

**Common Council Minutes - Amended
Wednesday, May 17, 2023—7:00 p.m.**

The Common Council of the City of Neenah, Winnebago County, Wisconsin, met in regular session at 7:00 p.m., May 17, 2023, in the Council Chambers of Neenah City Hall.

Mayor Lang is the chair.

Present: Alderpersons Boyette, Erickson, Hillstrom, Lendrum, Steiner, Stevenson, S kyrms, Weber, and Borchardt. Staff present Director of Finance Rasmussen, Director of Community Development & Assessment Haese, Director of Public Works Kaiser, City Attorney Rashid, and City Clerk Nagel.

Also Present: Police Chief Olson

Mayor Lang called the meeting to order at 7:00 p.m.

- I. The Mayor/Alderpersons recorded their attendance on the RollCall-Pro System as the Clerk called the roll. Alderperson S kyrms led the Pledge of Allegiance.

Mayor Lang read the National Police Week Proclamation to be observed May 9 through May 15, 2023 in the City of Neenah.

- II. Introduction and Confirmation of Mayor's Appointment(s)
 - A. Reappoint Amy Van Straten as FVTC Representative and Jon Joch as NJSD Representative to the Joint Review Board for a one-year term to expire April 2024.
 - B. Reappoint Mike Faulks to the Joint Review Board for a three-year term to expire April 2026.
 - C. Reappoint Patricia Rickman, Carol Codner, Michael Koller, and Jennifer McMahon to the Library Board for a three-year term to expire May 2026.
 - D. Reappoint Carol Codner to the Library Board Finance & Personnel Committee for a three-year term expiring April 2026.
 - E. Appoint Peter Allen to the Board of Appeals for a two-year term to expire January 2025.
 - F. **(UC)**
 - G. Swearing in
There being no objections, the Mayoral appointments were ordered approved by unanimous consent.

- III. Approval of Council Proceedings
 - A. Approval of the Council Proceedings of May 3, 2023 regular session. **(UC)**
There being no objections, the Council Proceedings of May 3, 2023 was ordered approved as written by unanimous consent.

- IV. Public Forum
 - A. Speakers should give their name and residential address (not mailing address) and are allowed five minutes to speak on any topic.
Mayor Lang opened the Public Forum at 7:07 PM.

Tamara Hasz, 301 E. Wisconsin Avenue – Encouraged the Council to take into consideration all constituents when making decisions. Consider if the action being taken is necessary and what the impact is going to be on those affected by Council decisions.

Seeing no additional appearances, Mayor Lang closed the public forum at 7:11 PM.

- V. Mayor/Council consideration of public forum issues.
- A. Alderman Boyette thanked Ms. Hasz for stepping up to speak and can appreciate her point of view. Alderman Boyette will do what she can to do better and encourages her colleagues to do the same.
- VI. Consent Agenda
- A. Approve Temporary Class “B” Retailers License to Bergstrom Mahler Museum of Art, 165 N. Park Avenue for Art After Dark to be held on June 22, 2023, from 6:00 PM to 9:30 PM. **(PSSC)**
- B. Approve Street Use Permit for the Bergstrom Mahler Museum Art After Dark, sponsored by Bergstrom Mahler Museum, 165 N. Park Avenue, to be held on June 22, 2023, from 6:00 PM to 9:30 PM. **(PSSC)**
- C. Approve Street Use Permit for the Neenah High School Graduation Parade, sponsored by the Neenah Joint School District, 410 S. Commercial Street, to be held on May 24, 2023, from 9:00 AM to 10:00 AM. **(PSSC)**
- D. Approve Street Use Permit for the Barrel 41 HAKAS, sponsored by Barrel 41 Brewing Company, 1132 S. Commercial Street, to be held on June 2, 2023, and June 3, 2023, from 5:00 PM to 10:00 PM. **(PSSC)**
- E. Approve Street Use Permit for Race the Lake, sponsored by Dutrirun Foundation, to be held on August 20, 2023, from 7:00 AM to 10:00 AM contingent upon Dutrirun Foundation providing a valid non-profit certificate. **(PSSC)**
- F. **(UC)**
There being no objections, the Consent Agenda is approved as written by unanimous consent.
- VII. Reports of standing committees
- A. Regular Public Services and Safety Committee meeting of May 9, 2023: (Chairperson Lendrum/Vice Chairperson Hillstrom) (Minutes can be found on the City web site)
1. Committee recommends Council approve an amendment to the 2023 Capital Improvement Budget in the amount of \$543,600.00 for additional street resurfacing on Hunt Avenue (Harrison to Cecil), Fairwood Drive (W. Terminus to Harrison), Brookwood Drive (Hunt to Fairwood), and Oakridge Road (Tullar to concrete pavement). (Requires 2/3 Vote) **(RollCall-Pro) MSRCP Lendrum/Borchardt to approve as recommended by committee, all voting aye.**
- Discussion: Alderman Lendrum reminded everyone that this item requires a 2/3 vote because it is a budget amendment, and that Director Kaiser is present to answer any questions.

Director Kaiser advised the overall bids came in about a one-million-dollar under the amount that was borrowed for public infrastructure because of fluctuating construction costs. As such, staff recommended using that borrowed money to resurface some streets in need of repair. Requirements for this work were no utility work or special assessments. Six streets were identified to the criteria. Of the six streets, staff recommended four to be resurfaced leaving a small financial cushion should unanticipated problems arise. The public infrastructure funds were borrowed for earlier this year.

- B. Regular Finance and Personnel Committee meeting of May 8, 2023: (Chairperson Erickson/Vice Chairperson Skyrms) (Minutes can be found on the City web site)
 - 1. No report, meeting cancelled.
- VIII. Reports of special committees and liaisons and various special projects committees
- A. Regular Plan Commission meeting of April 25, 2023: (Council Rep Steiner) (Minutes can be found on the city web site)
 - 1. Information Only Item:
 - B. Regular Plan Commission meeting of May 9, 2023: (Council Rep Steiner) (Minutes can be found on the City web site)
 - 1. No report, meeting cancelled.
 - C. Board of Public Works meeting of May 9, 2023: (Vice Chairperson Hillstrom) (Minutes can be found on the City web site)
 - 1. Information Only Items:
 - a. The Board approved Pay Request No.1, Contract 1-23, Sanitary Sewer, Water Main and Street Construction on Burr Avenue, Chestnut Street, Dickehoff Street and Laudan Boulevard, to Don E. Parker Excavating, in the amount of \$431,668.54.
 - b. The Board approved Pay Request No.1, Contract 5-23, Street Construction, Curb & Gutter, Sidewalks and Apron Installation in Arthur Plat, Cardinal Plat, Integrity Acres, 1st Addition to Integrity Acres, and Liberty Heights Subdivisions to MCC, Inc., in the amount of \$118,891.55.
 - c. The Board approved Pay Request No.1, Contract 6-23, Sanitary and Storm Sewer, Water Main and Street Construction on Columbian Avenue to Donald Hietpas & Sons, Inc., in the amount of \$316,822.32.
 - d. The Board approved Pay Request No. 4, Arrowhead Park Phase 2B Pier to Lunda Construction Company, Black River Falls, WI in the amount of \$50,527.65 for work completed through April 30, 2023 utilizing approved budgeted 2021 CIP Carry Forward Funds.
 - 2. Council Action Items:
 - a. The Board recommends Council award Contract 7-23, Sanitary and Storm Sewer, Water Main and Street Construction on High Street and River Street, to Carl Bowers & Sons Construction Inc., in the amount of \$442,925.00. **(RollCall-Pro)**

MSRCP Hillstrom/Borchardt to approve as recommended by committee, all voting aye.

- D. Reports on neighborhood groups.
 - 1. Business Improvement District Board (BID Board) – Alderperson Skyrms
 - a. Reporting from the BID Meeting of May 16, 2023.
 - b. Baker Tilly completed the annual financial review with no concerns.
 - c. Spring Fling was well attended last weekend. All 35 flower beds were decorated and will remain so until June 10th.
 - d. New holiday decorations have arrived.
 - e. Park bench art is displayed on Main Street near the Plexus building. The benches were from the relocation of the bus stop and painted by local artist.
 - f. Downtown Farmer’s Market begins June 10th.
 - g. Downtown Summer Kickoff Concert is June 14th featuring the band Road Trip.
 - h. Maintenance District Walk-Through is June 20th.
 - i. Log Your Loops begins May 29th. Thus far there are 600 registrants, the estimate is there will be 1,000.
- E. Library Board
 - 1. Report from the Library Board – Alderperson Erickson
 - a. Reporting from May 17, 2023 Meeting.
 - b. Carpet installation is complete on the second floor. The fixtures also have a new configuration. Everyone is encouraged to stop by and look at the improvements.
 - c. Library staff has been visiting elementary schools talking to students about the Summer Reading Program.
 - d. Variety of summer programs are offered on the library’s website.
- F. Neenah Arts Council
 - 1. Report from the Neenah Arts Council – Alderperson Erickson
 - a. Reporting from the May 17, 2023 Meeting.
 - b. Many members of the Arts Council participated in the Spring Fling Flower Bed Decoration. Everyone is encouraged to check out the downtown décor.
 - c. Discussion and ideas for the upcoming summer activities.
- G. Landmarks Commission
 - 1. Report from the Landmarks Commission – Alderperson Weber
 - a. Reporting from the May 10, 2023 Meeting.
 - b. Funds were allocated along with initial discussion and planning for the Wagon Tour. More details to follow.
 - c. The remainder of the meeting was a workshop confirming the information we had was correct for the sesquicentennial historical walking event. Thanks, and much appreciation, to Jacy Parks of Doty Island Development Council for providing insights and information from their walk which has been very helpful to the Commission.

IX. Presentation of petitions

- A. Any other petition received by the City Clerk's Office after distribution of the agenda.
No petitions.

X. Council Directives

- A. Alderman S kyrms – 2017 Wisconsin Act 243 repealed section 62.23 (7) (d) 2m.a of the state code which required an extraordinary vote regarding rezoning protest petitions. As a result, municipalities such as Appleton, Oshkosh, and others have made changes to their ordinances.

Motion by S kyrms, seconded by Steiner to recommend 2017 Wisconsin Act 243 and City of Neenah Ordinance 26-27(7) be reviewed by the Community Development Director Haese and City Attorney Rashid for their recommendation on the appropriate action, if any, by the end of next month.

City Attorney Rashid advised that according to Council Rules, a Council Directive is introduced at the first meeting via motion and second, but voted upon at the second meeting, therefore no vote can be taken tonight on the above proposed Council Directive.

XI. Unfinished Business – None.

XII. New Business

- A. Arrowhead Park Development Status Report. (Ald. Hillstrom)
Nothing new to report since the last meeting.
- B. Any announcements/questions that may legally come before the Council.
None.

XIII. Adjournment

Motion by Borchardt/Steiner to adjourn, all voting aye. Meeting adjourned at 7:28 PM.

Respectfully submitted,



Charlotte Nagel, City Clerk