

**CITY OF MERRILL  
COMMON COUNCIL  
TUESDAY, MARCH 11, 2014  
7:00 P.M.  
CITY HALL COUNCIL CHAMBERS**

**AGENDA**

- 140310** Invocation by Rev. Kyle Carnes, St. Stephens United Church of Christ
- 140315** Pledge of Allegiance
- 140320** Roll Call
- 140330** Minutes of February 11<sup>th</sup>, 2014 Common Council meeting
- 140340** Revenue & Expense Report – February 2014
- 140360** Communications and Petitions – None
- 140380** Housing Authority – No Action
- 140390** Committee of the Whole – No Action
- 140391** Consider proposed schedule for 2015 budget process, including Common Council education, requested by Common Council last November to begin in January, 2014 (Alderman Malm is bringing this directly to the Common Council)
- 1403110** Parks and Recreation Commission
  - 1403111** The Commission recommends funding the Park Improvement list as reviewed by the Commission at their March 5<sup>th</sup> meeting, from the Memorial Forest Salvage Timber Account (non-lapsing).
- 1403120** Board of Public Works
  - 1403121** The Board recommends approving the bid from Peterson Brothers Sand and Gravel (\$212,496) on the Taylor Street reconstruction project.
- 1403130** Health and Safety Committee – No meeting
- 1403140** Personnel and Finance Committee

**1403141** The Committee recommends approving an auction/sale of excess fire department equipment, including excess equipment from other City departments as requested for disposition by other City department heads. Revenue from the auction would be placed in the City General Fund.

**1403150** Water and Sewage Disposal Committee – No Action

**1403160** City Plan Commission – No Action

**1403170** Transit Commission – No meeting

**1403180** Library Board – No Action

**1403185** Redevelopment Authority – No minutes

**1403200** Enrichment Center Committee on Aging – No Action

**1403210** Airport Commission – No Action

**1403230** Placing Committee Reports on File

### **ORDINANCES**

**1403250** An Ordinance amending Chapter 30, Article II, Section 30-31(d) to add garbage collection agreement provisions (from February 26<sup>th</sup>, 2014 Board of Public Works meeting)

**1403251** An Ordinance amending Chapter 36, Article II, Division 4, Section 119 and 120, to add 4-hour Parking on S. Park Street and minor revisions (discussed at February 26<sup>th</sup>, 2014 Board of Public Works meeting – no motion made at that meeting)

### **RESOLUTIONS**

**1403260** A Resolution approving a Certified Survey Map on Hillside Drive and Lake Pesobic Road in the Town of Merrill by Finnegan Construction, Inc. (from March 4<sup>th</sup>, 2014 City Plan Commission meeting)

**1403270** Mayor's Communications

**1403280** Public Comment Period

**1403999** Adjournment

William N. Heideman, CMC, WCMC  
City Clerk

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# 140380

REGULAR MONTHLY MEETING OF THE HOUSING AUTHORITY  
COMMISSIONERS OF THE CITY OF MERRILL, WISCONSIN

Wednesday, February 12, 4:00 P.M. Jenny Towers Library, Merrill, WI

PRESENT: Chairman Kathy Colclasure, Richard Weissinger, Denise Humphrey, Amanda Kostman, Rob Norton (Ex-Officio), LaDonna Fermanich and Kay Tautges.

ABSENT: Paul Wagner

PUBLIC HOUSING - PARK PLACE and WESTGATE MEETING called to order by Chairman Kathy Colclasure. Motion to excuse Paul Wagner. Humphrey/Colclasure. Passed unanimously. Motion to approve the minutes of January 15, 2014 meeting and today's agenda: Humphrey/Wiessinger. Motion passed unanimously.

Discussion and motion to approve Checks #21567 thru #21604 and Billings to date for January 2014 with attached list of expenditures: Kostman/Humphrey. Passed unanimously by roll call vote: Humphrey-aye, Colclasure -aye, Kostman-aye and Weissinger-aye.

Move-ins and Move-outs for January 2014: Motion to accept report and place on file. Kostman/Humphrey. Motion passed unanimously.

Report on short-lease turn-arounds: LaDonna went back two years to compile a report on the number of and reasons given for short-lease turn-arounds during that time period and how those lease breaches impact the Housing Authority financially including any HUD funding. Commissioners felt that the information proved helpful.

Report on Park Place Investments: LaDonna reported on investment performance during the past month and over the past year and reminded Commissioners of the change in investments that occurred midyear. (See handout for summary of account balances.) Motion to accept and place on file the Park Place Investment report. Kostman/Humphrey. Passed unanimously.

Quarterly/Year-End Reports for year ending 12/31/2013: LaDonna reported on quarterly and year-end numbers. We did receive operating subsidy from HUD in 2013. In 2012 there was no subsidy received. Expenses were up slightly due to increased utilities. A prior year adjustment was made due to a depreciation error discovered during last year's audit. Overall the bottom line shows that we operated at a net gain before depreciations and investment losses. (See handout for report details). Motion to accept and place on file the Quarterly/Year-End Reports for year ending 12/31/2013. Wiessinger/Kostman. Passed unanimously.

Update on Westgate Door Replacement Project: LaDonna reported that the project has taken much longer than anticipated. Problems have been found with the veneer on the door jams. All door jams need to be removed and replaced. The manufacturer will replace these at no cost to MHA but it will further extend the length of the project.

For the Good and Betterment of the Public Housing Program:

1. Commissioner Items/Comments: None.
2. Executive Director's Report:
  - An email received from Charter was shared with the Commissioners. Charter appears reluctant to give definitive answers to most of the questions asked regarding the need for a wiring

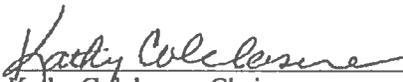
upgrade and costs associated for the project. After the completion of the needs assessment, LaDonna feels that we will be in a better position to make some decisions regarding this matter.

- Notification was received from Sprint that the tower will be removed on 8/31/2014 and no payments to MHA will be received after that date.
- LaDonna attended RAD training and sees few if any negatives to including a RAD conversion as part of any redevelopment down the road. Public Housing is far more regulated than Section 8 and the HAP subsidies are more reliable than operating subsidies.
- LaDonna met with Matt from Martin Riley regarding the Green Physical Needs Assessment. HUD will require the assessment to be completed every 5 years. Ultimately, this will take into account the age/time of installation of every part of MHA the property. Information will be entered into a data base and used to generate a timeline for scheduling and budgeting for capital improvement projects.
- LaDonna would like to begin consideration/development of a revised smoking policy at a future date.
- The Rhinelander Housing Authority Executive Director has agreed to offer her services on a consulting basis.
- Office staff will be attending the Landlord Law training course at the end of this month. In speaking with a number of Housing Authority Directors LaDonna found that most work with their City Attorney regarding legal matters. Merrill's City Attorney told LaDonna that he would be willing to answering questions on legal matters, but suggested we contract with a law firm for any legal services. LaDonna will work on setting up a contract for counsel after attending the Landlord Law course. She plans on collaborating with Wausau Housing Authority to work on updating the lease since they are working on lease updates also.

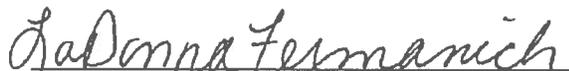
3. Public Comment Period: None

The next regular meeting of the Commissioners of the Housing Authority will be held on Wednesday, March 12, 2014, 4:00 p.m. Jenny Towers Library, 711 E. First Street, Merrill, WI.

Motion to adjourn at 4:30 P.M. and open Section-8 Housing - Jenny Towers Meeting. Kostman/Wiessinger. Passed unanimously.

  
Kathy Colclasure, Chairman

  
Kay Tautges, Recording Secretary

  
LaDonna Fermanich, Executive Director

**REGULAR MONTHLY MEETING OF THE HOUSING AUTHORITY  
COMMISSIONERS OF THE CITY OF MERRILL, WISCONSIN**

**Wednesday, February 12, 2014, 4:30 P.M., Jenny Towers Library, Merrill, WI 54452**

**PRESENT:** Chairman Kathy Colclasure, Amanda Kostman, Denise Humphrey, Richard Weissinger, Rob Norton (Ex-Officio), LaDonna Fermanich and Kay Tautges.

**ABSENT:** Paul Wagner

**SECTION-8 HOUSING- JENNY TOWERS and SCATTERED SITES MEETING** called to order by Chairman Kathy Colclasure. Motion to excuse Paul Wagner. Kostman/Humphrey. Passed unanimously. Motion to approve minutes of January 15, 2014 meeting and today's agenda: Humphrey/Weissinger. Passed unanimously.

Discussion and motion to approve Checks #16782 thru #16834 and Billings to date for January 2014 with attached list of expenditures: Kostman/Humphrey. Passed unanimously by roll call vote: Colclasure-aye, Kostman- aye, Humphrey-aye, and Weissinger-aye.

Approve PILOT transfer: Motion to approve transfer of \$30,227.00 for PILOT. Kostman/Humphrey. Passed unanimously.

Discussion and Approval of Move-ins and Move-outs for January 2014: Motion to accept report and place on file. Kostman/Wiessinger. Motion passed unanimously.

Report on Jenny Tower Investments: LaDonna reported on modest gains for the month and reported on year-end performance. (See Investment Report Handout). We continue to see modest gains and the subsidy from HAP averages \$19,000.00 each month. Motion to accept and place on file the Investment Report. Kostman/Wiessinger. Passed unanimously.

Quarterly/Year-End Reports for year ending 12/31/2013: LaDonna reported that our rent income was down due to increased vacancies. Total operating expenses were also down for the year. Overall the bottom line reflects a net gain before depreciation and investment losses. (See handout for report details). Motion to accept and place on file the Quarterly/Year-End Reports for year ending 12/31/13. Kostman/Weissinger. Passed unanimously.

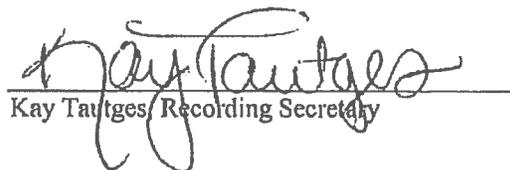
For the Good and Betterment of the Section-8 Housing Program:

1. Commissioner Items/Comments – None.
2. Executive Director's Report – LaDonna received notice that the market rate will increase from \$490.00 to \$498.00. We have received additional bundling rebates of \$6,522.00 from FOE for the projects completed in December. Elevators problems continue and Otis and Schindler have been asked to submit quotes for maintenance contracts and equipment updates. Both companies feel that the elevators have operated in excess of typical life expectancy. Equipment updates could potentially exceed \$150,000.00 based on preliminary quotes.
3. Public Comment - None.

The next regular meeting of the Commissioners of the Housing Authority will be held on **Wednesday, March 12, 2014, 4:00 p.m. Jenny Towers Library, 711 E. First Street, Merrill, WI.**

Motion to adjourn meeting at 4:50 p.m. Kostman/Wagner. Motion passed unanimously.

  
Kathy Colclasure, Chairman

  
Kay Tautges, Recording Secretary

  
LaDonna Fermanich, Executive Director

# 140390

**City of Merrill  
Committee of the Whole  
Tuesday, February 11, 2014 at 6:30 P.M.  
City Hall Common Council Chambers  
1004 East First Street**

Committee of the Whole members present (9 of 9): Mayor Bill Bialecki, 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).

Other attendees included: City Administrator Dave Johnson, Police Captain Corey Bennett, City Attorney Tom Hayden, Street Commissioner Richard Lupton, Building Inspector/Zoning Administrator Darin Pagel, Library Director Stacy Stevens, Finance Director Kathy Unertl, City Hall Maintenance Supervisor Ramona Vanderkam, Shari Wicke, Duane Pfister and City Clerk Bill Heideman. A student was in attendance to videotape the meeting for the Cable Access Channel.

**Call to order**

Mayor Bialecki called the meeting to order at 6:30 P.M.

**Consider change: Building Inspector/Zoning Administrator to full-time employee**

Information was in the meeting packet. City staff is recommending that the present contractual Building Inspector/Zoning Administrator position be changed to a full-time employee position, effective the first pay period in March. The approximate extra cost to make the change is \$9,423, based on the assurance from Building Inspector/Zoning Administrator Pagel that he will decline health insurance coverage through the City.

Alderman Hass stated that, although he is not necessarily opposed to the position being changed to full-time, he does not think the timing is right. In his opinion, this change should have been done either as part of the 2014 budget process or as part of the 2015 budget process, particularly since the City is in the middle of a strategic planning process. He also questioned the logic of allocating Tax Increment Finance (TIF) funds to cover the extra money needed to make the change.

Alderwoman Caylor raised the possibility that, at some future time, Building Inspector/Zoning Administrator Pagel may seek health insurance coverage through the City. Based on that possibility, she stated that the \$18,000 "savings" in health insurance cannot really be considered savings.

Building Inspector/Zoning Administrator Pagel responded that nobody can predict the future, and therefore at some future time he may be seeking health insurance coverage through the City.

**140291**

Motion (Hass/Caylor) to change the Building Inspector/Zoning Administrator position from a contracted position to a full-time City employee position, with the \$9,423 necessary to make the change to be taken from the Utility Fund. Carried.

**Public Comment**

None.

**Adjournment**

Motion (Hass/Caylor) to adjourn. Carried. Adjourned at 6:43 P.M.

Minutes prepared and submitted by:

William N. Heideman, CMC, WCMC  
City Clerk

# 140390

**City of Merrill  
Committee of the Whole  
Strategic Planning Session #2  
Thursday, February 13, 2014 at 5:30 P.M.  
City Hall Common Council Chambers  
1004 East First Street**

Committee of the Whole members present (6 of 9): Mayor Bill Bialecki, Alderman Chris Malm (First District), Alderman Steve Hass (Second District), Alderwoman Kandy Peterson (Fourth District), Alderman Dave Sukow (Sixth District) and Alderman Rob Norton (Seventh District). Alderman Ryan Schwartzman (Third District), Alderman John Burgener (Fifth District) and Alderwoman Anne Caylor (Eighth District) had excused absences.

Other attendees included: City Administrator Dave Johnson, Enrichment Center Director Jane Deau, Fire Captain Mike Drury, Transit Director Rich Grenfell, City Attorney Tom Hayden, Utility Superintendent Kim Kriewald, Street Commissioner Richard Lupton, Police Chief Ken Neff, Library Director Stacy Stevens, City Hall Maintenance Supervisor Ramona Vanderkam, Park and Recreation Director Dan Wendorf, Michael Caylor Jr., Eric Soberg, Judy Woller, Gene Bebel, Stephanie Schwartzman, Eric Malm, Lincoln County Community Development Educator Art Lersch and City Clerk Bill Heideman.

**Mayor's announcement – No quorum**

Mayor Bialecki announced that there was not a quorum of Committee of the Whole members present, so no meeting would be held.

**Next meeting**

The next strategic planning meeting will be held on Thursday, March 6<sup>th</sup> at 5:30 P.M. It will be held in the City Hall Common Council Chambers.

Minutes prepared and submitted by:



William N. Heideman, CMC, WCMC  
City Clerk

- PARKS AND RECREATION COMMISSION

March 5, 2014

The Merrill Parks and Recreation Commission met on Wednesday, March 5, 2014 at 4:15 p.m. at the City Hall.

Members Present: Mike Willman, Ralph Sturm, Dorwin Harris, Dan Novitch, Melissa Schroeder and Brian Artac

Members Excused Absent: Anne Caylor

Department Staff Present: Dan Wendorf and Dawn Smith

Visitors: Dave Johnson, Kandy Peterson and MP3

\*\*\*Motion by Artac, seconded by Schroeder, to approve the minutes from the previous meeting.

\*\*\*Carried unanimously.

\*\*\*Motion by Willman, seconded by Schroeder, to approve the claims.

\*\*\*Carried Unanimously.

The first item on the agenda was to discuss usage and prioritization of Memorial Forest Salvage Timber sale funds. Novitch stated that Wendorf has included lists that have been approved by the Park and Recreation Commission for items needed or wanted in the parks. Novitch also stated that Wendorf has a request to put a new plow at the top of the list for the three quarter ton truck. Wendorf stated that as of yesterday, Tuesday, March 4, 2014 the plow is no longer usable on the three quarter ton truck. Wendorf spoke with Mark Spoehr from the Street Department and Spoehr stated that if they repair the plow it will cost around \$4,000.00 to fix. Spoehr stated that parts alone would cost around \$2,700.00 and that would not include labor or any warranty on the plow. Wendorf stated that he spoke with T & T Auto Service in Minocqua and they stated that they could replace the plow on Friday for \$6,366.00, and would give us a rental car to drive back from Minocqua. Wendorf also spoke with APS in Tomahawk and they gave Dan a verbal amount of \$6,580.00 and thought maybe they could get the truck in sometime next week. Novitch questioned how old the plow was. Wendorf stated it was 5 1/2 years old, but has a lot of wear and tear on it.

\*\*Motion by Willman, seconded by Schroeder, to purchase new Boss plow from T & T Auto Service for \$6,366.00, funds to be taken out of operating budget and to be reimbursed from the non-lapsing account from the Memorial Forest Timber Sale Funds.

\*\*Carried unanimously.

City Administrator Dave Johnson stated that the transfer of funds has to be approved by the City Council because even if the money is in a non-lapsing account for the Park and Recreation Department, the City Council still has control of the money, it is the City of Merrill's money, not the Park and Recreation Commission's money.

Novitch stated that he would like to continue with the rest of items for approval from City Council. Novitch stated that Wendorf included a list of improvements to our parks and items from outdoor recreation plan and capital budgets. Novitch stated there is \$103,308.39 in a non-

lapsing account from the Memorial Timber Sale. Items approved by the Park and Recreation Commission are: Stewardship 50% match for Memorial Forest - \$13,000, Memorial Forest continued improvement - \$25,000, Contribute to Park Endowment Fund - \$20,000, Riverside Trail rehab work - \$15,000, Gebert Park Trail rehab work - \$5,000, and put \$18,000 aside for the start of funding for new bathrooms at Normal Park.

#1403111

\*1 Motion by Schroeder, seconded by Artac, to forward list of recommendations to the City Council and transfer funds as necessary.

\*\*Carried unanimously.

The next item on the agenda was to update Stewardship Grants on River Bend Trail and Memorial Forest. Wendorf stated that Mike Willman and himself attended the Natural Resource meeting in Madison to speak on behalf of both grants that were applied for. Wendorf stated that both grants were approved for 50% of matching funds. Wendorf stated that they would receive \$75,666.77 for the River Bend Trail and around \$13,000 for trail improvements at the Memorial Forest.

The next item on the agenda was monthly reports by Wendorf. Wendorf asked if there were any questions. Wendorf stated that enclosed in the packets was information regarding were other cities the size of Merrill, have chose to put up there aquatic centers. Wendorf stated that very few cities choose the center of town for location of their aquatic centers. Wendorf stated that he is not stating what favor he is in either way, just some information he wanted to pass along. Harris questioned what was going on with the hockey contract. Wendorf stated that City Administrator Dave Johnson, Attorney Hayden and himself were working with the hockey association and said hockey is willing to work with the city to make the contract work for everyone. Wendorf stated that he will bring the hockey contract to the next meeting to discuss and approve in closed session. Wendorf also stated that Merrill Youth Hockey has made considerable progress on the contract.

\*\*Motion by Artac, seconded by Willman, to approve the board report given by Wendorf.

The next regular meeting is scheduled for April 2, 2014 at 4:15 p.m., at the Merrill City Hall in Council Chambers followed by a Public hearing @ 6:00 p.m. regarding location of the outdoor pool.

\*\*\*Motion by Schroeder, seconded by Artac, to adjourn at 5:05 p.m.

\*\*\*Carried unanimously.

Dawn Smith  
Recording Secretary

1403120

**City of Merrill  
Board of Public Works  
Wednesday, February 26, 2014 at 5:30 P.M.  
City Hall Common Council Chambers, 1004 East First Street**

Members Present (5 of 5): Mayor Bill Bialecki (Chairperson), Street Commissioner Richard Lupton, Alderman Steve Hass, Alderman John Burgener and Alderman Chris Malm.

Others Present Included: City Administrator Dave Johnson, City Attorney Tom Hayden, Building Inspector/Zoning Administrator Darin Pagel, Finance Director Kathy Unertl, City Hall Maintenance Supervisor Ramona Vanderkam, Police Chief Ken Neff, Alderman Dave Sukow, Alderwoman Kandy Peterson, Rod Akey (Akey Engineering Service), Dan Novitch, Sister Peggy Jackelen, Kevin Carstensen, Duane Pfister and City Clerk Bill Heideman.

**Call to order**

Mayor Bialecki called the meeting to order at 5:30 P.M.

**Vouchers**

The vouchers were in the meeting packet.

Motion (Hass/Burgener) to approve the vouchers, as presented. Carried.

**Consider request for “Children at Play” sign on Oregon Street**

This request was initially discussed at the January 22<sup>nd</sup>, 2014 Board of Public Works meeting, at the request of Alderman Sukow. At that meeting, City Attorney Hayden was directed to research the potential liability ramifications of placing these types of signs.

City Attorney Hayden distributed information from the Wisconsin Department of Transportation, related to “Children At Play” warning signs. The summary of the report stated that there is no evidence that special warning signs of this sort reduce driver speeds or crash rates.

Motion (Hass/Burgener) to table. Carried.

**Continue discussion on potential collection of fluorescent light bulbs**

This item was initially discussed at the January 22<sup>nd</sup>, 2014 Board of Public Works meeting, at the request of Mayor Bialecki.

Street Commissioner Lupton reported that Batteries Plus in Wausau is the only company he could locate that accepts these types of light bulbs. It was mentioned that the landfill can accept them from residents, but not from businesses.

Motion (Hass/Burgener) to table. Carried.

**Consider bids on Taylor Street reconstruction project**

Information was distributed at the meeting. The bids were opened at 2:00 P.M. on February 26<sup>th</sup>, in the City Hall Council Chambers.

Rod Akey reported that three bids were received. The lowest bid of \$212,496 was from Peterson Brothers Sand and Gravel.

**1403121**

Motion (Hass/Burgener) to approve the bid from Peterson Brothers Sand and Gravel (\$212,496) on the Taylor Street reconstruction project. Carried.

**Consider garbage/recycling collection @ Bell Tower**

Mayor Bialecki had requested that this item be placed on the agenda.

Representing Bell Tower, Sister Peggy Jackelen has inquired as to whether it may be possible to have garbage and/or recycling collection at the Bell Tower Residence, 1500 O'Day Street. Currently, there is no City collection there because the road is considered a "private" road.

Street Commissioner Lupton mentioned that the Street Department currently does collection at some churches.

Sister Peggy Jackelen mentioned that Bell Tower is primarily interested in collection of recyclable collection. She noted that a vendor picks up cardboard as a recyclable. She stated that Bell Tower typically has a large volume of plastic, but she is unsure of the exact amount.

Street Commissioner Lupton will contact Bell Tower officials to determine an estimated volume, before any decision is made.

No action was taken at this time. This item will be placed on the March Board of Public Works meeting agenda.

**Consider garbage/recycling collection @ Thielman Street condos**

Garbage/recycling collection at the condominiums on Thielman Street was then discussed. It was mentioned that, although the residents there are City taxpayers, they are not receiving the benefits of all City services. Street Commissioner Lupton stated that the department could probably do collection there, but that it is sometimes difficult to determine the "owner" of some of the refuse.

Garbage/recycling collection on Thielman Street was then discussed. It was mentioned that, although the residents there are City taxpayers, they are not receiving the benefits of all City services. Street Commissioner Lupton stated that the department could probably do collection there, but that it is sometimes difficult to determine the "owner" of some of the refuse.

City Attorney Hayden was directed to prepare an ordinance for consideration at the March meeting. The ordinance is to include language that absolves the City of any responsibility if the City does collecting on private roads. The ordinance will also be discussed with an attorney who represents the Condominium Associations in that area.

**Public Hearing (6:00 P.M.) - 2014 sidewalk maintenance project**

City Attorney Hayden read the public hearing notice.

Motion (Hass/Malm) to open the public hearing. Carried.

Nobody spoke for or against the 2014 Sidewalk Maintenance project.

Motion (Hass/Malm) to close the public hearing. Carried.

Per City Attorney Hayden, no Common Council action is necessary. No action was taken.

**Discuss installing sidewalk on Memorial Drive, from East Sixth Street**

City Administrator Johnson had requested that this item be placed on the agenda, per a request from Alderman Burgener. City Administrator Johnson distributed a map of the area of the proposed sidewalk project.

City Administrator Johnson stated that, although sidewalk in this area has been considered previously, it is time to revisit this issue. He is in favor of installing the sidewalk, citing pedestrian safety concerns.

Alderman Burgener stated that he submitted this request to City Administrator Johnson at the request of a resident. Alderman Burgener is in favor of the sidewalk installation.

Alderman Malm also spoke in favor of the sidewalk installation. He will work with City staff to formulate a project plan.

No action was taken at this time.

**Discuss parking on Park Street, south of East Main Street**

Alderman Hass had requested that this item be placed on the agenda.

Alderman Hass stated that he requested this in response to discovering that someone was issued a ticket for an odd-even parking violation on Park Street. Alderman Hass recommends that, since this area resembles a business district, it should be listed in the ordinance as a business district and parking should be allowed in the area.

Building Inspector/Zoning Administrator Pagel reported that the area is zoned as business down to the railroad tracks. Police Chief Neff responded that this area is not included in the ordinance as being excluded from parking restrictions.

Motion (Hass/Malm) to amend the ordinance related to parking to allow parking on Park Street, for one-half block each way from the intersection with East Main Street. Parking would be allowed for four hours, on both sides of the street, from 8:00 A.M. to 5:00 P.M. Appropriate signage would be installed in the spring when weather permits. Carried.

An ordinance on the motion will be prepared and included on the March 11<sup>th</sup>, 2014 Common Council meeting agenda.

**Discussion, possible recommendation on garbage/recycling rules**

Street Commissioner Lupton had requested that this item be placed on the agenda. He distributed a copy of the new proposed rules. He noted that the limits on the number of bags are somewhat lower.

Alderman Hass suggested that, to increase public awareness of the new rules, they be posted on the City website. Street Commissioner Lupton will contact the radio station and other local media to help inform the public of the proposed new rules.

No action was necessary, requested or taken at this time.

**Monthly report - Street Commissioner**

The report was in the meeting packet. Street Commissioner Lupton reported that the Street Department has kept busy dealing with winter and cold weather issues. The Street Department is assisting the Water Utility as necessary and requested on many of the same issues.

**Monthly report – Building Inspector/Zoning Administrator**

The report was in the meeting packet. Building Inspector/Zoning Administrator Pagel reported that the severe weather has exposed several issues related to weak roofs.

**Monthly report – City Hall Maintenance Supervisor**

The report was in the meeting packet.

**Monthly report from contracted engineering firms**

No report(s) submitted.

**Next meeting**

Wednesday, March 19<sup>th</sup>, 2014 at 5:30 P.M.

**Public Comment**

Alderman Sukow spoke in favor of installing sidewalk on Memorial Drive in order to “err on the side of safety”.

Citing safety issues, Dan Novitch also spoke in favor on the sidewalk installation on Memorial Drive.

**Adjournment**

Motion (Hass/Malm) to adjourn. Carried. Adjourned at 6:42 P.M.

Minutes prepared and submitted by:

William N. Heideman, CMC, WCMC  
City Clerk

1403140

**City of Merrill  
Personnel and Finance Committee  
Tuesday, February 25, 2014 at 5:15 P.M.  
Basement Conference Room at City Hall, 1004 East First Street**

Voting Members Present (2 of 3): Alderman Steve Hass (Chairperson) and Alderman Ryan Schwartzman. Alderwoman Anne Caylor had an excused absence.

Others Present Included: Mayor Bill Bialecki, City Administrator Dave Johnson, City Attorney Tom Hayden (arr. 5:18), Finance Director Kathy Unertl, Alderwoman Kandy Peterson, Alderman Dave Sukow, Alderman Chris Malm, Street Commissioner Richard Lupton, Police Chief Ken Neff, Fire Chief Dave Savone, Library Director Stacy Stevens, Frank Saal Jr., Kortney Pike, Michael Caylor Jr. and City Clerk Bill Heideman. A student was in attendance to videotape the meeting for the Cable Access Channel.

**Call to order**

Alderman Hass called the meeting to order at 5:15 P.M.

**Vouchers**

The vouchers had been e-mailed to the three committee members and are available to the public on the City webpage.

Alderman Hass raised a question on a purchase of televisions and related equipment from Merrill House of Music. Fire Chief Savone responded that the union would be reimbursing the City for this purchase.

Fire Chief Savone also provided verbal information related to the purchase of a snow blower from Trantow Do-It Center, using funds from the Bierman Family Foundation.

Motion (Schwartzman/Hass) to approve the vouchers. Carried.

**Review City purchasing policies**

Alderman Hass had requested that this item be placed on the agenda.

Alderman Hass noted that there is currently no City oversight committee to authorize purchases made with funds from grants or donations. He suggested that there should be a committee to administrate and monitor this type of spending. Alderman Hass is not against pursuing and receiving grants and donations, but he suggested that such a committee would not only provide oversight, it would help promote communication related to spending.

Alderman Hass also raised a question related to bidding policies for these types of purchases.

Frank Saal Jr. mentioned that a situation related to the use of grant money occurred in Manitowish Waters recently. He suggested that the committee members research the archives of the Lakeland Times to educate themselves on this case.

Alderman Schwartzman suggested that keeping the Common Council members informed on these types of purchases would be beneficial.

Michael Caylor Jr. suggested that, when possible, the use of grant money and/or donated funds should be prioritized.

Alderman Hass stated that, as a result of this discussion, City Administrator Johnson and City Attorney Hayden have sufficient direction to proceed. Alderman Hass repeated that he would like to see a formal policy drafted and considered.

No formal action was taken at this time. This item will be placed on the March meeting agenda.

#### **Request from Fire Chief Savone to sell excess equipment @ auction**

Fire Chief Savone had requested that this item be placed on the agenda. He is requesting that an auction be held to dispose of excess fire department equipment currently being stored at the former fire station. He is also requested that any funds from such an auction be placed into a non-lapsing account for fire apparatus replacement. Fire Chief Savone distributed photographs of some of the equipment.

Alderman Hass stated that he would prefer that, if the auction is authorized, the revenue from the auction be placed in the City General Fund. Alderman Schwartzman stated that he has no problem with the revenue being placed in the General Fund.

City Administrator Johnson raised the possibility that there may not be sufficient fire department excess equipment to warrant an auction. It was then noted that other City department heads have requested that their excess equipment be included if an auction is authorized.

#### **1403141**

Motion (Schwartzman/Hass) to approve an auction/sale of excess fire department equipment, including excess equipment from other City departments as requested for disposition by other City department heads. Revenue from the auction would be placed in the City General Fund.  
Carried.

**2015 budget planning, including creating timetable for budget process**

At the request of Alderman Hass, this was part of an amended agenda.

Alderman Hass explained that, in October of 2013, it was made clear that the Common Council wanted the 2015 budget process to begin in January of 2014. He suggested that it is not necessary to delay any budget discussion until the conclusion of the strategic planning process. He proposed that, if a budget overview could be prepared and distributed soon, the strategic planning process and the 2015 budget process could be done in tandem. Alderman Hass concluded by noting that, at one time, the budget process including presentations to the Common Council by all department heads. He noted that this has been discontinued.

Frank Saal Jr., a member of the Lincoln County Board, requested the opportunity to speak, and his request was granted by Alderman Hass. Mr. Saal provided verbal information on the budget process in place for Lincoln County. In his opinion, the City of Merrill could take steps to improve the budget process. He also suggested that everyone must be "on board" in order to ensure a successful budget process.

Finance Director Unertl stated that a presentation on the 2013 audit will be a part of a Committee of the Whole meeting in May. A debt service report will also be presented at that meeting.

Alderman Malm stated that he was awaiting a proposal and additional 2015 budget process information from City Administrator Johnson and Finance Director Unertl. In his opinion, we do not have the luxury of postponing 2015 budget discussions until after strategic planning. He suggested that Art Lersch could help in planning the budget process. Alderman Hass will discuss this with Mr. Lersch.

No action was taken at this time.

**Monthly Report – Municipal Court**

The report was in the meeting packet.

**Monthly Report – Finance Director Unertl**

The report was in the meeting packet. Alderman Hass suggested that an insurance team, comprised of an employee from each department, be created.

**Monthly Report – City Attorney Hayden**

The report was in the meeting packet.

**Monthly Report – City Clerk Heideman**

The report was in the meeting packet.

**Monthly Report – City Administrator Johnson**

The report was in the meeting packet. City Administrator Johnson reported that fire protection contract negotiations with neighboring townships are ongoing.

**Monthly Report – Building/Zoning Permits**

The report was in the meeting packet. City Administrator Johnson reported that Building Inspector/Zoning Administrator Pagel will be reclassified as a full-time City employee effective April 1<sup>st</sup>, 2014.

**Place monthly reports on file**

Motion (Schwartzman/Hass) to place the monthly reports on file. Carried.

**Next meeting**

Tuesday, March 25<sup>th</sup>, 2014 at 5:15 P.M. City Attorney Hayden was directed to mail evaluation forms to all alderpersons, so that the City Administrator evaluation forms can be completed, returned and reviewed prior to the March 25<sup>th</sup> meeting.

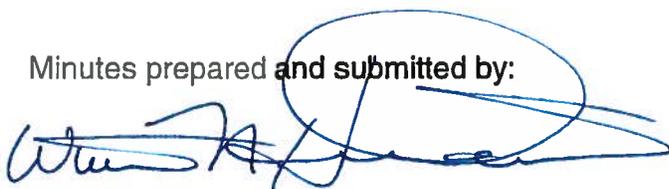
**Public Comment**

None.

**Adjournment**

Motion (Schwartzman/Hass) to adjourn. Carried. Adjourned at 6:00 P.M.

Minutes prepared and submitted by:



William N. Heideman, CMC, WCMC  
City Clerk

1403150

**City of Merrill  
Water & Sewage Disposal Committee  
Wednesday, February 26, 2014 at 5:00 P.M.  
Basement Conference Room, City Hall, 1004 East First Street**

Members Present (3 of 3): Alderman John Burgener (Chairperson), Alderwoman Kandy Peterson and Alderman Rob Norton.

Others Present: Mayor Bill Bialecki, City Administrator Dave Johnson, Utility Superintendent Kim Kriewald, Finance Director Kathy Unertl, Alderman Dave Sukow, Duane Pfister, Kenneth Ligman and City Clerk Bill Heideman. A student was in attendance to videotape the meeting for the Cable Access Channel.

**Call to order**

Alderman Burgener called the meeting to order at 5:00 P.M.

**Vouchers**

The vouchers were in the meeting packet.

Motion (Norton/Peterson) to approve the vouchers as presented. Carried.

**Consider bids on generator replacement @ Wastewater Treatment Plant**

Information was in the meeting packet.

Utility Superintendent Kriewald reported that three bids were received for the engine generator replacement at the Wastewater Treatment Plant. Based on those bids, Becher-Hoppe Engineers and Architects is recommending approval of the bid of \$137,200 from Van Ert Electric Company Inc., Wausau WI.

Kenneth Ligman, Senior Project Manager at Becher-Hoppe Engineers and Architects, provided background information on the bidding process as well as the basis for the recommendation from Becher-Hoppe.

Motion (Peterson/Norton) to approve the bid of \$137,200 from Van Ert Electric Company Inc., for the replacement of the engine generator at the Wastewater Treatment Plant. Carried.

Per City Administrator Johnson, no Common Council action is necessary.

**Operations Report**

The report was in the meeting packet.

Utility Superintendent Kriewald reported that numerous weather-related problems are being addressed. Replacement of the grit removal system has begun.

**Public Comment**

Alderman Sukow complimented the Water/Sewer Utility department for all their hard work dealing with cold weather problems and issues.

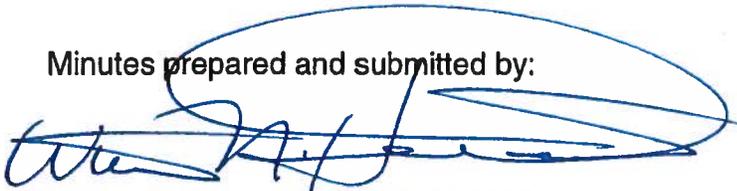
**Next meeting**

Wednesday, March 19<sup>th</sup>, 2014 at 5:00 P.M.

**Adjournment**

Motion (Peterson/Norton) to adjourn. Carried. Adjourned at 5:14 P.M.

Minutes prepared and submitted by:



William N. Heideman, CMC, WCMC  
City Clerk

1403160

**City of Merrill  
City Plan Commission  
Tuesday, March 4, 2014 at 5:15 P.M.  
City Hall Basement Conference Room, 1004 East First Street**

Voting members present: Mayor Bill Bialecki (Chairperson), Alderman Steve Hass, Melissa Schroeder and Pete Lokemoen. Dan Novitch and Ken Maule had excused absences.

Other attendees: City Administrator Dave Johnson, City Attorney Tom Hayden, Building Inspector/Zoning Administrator Darin Pagel, Alderwoman Kandy Peterson, Christine Vorpapel, Tanya Kleinschmidt, Brenda Wendt and City Clerk Bill Heideman. A student was in attendance to videotape the meeting for the Cable Access Channel.

**Call to order**

Mayor Bialecki called the meeting to order at 5:15 P.M.

**Minutes of February 4<sup>th</sup>, 2014 meeting**

The minutes were in the meeting packet.

Motion (Hass/Schroeder) to approve, as presented, the minutes of the February 4<sup>th</sup>, 2014 City Plan Commission meeting. Carried.

**Certified Survey Map in Town of Merrill – Finnegan Construcion**

A copy of the proposed Certified Survey Map was in the meeting packet.

Building Inspector/Zoning Administrator Pagel explained that the land on the map is within the City's 1½ mile extraterritorial zoning district, and is therefore subject to City Plan Commission review and approval. He has no concerns with the map as submitted.

Motion (Hass/Schroeder) to approve the Certified Survey Map of Lot 1 of Certified Survey Map Number 1153 located in part of Government Lot 6, Section 36, Township 32 North, Range 6 East, Town of Merrill, Lincoln County, Wisconsin. Carried.

A resolution on the Certified Survey Map will be on the March 11<sup>th</sup>, 2014 Common Council meeting agenda.

**Request from Blooming Wishes to erect install murals @ Blooming Wishes**

Information was in the meeting packet.

Blooming Wishes, 820 East First Street, is requesting permission to install historic murals on the outside wall on the west side of their building.

Building Inspector/Zoning Administrator Pagel explained that murals are not considered advertising, so sign ordinances are not applicable in this case. Therefore, this is being submitted to the City Plan Commission for their consideration.

Pete Lokemoen asked a question as to who would own and be responsible to maintain the murals. Tonya Kleinschmidt of Blooming Wishes responded that Blooming Wishes would own and maintain the murals.

Motion (Lokemoen/Hass) to approve the project to install historic murals on the west outside wall at Blooming Wishes, 820 East First Street. Carried.

Pet City Attorney Hayden, no Common Council action on the motion is necessary.

**Next meeting**

Tuesday, April 1<sup>st</sup>, 2014 at 5:15 P.M.

**Public Comment**

None.

**Adjournment**

Motion (Hass/Lokemoen) to adjourn. Carried. Adjourned at 5:24 P.M.

Minutes prepared and submitted by:



William N. Heideman, CMC, WCMC  
City Clerk

# 1 4 0 3 1 8 0

T. B. Scott Free Library Board of Trustees  
REGULAR MEETING  
February 19<sup>th</sup>, 2014

Minutes

**1. Opening**

Vice-President Gene Bebel called the Regular Meeting of the Board of Trustees to order at 4:12 p.m. in the Library Board Room. Present: Katie Breitenmoser, Paul Gilk, Chris Malm, Tim Meehean and Vickie Yelle. Absent (ex.): Mike Geisler, Richard Mamer and Jim Wedemeyer. Also present: Don Litzer.

There was no correspondence or public comment.

**2. Consent Items**

M Malm/S Gilk/C to approve the minutes of the January meeting with the correction of noting Paul Gilk in attendance, and to accept the Monthly Revenue and Expense Printouts for January, the Monthly Statistical Report for January, and the corrected Monthly Statistical Report for December 2013 .

**3. Reports/Discussion Items/Action Items**

A. 2013 Local Annual Report: Ms. Stevens presented the report. M Meehean/S Yelle/C to approve the report.

B. 2013 State Annual Report System Effectiveness Statement: M Meehean/S Malm/C to approve the 2013 State Annual Report System Effectiveness Statement as presented.

C. 2013 State Annual Report: M Breitenmoser/S Malm/C to approve the 2013 State Annual Report as presented.

D. Long Range Plan Outcomes and Responsibilities: Ms. Stevens presented a working document detailing specific activities and measures related to long-range plan goals. Board members directed that monthly/bi-monthly reports be included on the agenda of future board meetings to inform them of progress. Board members also directed that the monthly statistical report reflect all services the library offers, not only traditional services.

E. Request for Change in March Board Meeting Date: The board directed that unless matters arise that necessitate a March board meeting, that there be no meeting in March. If a board meeting is deemed necessary, it will be held on March 26<sup>th</sup>.

F. Reports from Friends and WVLS Representative: The Friends of the Library announced their Spring Booksale dates. The Friends also donated a print of the Merrill Chamber of Commerce's 2013 "A Very Merrill Christmas" card featuring the library, and plans to pay for its framing.

**4. Forthcoming Events & Library Director Report**

- Milwaukee Bucks Reading Challenge continues through the month of February.
- Read Across America March 1<sup>st</sup> and 2<sup>nd</sup>.
- Seed library had first meeting on Saturday with 35 attending; second meeting was rescheduled due to weather.
- ACA program offerings continue for Healthcare Marketplace registration. Staff from Wausau Job Center will hold monthly business hours here beginning in March.
- Brief report given on building and grounds issues.
- Board members were given a copy of a draft Executive Summary of library services requested by City Administrator Johnson for the City Council's Strategic Planning process.
- Board members were given a document comparing total circulation changes of VCat member libraries from 2012 to 2013.

**5. Adjournment:**

The meeting adjourned at 5:20 p.m. The next regularly scheduled meeting of the Board of Trustees will be held on April 16<sup>th</sup> at 4:00 p.m. in the Library Board Room.

Stacy D. Stevens, Secretary

# 1 4 0 3 2 0 0

Merrill Area Community Enrichment Center  
Committee on Aging  
February 20, 2014

Committee Members Present; Eugene Simon, Chairperson. Peggy Jackelen, Jack Ader, Diane Goestch, Chris Malm, Alderperson. ADRC - Erin Zastrow. Absent Art Lersch and Missy Holdorf.

Motion made by Jackelen to approve the minutes from the previous meeting, seconded by Goestch. Motion carried.

Program updates:

One Stroke Painting Classes; Sharon Walsh is teaching three classes a week with 6-12 participants per-session. Very well received in the community with several new people each week.

Shuttle Van Outings; the van should be delivered sometime mid-March. Participants have been asked to share their ideas with Deau. A schedule will be created with outings to surrounding communities. The first one is scheduled for April 11<sup>th</sup>.

AARP Tax Assistance; Volunteers from the Wausau area are scheduled in February, March and April. All scheduling for appointments are done through Marathon County 211 with 50-60 people coming through on each scheduled day. They are searching for people from the Merrill area to take the training and assist with the tax preparation.

Computer Classes; Computer classes continue through the center with the help of NTC. This past month Excel classes have been offered as well. Deau shared with the committee that these classes are open to the public and anyone can attend. There is no cost for the computer classes, but there is a cost with the Excel if under the age of 60.

Breakfast Club; we have changed our monthly gathering to "Meet and Greet" with our first special guest being our City Administrator Dave Johnson. This will give people from the community the opportunity to visit the center and meet with Dave.

2014 Directory have been published and can be found throughout Merrill. Ads are sold through the Merrill Courier with no cost to the center. A total of 3,000 directories will be distributed throughout the year. Thank you letters will be sent to all sponsors to show our appreciation for their continued support.

New signage for the center; Deau has met with Custom Murals several times in the past three months to create a new sign for the center. The last sign made was in 2000 and with the new name it was felt that a new sign needs to be created. The sign will be completed mid and displayed in the front of Merrill City Hall by mid-April.

Several volunteers are working closely with Deau and Kathy Olson editing the "Ageless Wisdom" publication. Deau has met with Color Vision with hopes for the publication to be completed by mid-April.

Kitchen updates have begun. Deau has met Scott Voigt from Hargrave Appliances and the new appliances have been purchased. They should arrive sometime the first of March. All funding for this project is from the Bierman Family Foundation.

"Community Table" meal program is scheduled to begin on March 20<sup>th</sup> serving a meal at 12:00 noon. Reservations will begin on March 10<sup>th</sup> - 17<sup>th</sup>. A training will be provided for all volunteers prior to the first meal.

Strategic Planning meetings updates were shared with the committee. The meetings are all open to the public; members are encouraged to attend if possible.

ADRC Report; Erin shared with the committee that changes will be seen starting April 1<sup>st</sup> in regards to the number of people that will be eligible for services. There will no longer be a waiting list, but a 2 month process for screening and Medicare assistance.

Motion made by Ader, seconded by Malm to approve the vouchers as presented. Motion carried.

Motion made by Malm, seconded by Goetsch to adjourn. Motion carried.

Minutes submitted by Jane A. Deau, Director of MACEC.

# 1 4 0 3 2 1 0

**Minutes**  
**Airport Commission Meeting**  
**Wednesday, November 20, 2013**

**Present:** Gary Schwartz, Joe Malsack, Gary Schulz, Chris Malm and Airport Manager John Miller.

**Also Present:** Larry Wenning, Joe Brown

**(1) Call to Order:** Gary Schwartz called the meeting to order at 7:00 PM.

**(2) Approval of the October 9, 2013 Minutes:** Gary Schulz made a motion to ratify the minutes of the October 9, 2013 meeting. The motion was seconded by Chris Malm. The motion passed.

**(3) Approval of Vouchers:** The vouchers were reviewed and signed by all. Gary Schulz made a motion to approve the vouchers. The motion was seconded by Chris Malm. The motion passed.

**(4) Update on 2006 Project:** John Miller reported that because it is getting so late in the season the one inch and larger rocks will be removed and the re-seeding will be done in the spring. John said the Bureau of Aeronautics (BOA) will be holding back money from the contractors until everything is done.

**(5) Terminal Project Update:** Gary Schwartz said that he has met with Pat VanDerworth from MTS, the architects for the Terminal Building. Gary said the BOA has sent the Federal Aviation Administration (FAA) standards for contracts and MTS has incorporated that into their agreement. Gary said he has the updated contract from MTS and will be getting that sent to the BOA.

Gary Schwartz presented updated plans to the commission. A discussion of the plans followed. Gary Schwartz said the plans now need to be approved by the state.

**(6) Discussion/Decision on Transfer of Hangar 15 Lease:** Gary Schwartz introduced Joe Brown (Eugene Brown) and said that he was purchasing Hangar 15. Gary said we needed to consider the transfer the land lease from Ed Mux to Joe Brown.

Joe Brown said that an inspection of the hanger was done by Darin Pagel from the City of Merrill. Joe Brown said Darin commented that the upper portion of the building was in decent shape and John Miller agreed. Joe Brown said there are problems with the lower part of the building. Joe Brown explained that in addition to some minor roof problems there were problems with the sill plate and rotted lower ends of the 4X4 beams.

Joe Brown said he was going to lift the building around eight inches and clean the rotten granite off of the cement footing. He then would lay down a new pressure treated sill plate and cut off the rotted portion of the beams. He would then replace the removed portions of the beams with new pressure treated lumber attaching them to the upper portion of the beams. Then when the building was set back down on the footing all would be brought back to level.

John Miller said that he and Joe Brown discussed a time line when the repairs will be completed. Joe Brown said the minor repairs on the roof will be done yet this fall, if he gets a break in the weather, and the repairs to the foundation would be completed by next fall. All agreed this was a fair agreement.

Joe Malsack made a motion to transfer the lease of Hangar 15 to Joe Brown with the understanding that all necessary repairs will be done by next fall. Gary Schulz seconded. Motion carried.

**(7) Manager's Report:** John Miller said that he has spoken to Bev Corneluis about purchasing her 100 gallon fuel cart. John said that because of the insurance restrictions he is unable to drive the unlicensed vehicles to the city garage to get fuel. John said he has been hauling fuel here in 5 gallon containers. John would like to purchase this cart for \$500.00 after the first of the year. There was little discussion and no consensus on this subject.

John Miller reported that he feels the furnace for the lobby is going bad. John said it stopped operating twice in the last three years. John said that the heat exchanger is rusting badly and when the drain valve gets clogged by the rust particles the furnace stops operating. John said that he helped Delta Heating clean out the drain valve and the furnace was now working.

John Miller said he worries about the bathrooms freezing if the furnace should go out when he is not around during extreme cold weather. John said he also is concerned about the possibilities of fumes. John said he has received quotes from Delta Heating and Gilray for a new furnace. John said he requested a quote from Gilray because of possible rebates from Lennox but was told that because this is a commercial building they do not apply. Gary Schwartz said the Lennox has a life time warranty on heat exchangers. John said he would check into that and report back to the Commission.

John Miller reported that we have a new budget and he felt the Airport was treated fairly. John said the \$500.00 increases for mowing, snowplowing and Airport Day will be helpful and that the increases for fuel and sewer and water costs were needed.

John said that we need to cut the weeds along the fence this year to establish a presence. John said there is 15 feet outside the fence that is Airport property. John said that he would like to rent a skidster from Fabco Rents again this winter to clean these areas along Champagne Drive and Highway 107.

John said there was a lightning strike in the past week that burnt a circuit board in the north gate and the weather station telephone system circuit board. John said that he had boards to replace them and he will order a new gate board in January. John said the cost of the boards do not exceed the \$500.00 insurance deductible.

After some discussion it was decided there was no need for a December meeting and the next meeting will be January 15, 2014.

**(8) Chairman's Report:** None for tonight.

**(9) Aviation Happenings:** None for tonight.

**(10) Public Comment:** None for tonight

**(11) Agenda Items for Next Meeting:** Nothing new.

**(12) Adjournment:** Chris Malm made a motion to adjourn. Joe Malsack seconded. Motion passed.

**These Minutes were recorded by John Miller, the Airport Manager and will be ratified at the January 15, 2014 Airport Commission Meeting.**

1403250

**CITY OF MERRILL**  
1004 EAST FIRST STREET  
MERRILL, WI 54452-2586

AN ORDINANCE: By Board of Public Works  
Re: Amending Chapter 30, Article II, Section 30-31(d) to add garbage collection agreement provisions

ORDINANCE NO. 2014-  
Introduced: March 11, 2014  
1st Reading: \_\_\_\_\_  
2nd Reading: \_\_\_\_\_  
3rd Reading: \_\_\_\_\_  
Committee/Commission Action:  
**NO RECOMMENDATION MADE**

## AN ORDINANCE

The Common Council of the City of Merrill, Wisconsin, does ordain as follows:

**Section 1.** Chapter 30, Article II, Section 30-31(d) of the Code of Ordinances for the City of Merrill is amended to add the following:

Sec. 3-31(c) All collection of solid waste shall be done curbside on public streets from the approved container for waste material being collected, unless there is a written agreement providing for collection from other than public streets. The written agreement shall include provisions holding the City of Merrill harmless for damage to roads, sewers, curbs, infrastructure and similar damage by city owned equipment, city personnel, or contractors.

Sec. 30-31(d) City collection vehicles or employees will not enter private property for the purpose of collecting solid waste material unless a written agreement is in place as set for in (c) above. In the event that multiple sources of solid waste generation occur within one residential property or commercial property, the owner shall designate one sole waste pickup area on the curbside of a public street, subject to the review and approval of the board of public works and/or the street commissioner. Notwithstanding the foregoing, in the event that multiple individual single-family residences are located on a single residential property, and front on a public street, such individual residences may place recyclable materials for pickup on the curbside of the public street adjacent to the individual residence. This provision only applies to recyclable materials and not to garbage, household rubbish, and other landfill wastes.

**(Prior Code, §§ 10.16.055—10.20.075; Code 1993, § 10-1-43)**

**Section 2. Severability.** In the event any section, subsection, clause, phrase or portion of this ordinance is for any reason held illegal, invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remainder of this ordinance. It is the legislative intent of the Common Council that this ordinance would have been adopted if such illegal provision had not been included or any illegal application had not been made.

**Section 3. Repeal and Effective Date.** All ordinances or parts of ordinances and resolutions in conflict herewith are hereby repealed. This ordinance shall take effect from and after its passage and publication.

Moved by: \_\_\_\_\_  
Adopted: \_\_\_\_\_  
Approved: \_\_\_\_\_  
Published: \_\_\_\_\_

Approved:

\_\_\_\_\_  
William R. Bialecki,  
Mayor

Attest:

\_\_\_\_\_  
William N. Heideman, City Clerk

1403251

**CITY OF MERRILL**  
**1004 EAST FIRST STREET**  
**MERRILL, WI 54452-2586**

AN ORDINANCE: By Board of Public Works  
Re: Amending Chapter 36, Article II, Division 4,  
Section 119 and 120, to add 4-hour Parking on  
S. Park Street and minor revisions

ORDINANCE NO. 2014-  
Introduced: March 11, 2014  
1st Reading: \_\_\_\_\_  
2nd Reading: \_\_\_\_\_  
3rd Reading: \_\_\_\_\_  
Committee/Commission Action:  
**RECOMMENDED FOR PASSAGE**

## AN ORDINANCE

The Common Council of the City of Merrill, Wisconsin, does ordain as follows:

**Section 1.** Chapter 36, Article II, Division 4, Section 36 of the Code of Ordinances for the City of Merrill is amended to add 4-hour parking on S. Park Street and minor revisions:

### Sec. 36-119. Two-hour parking zones.

The following streets and parts of streets in the city established as two hour parking zones:

- (1) West Main Street in the 400 and 500 blocks;
- (2) East Second Street in the 200, 300, 400, 500, 600 and 700 blocks;
- (3) South Poplar Street in the 100 block;
- (4) East Main Street in the 700 (south side), 800, 900, 1000, 1100, 1200 and 1300 blocks;
- (5) South Mill Street in the 100 block (west side);
- (6) East First Street in the 800-~~and 1000~~ block;
- (7) North Scott Street in the 100 block (west side);
- (8) South Scott Street in the 100 block (east side);
- (9) North Mill Street 100 block;
- (10) South Court Street 100 block;
- (11) Grand Avenue 300 block (east side) and 400 block;
- (12) North Prospect Street 100 block (west side);
- (13) South Prospect Street 100 block (east side).

*(Code 1993, § 10-1-62; Ord. No. 02-10, 10-8-2002; Ord. No. 2013-06, § 1, 5-14-2013)*

### Sec. 36-120. Four-hour parking zones.

The following streets and parts of streets in the city are established as four-hour parking zones:

- (1) Grand Avenue 300 block (west side);
- (2) North Prospect Street 100 block (east side);
- (3) West Main Street 300 block (north side);
- (4) East First Street 700 block (north side) ~~and 900 block;~~
- (5) North Poplar Street 100 block (west side);
- (6) South Scott Street 100 block (west side).
- (7) South Park Street 100 and 200 block

*(Code 1993, § 10-1-63; Ord. No. 02-10, 10-8-2002)*

**Section 2. Severability.** In the event any section, subsection, clause, phrase or portion of this ordinance is for any reason held illegal, invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remainder of this ordinance. It is the legislative intent of the Common Council that this ordinance would have been adopted if such illegal provision had not been included or any illegal application had not been made.

**Section 3. Repeal and Effective Date.** All ordinances or parts of ordinances and resolutions in conflict herewith are hereby repealed. This ordinance shall take effect from and after its passage and publication.

Moved by: \_\_\_\_\_  
 Adopted: \_\_\_\_\_  
 Approved: \_\_\_\_\_  
 Published: \_\_\_\_\_

Approved:

\_\_\_\_\_  
 William R. Bialecki,  
 Mayor

Attest:

\_\_\_\_\_  
 William N. Heideman, City Clerk

1403260

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION APPROVING A CERTIFIED SURVEY MAP ON HILLSIDE DRIVE AND LAKE PESOBIC ROAD IN THE TOWN OF MERRILL BY FINNEGAN CONSTRUCTION, INC.**

WHEREAS, Finnegan Construction, Inc. 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 Lot one (1) of Certified Survey Map Number 1153 located in part of Government Lot Six (6), Section Thirty-six (36), Township Thirty-two (32) North, Range Six (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 March 4, 2014; 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 11<sup>th</sup> day of March, 2014, that the proposed certified survey map presented by Finnegan Construction, Inc. and prepared by Keith J. Walkowski, Land Surveyor, Lot one (1) of Certified Survey Map Number 1153 located in part of Government Lot Six (6), Section Thirty-six (36), Township Thirty-two (32) North, Range Six (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.

Recommended by: City Plan  
Commission

CITY OF MERRILL, WISCONSIN

Moved: \_\_\_\_\_

\_\_\_\_\_  
William R. Bialecki  
Mayor

Passed: \_\_\_\_\_

\_\_\_\_\_  
William N. Heideman  
City Clerk