



CITY OF MERRILL

COMMON COUNCIL

MINUTES • TUESDAY OCTOBER 10, 2017

Regular Meeting

City Hall Council Chambers

7:00 PM

1. Call to Order

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

Attendee Name	Title	Status	Arrived
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: Public Works Director/City Engineer Rod Akey, Police Chief Corey Bennett, Street Superintendent Dustin Bonack, Transit Director Brad Brummond, City Attorney Tom Hayden, Fire Battalion Chief Steve Hintze, City Administrator Dave Johnson, Utility Operations Manager Gabe Steinagel, Library Director Stacy Stevens, Finance Director Kathy Unertl, Park and Recreation Director Dan Wendorf and City Clerk Bill Heideman. Building Inspector/Zoning Administrator Darin Pagel had an excused absence.

2. Silent Prayer

3. Pledge of Allegiance

4. Roll Call

5. Public Comment Period

None.

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

1. Minutes of September 12, 2017 meeting and September 27, 2017 meeting

Motion (Burgener/Ball) to approve.

RESULT: APPROVED

7. Revenue & Expense Reports(s):

1. Revenue & Expense Report for Period Ending September 30, 2017

Motion (Burgener/Meehean) to approve.

RESULT: APPROVED

8. Communications and Petitions:

None.

9. General agenda items:

1. Employee Years of Service Recognition:

 Shari P. Wicke, 20 years (Community Development/Building & Zoning)

 City Clerk Heideman read a certificate of recognition for Shari Wicke.

 Merrilee J. Du Playee, 10 years (Library)

 City Clerk Heideman read a certificate of recognition for Merrilee Du Playee.

10. Change order of agenda items:

 Mayor Bialecki requested that he be allowed to change the order of agenda items. He requested that Resolution #5 on the agenda be considered next, followed by Resolution #3 and then Resolution #4. Following consideration of Resolution #4, the order of agenda items would revert back to the order as published. Without objection, it was so ordered.

11. Health and Safety Committee:

1. Consider application from the Merrill Historical Society, 100 East Third Street, for a temporary Class "B" license to sell fermented malt beverages and wine at 100 East Third Street on Saturday, November 4, 2017, as part of a trivia contest. Alderman Schwartzman is bringing this application directly to the Common Council.

 Motion (Peterson/Russell) to approve. Alderman Schwartzman announced that he would be abstaining from the vote.

RESULT: APPROVED

12. Placing Committee Reports on File:

1. Consider placing the following committee reports on file: Airport Commission, Board of Public Works, City Plan Commission, Committee of the Whole, Festival Grounds Committee, Health and Safety Committee, Library Board, Personnel and Finance Committee, Redevelopment Authority and Water & Sewage Disposal Committee.

 Motion (Meehean/Norton) to place on file.

RESULT: PLACED ON FILE

13. Ordinances:

1. An Ordinance amending the District Zoning Map of the City of Merrill, Wisconsin for Certified Survey Map No. 2604, to rezone, from R-3 Residential to Industrial, the Weinbrenner Shoe Company parking lot at 108 S. Polk Street (Ordinance 2017-08).

City Attorney Hayden gave the ordinance a first reading.

Motion (Schwartzman/Burgener) 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:	Tim Meehean, Alderperson - Eighth District
AYES:	Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

2. An Ordinance annexing territory from the Town of Merrill on a petition for direct annexation by unanimous approval pursuant to Wis. Stat. Sec. 66.0217(2); assigning aldermanic district and establishing temporary zoning (Ordinance #2017-09).

City Attorney Hayden gave the ordinance a first reading.

Motion (Schwartzman/Russell) 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

3. An Ordinance amending the Administrative Procedure Manual to add a Personal Cell Phone and Mobile Devices Use Policy (Ordinance #2017-10).

City Attorney Hayden gave the ordinance a first reading.

Motion (Meehean/Burgener) 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:	Ryan Schwartzman, Alderperson - Third District
AYES:	Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

4. An Ordinance amending the Administrative Procedure Manual from Section 1-12 to Section 1-18 (Ordinance #2017-11).

City Attorney Hayden gave the ordinance a first reading.

Motion (Russell/Norton) 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:	Tim Meehean, Alderperson - Eighth District
SECONDER:	Ryan Schwartzman, Alderperson - Third District
AYES:	Russell, Lokemoen, Schwartzman, Peterson, Burgener, Ball, Norton, Meehean

- 5. An Ordinance amending Code of Ordinances Chapter 2, Article II, Section 2-109, to eliminate unnecessary language and adjust salaries for the elected Street Commissioner and the elected City Clerk (Ordinance #2017-12).

City Attorney Hayden gave the ordinance a first reading.

Motion (Lokemoen) to refer all ordinances related to the Street Commissioner position to the appropriate committee or the Common Council, until his questions related to Charter Ordinance 2015-C1 and the November 6th, 2016 referendum have been answered and resolved. Motion failed due to lack of a second.

Motion (Norton/Ball) 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 [5 TO 3]
MOVER:	Tim Meehean, Alderperson - Eighth District
SECONDER:	John Burgener, Alderperson - Fifth District & President
AYES:	Russell, Schwartzman, Burgener, Ball, Meehean
NAYS:	Lokemoen, Peterson, Norton

- 6. An Ordinance amending Code of Ordinances Chapter 2, Article II, Section 2-23(b)(5) to add Street Superintendent to City Officials (Ordinance #2017-13).

City Attorney Hayden gave the ordinance a first reading.

Motion (Schwartzman/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 [6 TO 2]
MOVER:	Ryan Schwartzman, Alderperson - Third District
SECONDER:	Tim Meehean, Alderperson - Eighth District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

7. An Ordinance amending Code of Ordinances Chapter 2, Article IV, Section 2-81 to change the composition and duties of the Board of Public Works (Ordinance #2017-14).

City Attorney Hayden gave the ordinance a first reading.

Motion (Meehean/Russell) 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 [6 TO 2]
MOVER:	John Burgener, Alderperson - Fifth District & President
SECONDER:	Mary Ball, Alderperson - Sixth District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

8. An Ordinance amending Code of Ordinances Chapter 2, Article II, Section 2-88(c)(5) to amend who is required to attend meetings (Ordinance #2017-15).

City Attorney Hayden gave the ordinance a first reading.

Motion (Schwartzman/Russell) 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 [6 TO 2]
MOVER:	Tim Meehean, Alderperson - Eighth District
SECONDER:	Ryan Schwartzman, Alderperson - Third District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

9. An Ordinance amending Code of Ordinances Chapter 2 Article II, Section 14-34(b), 14-35(e), 14-36(d), 14-36(e), and 14-36(f), to amend the duties of the Street Superintendent (Ordinance #2017-16).

City Attorney Hayden gave the ordinance a first reading.

Motion (Meehean/Norton) 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 [6 TO 2]
MOVER:	Ryan Schwartzman, Alderperson - Third District
SECONDER:	Rob Norton, Alderperson - Seventh District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

10. An Ordinance amending Code of Ordinances Chapter 30, Article I, Section 30-2, 30-3(b), 30-4(b), 30-6 to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-17).

City Attorney Hayden gave the ordinance a first reading.

Motion (Schwartzman/Peterson) 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 [6 TO 2]
MOVER:	John Burgener, Alderperson - Fifth District & President
SECONDER:	Tim Meehean, Alderperson - Eighth District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

11. An Ordinance amending Code of Ordinances Chapter 30, Article I, Section 30-31, 30-32(a) and 30-32(b) to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-18).

City Attorney Hayden gave the ordinance a first reading.

Motion (Meehean/Ball) 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 [6 TO 2]
MOVER:	Ryan Schwartzman, Alderperson - Third District
SECONDER:	Paul Russell, Alderperson - First District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

12. An Ordinance amending Code of Ordinances Chapter 32, Article II, Section 32-24 to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-19).

City Attorney Hayden gave the ordinance a first reading.

Motion (Russell/Norton) 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 [6 TO 2]
MOVER:	Tim Meehean, Alderperson - Eighth District
SECONDER:	Paul Russell, Alderperson - First District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

13. An Ordinance amending Code of Ordinances Chapter 32, Article III, Section 32-58(e) to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-20).

City Attorney Hayden gave the ordinance a first reading.

Motion (Meehean/Ball) 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 [6 TO 2]
MOVER:	Ryan Schwartzman, Alderperson - Third District
SECONDER:	Paul Russell, Alderperson - First District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

14. An Ordinance amending Code of Ordinances Chapter 32, Article IV, Section 32-88 to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-21).

City Attorney Hayden gave the ordinance a first reading.

Motion (Meehean/Burgener) to suspend the rules and give all the remaining ordinances second readings and third readings by title only. Carried.

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

RESULT: **APPROVED [6 TO 2]**
MOVER: John Burgener, Alderperson - Fifth District & President
SECONDER: Tim Meehean, Alderperson - Eighth District
AYES: Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS: Lokemoen, Norton

15. An Ordinance amending Code of Ordinances Chapter 32, Article IV, Section 32-89(c) and 32-89(e) to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-22).

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

RESULT: **APPROVED [6 TO 2]**
MOVER: Ryan Schwartzman, Alderperson - Third District
SECONDER: Tim Meehean, Alderperson - Eighth District
AYES: Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS: Lokemoen, Norton

16. An Ordinance amending Code of Ordinances Chapter 32, Article IV, Section 32-90 to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-23).

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

RESULT: **APPROVED [6 TO 2]**
MOVER: Ryan Schwartzman, Alderperson - Third District
SECONDER: Paul Russell, Alderperson - First District
AYES: Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS: Lokemoen, Norton

17. An Ordinance amending Code of Ordinances Chapter 30, Article I, Section 32-91 to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-24).

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

RESULT: **APPROVED [6 TO 2]**
MOVER: Tim Meehean, Alderperson - Eighth District
SECONDER: John Burgener, Alderperson - Fifth District & President
AYES: Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS: Lokemoen, Norton

18. An Ordinance amending Code of Ordinances Chapter 32, Article V, Section 32-127(8) to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-25).

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

RESULT:	APPROVED [6 TO 2]
MOVER:	Ryan Schwartzman, Alderperson - Third District
SECONDER:	Tim Meehean, Alderperson - Eighth District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

19. An Ordinance amending Code of Ordinances Chapter 36, Article II, Division I, Section 36-21 to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-26).

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

RESULT:	APPROVED [6 TO 2]
MOVER:	Ryan Schwartzman, Alderperson - Third District
SECONDER:	Paul Russell, Alderperson - First District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

20. An Ordinance amending Code of Ordinances Chapter 36, Article II, Division 3, Section 36-85(d) and 36-85(e) to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-27).

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

RESULT:	APPROVED [6 TO 2]
MOVER:	Paul Russell, Alderperson - First District
SECONDER:	Mary Ball, Alderperson - Sixth District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

21. An Ordinance amending Code of Ordinances Chapter 36, Article II, Division 6, Section 36-168 and 36-169 to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-28).

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

RESULT:	APPROVED [6 TO 2]
MOVER:	Paul Russell, Alderperson - First District
SECONDER:	Tim Meehean, Alderperson - Eighth District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

22. An Ordinance amending Code of Ordinances Chapter 105, Article V, Section 105-244(b)(2) to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-29).

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

RESULT:	APPROVED [6 TO 2]
MOVER:	Paul Russell, Alderperson - First District
SECONDER:	Rob Norton, Alderperson - Seventh District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

23. An Ordinance amending Code of Ordinances Chapter 105, Article VI, Section 105-280(b)(2) to change/eliminate references to Street or Weed Commissioner (Ordinance #2017-30).

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

RESULT:	APPROVED [6 TO 2]
MOVER:	Paul Russell, Alderperson - First District
SECONDER:	Tim Meehean, Alderperson - Eighth District
AYES:	Russell, Schwartzman, Peterson, Burgener, Ball, Meehean
NAYS:	Lokemoen, Norton

14. Resolutions:

1. A Resolution approving a Certified Survey Map on East Main, Gem and Thielman Streets, requested by the City (Resolution #2538).

WHEREAS, the City of Merrill 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 all of Lot 2 and all of Lot 3 of Certified Survey Map No. 731, recorded in Volume 3, on Page 315, as Document No. 331602, and all of Lot 2 and part of Lot 1 of Block 2 of Creger’s Addition, both filed in the Lincoln County Register of Deeds Office , located in the Southeast ¼ of the Southwest ¼ Section 7, Township 31 North, Range 6 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 October 3, 2017; 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 10th day October, 2017, that the proposed certified survey map presented by the City of Merrill and prepared by Joshua W. Prentice, Land Surveyor, involving all of Lot 2 and all of Lot 3 of Certified Survey Map No. 731, recorded in Volume 3, on Page 315, as Document No. 331602, and all of Lot 2 and part of Lot 1 of Block 2 of Creger’s Addition, both filed in the Lincoln County Register of Deeds Office , located in the Southeast ¼ of the Southwest ¼ Section 7, Township 31 North, Range 6 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 (Norton/Meehean) to approve.

RESULT: APPROVED

- 2. A Resolution approving a Certified Survey Map on Logan Avenue and Kyes Street and the Wisconsin River, requested by the City (Resolution #2539).

WHEREAS, the City of Merrill 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 all of Lot 1 of Certified Survey Map No. 2496, recorded in Volume 14, on Page 126, as Document No, 513594, filed in the Lincoln County Register of Deeds Office; located in the Southeast ¼ of the Southeast 1/4 , Section 12, and Government Lot 2, Section 13, Township 31 North, Range 6 East, and the Southwest ¼ of the Southwest ¼, Section 7 and Government Lot I, Section 18, Township 31 North, Range 7 East, all in the City of Merrill, Lincoln County, Wisconsin.

WHEREAS, the application was referred to the City Plan Commission which considered the proposed division at a meeting on October 3, 2017; 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 10th day October, 2017, that the proposed certified survey map presented by the City of Merrill and prepared by Joshua W. Prentice, Land Surveyor, involving all of Lot 1 of Certified Survey Map No. 2496, recorded in Volume 14, on Page 126, as Document No, 513594, filed in the Lincoln County Register of Deeds Office; located in the Southeast ¼ of the Southeast 1/4 , Section 12, and Government Lot 2, Section 13, Township 31 North, Range 6 East, and the Southwest ¼ of the Southwest ¼, Section 7 and Government Lot I, Section 18, Township 31 North, Range 7 East, all in the City of Merrill, Lincoln County, Wisconsin, is hereby approved.

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

Motion (Schwartzman/Russell) to approve.

RESULT:	APPROVED
----------------	-----------------

3. A Resolution awarding the sale of \$3,210,000 General Obligation Corporate Purpose Bonds, Series 2017C (Resolution #2536).

Representing Ehlers and Associates, and via a phone conference call, Brain Reilly provided information and answered questions related to the two borrowing resolutions.

Note: This resolution is being published by title only. The entire resolution and any related exhibits are available for inspection in the Clerk/Treasurer office at City Hall, 1004 East First Street.

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

4. A Resolution authorizing the issuance and sale of \$860,000 General Obligation Promissory Notes, Series 2017D (Resolution #2537).

Note: This resolution is being published by title only. The entire resolution and any related exhibits are available for inspection in the Clerk/Treasurer office at City Hall, 1004 East First Street.

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

- 5. A Resolution authorizing a development agreement by and between the City and One Way Collision/Brickner's Park City, for new auto body shop (Resolution #2535).

WHEREAS, the Common Council of the City of Merrill created Tax Increment District (TID) No. 3 on September 13, 2005 and amended the boundary and TIF Plan to include the new proposed development area; and,

WHEREAS, One Way Collision/Brickner's Park City proposes construction of a new commercial building in the 2500 block of East Main St., which is located within TID No. 3; and,

WHEREAS, the City of Merrill finds that the proposed redevelopment and the fulfillment of the items and conditions of the attached Agreement are in the vital and best interest of the City of Merrill, Redevelopment Authority and City residents and serves a public purpose in accordance with State law; and,

WHEREAS, the City and One Way Collision/Brickner's Park City have negotiated the development agreement to include an 1.8 acre site that is being purchased by the City of Merrill, and an incentive payment not to exceed \$75,000 to facilitate the construction of the new commercial building;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of October, 2017, that the Mayor and City Clerk are authorized to sign the development agreement by and between the City of Merrill and One Way Collision/Brickner's Park City [or the new entity formed by those parties] and to facilitate the implementation thereof.

Motion (Norton/Ball) to approve.

RESULT:	APPROVED
----------------	-----------------

- 6. A Resolution amending the Personnel Policies - Employee Handbook for the City of Merrill employees (Resolution #2540).

WHEREAS, the City of Merrill provides certain benefits to its employees; and,

WHEREAS, it is desirable to amend and update those policies from time-to-time; and,

WHEREAS, City Staff and the Personnel and Finance Committee, with input from City Employees, has revised the Personnel Policies - Employee Handbook; and,

WHEREAS, the Personnel and Finance Committee met on September 25, 2017 and approved the new Personnel Policies - Employee Handbook as attached;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of October, 2017, that the Personnel Policies - Employee Handbook is approved in its entirety.

Motion (Schwartzman/Peterson) to approve.

Motion (Lokemoen/Schwartzman) to add to Section 2, as follows: "All actions taken by the City Administrator/Personnel Director, under powers delegated by the employee handbook, shall be subject to review by the Personnel and Finance Committee, or by the Common Council, if requested to do so by any three members of the Common Council."

Alderman Lokemoen requested that his motion be withdrawn. Without objection, it was so ordered.

RESULT:	APPROVED
----------------	-----------------

7. A Resolution honoring Richard J. Grenfell for his long-term service to the City of Merrill (Resolution #2541).

WHEREAS, Richard J. Grenfell has served the City of Merrill Transit Department for 28 years; and,

WHEREAS, these years of service have been marked by dedication to the best interests of our community and citizens; and

WHEREAS, Richard J. Grenfell has earned the admiration and respect of his fellow employees by the admirable way in which he has carried out his duties, and has earned the appellation of "Mr. Merrill-Go-Round"; and

WHEREAS, Richard J. Grenfell's skills, experience, and outstanding sense of humor will be missed at the City of Merrill Transit Department;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of October, 2017, that the Common Council, and the people of Merrill officially acknowledge with deep appreciation the dedicated and faithful service Richard J. Grenfell has given the City of Merrill Transit Department and commends him for those 28 years of service; and

BE IT FURTHER RESOLVED, that we hereby commend the meritorious and dedicated service of Richard J. Grenfell, congratulate him upon the occasion of his retirement from the City of Merrill Transit Department, and extend our warmest wishes for his enjoyment of continued prosperity in the years that lie ahead.

Motion (Common Council/Common Council) to approve.

RESULT:	APPROVED
----------------	-----------------

8. A Resolution honoring Ronald L. Turner for his extended service and great contribution to the City of Merrill and extending condolences to his family (Resolution #2542).

WHEREAS, Ronald L. Turner passed away on August 17, 2017; and,

WHEREAS, Ronald L. Turner proudly wore Badge #169, had been employed by the City of Merrill as a Police Officer for the Police Department since March 19, 1990, and became the City of Merrill's first IT Manager on March 28, 2011; and

WHEREAS, these years of service have been marked by dedication to the best interests of our community and citizens; and

WHEREAS, Ronald L. Turner has earned the admiration and respect of his fellow employees by his cheerful and positive demeanor, and by the way in which he carried out his duties; and

WHEREAS, Ronald L. Turner's skills and experience will be missed in the City of Merrill; and

WHEREAS, the Mayor, Common Council, officials and employees of the City of Merrill were saddened by the death of Ronald L. Turner;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of October, 2017, that the Common Council and the people of Merrill officially acknowledge with deep appreciation the dedicated and faithful service Ronald L. Turner gave to the City of Merrill, commend him for those years of service, and extend our deepest condolences and sympathy to the family of Ronald L. Turner.

Motion (Common Council/Common Council) to approve.

RESULT:	APPROVED
----------------	-----------------

15. Mayor's Communications

Mayor Bialecki expressed gratitude for the dedicated work of Rich Grenfell and Ron Turner, and added that they will both be missed at City Hall.

Mayor Bialecki thanked Finance Director Unertl and her staff for their work related to the borrowing resolutions.

16. **Adjournment**

Motion (Burgener/Schwartzman) to adjourn. Carried. Adjourned at 8:39 P.M.