

CITY OF MENASHA
COMMON COUNCIL
Third Floor Council Chambers
140 Main Street, Menasha
Monday, December 5, 2011
MINUTES

A. CALL TO ORDER

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

B. PLEDGE OF ALLEGIANCE

A moment of silence was observed for Pearl Harbor Day.

C. ROLL CALL/EXCUSED ABSENCES

PRESENT: Alderman Krueger, Zelinski, Englebert, Klein, Taylor, Sevenich, Langdon

EXCUSED: Alderman Benner

ALSO PRESENT: Mayor Merkes, CA/HRD Captain, PC Styka, FC Auxier, DPW Radtke, CDD Keil, C/T Stoffel, PHD Nett, Clerk Galeazzi and the Press.

DEPT. HEAD EXCUSED: PRD Tungate

D. PUBLIC HEARING

1. [Special Use Permit application of Daniel Gueths for outdoor storage and parking in the C1 \(General Commercial\) District](#)

CDD Keil explained Mr. Gueths is requesting a Special Use Permit in order to allow for exterior storage and parking on the parcel adjacent to 7255 Manitowoc Road.

No one spoke

2. [Special Use Permit application of GBW Real Estate Holdings LLC for Multi-Unit Housing in the C1 \(General Commercial\) District](#)

CDD Keil explained a student housing project is being proposed west of Saber Lanes on Midway Road. A Special Use Permit is required for multi-family units in a C1 General Commercial District. The Plan Commission has approved the site plan.

Dr. Kamaljit Paul, representing Sikh Temple of the Fox Valley, 1304 Midway Road, Menasha.

Talked about concerns with stormwater runoff, traffic and safety issues with only one driveway, potential noise and nuisance activity from student dormitory and lack of details about a proposed secondary pedestrian walkway or trail to the University.

Matt Cooper, 1682 Drum Corps Drive, Menasha. Talked about concerns with increased traffic in an area that already has traffic from the University.

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

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

Vince Knuth, 46 Lawson Street, Menasha. Issues with Police Department.

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, 11/21/11](#)
- b. [Board of Public Works, 11/21/11](#)
- c. [Board of Health, 10/12/11](#)
- d. [Committee on Aging, 10/13/11](#)
- e. [Landmarks Commission, 10/12/11](#)
- f. [NM Fire Rescue Joint Finance & Personnel Committee, 11/22/11](#)
- g. NM Sewerage Commission, [10/26/11](#), [11/11/11](#); Special Meeting
- h. NM Sewerage Commission, [10/25/11](#)

- i. [Parks and Recreation Board, 11/15/11](#)
- j. [Plan Commission, 11/22/11](#)
- k. Personnel Committee, [11/9/11](#), [11/21/11](#)
- l. [Redevelopment Authority, 11/7/11](#)
- m. [Safety Committee, 10/6/11; City Hall](#)
- n. [Safety Committee, 10/25/11; Public Works/Parks Communications:](#)
- o. [CA/HRD Captain, 11/21/11; Daniel Gueths v. City of Menasha \(case No. 11-C-336\)](#)
- p. [Deputy Fire Chief DeLeeuw, 11/21/11; NIMS Training Requirements 2011](#)
- q. [Menasha Historical Society Newsletter, December 2011](#)
- r. [Menasha Police Dept. & NM Fire Rescue Open House invitation](#)
- s. [Police Chief Styka, 11/28/11; Bartender Application Form](#)

Moved by Ald. Sevenich, seconded by Ald. Krueger to receive Minutes & Communications A-S

Discussion: Ald. Sevenich-Minutes J (Plan Commission), requested more information in packet on Special Use Permits; student housing project parking issues.

Ald. Englebert & Ald. Langdon-Comm. S (memo from PC Styka), comments on new Operator's License Application.

Motion carried on roll call 7-0.

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, 11/21/11](#)

Board of Public Works, 11/21/11; recommends approval of:

- 2. [Payment – Terra Engineering & Construction Corporation; City of Menasha Wastewater Collection System Rehabilitation Improvements, Phase 4 Project; Sanitary Sewer Rehabilitation; Contract E145-11-01A; \\$458,227.18 \(Payment No. 1\)](#)

Plan Commission, 11/22/11; recommends approval of:

- 3. [Special Use Permit and Site Plan for Student Apartment Housing at Midway Road, Parcel 7-01262-1, allowing for fiberboard cement facing on the north façade, and with the following conditions:](#)
 - [Developer submits a final lighting plan to Community Development staff for review and approval;](#)
 - [Developer submits a final site plan with building setbacks indicated; and,](#)
 - [Approval of Stormwater and Erosion Control Plans by Public Works/Engineering staff](#)

NM Fire Rescue Finance & Personnel Committee, 11/22/11; recommends approval of:

- 4. Adjusting the health insurance plan for Local 275 employees, in the event that no agreement is reached for the 5% employee increase, that all union members would be offered the POS 2000 plan with a \$1,250 Health Reimbursement Account payment

Ald. Zelinski requested item 1 (Common Council Minutes) be removed from Consent Agenda.

Ald. Klein requested item 3 (Special Use Permit) be removed from Consent Agenda.

Moved by Ald. Sevenich, seconded by Ald. Langdon to approve Consent Agenda items 2 & 4.

Motion carried on roll call 7-0.

H. ITEMS REMOVED FROM CONSENT AGENDA

Moved by Ald. Sevenich, seconded by Ald. Krueger to approve Consent Agenda item 1 (Common Council Minutes).

Discussion: Ald. Zelinski commented on motions allowed during adoption of 2011 budget, but not allowed during adoption of 2012 budget.

Motion carried on roll call 7-0.

H. ITEMS REMOVED FROM CONSENT AGENDA, cont'd.

Moved by Ald. Klein, seconded by Ald. Langdon to approve Consent Agenda item 3 (Special Use Permit) General discussion on concerns of residents that were mentioned during the public hearing; parking issues; questions by the Fire Department on additional phases of the project.

Moved by Ald. Krueger, seconded by Ald. Sevenich to hold.
Item held.

I. ACTION ITEMS

1. [Accounts payable and payroll for the term of 11/22/11 to 12/1/11 in the amount of \\$ 781,250.71](#)

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

J. ORDINANCES AND RESOLUTIONS

None

K. APPOINTMENTS

1. [Accept resignation of Brian Williams from the Board of Appeals](#)
2. Mayor's appointment to the Board of Appeals
 - a. [Dave Rodriguez, 2125 Sweetbriar Ln. for the term of December 5, 2011- February 1, 2013 to fulfill the term of Brian Williams](#)

Moved by Ald. Sevenich, seconded by Ald. Englebert to accept resignation of Brian Williams and approve appointment of Dave Rodriguez.

Motion carried on voice vote

L. HELD OVER BUSINESS

1. [Payment – Sam Sommers Concrete; Contract Unit No. 2011-02; New Street Construction – Concrete Curb and Gutter/Concrete Walk; \\$7,793.19 \(Payment No. 3 and Final\)](#)

Moved by Ald. Taylor, seconded by Ald. Krueger to approve payment to Sam Sommers Concrete
Discussion: DPW Radtke reported that all required documents have been received.
Motion carried on roll call 7-0.

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. ADJOURN

Moved by Ald. Krueger, seconded by Ald. Langdon to adjourn at 6:56 p.m.
Motion carried on voice vote.

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