



CITY OF MERRILL

COMMON COUNCIL

MINUTES • WEDNESDAY AUGUST 10, 2016

Regular Meeting

City Hall Council Chambers

7:00 PM

1. Call to Order

Mayor Bialecki called the meeting to order at 7:20 P.M.

Attendee Name	Title	Status	Arrived
Paul Russell	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	
Mary Ball	Aldersperson - Sixth District	Present	
Rob Norton	Aldersperson - Seventh District	Present	
Tim Meehean	Aldersperson - Eighth District	Present	
Bill Bialecki	Mayor	Present	

Also in attendance: Street Superintendent Dustin Bonack, Transit Director Rich Grenfell, City Attorney Tom Hayden, City Administrator Dave Johnson, Police Chief Ken Neff, Building Inspector/Zoning Administrator Darin Pagel, Fire Chief Dave Savone, Library Director Stacy Stevens, Finance Director Kathy Unertl, Parks and Recreation Director Dan Wendorf and City Clerk Bill Heideman.

2. Invocation by Deacon Jim Arndt, St. Francis Xavier Church

3. Pledge of Allegiance

4. Roll Call

5. Public Comment Period

Dennis McCarthy questioned the \$140,000 City purchase of a property that he was told was not worth \$1. He then stated that he has not yet received an answer to that question.

Brain Severt provided information on pictures related to the recent disposition of property from the Schultz Building at the festival grounds.

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

1. Minutes of July 12, 2016 Common Council meeting

Motion (Burgener/Meehean) to approve.

RESULT:	APPROVED
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7. Revenue & Expense Reports(s):

1. Revenue & Expense Report for Period Ending July 31, 2016

Motion (Burgener/Ball) to approve.

8. Health and Safety Committee:

1. Application from Fick Bricks LLC, Cheryl Fick, Agent, for a Class "B" (beer) and a "Class B" (liquor) license for Club 107, N2410 Hwy 107, effective August 11th, 2016.

Motion (Meehean/Russell) to approve.

RESULT:	APPROVED
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2. Application from Friends of the River Bend Trail for a temporary Class "B" (picnic) license to sell fermented malt beverages at the River Bend Trail Head (south end of Park Street), in conjunction with the 2nd Annual Eleanor Van Der Geest Memorial Fall Festival on September 10th, 2016.

Motion (Russell/Norton) to approve.

RESULT:	APPROVED
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9. Redevelopment Authority:

1. Consider rescinding the action taken at the July 12, 2016 Common Council meeting on purchase of 401 West Main Street and adjacent parking lots from RD Properties of Wisconsin, LLC, for a maximum of \$140,000 (TID #8 - West Side). The action taken at that meeting was to approve the purchase. Alderman Lokemoen is bringing this to the Common Council.

RESULT:	REJECTED BY ROLL CALL VOTE [1 TO 7]
MOVER:	Pete Lokemoen, Alderperson - Second District
SECONDER:	Ryan Schwartzman, Alderperson - Third District
AYES:	Lokemoen
NAYS:	Russell, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

2. Consider purchase of the lot at 911 East Main Street (TID No. 6 - Downtown) for \$3,000.00. The Redevelopment Authority recommends approval. At the June 14th, 2016 Common Council meeting, City Attorney Hayden had requested that consideration of this item be delayed, and that request was granted.

Motion (Schwartzman/Peterson) to approve.

RESULT:	APPROVED
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10. Placing Committee Reports on File:

1. Consider placing the following committee reports on file: Community Development Committee, Health and Safety Committee, Library Board, Merrill Enrichment Center Committee, Parks and Recreation Commission, Personnel and Finance Committee, Redevelopment Authority and Transit Commission.

Motion (Schwartzman/Norton) to place on file.

RESULT:	PLACED ON FILE
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11. Mayor's Appointments:

1. Tim Haight, to the Redevelopment Authority, term to expire September 1, 2021.

Motion (Meehean/Norton) to approve.

RESULT:	APPROVED
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12. Ordinances:

1. An Ordinance amending Code of Ordinances Chapter 16, to change water rate fees (3% increase) at 38-40 and 38-42(a) and 38-42(b) (Ordinance #2016-10).

City Attorney Hayden gave the ordinance a first reading.

Motion (Norton/Meehean) to suspend the rules and give the ordinance a second reading and a third reading by title only. Carried.

City Attorney Hayden gave the ordinance a second reading and a third reading by title only.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Rob Norton, Alderperson - Seventh District
SECONDER:	Mary Ball, Alderperson - Sixth District
AYES:	Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

13. Resolutions:

1. An Initial Resolution authorizing \$1,640,000 General Obligation Bonds for street improvement projects (Resolution #2470).

Motion (Burgener/Lokemoen) to read the resolutions for this meeting by title only, with a synopsis to follow. Carried.

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of August, 2016, that the City of Merrill, Lincoln County, Wisconsin, borrow an amount not to exceed \$1,640,000 by issuing its general obligation bonds for the public purpose of financing street improvement projects.

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Ryan Schwartzman, Alderperson - Third District
SECONDER:	Rob Norton, Alderperson - Seventh District
AYES:	Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

2. An Initial Resolution authorizing \$160,000 General Obligation Bonds for improvements to parks and public grounds (Resolution #2471).

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of August, 2016, that the City of Merrill, Lincoln County, Wisconsin, borrow an amount not to exceed \$160,000 by issuing its general obligation bonds for the public purpose of financing improvements to parks and public grounds.

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Tim Meehean, Alderperson - Eighth District
SECONDER:	Rob Norton, Alderperson - Seventh District
AYES:	Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

- 3. An Initial Resolution authorizing \$165,000 General Obligation Bonds for Fire Department equipment (Resolution #2472).

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of August, 2016, that the City of Merrill, Lincoln County, Wisconsin, borrow an amount not to exceed \$165,000 by issuing its general obligation bonds for the public purpose of financing the acquisition of equipment for fire protection.

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Rob Norton, Alderperson - Seventh District
SECONDER:	Tim Meehean, Alderperson - Eighth District
AYES:	Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

- 4. An Initial Resolution authorizing \$80,000 General Obligation Bonds for Airport improvements (Resolution #2473).

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of August, 2016, that the City of Merrill, Lincoln County, Wisconsin, borrow an amount not to exceed \$80,000 by issuing its general obligation bonds for the public purpose of financing airport projects.

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Ryan Schwartzman, Alderperson - Third District
SECONDER:	Kandy Peterson, Alderperson - Fourth District
AYES:	Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

- 5. An Initial Resolution authorizing \$40,000 General Obligation Bonds for the housing of machinery and equipment (Resolution #2474).

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of August, 2016, that the City of Merrill, Lincoln County, Wisconsin, borrow an amount not to exceed \$40,000 by issuing its general obligation bonds for the public purpose of financing a building for the housing of machinery and equipment.

RESULT: APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER: Tim Meehean, Alderperson - Eighth District
SECONDER: Rob Norton, Alderperson - Seventh District
AYES: Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

- 6. An Initial Resolution authorizing \$650,000 General Obligation Bonds for Community Development projects in Tax Incremental Districts (Resolution #2475).

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of August, 2016, that the City of Merrill, Lincoln County, Wisconsin, borrow an amount not to exceed \$650,000 by issuing its general obligation bonds for the public purpose of providing financial assistance to community development projects under Section 66.1105, Wis. Stats., in the City's Tax Incremental Districts.

RESULT: APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER: Ryan Schwartzman, Alderperson - Third District
SECONDER: Rob Norton, Alderperson - Seventh District
AYES: Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

- 7. An Initial Resolution authorizing \$1,450,000 General Obligation Refunding Bonds (Resolution #2476).

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of August, 2016, that the City of Merrill, Lincoln County, Wisconsin, borrow an amount not to exceed \$1,450,000 by issuing its general obligation refunding bonds for the public purpose of refunding obligations of the City, including interest on them.

RESULT: APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER: Ryan Schwartzman, Alderperson - Third District
SECONDER: Kandy Peterson, Alderperson - Fourth District
AYES: Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

- 8. A Resolution directing publication of notice to electors (Resolution #2477).

WHEREAS, initial resolutions authorizing general obligation bonds have been adopted by the Common Council of the City of Merrill, Wisconsin and it is now necessary that said initial resolutions be published to afford notice to the residents of the City of their adoption; and

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of August, 2016, that the City Clerk shall, within 15 days, publish a notice to the electors in substantially the form attached hereto as Exhibit A in the official newspaper of the City, the Merrill Courier, as a class 1 notice under Ch. 985, Wis. Stats.

Note: Exhibit A is available for inspection in the Clerk/Treasurer office at the City of Merrill City Hall, 1004 East First Street.

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Rob Norton, Alderperson - Seventh District
SECONDER:	Mary Ball, Alderperson - Sixth District
AYES:	Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

9. A Resolution providing for the sale of not to exceed \$4,185,000 General Obligation Corporate Purpose Bonds (Resolution #2478).

WHEREAS, the Common Council of the City of Merrill, Lincoln County, Wisconsin (the "City") has adopted initial resolutions authorizing the issuance of general obligation bonds for the following public purposes and in the following amounts:

\$1,425,000 to finance street improvement projects;

\$160,000 to finance improvements to park and public grounds;

\$165,000 to finance acquisition of equipment for fire protection;

\$80,000 to finance airport projects;

\$255,000 to finance a building for the housing of machinery and equipment;

\$650,000 to finance community development projects in the City's Tax Incremental Districts; and

\$1,450,000 to refund obligations of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of August, 2016, that:

Section 1. Combination of Issues. The issues referred to in the preamble hereof are hereby combined into one issue of bonds designated "General Obligation Corporate Purpose Bonds" and the City shall issue bonds in an amount not to exceed \$4,185,000 for the purposes above specified.

Section 2. Sale of Bonds. The Common Council hereby authorizes and directs that the Bonds be offered for public sale. At a subsequent meeting, the Common Council shall consider such bids for the Bonds as may have been received and take action thereon.

Section 3. Notice of Bond Sale. The City Clerk be and hereby is directed to cause notice of the sale of the Bonds to be disseminated at such times and in such manner as the City Clerk may determine and to cause copies of a complete, official Notice of Bond Sale and other pertinent data to be forwarded to interested bidders as the City Clerk may determine.

Section 4. Official Statement. The City Clerk shall cause an Official Statement concerning this issue to be prepared by the City's financial advisor, Ehlers & Associates, Inc. The appropriate City officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this resolution.

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Ryan Schwartzman, Alderperson - Third District
SECONDER:	Rob Norton, Alderperson - Seventh District
AYES:	Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

10.A Resolution providing for the sale of \$2,145,000 General Obligation Promissory Notes (Resolution #2479).

WHEREAS, the City of Merrill, Lincoln County, Wisconsin (the "City") is presently in need of approximately \$2,145,000 for public purposes, including, among other capital projects, paying the costs of acquiring vehicles, equipment, constructing building improvements and refunding obligations of the City, including interest on them; and

WHEREAS, it is desirable to borrow said funds through the issuance of general obligation promissory notes pursuant to Section 67.12(12), Wis. Stats.;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of August, 2016, that:

Section 1. Sale of Notes. The City shall issue its General Obligation Promissory Notes in an approximate amount of \$2,145,000 (the "Notes") for the purposes above specified.

Section 2. Sale of Notes. The Common Council hereby authorizes and directs that the Notes be offered for public sale. At a subsequent meeting, the Common Council shall consider such bids for the Notes as may have been received and take action thereon.

Section 3. Notice of Note Sale. The City Clerk be and hereby is directed to cause notice of the sale of the Notes to be disseminated at such times and in such manner as the City Clerk may determine and to cause copies of a complete, official Notice of Note Sale and other pertinent data to be forwarded to interested bidders as the City Clerk may determine.

Section 4. Official Statement. The City Clerk shall cause an Official Statement concerning this issue to be prepared by the City's financial advisor, Ehlers & Associates, Inc. The appropriate City officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this resolution.

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Tim Meehean, Alderperson - Eighth District
SECONDER:	Rob Norton, Alderperson - Seventh District
AYES:	Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

11.A Resolution providing for the sale of \$1,080,000 Taxable Note Anticipation Notes (Resolution #2480).

WHEREAS, the City of Merrill, Lincoln County, Wisconsin (the "City") is presently in need of approximately \$1,080,000 for the public purpose of paying the cost of financing community development projects in the City's Tax Incremental Districts; and

WHEREAS, it is desirable to borrow said funds through the issuance of note anticipation notes pursuant to Section 67.12(1)(b), Wis. Stats.;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of August, 2016, that:

Section 1. Sale of Notes. The City shall issue its Taxable Note Anticipation Notes in an approximate amount of \$1,080,000 (the "Notes") for the purpose above specified.

Section 2. Sale of Notes. The Common Council hereby authorizes and directs that the Notes be offered for public sale. At a subsequent meeting, the Common Council shall consider such bids for the Notes as may have been received and take action thereon.

Section 3. Notice of Note Sale. The City Clerk be and hereby is directed to cause notice of the sale of the Notes to be disseminated at such times and in such manner as the City Clerk may determine and to cause copies of a complete, official Notice of Note Sale and other pertinent data to be forwarded to interested bidders as the City Clerk may determine.

Section 4. Official Statement. The City Clerk shall cause an Official Statement concerning this issue to be prepared by the City's financial advisor, Ehlers & Associates, Inc. The appropriate City officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this resolution.

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Ryan Schwartzman, Alderperson - Third District
SECONDER:	Mary Ball, Alderperson - Sixth District
AYES:	Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

14. Mayor's Communications

Mayor Bialecki reminded everyone that the annual Crazy Daze event will be August 11th.

Labor Day festivities are scheduled for Monday, September 5th.

The new football field and other improvements at Jay Stadium are nearing completion. School will be starting soon.

The UW Extension has conducted a City of Merrill Employment Housing Survey. A report on the survey results had been distributed prior to the meeting.

Mayor Bialecki thanked the members of the Lincoln County Fair Board for attending the meeting.

The soccer games at the MARC have been drawing big crowds.

15. Adjournment

Motion (Burgener/Ball) to adjourn. Carried. Adjourned at 8:01 P.M.