

April 9th, 2013

Note: These minutes are subject to review and approval at the next regular Common Council meeting.

The Common Council of the City of Merrill met on the above date in Regular Session, at the City Hall Council Chambers, 1004 East First Street. Mayor William R. Bialecki called the meeting to order at 7:00 P.M.

130410 Silent Prayer

130415 Pledge of Allegiance

130420 Roll Call showed the following Common Council members present (8 of 8): Alderman Chris Malm (First District), Alderman Steve Hass (Second District), Alderman Ryan Schwartzman (Third District), Alderwoman Kandy Peterson (Fourth District), Alderman John Burgener (Fifth District), Alderman Dave Sukow (Sixth District), Alderman Rob Norton (Seventh District) and Alderwoman Anne Caylor (Eighth District).

The following were also in attendance: City Attorney Tom Hayden, City Clerk Bill Heideman, City Administrator Dave Johnson, Utility Superintendent Kim Kriewald, Street Commissioner Richard Lupton, Airport Manager/FBO John Miller, Police Chief Ken Neff, City Hall Maintenance Supervisor Ramona Pampuch, Fire Chief Dave Savone, Library Director Stacy Stevens and Park & Recreation Director Dan Wendorf. Community Enrichment Center Director Jane Deau, Transit Director Rich Grenfell and Finance/Technology Director Kathy Unertl had excused absences.

130430 Minutes of March Meeting

Motion (Hass/Sukow) to dispense with the reading of the minutes of the March 12th, 2013 Common Council meeting and approve them as published. Carried.

130440 Revenue and Expense Reports – March 2013

Motion (Hass/Burgener) to approve, as submitted, the March 2013 Revenue and Expense report. Carried.

130460 Communications and Petitions

130461 Employee Recognition

City Clerk Heideman read certificates of recognition for the following City employees: Thomas J. Wistein, 35 years of service; Michael G. Saal, 15 years of service; Katherine G. Unertl, 10 years of service.

130490 Committee of the Whole

130491 Consider recommendation(s) from April 9th, 2013 meeting related to bids for the construction of the new fire station

At that meeting, the Committee recommended approving the base bid of \$2,749,000 and the alternative #1 bid of \$26,000 from Ellis Stone, Stevens Point Wisconsin.

Motion (Schwartzman/Sukow) to adopt. Carried 8-0 on roll call vote.

130492 Consider recommendation(s) from April 9th, 2013 meeting regarding future disposition of the Lincoln House property at 120 South Mill Street

At that meeting, the Committee made no recommendations that require Common Council action at this time.

1304130 Health and Safety Committee

1304131 The Committee recommends approving the change of agent application from Walgreens Co., appointing Mary Montes as agent at Walgreens, 101 North Center Avenue.

Motion (Caylor/Schwartzman) to adopt. Carried.

1304160 City Plan Commission

1304161 Consider recommendation(s) from April 8th, 2013 meeting regarding a site plan from the Park and Recreation Department for a monument/memorial at Cenotaph Park, 215 Grand Avenue

At that meeting, the Commission recommended approving the site plan as submitted.

Motion (Hass/Caylor) to adopt. Carried.

1304162 Consider recommendation(s) from April 8th, 2013 meeting regarding a site plan for the new Merrill Fire Station, 110 Pier Street

At that meeting, the Commission recommended approving the site plan, with the following conditions: 1. Six-foot screening would be incorporated into the plan, as appropriate. 2. Consideration of sidewalk removal would be referred back to the Board of Public Works.

Motion (Hass/Peterson) to adopt. Carried.

1304230 Placing Committee Reports on file

Motion (Sukow/Schwartzman) to place the following committee reports on file: Housing Authority, Parks and Recreation Commission, Board of Public Works, Health and Safety Committee, Water and Sewage Disposal Committee, Library Board and Airport Commission. Carried.

1304240 Mayor's Appointments

Mayor Bialecki requested that he be allowed to withdraw the appointment of Marlene Graap to the Parks and Recreation Commission. Without objection, it was so ordered.

David Hayes, to the Police & Fire Commission, term to expire May 1st, 2018

Paul Wagner, to the Housing Authority, term to expire November 10th, 2014

Sally Hostvedt, to the CATV Committee, term to expire April 15th, 2016

Eugene Simon, to the Enrichment Center Committee on Aging, term to expire May 1st, 2014

John Ader, to the Enrichment Center Committee on Aging, term to expire May 1st, 2014

Diane Goetsch, to the Enrichment Center Committee on Aging, term to expire May 1st, 2014

Missy Holdorf, to the Enrichment Center Committee on Aging, term to expire May 1st, 2014

Art Lersch, to the Enrichment Center Committee on Aging, term to expire May 1st, 2014

Bill Schneider, to the Zoning Board of Appeals, term to expire May 1st, 2016

Gordon Geiger, to the Transit Commission, term to expire May 1st, 2016

Ronald Peterson, to the Community Development Committee, term to expire May 1st, 2016

Daniel Schneider, to the Community Development Committee, term to expire May 1st, 2016

Mike Weckwerth, to the Historic Preservation Committee, term to expire May 1st, 2016

Dorwin Harris, to the ADA Compliance Committee, term to expire May 1st, 2016

Laureen O'Day, to the Tourism Commission, term to expire May 1st, 2016

Jim Arndt, to the Tourism Commission, term to expire May 1st, 2016

Russ Grefe, to the Tourism Commission, term to expire May 1st, 2016

Brian Artac, to Parks & Recreation Commission, term to expire May 1st, 2018

Sister Peggy Jackelen, to the Enrichment Center Committee on Aging, term to expire May 1st, 2014

Diane Goetsch, to the Transit Commission, term to expire May 1st, 2014

Note: The last three appointments were part of an amended agenda.

Motion (Caylor/Schwartzman) to approve the appointments as presented. Carried.

1304260 RESOLUTION NO. 2298

A RESOLUTION APPROVING A CERTIFIED SURVEY MAP ON SOUTH CENTER AVENUE AND MARTIN STREET REQUESTED BY BURGNER CONTRACT CARRIERS, LTD

WHEREAS, Burgener Contract Carriers Ltd. has applied for approval of a division of land by certified survey map pursuant to Code of Ordinances Sections 111-116 for land located in the Southeast Quarter (SE ¼) of the Northwest Quarter (NW ¼) and part of the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼), all in Section Thirteen (13), Township Thirty-one (31) North, Range Six (6) East, in the City 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 April 8, 2013; 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 9th day of April, 2013, that the proposed certified survey map presented by Burgener Contract Carriers and prepared by Joshua W. Prentice, Wisconsin Land surveyor, involving land located in the Southeast Quarter (SE ¼) of the Northwest Quarter (NW ¼) and part of the Northeast Quarter (NE ¼) of the Southwest Quarter (SW ¼), all in Section Thirteen (13), Township Thirty-one (31) North, Range Six (6) East, in the City 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 (Hass/Sukow) to adopt. Carried.

1304261 RESOLUTION NO. 2299

A RESOLUTION APPROVING A CONDIITONAL USE PERMIT TO OPERATE A HAUNTED HOUSE AT 700 HENDRICKS STREET

WHEREAS, The Haunted Sawmill LLC, has requested a conditional use permit pursuant to the Merrill Zoning Code, Section 113-97, for the purpose of operating a Halloween haunted house attraction at the following described location:

Lots 3, 4, 5, 6, 7, 8, 9, in Block 8 and the vacated Alley lying South of Lots 7, 8, 9, and North of Lots 4, 5, 6, except part of Lots 3 and 4 described in Volume 250, page 101, of Records

Commonly known as 700 Hendricks Street; and,

WHEREAS, the City Plan Commission scheduled a hearing on the application on April 8, 2013, due public notice having been given and opportunity given to those interested to speak on the application; and,

WHEREAS, THE City Plan Commission has reviewed the application, found that it does meet the requirements of Merrill Zoning Code Section 113-97 and has recommended approval of said application, subject to certain conditions;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 8th day of April, 2013, that a conditional use permit shall be issued to The Haunted Sawmill LLC, for the purpose of operating a Halloween haunted house attraction at the aforesaid described premises. This permit shall be subject to the conditions set forth by the City Plan Commission.

Motion (Hass/Burgener) to adopt. Carried.

1304262 RESOLUTION NO. 2300

A RESOLUTION HONORING DONNA M. HERTEL FOR HER EXTENDED SERVICE AND GREAT CONTRIBUTION TO THE CITY OF MERRILL

WHEREAS, the City of Merrill offers a solid stable community environment for all of its citizens; and,

WHEREAS, the City of Merrill has a strong foundation on which to expand, progress, and develop towards an even better community; and,

WHEREAS, Donna M. Hertel has served at the T.B. Scott Library from January 9, 1984 to March 29, 2013; and,

WHEREAS, the personal commitment and unselfish dedication Donna M. Hertel has put forth has contributed greatly to the growth, progress and stability of the City of Merrill; and,

WHEREAS, the City of Merrill offers a solid stable community environment for all of its citizens in part because of Donna M. Hertel's dedicated service; and,

WHEREAS, Donna M. Hertel's cheerful manner and hard work will be missed at the T.B. Scott Library;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 9th day of April, 2013, that the Common Council, and the people of Merrill officially acknowledge with deep appreciation the dedicated and faithful service Donna M. Hertel has given to the City of Merrill and commends her for those years of service.

Motion (Malm/Hass) to adopt. Carried.

Note: The following resolution was part of an amended agenda.

1304263 RESOLUTION NO. 2301

A RESOLUTION HONORING PAST MAYOR A.R. WITTMAN AND THE CITY OF MERRILL COMMON COUNCIL (1924 – 1928) FOR THEIR FORESIGHT AND GREAT EFFORTS TOWARDS THE ESTABLISHMENT OF COUNCIL GROUNDS STATE PARK

WHEREAS, Dr. A.R. Wittman was Mayor of the City of Merrill from 1924 to 1928; and,

WHEREAS, during his tenure, the City of Merrill, through his guidance and “indefatigable industry”, acquired a “277 acre tract having 265,000 feet of pine, besides oak, white birch and other variety of trees all adjacent to the City limits”; and,

WHEREAS, that tract of land was deeded to the State of Wisconsin in 1938, to become what is now known as Council Grounds State Park;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 9th day of April, 2013, that it hereby commends Mayor A.R. Wittman and the Merrill Common Council seated from 1924 to 1928 for the vision, foresight, and great efforts expended in assuring that the area now known as Council Grounds State Park has been, and will be, available for the enjoyment of countless persons and shall endure as a great source of pride for the people of the City of Merrill and State of Wisconsin.

Motion (Caylor/Peterson) to adopt. Carried.

1304270 Mayor’s Communications

The Boy Scouts have scheduled a food drive beginning April 13th, to benefit HAVEN and the local food pantry. Mayor Bialecki urged everyone to donate willingly.

On April 24th, Northcentral Technical College will be having an open house/dedication of their Merrill facility. Mayor Bialecki encouraged all to attend.

1304280 Public Comment Period

Judy Woller thanked those who attended the River District Development Foundation of Merrill capital campaign kick-off on Saturday, April 6th. She also thanked City Administrator Johnson for his positive comments as a speaker at that event.

1304999 Motion (Hass/Caylor) to adjourn. Carried. Adjourned at 7:26 P.M.

William R. Bialecki
Mayor

William N. Heideman, WCMC
City Clerk

I, William N. Heideman, City Clerk of the City of Merrill, Wisconsin, do hereby certify that the Mayor approved the above action of the Common Council on April 11th, 2013.

William N. Heideman, WCMC
City Clerk