

**Town of Menasha Stormwater Utility Commission Regular Meeting  
Municipal Complex - Assembly Room - Monday, September 28, 2009**

**Minutes**

**1. Call to Order, Pledge of Allegiance, and Roll Call**

Pres. Tews called the Stormwater Utility Commission meeting to order at 5:30 p.m. and followed with the Pledge of Allegiance. Secretary Backman took roll call and present were Pres. Tews, Comm. Gerhart, Hanson, Ziegler, Youngquist. Staff present were Adm. Sturgell, Com. Dev. Dir. Dearborn, and Street Supt. Gallow. Excused was Fin. Dir. Piergrossi

Others Present: Reporter Mike King, Barb Knaack, Beth Schneider, Bill Schneider, Jim Pappas, Joan Barkholtz, Brent Jalonen, Lucy Tobin, Mike Tobin, Joyce Lang, Ted Lang, Nick Hewitt, Al Peil, Irene Peil, Ron Tank, Kathy Pettis, Mike Simon, and Andy Schmidt of McMahon.

**2. Awards/Presentations**

a) *Red Oak Ravine* - Administrator Sturgell showed a map of the area and gave history of the ravine which has been a problem for several years and included a 4-phase plan with the City of Appleton that has never moved forward. Adm. Sturgell pointed out the streambed and presented several pictures along the route which showed severe erosion along the banks. The volume of water and velocity of water that runs through the ravine has residents concerned, along with permanent limited easements and required special assessments by the town to put an erosion control plan in place has residents questioning what to do. Concerns from residents have accelerated in recent weeks. Staff then met with residents on September 2. The issue was raised with the DNR who will not permit storm sewer mains in a streambed. The town discussed the issue again with the City of Appleton who said they are willing to enter into an Intermunicipal Agreement with the Town in order to move forward. Next, an alternative analysis will be done.

After the presentation, the Board and staff and residents discussed alternatives to remedy the problems with the eroding banks. Several residents expressed themselves and their concerns with the amounts of water coming through the ravine. Ted Lang, 2208 Gmeiner Rd., asked why there was a large duct at the ravine's end; commented on Appleton's reasoning for installing a berm at the end of the outlet; wants to see perpendicular gabions. Joyce Lang also expressed her feelings and stated the creek couldn't tolerate all of the water so it is dumped on their property. Ron Tank, 3434 N. Bluemound Dr., has expertise in this area holding a master degree in water management, and stated there needs to be a retention pond up stream, and suggested legal assistance to help obtain property. He further stated the DNR should take the lead and have them suggest to the town their approach to resolving the issue. Brent Jalonen, 1537 Cranberry Dr., and Nick Hewitt, 2220 Gmeiner Rd., additionally commented on the amount of water rushing through the ravine. After comments, Adm. Sturgell stated he had already contacted the DNR and the answer received was they do not find solutions for the municipality, but rather the municipality retain engineers/consultants and come up with a plan to submit to the DNR. Supv. Youngquist encouraged the Commission to pursue the Intermunicipal Agreement with Appleton and work side-by-side to come up with solutions - all Commissioners seemed to agree.

**3. Minutes to Approve**

a) Stormwater Utility Commission Meeting - September 14, 2009

MOTION: Hanson/Youngquist to dispense with reading the minutes and approve as submitted. Motion carried.

**4. Minutes and Correspondence to Receive**

**5. Public forum on any matters of concern to the Town. The public may comment however, no action can be taken. Five minute time limit per person on non-repetitive matters.**

**6. Discussion Items**

**7. Unfinished Business**

**8. New Business-Resolutions/Ordinances/Policies**

- a) 090928-1:STM Ditch Enclosure - 1365 Bonnie Drive  
MOTION: Youngquist/Ziegler to approve the ditch enclosure with the property owner incurring all related expenses. Motion carried.
- b) 090928-2:STM Ditch Enclosure - 2500 Palisades Drive  
MOTION: Hanson/Gerhart to approve the ditch enclosure with the property owner incurring all related expenses. Motion carried.
- c) 090928-3:STM Ditch Enclosure - 2235 Larkspur Drive  
MOTION: Youngquist/Ziegler to approve the ditch enclosure with the property owner incurring all related expenses. Motion carried.
- d) 090928-4:STM Ditch Enclosure - 2250 Larkspur Drive  
MOTION: Gerhart/Ziegler to approve the ditch enclosure with the property owner incurring all related expenses. Motion carried.
- e) 090928-5:STM Ditch Enclosure - 2255 Larkspur Drive  
MOTION: Youngquist/Gerhart to approve the ditch enclosure with the property owner incurring all related expenses . Motion carried.
- f) 090928-6:STM Approve Change Order #1 - Cold Spring Road Storm Water Detention Pond  
MOTION: Youngquist/Ziegler to approve Change Order #1 in the amount of \$77,018.15 to Radtke Construction, Inc. The Commissioners asked various questions and discussed in detail the borings taken at the site, the elevation, and determining additional quantities which increased costs on this project. Looking back, Andy Schmidt of McMahan stated he should have taken more than four borings and explained. Questions posed were whether safety issues were looked at, other contractors considered, and some Commissioners expressed disappointment on the overruns that occurred. The grant application applied for will not be lost however, the new costs will be submitted; the grant will cover half the project's cost. Comm. Hanson asked that the Administrator have communication with McMahan about the billing of additional unexpected costs for the Town.

On roll call vote, motion carried unanimously 5-0.

- g) 090928-7:STM Expenditures  
MOTION: Youngquist/Ziegler to approve without exception in the amount of \$11,874.44. Motion carried.

**9. Reports****10. Motions by Commissioners****11. Adjourn**

At 7:02 p.m., MOTION: Ziegler/Gerhart to adjourn. Motion carried.

Respectfully submitted,

Karen Backman, Secretary

*Note: These minutes are not to be considered official until acted upon at an upcoming regular meeting, therefore, are subject to revision.*