an audio tape of the incident)

Mary Nebel, 713 First Street. Opposed to creating another TIF.

Mayor Merkes commented there will be three developers that are interested in the vacant land at Lake Park Villas area giving a presentation of their projects at a future meeting.

F. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

1. FC Auxier – Introduction of new firefighter Garrett Gee

FC Auxier introduced Firefighter Garrett Gee to the Council. Firefighter Gee is a recent graduate of Fox Valley Technical School. He did his internship with NMFR and received rave reviews from fellow Firefighters. He has also completed his paramedic training and is a licensed paramedic.

2. [Asst PW Supv. Nieland – Update on Automated Single Stream Recycling Collection](#)

Asst. PWS Nieland updated the Council on the automated single stream recycling collection that started January 2010. He referenced statistics regarding recycling and refuse collection. Residents have been adjusting to the new single stream recycling collection. There are still a few violations of the use of the blue recycling bags. There has been an increase in recycling collected and a decrease in refuse collected. When asked about twice a month recycling pick up, Asst. PWS Nieland answered they still need more time to assess the need for more frequent pickups.

DPW Radtke stated residents may place recycling overflow in approved containers next to the cart on their recycling day.

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

a. [Administration Committee, 7/6/10](#)

b. [Board of Public Works, 7/6/10](#)

c. [Board of Review, 6/8/10](#)

d. [Committee on Aging, 5/13/10](#)

e. [Committee on Aging, 6/10/10](#)

f. [Water & Light Commission, 6/23/10](#)

F. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS, cont'd.

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

- g. [Customer First Newsletter, The Wire, July 2010](#)
- h. [Letter from resident Jeffrey Riedl, 7/5/10; Outdoor Beer Garden license](#)
- i. [Sen. Ellis & Rep. Kaufert, 7/8/10; State wide workplace smoking ban information](#)
- j. [Waverly Sanitary District minutes, 6/8/10](#)
- k. [Town of Menasha Utility District minutes, 5/10/10, 5/24/10, 6/14/10, 6/28/10](#)
- l. [CVMIC to PC Stanke, 6/16/10; 2009 Workers' Compensation Audit](#)
- m. [CDD Keil, 7/14/10; Lake Park Villas Vacant Land Development Proposals](#)

Ald. Wisneski: Minutes F (W&L Comm), only three Commissioners in attendance, should add additional members to the Commission.

Ald. Hendricks: Minutes F (W&L Comm), thanked those who spoke in favor of merging City and Utilities IT Departments.

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, 7/6/10](#)

Administration Committee, 7/6/10; recommends approval of:

- 2. [Agreement with Wisconsin Department of Commerce for Manufactured Home Community Agent, July 1, 2010 – June 30, 2014, and authorize signature](#)

Moved by Ald. Hendricks, seconded by Ald. Wisneski to approve items 1&2 of Consent agenda.
Motion carried on roll call 8-0.

H. ITEMS REMOVED FROM CONSENT AGENDA

None

I. ACTION ITEMS

- 1. [Accounts payable and payroll for the term of 7/8/10 to 7/15/10 in the amount of \\$711,077.03](#)

Moved by Ald. Wisneski, seconded by Ald. Langdon to approve accounts payable and payroll.

Discussion: Questions/Answers on expenditures

Motion carried on roll call 8-0.

- 2. [Change of Agent to Brandon Luedtke, The Bar at Lake Park LLC, d/b/a Sliders, 890 Lake Park Road](#)

Moved by Ald. Wisneski, seconded by Ald. Benner to approve change of agent.

Motion carried on voice vote.

J. ORDINANCES AND RESOLUTIONS

- 1. [O -11- 10 – An ordinance relating to the hours of outdoor food and alcoholic beverage service](#)

Moved by Ald. Wisneski, seconded by Ald. Taylor to amend Ordinance O-11-10, Section 7-2-17(c) start time from six a.m. to seven a.m. and adopt the ordinance.

CA Captain clarified the motion as follows: Motion to adopt Ordinance O-11-10, amending Section 7-2-17(c) as presented, except with a start time of seven a.m.

Motion carried on roll call 8-0.

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)

Stan Sevenich, 645 Ninth Street. Commented on procedure when adopting ordinances.

O. RECESS TO ADMINISTRATION COMMITTEE AND BOARD OF PUBLIC WORKS

Moved by Ald. Zelinski, seconded by Ald. Wisneski to recess at 6:43 p.m. for Administration Committee and Board of Public Works

Motion carried on voice vote.

Reconvene at 7:02 p.m.

P. ADJOURNMENT

Moved by Ald. Wisneski, seconded by Ald. Langdon to adjourn at 7:02 p.m. 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. (Update on LaFayette Life Ins. Co., et al. vs. City of Menasha Case No. 4:09CV0064)

Motion carried on roll call 8-0.

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