

August 13th, 2014

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.

140810 Invocation by Rev. Kyle Carnes, St. Stephens United Church of Christ

140815 Pledge of Allegiance

140820 Roll Call showed the following Common Council members present (7 of 8): Alderman Peter Lokemoen (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 Alderman Tim Meehean (Eighth District). Alderman Chris Malm (First District) had an excused absence.

The following were also in attendance: Police Captain Corey Bennett, Transit Director Rich Grenfell, 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, Building Inspector/Zoning Administrator Darin Pagel, Fire Chief Dave Savone, Library Director Stacy Stevens, Finance Director Kathy Unertl, City Hall Maintenance Supervisor Ramona Vanderkam and Park and Recreation Director Dan Wendorf.

140825 Public Comment Period

None.

140830 Minutes of July Meetings

Motion (Burgener/Sukow) to dispense with the reading of the minutes of the July 8th, 2014, July 17th, 2014 and July 24th, 2014 Common Council meetings and approve them as published. Carried.

140840 Revenue and Expense Report – July 2014

Motion (Burgener/Meehean) to approve, as submitted, the July 2014 Revenue and Expense report. Carried.

140890 Committee of the Whole

140891 The Committee recommends approving, as presented, the 2015-2017 assessment maintenance and revaluation contract with Bowmar Appraisal Inc., at a total cost of \$212,400. The annual costs would be as follows: 2015: \$29,500 (for maintenance and electronic updates), 2016: \$158,000 (for maintenance and revaluation of all taxable real property and personal property) and 2017: \$24,900 (for maintenance).

Motion (Sukow/Norton) to adopt. Carried 7-0 on roll call vote.

140892 Consider recommendation from the August 13th, 2014, Committee of the Whole meeting regarding bids for West First Street Utilities Improvements. (Bids to be opened on August 11th, 2014).

At that meeting, the Committee of the Whole recommended approving the bid of \$111,198 from Steen Construction, Inc.

Motion (Schwartzman/Sukow) to adopt. Carried 6-1 on roll call vote.
Voting No – Alderman Norton.

1408110 Parks and Recreation Commission

1408111 The Commission recommends accepting the bid from Mechanical Inc. in the amount of \$37,800.00 for the Smith Center HVAC replacement.

Motion (Sukow/Norton) to adopt. Carried 7-0 on roll call vote.

1408112 The Commission recommends approving the request from the Merrill Girls Softball to accept the donation from the Bierman Foundation for improvement projects at the Merrill Area Recreation Complex.

Motion (Meehean/Norton) to adopt. Carried.

1408120 Board of Public Works

1408121 The Board recommends approving the bicycle route designation, as presented and recommended by the Parks and Recreation Commission.

Motion (Schwartzman/Peterson) to adopt. Carried.

1408130 Health and Safety Committee

1408131 The Committee recommends approving the application from Kort, LLC, Ardis K. Kort, Agent, for a Class “B” (beer) license and a “Class B” (liquor) license for Gesundheit, 1300 East Main Street, effective August 14th, 2014.

Motion (Sukow/Meehean) to adopt. Carried.

1408132 The Committee recommends approving the request from Merrill Youth Hockey for an extension of premises to sell alcoholic beverages in a fenced-in area outside the Smith Center, 1100 MARC Drive, on Saturday, September 13th, 2014, in conjunction with a “Pork in the Park” event. In addition to the fencing, wristbands would be used to ensure compliance.

Motion (Schwartzman/Norton) to adopt. Carried.

1408160 City Plan Commission

1408161 The Commission recommends approving, as submitted by the Parks and Recreation Department, a site plan for two proposed 24X28 foot covered areas and expansion of the covered area on the concession stand at the Merrill Area Recreational Complex (MARC), 1100 Marc Drive.

Motion (Meehean/Norton) to adopt. Carried.

1408230 Placing Committee Reports on file

Motion (Sukow/Peterson) to place the following committee reports on file: Housing Authority, Committee of the Whole, Parks and Recreation Commission, Board of Public Works, Health and Safety Committee, Personnel and Finance Committee, Water and Sewage Disposal Committee, City Plan Commission, Library Board, Airport Commission and Police and Fire Commission. Carried.

1408240 Mayor’s Appointments

Ralph Sturm, to the Redevelopment Authority, term to expire September, 2019

Lyle Banser, to the Airport Commission, term to expire October 1st, 2017

Motion (Schwartzman/Norton) to approve the appointments. Carried.

1408260 RESOLUTION NO. 2381**A RESOLUTION APPROVING A FEE SCHEDULE FOR DUTIES PERFORMED BY THE STREET DEPARTMENT FOR GRASS AND WEED MOWING**

WHEREAS, the City of Merrill Code of Ordinances provides for the abatement of a nuisance where the property owner, occupant or person in charge of certain property fails to cut his lawn, grass or weeds; and,

WHEREAS, after written notice is given, the City shall abate the nuisance and the cost thereof shall be assessed to the property owner as a special charge; and,

WHEREAS, it is necessary, from time to time, to review the charges for such abatement;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 13th day of August, 2014, that the following nuisance abatement fees for lawn mowing and or weed removal are approved as follows:

Lawn mowing and/or weed removal: \$100.00 for the first hour or part thereof and \$20.00 for every additional 15 minutes or portion thereof after the first hour, plus applicable taxes.

Motion (Schwartzman/Meehean) to adopt. Carried.

1408261 RESOLUTION NO. 2382**A RESOLUTION APPROVING A FEE SCHEDULE FOR DUTIES PERFORMED BY THE STREET DEPARTMENT FOR SNOW AND ICE REMOVAL**

WHEREAS, the City of Merrill Code of Ordinances provides for the abatement of a nuisance where the property owner, occupant or person in charge of certain property fails to remove snow and ice from the sidewalk; and,

WHEREAS, after written notice is given, the City shall abate the nuisance and the cost thereof shall be assessed to the property owner as a special charge; and,

WHEREAS, it is necessary, from time to time, to review the charges for such abatement;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 13th day of August, 2014, that the following nuisance abatement fees for snow and ice removal are approved as follows:

Snow and Ice Removal: \$100.00 for the first hour or part thereof and \$20.00 for every additional 15 minutes or portion thereof after the first hour.

Motion (Schwartzman/Meehean) to adopt. Carried.

1408262 RESOLUTION NO. 2383

A RESOLUTION APPROVING A CERTIFIED SURVEY MAP ON EAST SIXTH STREET AND MEMORIAL DRIVE REQUESTED BY LINCOLN COUNTY

WHEREAS, Lincoln County 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 part of the Northwest quarter of the Southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Seven (7), Township Thirty-one (31) North, Range Seven (7) East, 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 August 5, 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 13th day of August, 2014, that the proposed certified survey map presented by Lincoln County and prepared by Lincoln County Land Surveying Department, involving land located in part of the Northwest quarter of the Southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Seven (7), Township Thirty-one (31) North, Range Seven (7) East, 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 (Schwartzman/Peterson) to adopt. Carried.

1408270 Mayor's Communications

Mayor Bialecki reminded everyone that Crazy Daze will be August 14th. He invited all to participate in the festivities and partake of the food being offered.

The annual Labor Day parade and other festivities are scheduled for Monday, September 1st.

Both school and the fall sports schedule will be starting soon.

Closed session

The Common Council may convene in closed session per Wisconsin State Statutes 19.85 (1)(e) for the purpose of deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session to consider potential acquisition of property.

Mayor Bialecki announced that information necessary and pertinent to the closed session has not yet been received. Therefore, the Common Council opted to not convene in closed session at this time.

1408999 Motion (Burgener/Norton) to adjourn. Carried. Adjourned at 7:24 P.M.

William R. Bialecki
Mayor

William N. Heideman, CMC, 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 August 14th, 2014.

William N. Heideman, CMC, WCMC
City Clerk