



CITY OF MERRILL

COMMON COUNCIL

MINUTES • TUESDAY OCTOBER 13, 2015

Regular Meeting

City Hall Council Chambers

7:00 PM

1. Call to Order

Mayor Bialecki called the meeting to order at 7:00 P.M.

Attendee Name	Title	Status	Arrived
Chris Malm	Aldersperson - First District	Present	
Pete Lokemoen	Aldersperson - Second District	Present	
Ryan Schwartzman	Aldersperson - Third District	Present	
Kandy Peterson	Aldersperson - Fourth District	Present	
John Burgener	Aldersperson - Fifth District & President	Present	
Dave Sukow	Aldersperson - Sixth District	Present	
Rob Norton	Aldersperson - Seventh District	Present	
Tim Meehean	Aldersperson - Eighth District	Present	
Bill Bialecki	Mayor	Present	

Also in attendance: Transit Director Rich Grenfell, City Attorney Tom Hayden, City Clerk Bill Heideman, City Administrator Dave Johnson, Utility Superintendent Kim Kriewald, Street Commissioner Richard Lupton, Police Chief Ken Neff, Fire Chief Dave Savone, Library Director Stacy Stevens, Finance Director Kathy Unertl and Park and Recreation Director Dan Wendorf. Building Inspector/Zoning Administrator Darin Pagel had an excused absence.

2. Invocation by Pastor Paul Holman, New Testament Church

3. Pledge of Allegiance

4. Roll Call

5. Minutes of previous Common Council meeting(s):

1. Minutes of September 8, 2015 meeting

2. Minutes of September 22, 2015 meeting

Motion (Burgener/Sukow) to approve the minutes of the two meetings.

RESULT:	APPROVED
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6. Public Comment Period

There was no public comment.

7. Revenue & Expense Reports(s):

1. Revenue & Expense Report as of September 30, 2015

Motion (Burgener/Sukow) to approve.

RESULT: APPROVED

8. General agenda items:
 1. Employee Years of Service Recognition:
Donald A. Norman, 10 years (Police Department)
City Clerk Heideman read a Certificate of Recognition for Donald Norman.
9. City Plan Commission:
 1. Site Plan from Lincoln County for proposed new maintenance building on East Tenth Street, near the Lincoln County Service Center. The City Plan Commission recommends approving the site plan.
Motion (Schwartzman/Lokemoen) to approve.

RESULT: APPROVED

10. Health and Safety Committee:
 1. Consider change of agent application from Kwik Trip, Inc., appointing Angela R. Grefe as Agent for license at Kwik Trip 241, 300 South Pine Ridge Avenue. The Health and Safety Committee recommends approving the application.
Motion (Sukow/Malm) to approve.

RESULT: APPROVED

11. Placing Committee Reports on File:
 1. Consider placing the following committee reports on file: Airport Commission, City Plan Commission, Health & Safety Committee, Housing Authority, Library Board, Merrill Enrichment Center Committee, Personnel & Finance Committee, Redevelopment Authority and Zoning Board of Appeals.
Motion (Sukow/Norton) to place on file.

RESULT: PLACED ON FILE

12. Resolutions:
 1. A Resolution approving a Conditional Use Permit for a Group Child Care Facility at 122 N. State Street in Merrill. At a Common Council meeting on September 8, 2015, this resolution was defeated.
WHEREAS, Renee-Hertzfeldt f/k/a Renee Williams, d/b/a Building Block, has requested a conditional use permit pursuant to the Merrill Zoning Code Chapter 113, Article IV for the purpose of operating a Group Child Care facility on the following described property:

Lot Ten (10), Block Five (5) of McCord and Wright Addition to the City of Merrill,

Lincoln County, Wisconsin; and,

WHEREAS, the City Plan Commission scheduled a hearing on the application on September 1, 2015, due public notice having been given an opportunity given to those interested to speak on the application; and,

WHEREAS, the City Plan Commission has reviewed the Application, but has no recommendation of said application;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 13th day of October, 2015, that a conditional use permit shall be issued to Renee Hertzfeldt, d/b/a Building Block for the purpose of operating a Group Child Care facility on the above described property.

Motion (Burgener/Sukow) to reconsider.

RESULT:	REJECTED BY ROLL CALL VOTE [2 TO 6]
AYES:	Burgener, Sukow
NAYS:	Malm, Lokemoen, Schwartzman, Peterson, Norton, Meehean

2. A Resolution approving a Certified Survey Map on Swede Road in the Town of Merrill requested by Eleanor Fehlberg (Resolution #2429).

WHEREAS, Eleanor Fehlberg has applied for approval of a division of land by certified survey map pursuant to Code of Ordinances Sections 111-116 and 111-119 for land located in the Southeast ¼ of the Southeast ¼ of Section 33, Township 32 North, Range 6 East, Town of Merrill,, Lincoln County, Wisconsin; and,

WHEREAS, the application was referred to the City Plan Commission which considered the proposed division at a meeting on October 6, 2015; and,

WHEREAS, the City Plan Commission has recommended approval of the land division by certified survey map;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 13th day of October, 2015, that the proposed certified survey map presented by Eleanor Fehlberg and prepared by Chad A. Besaw, Steigerwaldt Land Surveying, LLC, involving the Southeast ¼ of the Southeast ¼ of Section 33, Township 32 North, Range 6 East, Town of Merrill,, Lincoln County, Wisconsin is hereby approved.

BE IT FURTHER RESOLVED, that the City Clerk is directed to so certify the approval of this certified survey map and return the original to the applicant together with a certified copy of this resolution.

Motion (Schwartzman/Peterson) to approve.

RESULT: APPROVED

13. Mayor's Communications:

The Fire Department will be having an Open House from 10:00 A.M. to 2:00 P.M. on Sunday, October 18th.

Mayor Bialecki noted that a Committee of the Whole meeting to consider the 2016 City Budget is scheduled for Friday, October 16th. The meeting will begin at 8:00 A.M. in the City Hall Common Council Chambers and the public is invited to attend.

14. Reconvene in open session:

1. The Common Council may reconvene in open session for potential action(s) on closed session issue(s).

15. Closed session(s):

1. The Common Council may convene in closed session pursuant to Wisconsin State Statutes Section 19.85(e) for deliberation of or negotiation for the purchase of public properties, the investment of public funds, or the conduct of other specific public business, whenever competitive or bargaining reasons require a closed session, to discuss property acquisition.

Motion (Schwartzman/Meehean) to convene in closed session. Carried 7-1 on roll call vote. Voting No - Alderman Norton.

Convened in closed session at 7:16 P.M. Attending: Malm, Lokemoen, Schwartzman, Peterson, Burgener, Sukow, Norton, Meehean, Bialecki, Johnson, Hayden, Unertl and Heideman.

The closed session minutes will be filed separately and confidentially.

16. Reconvene in open session for potential action on closed session issue(s):

Motion (Schwartzman/Peterson) to reconvene in open session. Carried. Reconvened in open session at 8:02 P.M.

Motion (Meehean/Burgener) to authorize City Administrator Johnson to research the real estate market in the City of Merrill, identify properties most suitable for economic development and growth, and purchase that property, whether one parcel or several, on behalf of the City for up to the cash capacity of Tax Increment District #5. Common Council approval of the purchase is not necessary. The authorization expires as of the close of the business day on Tuesday, October 20th, 2015. Motion carried 5-3 on roll call vote. Voting No - Alderman Malm, Alderman Lokemoen and Alderman Norton.

17. Adjournment

Motion (Burgener/Schwartzman) to adjourn. Carried. Adjourned at 8:05 P.M.