



LEGAL SERVICES DEPARTMENT

Office of the City Attorney


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TO: Members of the Finance Committee
Members of the Utilities Committee

FROM: Christopher R. Behrens, City Attorney 

DATE: November 5, 2020

RE: Resolution regarding Appleton-Menasha Water Plant Land Agreement
Our File No. A18-0684

Staff from the City of Appleton and City of Menasha have been engaging in ongoing discussions regarding mutual land needs. In particular, Menasha is interested in connecting its existing developments by developing the vacant southern most portion of the Appleton Water Treatment Plant. Appleton has a need to construct a second raw water line to its water plant that will require easements from Menasha.

In order to move forward with developing terms for a formal agreement, Menasha needs to incur the expense of some preliminary plat work on the subject property. In consideration of this pending expense, Menasha has requested some formal assurance that Appleton will continue working in good faith with Menasha to finalize terms of a formal agreement. Once a final agreement is reached, it will be subject to approval by the Common Council.

Accordingly, in order to assure Menasha that it may move forward with preliminary platting so that a finalized agreement may be approved by Appleton and Menasha in the near future, staff recommends:

APPROVAL of the resolution authorizing City of Appleton staff to continue its work with the City of Menasha in order to finalize terms of an agreement addressing the land needs of each municipality.