



OFFICIAL NOTICE AND AGENDA

Notice is hereby given that the Common Council of the City of Wausau, Wisconsin will hold a regular or special meeting on the date, time and location shown below.

Meeting of the:	COMMON COUNCIL OF THE CITY OF WAUSAU
Date/Time:	Tuesday, April 27, 2021 at 6:30 p.m.
Location:	City Hall (407 Grant Street, Wausau WI 54403) - Council Chambers
Members:	Patrick Peckham, Michael Martens, Tom Kilian, Tom Neal, Jim Wadinski, Becky McElhaney, Lisa Rasmussen, Sarah Watson, Dawn Herbst, Lou Larson, Deb Ryan

Call to Order			
Pledge of Allegiance / Roll Call / Proclamations			
Public Comment:	Pre-registered citizens for matters appearing on the agenda and other public comment.		
Presentation:	Day of Awareness for Missing and Murdered Indigenous Women and Girls - Tricia Zunker		
File #	CMT	Consent Agenda	ACT
21-0401	COUN	Minutes of previous meeting (4/13/21)	Place on file
21-0409	CISM	Initial Resolution Setting a public hearing regarding vacating and discontinuing an unpaved alley lying west of 827 Turner Street between North 8th Street, North 9th Street and Augusta Avenue	Approved 5-0
21-0412	CISM	Resolution Approving Request for Three Drive Approaches at 517-521 Fulton Street	Approved 5-0
21-0413	CISM	Resolution Approving Amendment #1 to the contract with Kapur & Associates for the Business Campus Trail – 72nd Avenue, Packer Drive to International Drive	Approved 5-0
21-0415	CISM	Resolution Approving Agreement for the Management and Maintenance of a Stormwater facility (Eye Walk LLC – 1204 West Bridge Street)	Approved 5-0
21-0410	WWW	Resolution Approving the acquisition of 1010 Bugbee Avenue	Approved 5-0
File #	CMT	Resolutions and Ordinances	ACT
21-0403		Mayor's Appointments	
21-0411	CISM	Ordinance Creating temporary ordinance Section 12.44.070 Installation of Parklets.	Approved 5-0
21-0411	CISM	Resolution Authorizing the approval of City of Wausau Temporary Parklet Policy.	Approved 5-0
13-0309	CISM	Resolution Authorizing the addition of fees to the City of Wausau Fees and Licenses Schedule adopted pursuant to Wausau Municipal Code §3.40.010(a). (Parklets)	Approved 5-0
20-1109	FIN	Resolution Approving Modification of the 2021 Budget – General Fund and Capital Project Funds for projects in process and other obligations	Approved 5-0
20-1109	FIN	Resolution Approving budget modification for environmental testing at Riverside Park	Approved 5-0
21-0414	PH&S	Resolution Designating the Month of May, 2021, as “No Mow May” and suspending enforcement of W.M.C. §6.48.010 Mowing Required and §6.48.040 Penalty from May 1, 2021 through May 31, 2021.	Approved 4-1
Suspend the Rules - 6(B) Filing and 12(A) Referral of Resolutions (2/3 vote required)			
20-0317	COUN	Resolution Approving rules relating to meetings of governmental bodies	Pending
21-0416	FIN	Resolution Supporting continued State investment in local critical services and increased commitments to shared revenue funding	Pending
20-1109	FIN	Resolution Approving Modification of the 2021 Budget – Taste and Glow Sponsorship	Pending
Public Comment & Suggestions			
Adjournment			

Signed by Katie Rosenberg, Mayor

*Due to the COVID-19 pandemic, this meeting is being held in person and via teleconference. Members of the media and the public may attend in person, subject to the social distancing rules of maintaining at least 6 feet apart from other individuals, or by calling **1-408-418-9388**. **The Access Code is: 187 454 9595 Password: ZTzbaHwN663**

Individuals appearing in person will either be seated in the Council Chambers or an overfill room, subject to the social distancing rules. Space available will be on a first come, first served basis. All public participants' phones will be muted during the meeting. Members of the public who do not wish to appear in person may view the meeting live on the City of Wausau's YouTube Channel <http://www.tinyurl.com/WAAMedia>, live by cable TV, Channel 981, and a video is available in its entirety and can be accessed at <https://tinyurl.com/WausauCityCouncil>. Any person wishing to offer public comment who does not appear in person to do so, may e-mail leslie.kremer@ci.wausau.wi.us with "Common Council public comment" in the subject line prior to the meeting start. All public comment, either by email or in person, will be limited to items on the agenda at this time. The messages related to agenda items received prior to the start of the meeting will be provided to the Mayor.

This Notice was posted at City Hall and transmitted to the Daily Herald newsroom on 4/23/21 @ 12:30 PM. Questions regarding this agenda may be directed to the City Clerk.

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 (ADA), the City of Wausau will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs or activities. If you need assistance or reasonable accommodations in participating in this meeting or event due to a disability as defined under the ADA, please call the ADA Coordinator at (715) 261-6590 or ADAServices@ci.wausau.wi.us to discuss your accessibility needs. We ask your request be provided a minimum of 72 hours before the scheduled event or meeting. If a request is made less than 72 hours before the event the City of Wausau will make a good faith effort to accommodate your request.



PROCLAMATION
Day of Awareness for Missing and Murdered Indigenous Women and Girls
May 5, 2021

Whereas, according to a 2016 report from the National Institute of Justice 84% of American Indian and Alaska Native women have experienced violence in their lifetime, more than half of whom experienced sexual violence;

Whereas, according to the Centers for Disease Control and Prevention, homicide is the third leading cause of death among American Indian and Alaska Native women between 10 and 24 years of age and the fifth leading cause of death for American Indian and Alaska Native women between 25 and 34 years of age;

Whereas, in 2016, the National Crime Information Center reported nearly 6,000 cases of missing American Indian and Alaska Native women and girls, but the U.S. Department of Justice was tracking only about 100 cases;

Whereas, still little data exist on the number of missing American Native and Alaska Native women and girls in the United States, but there have been instances of violence towards Indigenous women and girls from the eleven Wisconsin Native American Tribes;

Whereas, some of the Wisconsin Indigenous women we know about include: Bad River Ojibwe members Angeline Whitebird-Sweet, murdered 1989, Charlene Couture, missing since 2009, Sheila St. Clair, missing since 2015; Lac du Flambeau Ojibwe members Susan Poupart, murdered 1990, LaVonne Frank, murdered 1997, Donna (LaBarge) Peterson, murdered July 2004, and Emily Anne Marie Wayman, murdered 2010; Ho-Chunk member Kozee Decorah, murdered May 2020; and Menominee member Katelynn Kelley, murdered July 2020;

Whereas, we commemorate the lives of missing and murdered American Native and Alaska Native women and girls whose cases are documented and undocumented in public records and the media; and demonstrate solidarity with the families of the victims in light of those tragedies:

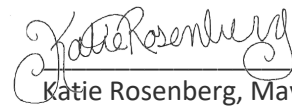
THEREFORE, I Katie Rosenberg, Mayor of the City of Wausau hereby proclaim

May 5, 2021

as

Missing and Murdered Indigenous Women and Girls Awareness Day

in the City of Wausau and call upon all Wausau citizens to commemorate the lives of missing and murdered Indigenous women and girls and call attention to the many missing and murdered Native women and girls, as well as those who have experienced violence and assault and resolve to act to prevent further victimization.


Katie Rosenberg, Mayor



PROCLAMATION

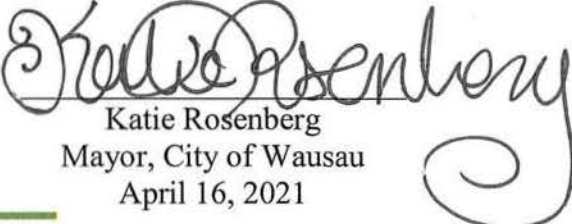
- WHEREAS,** Autism Spectrum Disorder is a complex developmental disorder that typically appears during early childhood, but often remains undiagnosed until later in life; and
- WHEREAS,** individuals with Autism Spectrum Disorder experience a wide range of symptoms, and may interact with others, communicate, self-regulate, and learn in ways that are different from other individuals, repeat certain behaviors, and be more sensitive to changes in routine than their peers; and
- WHEREAS,** according to the Centers for Disease Control and Prevention, Autism Spectrum Disorder impacts as many as one in 54 children in the United States, and an estimated one in 60 children in Wisconsin; and
- WHEREAS,** an Autism Spectrum disorder diagnosis can have far-reaching implications for a diagnosed individual and their family, and early diagnosis, research, professional training, education, and therapies are vital to ensuring that every child and adult has access to the full range of choices and opportunities available to live their most independent and fulfilling lives; and
- WHEREAS,** Autism Spectrum Disorder affects a person throughout their entire life, and their quality of life depends not only on the foundation provided in childhood, but also on ongoing support that is specific to their education, medical, social, recreational, family, and employment needs; and
- WHEREAS,** for decades, advocates in Wisconsin and nationwide have celebrated April as Autism Awareness Month, however we recognize that the choice of our words matters and that, while awareness provides education and understanding, acceptance is what is needed to inspire inclusion and system-wide changes to ensure individuals with Autism Spectrum Disorder are treated with dignity and respect and are able to participate fully in society; and
- WHEREAS,** this month, the city of Wausau joins self-advocates, family members, caregivers, medical professionals, and dedicated organizations across our state in raising awareness, celebrating the numerous ways individuals with Autism Spectrum Disorder enhance the quality of our communities and enrich our world, fostering acceptance, and working together to create a more welcoming and inclusive state for all;

NOW, THEREFORE, be it resolved that I, Katie Rosenberg, Mayor of the City of Wausau, do hereby proclaim the month of April, 2021 as

AUTISM SPECTRUM AWARENESS MONTH

in the City of Wausau, State of Wisconsin,
and I commend this observance to all citizens.




Katie Rosenberg
Mayor, City of Wausau
April 16, 2021



PROCLAMATION

WHEREAS, sexual violence against the citizens of Wisconsin continues at an unacceptable rate; each year affecting many thousands of people in Wisconsin of all genders, ages and abilities; of all racial, cultural and economic backgrounds, and of all sexual orientations; and

WHEREAS, sexual violence is encouraged by - and in turn reinforces - systems of oppression within society; compelling each of us to redouble our efforts and commitment to creating an ever more just society; and

WHEREAS, continued commitment is needed to ensure that all victims and survivors are treated with dignity and respect they deserve, and afforded the support they need to heal; and

WHEREAS, to prevent the future violation of our citizens, it is imperative that we foster greater public awareness of the causes and effects of sexual violence and commit to addressing this problem on every civic level; and

WHEREAS, Wisconsin sexual assault programs, other professionals and supporters have joined together with the Wisconsin Coalition Against Sexual Assault in order to promote the social change necessary to end sexual violence; and

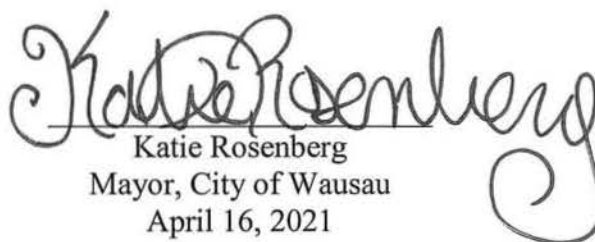
WHEREAS, The Women's Community requests public support and assistance as it works toward a society where all people can live in peace, free from violence and exploitation;

NOW, THEREFORE, be it resolved that I, Katie Rosenberg, Mayor of the City of Wausau, do hereby proclaim the month of April, 2021 as

SEXUAL ASSAULT AWARENESS MONTH

in the City of Wausau, State of Wisconsin,
and I commend this observance to all citizens.




Katie Rosenberg
Mayor, City of Wausau
April 16, 2021

PROCLAMATION

- WHEREAS:** Every year thousands of American workers are killed by workplace injuries and occupational disease; and
- WHEREAS:** Forty-eight years ago, Congress passed the Occupational Safety and Health Act (OSHA) promising every worker the right to a safe job in the United States; and
- WHEREAS:** The toll of workplace injuries, illnesses and death remains enormous; and
- WHEREAS:** Concerned Americans are determined to prevent these tragedies by: Observing Workers Memorial day on April 28, as a day to remember these victims of workplace injuries and disease; Renewing our efforts to seek stronger safety and health protections, better standards and enforcement, and fair and just compensation; Rededicating ourselves to improving safety and health in every American workplace.

***NOW, THEREFORE BE IT RESOLVED, THAT I,
KATIE ROSENBERG,***
Mayor of the City of Wausau, do hereby proclaim

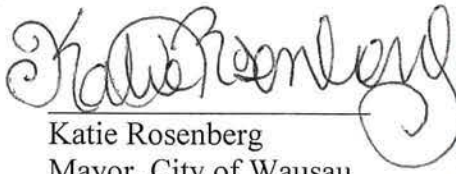
April 28, 2021

as

WORKERS MEMORIAL DAY

in recognition of workers killed, injured
and disabled on the job.




Katie Rosenberg
Mayor, City of Wausau

OFFICIAL PROCEEDINGS OF THE WAUSAU COMMON COUNCIL
held on Tuesday, April 13, 2021 at 6:30 pm in the Council Chambers at City Hall.
Mayor Katie Rosenberg presiding.

Roll Call

4/13/2021

Roll Call indicated 11 members present.

<u>District</u>	<u>Aldersperson</u>	<u>Present</u>
1	Peckham, Patrick	YES
2	Martens, Michael	YES
3	Kilian, Tom	YES
4	Neal, Tom	YES
5	Wadinski, Jim	YES
6	McElhaney, Becky	YES
7	Rasmussen, Lisa	YES
8	Watson, Sarah	YES
9	Herbst, Dawn	YES
10	Larson, Lou	YES
11	Ryan, Debra	YES

Proclamations

World Migratory Bird Day, Missing and Murdered Indigenous Women and Girls Awareness Day, Hmong Heritage Month in April (*The proclamations can be read on the city's website.*)

Public Comment for Pre-registered citizens for matters appearing on the agenda and other public comments

- 1) Bruce Grau, 1115 N 10th St, spoke in favor the rezoning of 1300 Cleveland Avenue to residential.
- 2) Terry Kilian, 133 E Thomas St, Volunteer Member of Citizens for a Clean Wausau, in favor of rezoning 1300 Cleveland Avenue back to residential.
- 3) Rita Pachal, 1310 Maple Hill Road, spoke in support of rezoning 1300 Cleveland Avenue back to residential,
- 4) Douglas Stang, 144 Rosecrans, representing 3M, spoke regarding the rezoning of 1300 Cleveland Avenue and their continued interest in the use of the northwest section of the property. He asked the Council to hold off on the rezoning until more information can be provided.
- 5) Donna Krause, 1036 S 4th Ave, spoke regarding the city's disability public transportation with complaints against certain bus drivers.
- 6) Beverly Folgert, 909 Greenhill Dr, urged the Council to renew the five year lease term with Lamar Advertising for the billboard at 3rd and Bridge Streets.
- 7) Gary Gisselman, 319 Park Ave, urged a vote in favor of the rezoning of 1300 Cleveland Avenue to residential and to remediate contamination issues.
- 8) Will Harris, 316 ½ N 3rd St, County Board Supervisor District 3, spoke in support of the rezoning of 1300 Cleveland Avenue to residential.

Presentations: WOZ on Mall Redevelopment

Chuck Ghidorzi updated that they have finished with the interior inspections for the abatement of hazardous items and the physical removal of these items will occur over the next few weeks. WPS will have the gas and electric disconnected by the end of April. The soils management plan has been approved by the WI DNR and the onsite investigations will begin on April 21st. All of the pre-demolition activities and permitting should allow for demolition to begin in mid-May, starting at the Sears end moving across the mall to the Penney's building. He stated this process will have minimal effect on the 3rd Street merchants, restaurant, the Grand Theater, and downtown events. It will be business as usual for the downtown HOM Furniture and the parking ramps. If all goes well they anticipate being pad ready sometime in August and moving forward with reconstruction of the streets and the building facades in 2021 – 2022. Dave Eckmann, President of WOZ, provided more details on the plan. The presentation can be viewed at: https://www.youtube.com/watch?v=q_8k3Y3Bdl8

Consent Agenda

4/13/2021

Motion by Neal, second by Herbst to adopt all the items on the Consent Agenda as follows:

Mayor Rosenberg pulled file # 21-0404 from the Consent Agenda to vote on separately.

Deb Ryan pointed out an error on the committee vote for file #21-0405 which should have been Approved 4-1.

21-0301 Minutes of previous meetings (3/09/21, 3/15/21, & 3/23/21)

21-0405 Resolution of the Finance Committee In opposition to the Office of Budget Management's Recommended Changes to Metropolitan and Micropolitan Statistical Area Standards

21-0406 Resolution of the Plan Commission Approving final plat for Royal Vistas.

21-0108 Resolution of the Public Health & Safety Committee Approving or Denying Various Licenses as Indicated.

Yes Votes: 11 No Votes: 0 Result: PASS

21-0404 Amendment 4/13/2021

Motion by Rasmussen, second by Neal to Amend the Resolution of the Capital Improvements & Street Maintenance Committee Approving sanitary sewer easement with Emmerich & Associates, Inc. at 2105 Grand Avenue – to correct the size from 30 feet to 20 feet.

Yes Votes: 11 No Votes: 0 Result: PASS

21-0404 4/13/2021

Motion by Rasmussen, second by Peckham to adopt the Resolution of the Capital Improvements & Street Maintenance Committee Approving sanitary sewer easement with Emmerich & Associates, Inc. at 2105 Grand Avenue, as amended on Council floor.

Yes Votes: 11 No Votes: 0 Result: PASS

21-0403 4/13/2021

Motion by Watson, second by Herbst to confirm the Mayor's Appointments.

Wausau Arts Commission – David Hummer and Linda Prehn; Wausau Water Works Commission – Jim Force; Board of Zoning Appeals – Nicholas Smith.

Yes Votes: 11 No Votes: 0 Result: PASS

06-0909 Amendment 4/13/2021

Motion by Rasmussen, second by Herbst to Amend the Resolution of the Capital Improvements & Street Maintenance Committee Approving lease with The Lamar Companies for billboard signs at Bridge Street and 3rd Street – to a two year lease.

Dave Curtin, Lamar Advertising, asked the Council to approve the lease renewal. He noted the facts remain the same as they were in 2015 when the lease was last renewed. The signs have been on the corner of Bridge & 3rd Streets for 25 years and no new billboards are allowed under the current ordinance. He stated Lamar is always improving on the signage and the company is in the process of going to LED lighting. He commented they felt their signs enhance the properties and even when sold, the new owners can collect the lease income. He pointed out the leases have a cancellation clause whereby the city or prospective buyers can cancel the lease in 60 days. He noted the lease was previously \$8,000 and Lamar is offering \$9,000 per year for five years, which is \$45,000.

Rasmussen stated when we renewed this lease in 2015 there was nothing happening in that area, but since then many new developments have happened there and being adjacent to the riverfront the area is ripe for new development. She felt they needed to balance our business sectors need for advertising with our need to prep a site for redevelopment. She suggested a compromise of a shorter term than five years because more frequent review allows us to take stock of what is happening in the area.

Yes Votes: 6 No Votes: 5 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Peckham, Patrick	YES
2	Martens, Michael	YES
3	Kilian, Tom	NO
4	Neal, Tom	YES
5	Wadinski, Jim	NO
6	McElhaney, Becky	NO
7	Rasmussen, Lisa	YES
8	Watson, Sarah	YES
9	Herbst, Dawn	YES

10	Larson, Lou	NO
11	Ryan, Debra	NO

06-0609

4/13/2021

Motion by Wadinski, second by Neal to adopt the Resolution of the Capital Improvements & Street Maintenance Committee Approving lease with The Lamar Companies for billboard signs at Bridge Street and 3rd Street, as amended on Council Floor.

Yes Votes: 10 No Votes: 1 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Peckham, Patrick	YES
2	Martens, Michael	YES
3	Kilian, Tom	YES
4	Neal, Tom	YES
5	Wadinski, Jim	YES
6	McElhaney, Becky	YES
7	Rasmussen, Lisa	YES
8	Watson, Sarah	YES
9	Herbst, Dawn	YES
10	Larson, Lou	NO
11	Ryan, Debra	YES

21-0120 Withdrawn

Resolution of the Economic Development Committee Approving the sale of 138 E. Thomas Street to Tyler Knudson Construction LLC for the construction of a single-family home on a Thomas Street Phase II remnant parcel. *Offer Withdrawn, no action.*

19-1109

4/13/2021

Motion by Watson, second by Rasmussen to adopt the Resolution of the Finance Committee Approving the 2020 budget modification and reallocate project funds.

Yes Votes: 11 No Votes: 0 Result: PASS

21-0407

4/13/2021

Motion by Neal, second by Larson to adopt the Ordinance of the Plan Commission Rezoning 1300 Cleveland Ave from MI, Medium Industrial Zoning District to MRL-12, Multi-Family Residential-12 Zoning District.

**Lengthy Council comments and discussion.*

Yes Votes: 11 No Votes: 0 Result: PASS

Suspend the Rules

4/13/2021

Motion by Neal, second by Wadinski to Suspend Rue 12(A) Referral of Resolutions.

Yes Votes: 11 No Votes: 0 Result: PASS

11-0505

4/13/2021

Motion by Wadinski, second by Watson to adopt the Resolution of the Common Council Designating May 15, 2021 as World Migratory Bird Day.

Yes Votes: 11 No Votes: 0 Result: PASS

15-0708

4/13/2021

Motion by Neal, second by Rasmussen to adopt the Resolution of the Common Council Approving infrastructure easement with Riverlife Wausau LLC – Phase I.

Yes Votes: 11 No Votes: 0 Result: PASS

02-0432

4/13/2021

Motion by Martens, second by Larson to adopt the Ordinance of the Common Council Amending Chapter 2.16 Standing Rules of the Common Council Rule 2 – Quorum Required and Rule 4 – Absence of Members.

Becky McElhaney stated this is regarding whether or not to continue meetings with WebEx, noting it was discovered that this provision expired December 31st. She indicated she would not support continuing on WebEx. When this was started in March 2020 it was the beginning of the pandemic before safer-at-home and it passed very narrowly. The intention was a very narrow focus in a shelter in place situation and/or should members being quarantined, but needing to continue city business. She commented at that time she did not believe it was going to go on and on. She indicated she has been receiving a lot of complaints from residents who feel some Council members are not engaged while on WebEx and there is a transparency issue because some people can't hear the vote or struggle with technology. Closed session meetings are also presently a problem. She stated Covid is still an issue, however, vaccinations are available and we are opening pools and events are coming back. She felt the WebEx could remain available to staff/Department Heads and the public to keep the numbers down in the Council Chambers, but Council members need to attend in person to debate and vote.

Mayor Rosenberg commented there was discussion with the League of Municipalities and many municipalities are coming back in to meetings in person, so we are on par with the rest of the state.

Yes Votes: 4 No Votes: 7 Abstain: 0 Not Voting: 0 Result: FAILS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Peckham, Patrick	NO
2	Martens, Michael	YES
3	Kilian, Tom	YES
4	Neal, Tom	YES
5	Wadinski, Jim	NO
6	McElhaney, Becky	NO
7	Rasmussen, Lisa	NO
8	Watson, Sarah	YES
9	Herbst, Dawn	NO
10	Larson, Lou	NO
11	Ryan, Debra	NO

20-1018

4/13/2021

Motion by Watson, second by Rasmussen to adopt the Resolution of the Common Council Approving settlement offer to settle claim filed with Zagster, Inc.

Lisa Rasmussen explained Zagster was the company that was contracted to provide bicycles on the Riverwalk. Some foundation funds were used to pay for half of the contract. Zagster subsequently collapsed and they offered the city a settlement of \$900 which was not accepted. Now they have come back and offered to settle for approximately 25% of our claim, or \$4,500. She indicated the Finance Committee approved accepting the settlement and the city would own the bicycles to be repurposed.

Yes Votes: 11 No Votes: 0 Result: PASS

Public Comment or Suggestions:

- 1) Donna Krause, 1036 S 4th Ave, regarding gardening flowers and plants versus food and contamination in the soil in the area.

Closed Session

4/13/2021

Motion by Watson, second by Herbst to convene into CLOSED SESSION pursuant to 19.85(1)(f) Considering financial, medical, social or personal histories of specific persons which, if discussed in public, would likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data and 19.85(1)(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to be become involved for the purpose of considering a worker's compensation settlement between the City of Wausau and an employee.

Roll Call Vote

Yes Votes: 11 No Votes: 0 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Peckham, Patrick	YES
2	Martens, Michael	YES
3	Kilian, Tom	YES
4	Neal, Tom	YES
5	Wadinski, Jim	YES
6	McElhaney, Becky	YES
7	Rasmussen, Lisa	YES

8	Watson, Sarah	YES
9	Herbst, Dawn	YES
10	Larson, Lou	YES
11	Ryan, Debra	YES

Closed Session

4/13/2021

Motion by Watson, second by Herbst to convene into CLOSED SESSION pursuant to Wis. Stat. s. 19.85(1)(g), for the purpose of conferring with legal counsel for the rendering of oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, specifically regarding the Memorandum of Understanding with the Wausau/Central Wisconsin Convention & Visitors Bureau.

Roll Call Vote

Yes Votes: 11 No Votes: 0 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Peckham, Patrick	YES
2	Martens, Michael	YES
3	Kilian, Tom	YES
4	Neal, Tom	YES
5	Wadinski, Jim	YES
6	McElhaney, Becky	YES
7	Rasmussen, Lisa	YES
8	Watson, Sarah	YES
9	Herbst, Dawn	YES
10	Larson, Lou	YES
11	Ryan, Debra	YES

Closed Session

4/13/2021

Motion by Watson, second by Herbst to convene into CLOSED SESSION pursuant to Section 19.85(1)(e) for deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session regarding the sale of city-owned property at 510 South 32nd Avenue

Roll Call Vote

Yes Votes: 11 No Votes: 0 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Peckham, Patrick	YES
2	Martens, Michael	YES
3	Kilian, Tom	YES
4	Neal, Tom	YES
5	Wadinski, Jim	YES
6	McElhaney, Becky	YES
7	Rasmussen, Lisa	YES
8	Watson, Sarah	YES
9	Herbst, Dawn	YES
10	Larson, Lou	YES
11	Ryan, Debra	YES

Reconvened into Open Session to take action.

21-0408

4/13/2021

Motion by Wadinski, second by Neal to adopt the Resolution of the Human Resources Committee Approving Workers Compensation Settlement Agreement.

Yes Votes: 11 No Votes: 0 Result: PASS

94-0828

4/13/2021

Motion by Rasmussen, second by Larson approving a Joint Resolution of the Room Tax Commission and the Finance Committee Approving Memorandum of Agreement between Wausau Convention and Visitors Bureau (CVB) and Representatives of City of Wausau and Village of Weston.

Yes Votes: 11 No Votes: 0 Result: PASS

20-1019 Amendment

4/13/2021

Motion by Rasmussen, second by Herbst to amend the Resolution of the Finance Committee Authorizing sale of city-owned property at 510 South 32nd Avenue – to accept the Offer to Purchase and direct the City Attorney to negotiate the closing costs relative to title insurance and gap endorsement.

Yes Votes: 11 No Votes: 0 Result: PASS

20-1019

4/13/2021

Motion by Rasmussen, second by Herbst to adopt the Resolution of the Finance Committee Authorizing sale of city-owned property at 510 South 32nd Avenue, as amended on Council floor. Adopted 11-0.

Yes Votes: 11 No Votes: 0 Result: PASS

Adjourn

4/13/2021

Motion by Herbst, second by Wadinski to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 8:39 pm.

Katie Rosenberg, Mayor
Leslie M. Kremer, City Clerk

INITIAL RESOLUTION OF THE CAPITAL IMPROVEMENTS AND STREET MAINTENANCE COMMITTEE

Setting a public hearing regarding vacating and discontinuing an unpaved alley lying west of 827 Turner Street between North 8th Street, North 9th Street and Augusta Avenue

Committee Action: Approved 5-0

Fiscal Impact: None

File Number: 21-0409

Date Introduced: April 27, 2021

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes ☒ No ☐	
	<i>Included in Budget:</i>	Yes ☐ No ☐	<i>Budget Source:</i>
	<i>One-time Costs:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Recurring Costs:</i>	Yes ☐ No ☐	<i>Amount:</i>
SOURCE	<i>Fee Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Grant Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes ☐ No ☐	<i>Amount</i> <i>Annual Retirement</i>
	<i>TID Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>TID Source: Increment Revenue ☐ Debt ☐ Funds on Hand ☐ Interfund Loan ☐</i>		

RESOLUTION

WHEREAS, upon the petition of Steve Kaiser, Circulator, it appears advisable that the following described portion of an unpaved alley in the City of Wausau be vacated and discontinued:

Part of Block 2, Strege's Hospital Heights Addition, being part of the Southwest ¼ of the Southeast ¼, Section 24, Township 29 North, Range 7 East, City of Wausau, Marathon County, Wisconsin, described as follows:

All of the public alley in said Block 2, lying West of the West line of Lot 8, said Block 2, extended Southerly.

WHEREAS, the Capital Improvements and Street Maintenance Committee at its April 8, 2021, meeting recommended that a hearing be held.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Wausau, that a hearing on the passage of the foregoing resolution shall be held before the Capital Improvements and Street Maintenance Committee of the City of Wausau, in the Council Chambers of City Hall, City of Wausau, Marathon County, Wisconsin, on the 10th day of June, 2021, at 5:15 p.m., on said day, and the proper City officials are hereby authorized and directed to give notice of said hearing by personal service and publication of said hearing as provided by law.

Approved:

Katie Rosenberg, Mayor

CAPITAL IMPROVEMENTS AND STREET MAINTENANCE COMMITTEE

Date of Meeting: April 8, 2021, at 5:15 p.m. in the Council Chambers of City Hall.

Members Present: Lisa Rasmussen, Tom Neal, Debra Ryan, James Wadinski; *By WebEx*: Lou Larson

Also Present: Mayor Katie Rosenberg, Eric Lindman, Allen Wesolowski, TJ Niksich, Tara Alfonso, Lori Wunsch; *By WebEx*: Cord Buckner

In compliance with Chapter 19, Wisconsin Statutes, notice of this meeting was posted and received by the *Wausau Daily Herald* in the proper manner.

CONSENT AGENDA

- A. Approve minutes of the March 11, 2021 meeting**
 - B. Action on Stormwater Maintenance Agreement for Eye Walk LLC at 1204 West Bridge Street**
 - C. Action on Preliminary Resolution to vacate and discontinue the alley lying west of 827 Turner Street between North 8th Street, North 9th Street and Augusta Avenue**
-

Ryan asked to remove Item B from the consent agenda. Neal moved to approve Items A and C. Seconded by Larson and the motion carried unanimously 5-0.

Regarding Item B, Rasmussen noted that a number of years ago Kwik Trip proposed to build on this site. Now a professional building is proposed. This item is just regarding the stormwater facility. The map shows a pond at the northeast corner of the lot and position of the building.

Niksich explained that he and the DNR have reviewed the site to ensure it meets the standards of the Municipal Code and the DNR. The majority of the site's runoff will run to the infiltration pond in the northeast corner of the property. Per City standards, the runoff is to meet the 2 year, 10 year, 25 year and 100 year runoff storms. They have to either meet existing runoff or be under. The 2 year runoff is .45" and proposed is .29". The 10 year runoff is 1.91" and proposed is 0.63". The 100 year is 6.06" versus the proposed 1.35". Therefore, they are reducing the amount of runoff from the site. The pond will receive waters from a future development. The area on the east side has a future unknown development, which could be up to 70% impervious. Right now the pond will well exceed any current development. The proposed known development is an eye care center.

Ryan noted that the neighborhood did not want a Kwik Trip on this site. With the second Kwik Trip request, she thought they were working with Annabelle Apartments to expand their parking. She asked if there would be an opportunity for that in the future. She thought the normal starting step was with Engineering and Plan Commission, but it seems no one knows about this development. She believes the neighbors will not object to this development compared to Kwik Trip, but feels the neighbors will want to be involved. She wished she had more information and is not comfortable voting for this when the neighbors have not had a chance to respond. Rasmussen explained that the only part CISM can manage is the stormwater. She assumes this was not before Plan Commission because it dovetails with the current zoning. Rasmussen said there is no reason not to finish the stormwater aspect. The use for the lot to the east will have to meet zoning requirements or they will have to request a change.

Neal moved to approve the Stormwater Maintenance Agreement for Eye Walk LLC at 1204 West Bridge Street. Seconded by Wadinski and the motion carried unanimously 5-0.

AGENDA ITEM
Action on Preliminary Resolution to vacate and discontinue the alley lying west of 827 Turner Street between North 8 th Street, North 9 th Street and Augusta Avenue
BACKGROUND
The City received a petition to vacate a majority of the alley described above, see attached map.
FISCAL IMPACT
None
STAFF RECOMMENDATION
Staff recommends approving the preliminary resolution to set a public hearing for the vacation of the alley.
Staff contact: Allen Wesolowski 715-261-6762



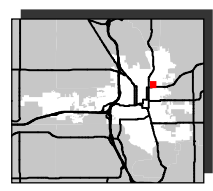
0 25 50 100 Feet
Map Date: March 29, 2021

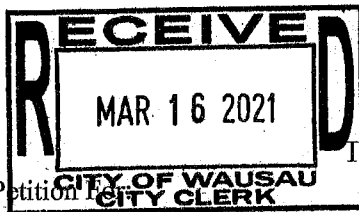
CITY OF WAUSAU

Marathon County, Wisconsin

Legend

- Existing Building
- Existing Right-of-Way
- Proposed Vacation





PETITION

TO THE MAYOR AND COMMON COUNCIL
OF THE CITY OF WAUSAU, WISCONSIN

For Office Use

3/16/21

Date Filed with City Clerk

- ☒ Alley Vacation ☐ Sanitary Sewer ☐ Storm Sewer ☐ Other as Follows: CC: Atty
☐ Blacktop Paving ☐ Street Light ☐ Watermain Engineering
☐ Curb and Gutter ☐ Street Vacation ☐ Zoning Change planner

The undersigned petitioners respectfully request that your honorable body take such action as will cause the:

unimproved alley in Block 2 Streges Hospital Heights Subdivision ex Lots 8 & 9
Wausau, WI to be vacated. Bounded by Augusta Ave, N 9th St, Turner St, N 8th St

Signature of Electors	Print Name Clearly	Print Home Address	Date of Signing
1. <u>[Signature]</u>	Steve Kaiser	2407 N 8th St	3-14-2021
2. <u>[Signature]</u>	Keele Westcott	824 Augusta Ave	3-14-2021
3. <u>[Signature]</u>	Dan Zvolenz	421 Turner St	3-14-2021
4. <u>[Signature]</u>	Sharon Schuetz	805 Turner St	3-14-2021
5. <u>[Signature]</u>	Namphot Yang	2415 N 8th St	3-14-2021
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			

AFFIDAVIT OF CIRCULATOR

STATE OF WISCONSIN

CITY OF WAUSAU Steve Kaiser being duly sworn disposes and says that he is a resident of the affected area, residing at 2407 N 8th St in the City of Wausau; that he is personally acquainted with the persons who have signed the foregoing petition; that he knows them to be residents of the affected area; that they signed the same with full knowledge of the contents thereof; that their respective residents are stated therein; that each signer signed the same on the date stated opposite his name; and that he intends to support the petition.

Filed in the Office of the City Clerk and sworn to before me this 16th day of March, 2021

[Signature]
Signature of City Clerk or designee

[Signature]
(Signature of Circulator)

2407 N 8th St
(Address of Circulator)

Alley Vacate Petition - Block 2 Streges Hospital Heights Subdivision



- 16' unimproved alley per plat | No apron exists on N 8th St nor N 9th St to access the alley
- 10 property owners adjacent to alley, all having & using driveway access other than the alley
- It appears the only improvements within the alley are overhead electrical and encroachments



Infrastructure locations estimated by field observations & imagery

- ✕✕✕ Fence — Overhead Wire □ Utility Pole ▨ Alley □ Parcel

N 8TH ST LOOKING EAST



N 9TH ST LOOKING WEST



By signing below I am indicating my support of vacation of the unimproved alley in Block 2 of Streges Hospital Heights Subdivision (bounded by N 8th St, N 9th St, Turner St, & Augusta Ave)

<u>Number</u>	<u>Dir</u>	<u>Street</u>	<u>Date</u>	<u>Last Name</u>	<u>First</u>	<u>Mid</u>	<u>Last Name</u>	<u>First</u>	<u>Mid</u>	<u>Misc</u>	<u>Description</u>	
2415	N	8TH ST		YANG	NAMPHET		VANG	PAO DOUA			STREGES HOSPITAL HEIGHTS	ADD LOT 1 BLK 2
Yes												
2407	N	8TH ST		KAISER	STEVEN	G					STREGES HOSPITAL HEIGHTS	ADD N 1/2 OF LOTS 15 & 16 BLK 2
Yes												
812		AUGUSTA AVE		WISKOWSKI	MICHAEL	A	WISKOWSKI	PENNY	R		STREGES HOSPITAL HEIGHTS	ADD LOT 14 BLK 2
816		AUGUSTA AVE		WISKOWSKI	MICHAEL	A	WISKOWSKI	PENNY	R		STREGES HOSPITAL HEIGHTS	ADD LOT 13 BLK 2
Vacant												
820		AUGUSTA AVE		WESTCOTT	KEELE	K					STREGES HOSPITAL HEIGHTS	ADD LOT 12 BLK 2
824		AUGUSTA AVE		WESTCOTT	KEELE	K					STREGES HOSPITAL HEIGHTS	ADD LOT 11 BLK 2
Yes												
805		TURNER ST		SCHULTZ	SHARON						STREGES HOSPITAL HEIGHTS	ADD LOT 2 BLK 2
Yes												
807		TURNER ST		LEWIS	JOEL	A	ENGELS-LEWIS	MELISSA	A		STREGES HOSPITAL HEIGHTS	ADD LOTS 3 & 4 BLK 2
821		TURNER ST		ZVOLENA	DANIEL	L					STREGES HOSPITAL HEIGHTS	ADD LOTS 5 & 6 EX E 5' OF LOT 6 BLK 2
Yes												
825		TURNER ST		TOWLE	KIM	M					STREGES HOSPITAL HEIGHTS	ADD LOT 7 & E 5' OF LOT 6 BLK 2
827		TURNER ST		KRUKOWSKI	JOHN						STREGES HOSPITAL HEIGHTS	ADD LOT 8 BLK 2
No												
2404	N	9TH ST		YOUNG PAPERS FAMILY TRUST			YOUNG	JOHN	E	TRUSTEE	STREGES HOSPITAL HEIGHTS	ADD LOTS 9 & 10 BLK 2

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

**RESOLUTION OF THE CAPITAL IMPROVEMENTS & STREET
MAINTENANCE COMMITTEE**

Approving Request for Three Drive Approaches at 517-521 Fulton Street

Committee Action: Approved 5-0

Fiscal Impact: None

File Number: 21-0412

Date Introduced: April 27, 2021

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes ☒ No ☐	
	<i>Included in Budget:</i>	Yes ☐ No ☐	<i>Budget Source:</i>
	<i>One-time Costs:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Recurring Costs:</i>	Yes ☐ No ☐	<i>Amount:</i>
SOURCE	<i>Fee Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Grant Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes ☐ No ☐	<i>Amount</i> <i>Annual Retirement</i>
	<i>TID Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>TID Source: Increment Revenue</i> ☐ <i>Debt</i> ☐ <i>Funds on Hand</i> ☐ <i>Interfund Loan</i> ☐		

RESOLUTION

WHEREAS, a development is proposed at 517-521 Fulton Street, which includes a request to have three driveways into the property; and

WHEREAS, in accordance with Section 12.20.040 of the Wausau Municipal Code, in order to allow additional driveways in excess of two into any one property, permission must be obtained from the Common Council; and

WHEREAS, your Capital Improvements and Street Maintenance Committee met on April 8, 2021 to review the request and recommends allowing three drive approaches for the property at 517-521 Fulton Street; now therefore

BE IT RESOLVED the Common Council of the City of Wausau does hereby approve three drive approaches for the property located at 517-521 Fulton Street.

Approved:

Katie Rosenberg, Mayor

CAPITAL IMPROVEMENTS AND STREET MAINTENANCE COMMITTEE

Date of Meeting: April 8, 2021, at 5:15 p.m. in the Council Chambers of City Hall.

Members Present: Lisa Rasmussen, Tom Neal, Debra Ryan, James Wadinski; *By WebEx*: Lou Larson

Also Present: Mayor Katie Rosenberg, Eric Lindman, Allen Wesolowski, TJ Niksich, Tara Alfonso, Lori Wunsch; *By WebEx*: Cord Buckner

In compliance with Chapter 19, Wisconsin Statutes, notice of this meeting was posted and received by the *Wausau Daily Herald* in the proper manner.

Discussion and possible action on installation of a third driveway at 517-521 Fulton Street

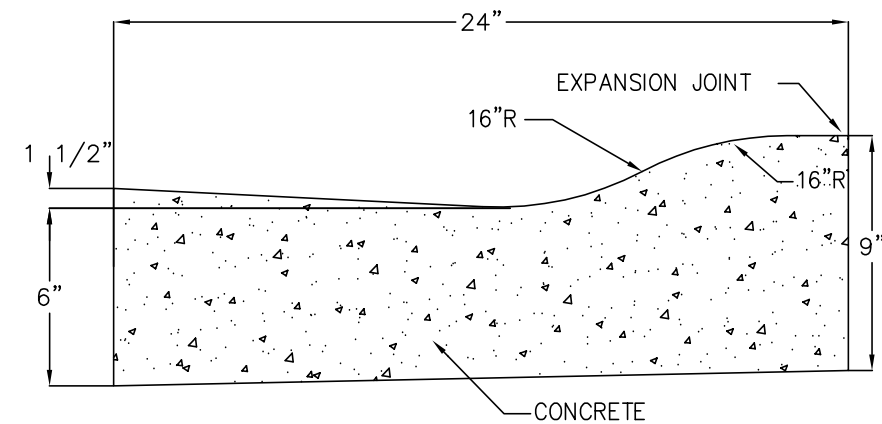
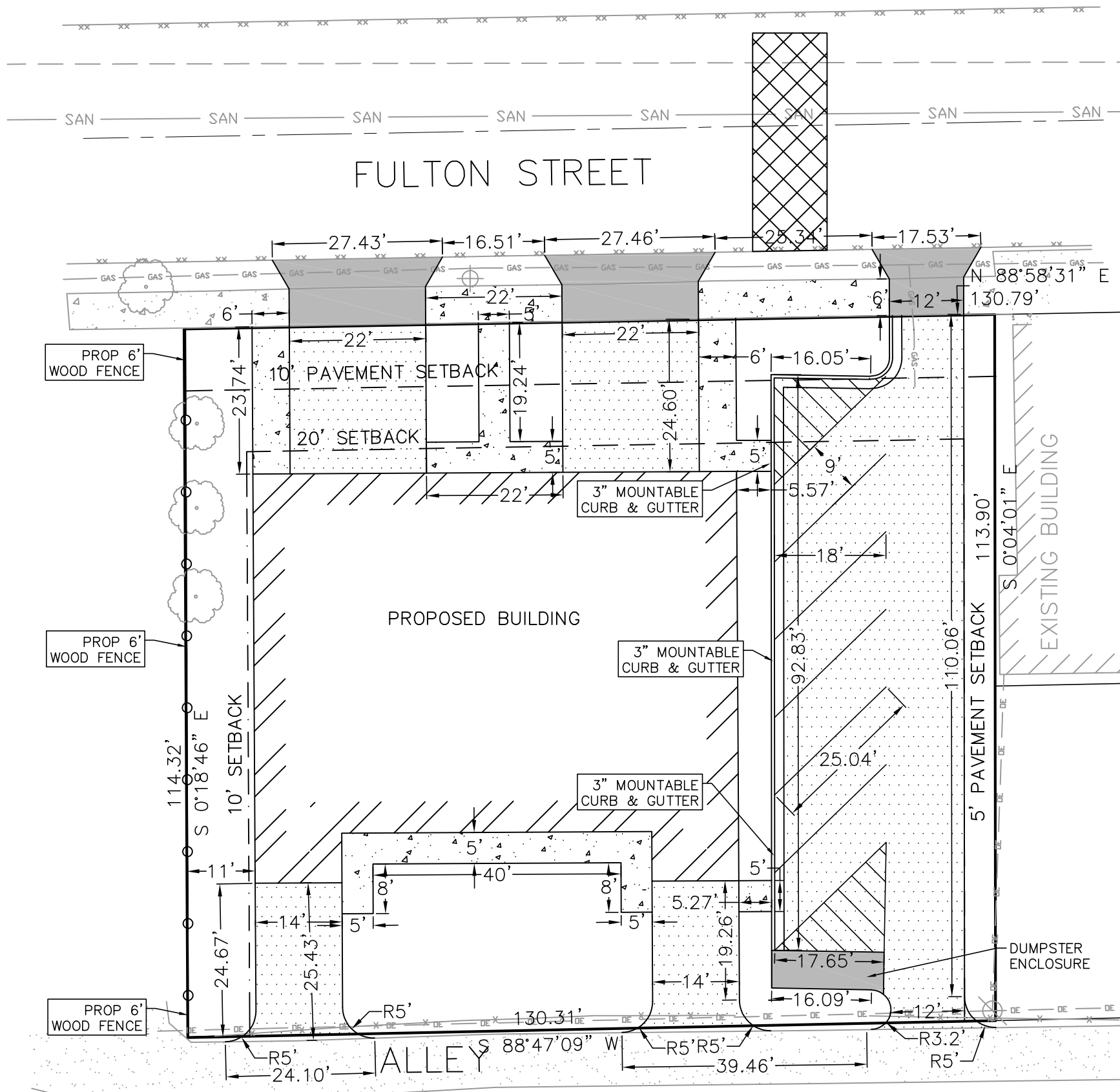
Wesolowski explained that a developer purchased the property and is looking at putting up a nine unit apartment building. They are requesting three driveways on Fulton Street. According to 12.20.040, a request for three driveways has to be approved by Council. There is adequate spacing between the driveways. Two will be used for garages and one will be access to parking on the side. This is a 25 MPH street so there are minimal traffic concerns.

Neal moved to approve the installation of three driveways at 517-521 Fulton Street. Seconded by Wadinski.

Neal is in favor but noted the business next door will lose at least two parking spaces out front. He questioned if they have been notified. Steve Stehr, SS Stehr Construction Management, stated the owner of this property is the owner of the restaurant next door as well. The goal of the parking on the side was to provide the restaurant additional parking.

There being a motion and a second, motion to approve the installation of three driveways at 517-521 Fulton Street carried unanimously 5-0.

AGENDA ITEM
Discussion and possible action on installation of a third driveway at 517-521 Fulton Street
BACKGROUND
The City received a site plan for 517-521 Fulton Street. The site has 2 addresses at this point but one lot. The county will be changing this to one address soon. Wausau Municipal Code Section 12.20.040 requires a lot with more than 2 approaches to get approval from Common Council.
FISCAL IMPACT
No cost to the City. The development will create tax revenue.
STAFF RECOMMENDATION
Staff recommends approving the three driveways. This is a low traffic volume, 25 mph street so traffic concerns are minimal.
Staff contact: Allen Wesolowski 715-261-6762



3" MOUNTABLE CURB

LEGEND

- APARTMENT BUILDING
- 4" CONCRETE SIDEWALK
- 3" ASPHALT W/6" BASE COURSE
- 6" REINFORCED CONCRETE
- REPLACE ASPHALT W/IN-PLACE ASPHALT



MARATHON TECHNICAL SERVICES LLC
CONSULTING ENGINEERS
404 FRANKLIN ST - WAUSAU, WI 54403
PHONE & FAX - (715)843-7292
WWW.MTSLLC.NET

REVISION DATE

SURVEYED: VREELAND
DESIGNED: MTS
DRAWN BY: DMV
APPROVED: NSB & MWT
PROJECT #: 2032

SITE PLAN

FULTON TOWN HOUSES
CITY OF WAUSAU, MARATHON CO.

SCALE
1" = 20'
SHEET NO.
4
OF 8 SHEETS

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

**RESOLUTION OF THE CAPITAL IMPROVEMENTS & STREET
MAINTENANCE COMMITTEE**

Approving Amendment #1 to the contract with Kapur & Associates for the Business Campus Trail – 72nd Avenue, Packer Drive to International Drive

Committee Action: Approved 5-0

Fiscal Impact: The existing contract will increase by \$13,493.33 for a total amount not to exceed \$124,242.97.

File Number: 21-0413

Date Introduced: April 27, 2021

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes ☐ No ☒	
	<i>Included in Budget:</i>	Yes ☐ No ☐	<i>Budget Source:</i>
	<i>One-time Costs:</i>	Yes ☐ No ☒	<i>Amount:</i>
	<i>Recurring Costs:</i>	Yes ☒ No ☐	<i>Amount: During design & construction billing</i>
SOURCE	<i>Fee Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Grant Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes ☐ No ☐	<i>Amount</i> <i>Annual Retirement</i>
	<i>TID Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>TID Source: Increment Revenue</i> ☐ <i>Debt</i> ☐ <i>Funds on Hand</i> ☐ <i>Interfund Loan</i> ☐		

RESOLUTION

WHEREAS, the Business Campus Trail project is a segment of multi-use trail through Wausau's Business Campus running along 72nd Avenue from Packer Drive to International Drive; and

WHEREAS, the City of Wausau, the Wisconsin Department of Transportation, and Kapur & Associates are currently in a three party agreement for the design of the multi-use trail; and

WHEREAS, at the November 12, 2020 Capital Improvements and Street Maintenance Committee meeting, an increase in the scope of work was approved which extended the trail; and

WHEREAS, due to the increase in the scope of work, the project design costs have increased as there is a need for Temporary Limited Easements, which are required for grading outside of the right-of-way to manage stormwater; and

WHEREAS, Amendment #1 to the contract with Kapur & Associates includes the completion of six right-of-way plats which are required for use in real estate acquisitions for the Temporary Limited Easements; and

WHEREAS, the Capital Improvements and Street Maintenance Committee met on April 8, 2021 to review Amendment #1 to the contract with Kapur & Associates and recommends approval; now therefore

BE IT RESOLVED by the Common Council of the City of Wausau that the appropriate City officials are hereby authorized and directed to execute attached Amendment #1 to the contract with Kapur & Associates for the work related to the Business Campus Trail on 72nd Avenue from Packer Drive to International Drive.

Approved:

Katie Rosenberg, Mayor

CAPITAL IMPROVEMENTS AND STREET MAINTENANCE COMMITTEE

Date of Meeting: April 8, 2021, at 5:15 p.m. in the Council Chambers of City Hall.

Members Present: Lisa Rasmussen, Tom Neal, Debra Ryan, James Wadinski; *By WebEx*: Lou Larson

Also Present: Mayor Katie Rosenberg, Eric Lindman, Allen Wesolowski, TJ Niksich, Tara Alfonso, Lori Wunsch; *By WebEx*: Cord Buckner

In compliance with Chapter 19, Wisconsin Statutes, notice of this meeting was posted and received by the *Wausau Daily Herald* in the proper manner.

Discussion and possible action on Amendment #1 to the contract with Kapur & Associates regarding the Business Campus Bicycle and Pedestrian Trail Project

Niksich stated that in November an update of the Business Campus Trail was provided. We are experiencing additional costs due to an increased scope. This amendment is part of that. At the November meeting it was discussed there was about a \$330,000 increase to the project, which included construction and design. This contract increase would be approximately \$13,500 to complete the plats and assessment of properties. Rasmussen added that the committee was not interested in having a disconnected approach to the flow.

Neal moved to approve Amendment #1 to the contract with Kapur & Associates. Larson seconded and the motion carried unanimously 5-0.

AGENDA ITEM

Discussion and possible action on Amendment #1 to the contract with Kapur & Associates regarding the Business Campus Bicycle and Pedestrian Trail Project

BACKGROUND

The City, WisDOT and Kapur & Associates are currently in a three party agreement for the design of a multiuse trail on 72nd Avenue from Packer Drive to International Drive. At the 11/12/2020 CISM meeting, staff gave an update on the project and described how project construction costs have increased as the project plan has progressed. As a byproduct of the refined design, the project design costs have also increased due to the need for Temporary Limited Easements (TLE). The TLEs are required for grading outside of the right-of-way to manage stormwater.

Amendment No. 1 is an increase to the design contract for Kapur to complete six Right-of-Way Plats. The plats are required for use in the real estate acquisitions for the TLEs.

FISCAL IMPACT

Existing Contract Total = \$110,749.64

Contract increase = \$13,493.33

New Contract Total = \$124,242.97

These costs do not include the actual cost of acquisition for the TLE.

STAFF RECOMMENDATION

Staff recommends approval of Contract Amendment No. 1

Staff contact: TJ Niksich 715-261-6748

Amendment No. 1

ID 6999-18-09
Business Campus Bicycle and Pedestrian Trail
Packer Drive to International Drive
City of Wausau
Marathon County

SCOPE OF SERVICES

L. PLATS

Section L of the Special Provisions shall be deleted in its entirety and replaced with the following:

- “(1) Prepare Right-of-Way Plats in accordance with the MANUAL .
- (2) The CONSULTANT shall perform up to six (6) title searches of the titles to properties or premises through which the Right of Way for the PROJECT is to be acquired.
- (3) A right of way description shall be provided for all individual parcels of land to be acquired as Right of Way for the PROJECT. An individual legal description shall be provided for each parcel, or an envelope description that does not cover more than one page of the plat. Descriptions shall be by metes and bounds in accordance with the provisions as set forth in the MANUAL, or in the case of platted property by suitable reference to the platted data. For all unplatted property the descriptions shall be referenced to and tied into the pertinent section or quarter section corners. The CONSULTANT shall submit the legal descriptions on a hard copy and on a CD/DVD or an electronic e-mail file to the DEPARTMENT.
- (4) The CONSULTANT shall prepare the descriptions in line item format using IBM compatible PC-DOS-Word Perfect software and provide a copy of this diskette to the DEPARTMENT and MUNICIPALITY.
- (5) Provide on the Right-of-Way Plat, point numbers for all new right-of-way points to be monumented and all existing right-of-way points. A CD/DVD or electronic e-mail file with point numbers in SDMS format, in ground coordinates, is to be provided to the REGION.
- (6) Be responsible for all changes to the plat sheets and legal descriptions until the Real Estate Certification is completed. Changes on the R/W plat that occur following the initial relocation order (excluding hardship or protective purchase) are to be anticipated and are part of this CONTRACT.”

M. RIGHT OF WAY ACQUISITION

Section M of the Special Provisions shall be deleted in its entirety and replaced with the following:

- “(1) The CONSULTANT shall supply the NC Region and the Municipality with full size sets of plan/profile and cross sections, including r/w plat as part of this contract, for the MUNICIPALITY’s use in real estate acquisition at the time required in the project schedule. Revised full size sheets shall be supplied as such revisions are made throughout the acquisition process.”

O. SERVICES PROVIDED BY THE MUNICIPALITY

Section O of the Special Provisions shall add the following:

- “7. Appraisal Staking.”

PROSECUTION AND PROGRESS

Section (3) shall be deleted in its entirety and replaced with the following:

- “(3) The following items of work will be completed and submitted to the MUNICIPALITY by the indicated dates.

Note: (*) Denotes New or Updated Dates

Report Title	Date
Operational Planning Meeting	July 2019
Public Involvement Plan	July 2019
*Structure Survey Reports	April 2021
*Preliminary Structure Plan	May 2021
*30% Plans and Roadbuilders Quantities	November 2020
*Environmental Document	March 2021
*60% Plans, Estimate, and Roadbuilders Quantities	May 2021
*Soils Report	March 2021
*Abbreviated Pavement Design Report	May 2021
*Exceptions to Standards Report	May 2021
*Traffic Management Plan	May 2021
*Design Study Report	May 2021
*Slope Intercepts & Preliminary Plat	March 2021
*Right-Of-Way Plat(s)	May 2021
*Right-Of-Way Descriptions	May 2021
*Utility Work Plans	June 2021

Draft Trail Plans	June 2021
Draft Structure Plans	May 2021
Final P.S. & E.	December 17, 2021
Pre-Construction Meeting	March 2022

Exhibit 3

Project ID 6999-18-09
Amendment No. 1
Business Campus Bicycle & Pedestrian Trail
Packer Drive to International Drive
City of Wausau
Marathon County

Summary of Staff Hours and Direct Labor Costs

Classification		Project Manager		Project Engineer		Engineer		Surveyor		Technician			
Average Hourly Wage		\$64.75		\$42.55		\$35.00		\$44.80		\$33.59		Total Direct Labor	
Task	Activity Code	Hours	Dollars	Hours	Dollars	Hours	Dollars	Hours	Dollars	Hours	Dollars	Hours	Dollars
PROJECT ADMINISTRATION AND COORDINATION	740	4	\$259.00	0	\$0.00	0	\$0.00	0	\$0.00	0	\$0.00	4	\$259.00
PROGRESS, COORDINATION & REVIEW MEETINGS (WITH CLIENT)		2	\$129.50	0	\$0.00	0	\$0.00	0	\$0.00	0	\$0.00	2	\$129.50
SUBCONSULTANT MANAGEMENT		2	\$129.50	0	\$0.00	0	\$0.00	0	\$0.00	0	\$0.00	2	\$129.50
RIGHT-OF-WAY PLAT (based on 6 parcels)	784	1	\$64.75	3	\$127.65	2	\$70.00	52	\$2,329.60	46	\$1,545.14	104	\$4,137.14
PLAT SHEET SETUP		0	\$0.00	0	\$0.00	0	\$0.00	2	\$89.60	4	\$134.36	6	\$223.96
DEVELOP PRELIMINARY R/W, PLAT			\$0.00	1	\$42.55	2	\$70.00	30	\$1,344.00	24	\$806.16	57	\$2,262.71
WISDOT REVIEW MEETING, INTERIM SUBMITTAL			\$0.00	1	\$42.55		\$0.00	1	\$44.80		\$0.00	2	\$87.35
REVISE RIGHT-OF-WAY (TLEs, ADJUSTMENTS)			\$0.00		\$0.00		\$0.00	4	\$179.20	8	\$268.72	12	\$447.92
PROPERTY DESCRIPTIONS			\$0.00		\$0.00		\$0.00	12	\$537.60	4	\$134.36	16	\$671.96
SCHEDULE OF INTERESTS			\$0.00		\$0.00		\$0.00	0	\$0.00	1	\$33.59	1	\$33.59
FINALIZE PLAT, RELOCATION PLAN & DESCRIPTIONS			\$0.00		\$0.00		\$0.00	1	\$44.80	4	\$134.36	5	\$179.16
PREPARE RELOCATION ORDER			\$0.00		\$0.00		\$0.00	1	\$44.80	1	\$33.59	2	\$78.39
COORDINATION W/ APPRAISERS AND/OR REAL ESTATE AGENTS		1	\$64.75	1	\$42.55		\$0.00	1	\$44.80		\$0.00	3	\$152.10
TOTAL:		5	\$323.75	3	\$127.65	2	\$70.00	52	\$2,329.60	46	\$1,545.14	108	\$4,396.14

Exhibit 4

Project ID 6999-18-09

Amendment No. 1

Business Campus Bicycle & Pedestrian Trail

Packer Drive to International Drive

City of Wausau

Marathon County

Fee Computation Summary by Engineering Task

Task	Activity Code	Direct Labor Costs	Indirect Costs	Fixed Fee/Profit	Direct Expenses	Total
PROJECT ADMINISTRATION AND COORDINATION	740	\$259.00	\$400.65	\$46.94		\$706.59
RIGHT-OF-WAY PLAT (based on 6 parcels)	784	\$4,137.14	\$6,399.74	\$749.86		\$11,286.74
TOTAL		\$4,396.14	\$6,800.39	\$796.80	\$0.00	\$11,993.33

Overhead Rate: 1.5469

Percent Profit: 7.25%

Exhibit 5
Project ID 6999-18-09
Amendment No. 1
Business Campus Bicycle & Pedestrian Trail
Packer Drive to International Drive
City of Wausau
Marathon County

Consultant Individual Direct Labor Rates

Classification: **Project Manager**

Employee Name(a)	Current Rate(b)	Percent Contribution(c)	(b*c)
8084	\$64.75	100.00%	\$64.75
TOTAL		100.00%	\$64.75

Classification: **Project Engineer**

Employee Name(a)	Current Rate(b)	Percent Contribution(c)	(b*c)
8270	\$42.55	100.00%	\$42.55
TOTAL		100.00%	\$42.55

Classification: **Staff Engineer**

Employee Name(a)	Current Rate(b)	Percent Contribution(c)	(b*c)
8433	\$35.00	100.00%	\$35.00
TOTAL		100.00%	\$35.00

Classification: **Surveyor**

Employee Name(a)	Current Rate(b)	Percent Contribution(c)	(b*c)
8112	\$44.80	100.00%	\$44.80
TOTAL		100.00%	\$44.80

Classification: **Technician**

Employee Name(a)	Current Rate(b)	Percent Contribution(c)	(b*c)
8230	\$33.59	100.00%	\$33.59
TOTAL		100.00%	\$33.59

Exhibit 5
Project ID 6999-18-09
Amendment No. 1
Business Campus Bicycle & Pedestrian Trail
Packer Drive to International Drive
City of Wausau
Marathon County
Consultant Weighted Labor Rates

Name	Classification	Current Rate	% Work at Current Rate	Weighted Average Hourly Rate(i)
Weighted Rates	Project Manager	\$64.75	100%	\$64.75
Weighted Rates	Project Engineer	\$42.55	100%	\$42.55
Weighted Rates	Engineer	\$35.00	100%	\$35.00
Weighted Rates	Surveyor	\$44.80	100%	\$44.80
Weighted Rates	Technician	\$33.59	100%	\$33.59

Contract Timeframe: June 1, 2019 to December 31, 2021

Exhibit 7

Project ID 6999-18-09
Amendment No. 1
Business Campus Bicycle & Pedestrian Trail
Packer Drive to International Drive
City of Wausau
Marathon County
Consultant Contract Total Fee Computation

Project ID	Total for Amendment No. 1	Original Contract Total	New Contract Total
Number of Staff Hours	108	940	1,048
Total Direct Labor	\$4,396.14	\$34,652.55	\$39,048.69
Total Indirect Costs	\$6,800.39	\$54,023.32	\$60,823.71
Direct Expenses	\$0.00	\$232.00	\$232.00
Subtotal of Actual Cost	\$11,196.53	\$88,907.87	\$100,104.40
Fixed Fee/Profit	\$796.80	\$6,280.77	\$7,077.57
Subtotal	\$11,993.33	\$95,188.64	\$107,181.97
Subcontract 1 - Heritage Research, LTD.	\$0.00	\$3,161.90	\$3,161.90
Subcontract 2 - Archaeological Research, Inc.	\$0.00	\$2,074.10	\$2,074.10
Subcontract 3 - Gestra Eng., Inc.	\$0.00	\$9,975.00	\$9,975.00
Subcontract 4 - EDR, Inc.	\$0.00	\$350.00	\$350.00
Subcontract 4 - Runkel Abstract & Title Co.	\$1,500.00	\$0.00	\$1,500.00
TOTAL COST	\$13,493.33	\$110,749.64	\$124,242.97

Overhead Rate 154.6900%

Profit 7.25%

RUNKEL ABSTRACT & TITLE CO.

522 Scott Street/P.O. Box 1303
Wausau, Wisconsin 54402-1303
Phone (715) 845-4646 Fax (715) 845-6072
Email Address - orders@runkel.com

Member of
AMERICAN LAND TITLE ASSOCIATION
WISCONSIN LAND TITLE ASSOCIATION

Agent for
CHICAGO TITLE INSURANCE
COMPANY

February 23, 2021

Kapur & Associates, Inc.
Attn: Kurt A. Farrenkopf, PE
7711 N. Port Washington Road
Milwaukee, WI 53217

Re: ID 6999-18-09/79 City of Wausau 72nd Avenue Trail

Dear Kurt:

We propose to provide the title searches on 6 parcels for \$250.00 per parcel, including copies. Updates as requested for \$35.00 per parcel.

Our certificate will include all entries of record in the past five years and will include the last conveyance of record if more than five years old. Also included will be all easements in the last 100 years, and all highway deeds of record in the last 100 years, all condominium declarations and recorded plats and all outstanding mortgages of record. In addition, we will provide all unsatisfied judgments in the last ten years and all open financing statements within the last five years.

Thank you for the opportunity to present this proposal.

RUNKEL ABSTRACT & TITLE CO.



Bea M. Kleinschmidt
Title Agent/Examiner

AMENDMENT NO. 1 TO THE CONTRACT
BETWEEN City of Wausau (MUNICIPALITY),
THE WISCONSIN DEPARTMENT OF TRANSPORTATION
AND Kapur & Associates, Inc. (CONSULTANT) FOR

ID 6999-18-09
Business Campus Bicycle and Pedestrian Trail
Packer Drive to International Drive
City of Wausau
Marathon County

The contract made and entered into by and between the MUNICIPALITY, DEPARTMENT and CONSULTANT, dated June 19, 2019 is hereby amended as set forth on the following pages.

The primary reason(s) for this amendment:

The primary reason for the amendment as requested by the DEPARTMENT, is to prepare a right-of-way plat for 6 parcels along the project corridor.

BASIS OF PAYMENT

The BASIS OF PAYMENT in the original CONTRACT is replaced with the following:

1. For Facilities Development process performed by CONSULTANT, ACTUAL COSTS to the CONSULTANT up to \$100104.40 (increase of \$11,196.53) plus a fixed fee of \$7,077.57 (increase of \$796.80), not to exceed \$107181.97 (increase of \$11,993.33).
2. For geotechnical fieldwork coordination, geotechnical engineering report, geotechnical borings and laboratory soil testing subcontracted to GESTRA Engineering, Inc., (DBE) the CONSULTANT'S actual cost to GESTRA Engineering, Inc. not to exceed \$9,975.00 for the units delivered based on rates in the table below. (No Change)

Item Description	Est. Qty.	Unit	Unit Price	Total
Soil Borings for Retaining Wall Borings				
ATV Mounted Drill Rig Mobilization	1	EACH	\$1,000.00	\$1,000.00
Daily ATV Rental	1	DAILY	\$500.00	\$500.00
Support truck	1	DAILY	\$200.00	\$200.00
One Man Flagger (2 days)	12	HOURLY	\$60.00	\$720.00
SPT Drilling (0-30')	25	PER FOOT	\$13.00	\$325.00
Borehole abandonment (bentonite)	25	PER FOOT	\$4.50	\$112.50
Hand Auger Borings	2	EACH	\$100.00	\$200.00
Haul off cuttings	1	DAILY	\$100.00	\$100.00
Shelby Tube Sampling	2	EACH	\$60.00	\$120.00
Marsh Probing	2	HOURLY	\$175.00	\$350.00
Laboratory Testing				
#200 wash sieve	2	EACH	\$35.00	\$70.00
Full sieve analysis	0	EACH	\$85.00	-
Moisture content	4	EACH	\$7.00	\$28.00
Unconfined compressive strength (soil)	0	EACH	\$55.00	-

Atterberg Limits	1	EACH	\$70.00	\$70.00
Consolidation		EACH	\$500.00	\$0
Engineering and Management				
Field Coordinator (Tim Winkler)	2	HOURLY	\$100.00	\$200.00
Senior Engineer (Doug Bath)	6	HOURLY	\$130.00	\$780.00
Project Engineer (Eric Jeske)	50	HOURLY	\$104.00	\$5,200.00

3. For Historical Investigations subcontracted to Heritage Research Ltd., the CONSULTANTS's actual cost to Heritage Research, Ltd. as compensation for direct labor hours and non-labor direct costs not to exceed \$3,161.90 based on rates in the tables below. (No Change)

Specific hourly rates to be paid for hours in which Heritage Research, Ltd.'s employees are directly engaged in performing the services required by this CONTRACT:

Employee Name	Classification	Hourly Rate
John Vogel	Senior Historian	\$95.73

Classifications or employees not listed above cannot be invoiced unless added to the contract through an amendment.

The following non-labor direct costs will be reimbursed based on Heritage Research, Ltd.'s actual cost:

Item Description	Unit Rate	Total Cost
Mileage (500)	\$0.58/mile	\$290.00

Non-labor direct costs not listed above cannot be invoiced unless added to the contract through an amendment.

4. For Archaeological Investigations subcontracted to Archaeological Research, Inc., the CONSULTANTS's actual cost to Archaeological Research, Inc., based on a lump sum of \$2,074.10. (No Change)
5. For Environmental Database Search subcontracted to Environmental Data Resources, Inc., the CONSULTANT'S actual cost to Environmental Data Resources, Inc. based on a lump sum of \$350.00. (No Change)
6. For Title Search Reports subcontracted to Runkel Abstract & Title Co., the CONSULTANT'S actual cost to Runkel Abstract & Title Co. as compensation for direct labor hours and non-labor direct costs not to exceed \$1,500.00 for units delivered based on rates in the table below. (New)

Item Description	Unit Type	Unit Cost Rate
Title Search	Each	\$250.00

Compensation for all SERVICES provided by the CONSULTANT under the terms of the CONTRACT shall be for an amount not to exceed \$124,242.97 (increase of \$13,493.33).

The CONSULTANT SERVICES will be completed by December 17, 2021. The completion date remains the same.

The DEPARTMENT REPRESENTATIVE is: Michael Grage, P.E., WisDOT NC Region – Rhinelander, Local Program Project Manager, 510 N. Hanson Lake Rd., Rhinelander, Wisconsin 54501-9434, michael.grage@dot.wi.gov, (715) 365-5705.

The MUNICIPALITY REPRESENTATIVE is: Thomas Niksich, P.E., Project Engineer, City of Wausau Engineering Department, 407 Grant Street, Wausau, Wisconsin, 54403, Thomas.niksich@ci.wausau.wi.us, (715) 261-6748.

The CONSULTANT REPRESENTATIVE is: Kurt Farrenkopf, P.E., Project Manager, Kapur & Associates, Inc., 7711 N. Port Washington Rd., Milwaukee, Wisconsin 53217, kfarrenkopf@kapurinc.com, (414) 751-7226.

In witness whereof, the parties hereto have caused this amendment to be executed and approved on the date signed by their authorized officers or representatives.

For the CONSULTANT

By: _____

Title: _____

Date: _____

For the DEPARTMENT

By: _____

Title: _____

Date: _____

For the MUNICIPALITY

By: _____

Title: _____

Date: _____

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

**RESOLUTION OF THE CAPITAL IMPROVEMENTS & STREET
MAINTENANCE COMMITTEE**

Approving Agreement for the Management and Maintenance of a Stormwater facility (Eye Walk LLC – 1204 West Bridge Street)

Committee Action: Approved 5-0

Fiscal Impact: None

File Number: 21-0415

Date Introduced: April 27, 2021

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes ☒ No ☐	
	<i>Included in Budget:</i>	Yes ☐ No ☐	<i>Budget Source:</i>
	<i>One-time Costs:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Recurring Costs:</i>	Yes ☐ No ☐	<i>Amount:</i>
SOURCE	<i>Fee Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Grant Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes ☐ No ☐	<i>Amount</i> <i>Annual Retirement</i>
	<i>TID Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>TID Source: Increment Revenue</i> ☐ <i>Debt</i> ☐ <i>Funds on Hand</i> ☐ <i>Interfund Loan</i> ☐		

RESOLUTION

WHEREAS, your Capital Improvements and Street Maintenance Committee met on April 8, 2021 to review the agreement and recommends approval of an Agreement for the Management and Maintenance of a Stormwater Facility for Eye Walk LLC, for stormwater facilities on their property at 1204 West Bridge Street; now therefore

BE IT RESOLVED the Common Council of the City of Wausau does hereby approve the Agreement, a copy of which is attached hereto and incorporated herein by reference, and the City Clerk is hereby instructed to have the agreement recorded in the office of the Marathon County Register of Deeds.

Approved:

Katie Rosenberg, Mayor

CAPITAL IMPROVEMENTS AND STREET MAINTENANCE COMMITTEE

Date of Meeting: April 8, 2021, at 5:15 p.m. in the Council Chambers of City Hall.

Members Present: Lisa Rasmussen, Tom Neal, Debra Ryan, James Wadinski; *By WebEx*: Lou Larson

Also Present: Mayor Katie Rosenberg, Eric Lindman, Allen Wesolowski, TJ Niksich, Tara Alfonso, Lori Wunsch; *By WebEx*: Cord Buckner

In compliance with Chapter 19, Wisconsin Statutes, notice of this meeting was posted and received by the *Wausau Daily Herald* in the proper manner.

CONSENT AGENDA

- A. Approve minutes of the March 11, 2021 meeting**
 - B. Action on Stormwater Maintenance Agreement for Eye Walk LLC at 1204 West Bridge Street**
 - C. Action on Preliminary Resolution to vacate and discontinue the alley lying west of 827 Turner Street between North 8th Street, North 9th Street and Augusta Avenue**
-

Ryan asked to remove Item B from the consent agenda. Neal moved to approve Items A and C. Seconded by Larson and the motion carried unanimously 5-0.

Regarding Item B, Rasmussen noted that a number of years ago Kwik Trip proposed to build on this site. Now a professional building is proposed. This item is just regarding the stormwater facility. The map shows a pond at the northeast corner of the lot and position of the building.

Niksich explained that he and the DNR have reviewed the site to ensure it meets the standards of the Municipal Code and the DNR. The majority of the site's runoff will run to the infiltration pond in the northeast corner of the property. Per City standards, the runoff is to meet the 2 year, 10 year, 25 year and 100 year runoff storms. They have to either meet existing runoff or be under. The 2 year runoff is .45" and proposed is .29". The 10 year runoff is 1.91" and proposed is 0.63". The 100 year is 6.06" versus the proposed 1.35". Therefore, they are reducing the amount of runoff from the site. The pond will receive waters from a future development. The area on the east side has a future unknown development, which could be up to 70% impervious. Right now the pond will well exceed any current development. The proposed known development is an eye care center.

Ryan noted that the neighborhood did not want a Kwik Trip on this site. With the second Kwik Trip request, she thought they were working with Annabelle Apartments to expand their parking. She asked if there would be an opportunity for that in the future. She thought the normal starting step was with Engineering and Plan Commission, but it seems no one knows about this development. She believes the neighbors will not object to this development compared to Kwik Trip, but feels the neighbors will want to be involved. She wished she had more information and is not comfortable voting for this when the neighbors have not had a chance to respond. Rasmussen explained that the only part CISM can manage is the stormwater. She assumes this was not before Plan Commission because it dovetails with the current zoning. Rasmussen said there is no reason not to finish the stormwater aspect. The use for the lot to the east will have to meet zoning requirements or they will have to request a change.

Neal moved to approve the Stormwater Maintenance Agreement for Eye Walk LLC at 1204 West Bridge Street. Seconded by Wadinski and the motion carried unanimously 5-0.

AGENDA ITEM
Action on Stormwater Maintenance Agreement for Eye Walk LLC at 1204 West Bridge Street
BACKGROUND
Eyewalk, LLC is proposing to build an eye care center located at 1204 W. Bridge Street. The proposed development will consist of the building, parking lot, landscaping and stormwater facilities. The parking lot, building and associated facilities will total approximately 2.6 acres. To ensure properly functioning post-stormwater facilities year after year, the City requires the owner to sign a maintenance agreement, making the owner inspect and maintain the facilities on a biennial basis. The attached maintenance agreement is attached for your review.
FISCAL IMPACT
None
STAFF RECOMMENDATION
Staff recommends approval of the stormwater maintenance agreement.
Staff contact: TJ Niksich 715-261-6748

AGREEMENT

Document No.

Document Title

**AGREEMENT FOR THE MANAGEMENT AND
MAINTENANCE OF A STORMWATER FACILITY**

THIS AGREEMENT made this 26th day of February, 2021, by and between the City of Wausau, a municipal corporation of the State of Wisconsin, hereinafter referred to as "CITY", and

Eyewalk, LLC

a corporation organized under the laws of the State of Wisconsin, hereinafter referred to as "OWNER";

WITNESSETH:

WHEREAS, CITY has an interest in and an obligation for the development, management, and maintenance of stormwater facilities within the corporate limits of the City of Wausau, which interest and obligation is evidenced in CITY's stormwater management ordinance and in this agreement which is being entered into pursuant to that ordinance; and

WHEREAS, OWNER wishes to construct certain buildings on land in the City of Wausau, and as an inducement for CITY to grant to OWNER a permit to construct these improvements, OWNER wishes to enter into this agreement for the management and maintenance of a stormwater facility; and

Recording Area

Name and Return Address

City of Wausau Engineering Dept.
407 Grant Street
Wausau, WI 54403

PIN:

WHEREAS, the specific provision of the Wausau Municipal Code which provides for stormwater management is Chapter 15.56 of the Wausau Municipal Code, which code provides for the routine and extraordinary post construction maintenance of a stormwater management facility, and such a facility is being herein installed for the use and benefit of the development of OWNER's property, and this agreement will specifically provide for the management and maintenance of that stormwater facility.

NOW, THEREFORE, the parties hereto agree as follows:

1. That attached hereto, and incorporated herein by reference, is "Exhibit A," a map upon which there is located certain improvements and storm water facilities, which are the subject of this agreement.
2. OWNER specifically agrees to maintain the storm water facilities in accordance with the schedules and procedures set forth in "Exhibit B" attached hereto and incorporated herein by reference.
3. OWNER specifically grants CITY access to, from and across the property encompassed in "Exhibit A" in order to evaluate and inspect the pond and, in addition to the detention pond, any other stormwater facilities, which evaluation and inspection will, from time to time, be necessary in order to ascertain that the practices concerning management and maintenance are being followed pursuant to CITY's stormwater management ordinances; CITY shall maintain, as a public record, the results of all site inspections, and shall recommend any corrective actions required to bring the stormwater management practices into proper operating condition.
4. Upon notification to OWNER that maintenance deficiencies exist on property, any corrective actions shall be undertaken by OWNER within a time frame as set forth by CITY, which time frame will be reasonable; should OWNER not satisfactorily complete any directives of CITY, as identified in any inspection report or directive, within the time frame provided by CITY, then the parties agree that CITY shall complete any corrective actions and the cost of those actions, including any administrative charges, shall be paid in full by OWNER or, in lieu thereof, shall be placed as a special assessment on the tax rolls of all of the property described on "Exhibit A" pursuant to Wisconsin Statutes.

5. This agreement is being entered into pursuant to the provisions of Chapter 15.56 of the city ordinances of the City of Wausau, and the parties agree that OWNER will be bound by these provisions or any future amendments to these provisions or any separate provisions relating to stormwater management.
6. These covenants, agreements, and obligations provided for in this agreement shall travel with the land and be binding upon OWNER, its successors and assigns in perpetuity.

OWNER:

By: *Gregory L. Leischer*
Gregory L. Leischer

By: _____

CITY OF WAUSAU:

By: _____

Katie Rosenberg, Mayor

By: _____

Leslie Kremer, Clerk

STATE OF WISCONSIN)
) ss.
COUNTY OF MARATHON)

Personally came before me this 26th day of February, 2021, the above-named Gregory L. Leischer
and n/a of Stewart LLC, to me known to be
the person(s) who executed the foregoing instrument and acknowledged the same.

Mark A. Tuskowski
Mark A. Tuskowski
Notary Public, Wisconsin
My commission: 4/22/2021

STATE OF WISCONSIN)
) ss.
COUNTY OF MARATHON)

Personally came before me this _____ day of _____, 20__, the above-named Katie Rosenberg, Mayor,
and Leslie Kremer, Clerk of the City of Wausau, to me known to be the persons who executed the foregoing instrument
and acknowledged the same.

Notary Public, Wisconsin
My commission: _____

KEYED NOTES

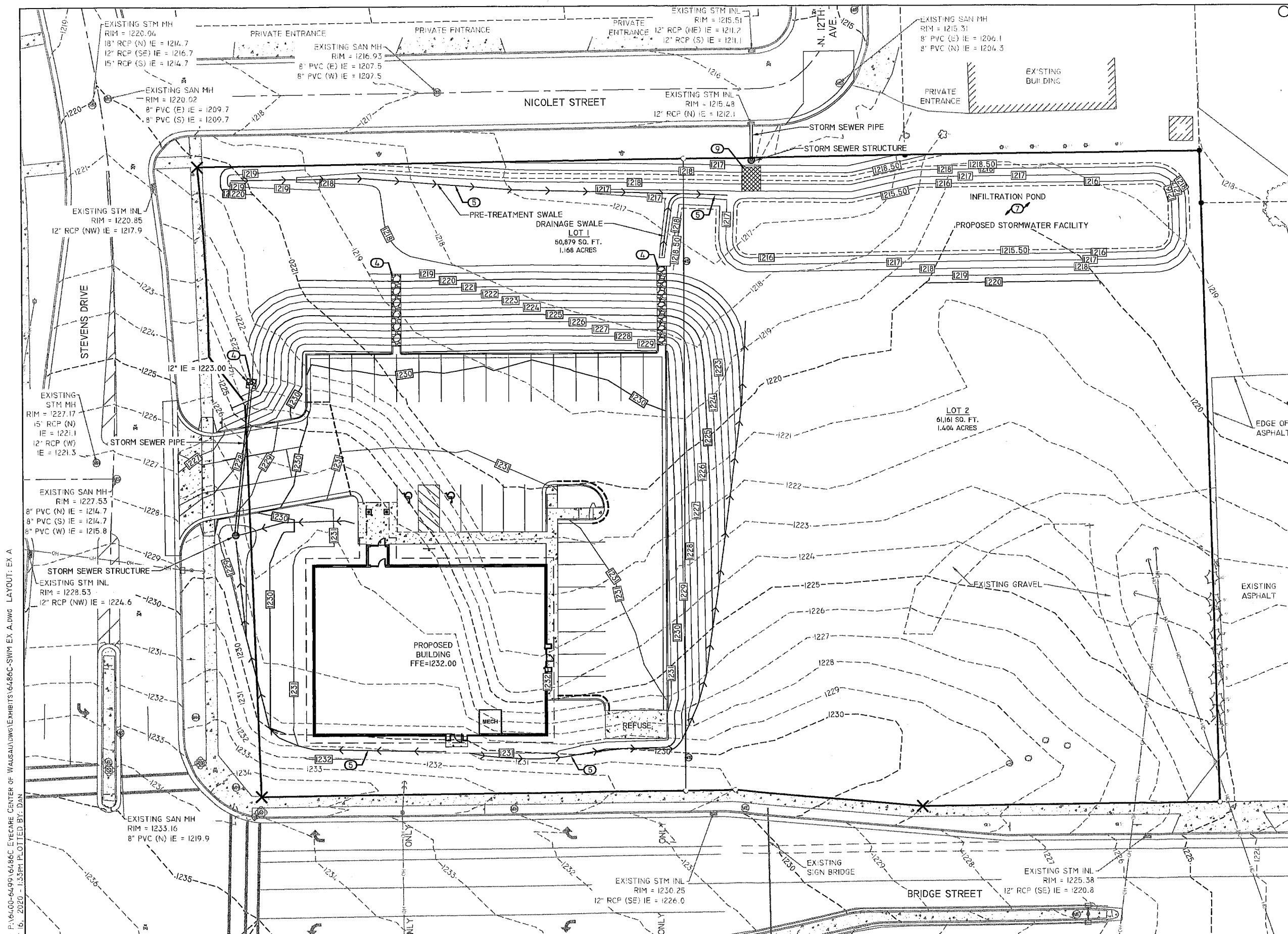
*PERMANENT STORMWATER BMP'S.

4. INSTALL LIGHT RIPRAP ON TYPE R GEOTEXTILE FABRIC. SEE DETAIL D/C810.

5. CONSTRUCT VEGETATED SWALE. SEE DETAIL F/C810.

7. INFILTRATION POND. SEE DETAIL A/C811.
TOP = 1218.50
BOTTOM = 1215.50
5' WEIR = 1217.50

9. CONSTRUCT OVERFLOW WEIR WITH PERMANENT TURF MAT. SEE DETAIL C/C811.

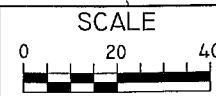


REI Engineering, INC.
4080 N. 20TH AVENUE
WAUSAU, WISCONSIN 54401
PHONE: 715.675.9784 FAX: 715.675.4060
EMAIL: MAIL@REIENGINEERING.COM



REI

CIVIL & ENVIRONMENTAL
ENGINEERING, SURVEYING



DATE	REVISION	BY	CHK'D

DESIGNED BY: DDD	CHECKED BY: JJB
SURVEYED BY: JLR	APPROVED BY: JJB
DRAWN BY: NAP	DATE: 10/14/2020

EXHIBIT A: GRADING & DRAINAGE
EYECARE CENTER OF WAUSAU
1204 W. BRIDGE STREET
WAUSAU, WI

REI
REI No. 6486C
SHEET EX A

EXHIBIT A

See Grading & Drainage Exhibit

EXHIBIT B

STORM WATER FACILITIES MANAGEMENT MAINTENANCE SCHEDULE & PROCEDURES FOR EYECARE CENTER OF WAUSAU 1204 W. Bridge Street City of Wausau, Marathon County, WI

PROPERTY LEGAL DESCRIPTION:

Part of Lot 1 of Certified Survey Map number 11506, recorded in Volume 48 of Certified Survey Maps on page 188 as document number 1216347 in the Marathon County Register of Deeds office, being part of the Northeast 1/4 of the Northeast 1/4 of Section 27, and part of the Northwest 1/4 of the Northwest 1/4 of Section 26, Township 29 North, Range 7 East, City of Wausau, Marathon County, Wisconsin.

RESPONSIBLE PARTY:

The Owner, Eyecare Center of Wausau, their successors, and assigns, shall inspect and maintain the following structural and/or non-structural measures.

MAINTENANCE SCHEDULE AND PROCEDURES:

Maintenance inspections by the Owner shall take place at a minimum of twice per year, following Owner's acceptance of the Project from the Site Contractor. Owner shall maintain a written inspection and maintenance log.

Maintenance and inspection shall be performed within the vegetated swales, infiltration pond on-site storm sewer and riprap.

1. DEBRIS: Removal of trash, debris, and noxious weeds should be done on a regular basis to maintain aesthetics and functionality of the vegetated swales, infiltration pond, and on-site storm sewer and riprap.
2. RIPRAP: Inspect riprap and replace as may be needed to maintain integrity and a clean appearance of riprap.
3. MOWING: Mow the greenspace areas to promote aesthetics and control weed growth.
4. VEGETATED SWALES: Maintain free-drainage within the pre-treatment and drainage swales on the site.
5. INFILTRATION POND: Following rainfall events, verify the ability for the infiltration pond to drain. If standing surface water is regularly present within the facility following 72 hours of dry weather, the bottom soils may need to be loosened or replaced to restore the infiltration rate. Re-seeding of the native

seeding may be needed following restoration. The infiltration pond should be inspected for any erosion and repaired as needed.

6. STORM SEWER: Remove accumulated sediment and/or debris from the sump portion of the storm structures at a minimum of once per year.
7. SNOW PLOWING: Do not plow snow into the infiltration pond as this will cause premature failure of the devices.

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

RESOLUTION OF THE WAUSAU WATER WORKS COMMISSION

Approving the acquisition of 1010 Bugbee Avenue

Committee Action: Approved 5-0

Fiscal Impact: \$125,000.00

File Number: 21-0410

Date Introduced: April 27, 2021

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes ☐	No ☐	
	<i>Included in Budget:</i>	Yes ☐	No ☐	<i>Budget Source:</i>
	<i>One-time Costs:</i>	Yes ☐	No ☐	<i>Amount:</i>
	<i>Recurring Costs:</i>	Yes ☐	No ☐	<i>Amount:</i>
SOURCE	<i>Fee Financed:</i>	Yes ☒	No ☐	<i>Amount:</i>
	<i>Grant Financed:</i>	Yes ☐	No ☐	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes ☐	No ☐	<i>Amount</i> <i>Annual Retirement</i>
	<i>TID Financed:</i>	Yes ☐	No ☐	<i>Amount:</i>
	<i>TID Source: Increment Revenue</i> ☐ <i>Debt</i> ☐ <i>Funds on Hand</i> ☐ <i>Interfund Loan</i> ☐			

RESOLUTION

WHEREAS, the Wausau Water Works Commission received a Vacant Land Offer to Purchase the property at 1010 Bugbee Avenue, Wausau, dated March 18, 2021, from the agent of the Seller, Mathy Construction Company, and a Counter-Offer No. 1 by the agent of Seller, on April 14, 2021, with a binding acceptance date of April 23, 2021 and a closing date of May 18, 2021, allowing the City to dig 3-4 test holes for visual inspection; and

WHEREAS, the property, which is vacant land, is east of the Drinking Water Treatment Facility and the City would utilize this property for purposes of constructing a solar array to generate power to be used at the Drinking Water Treatment Facility; and

WHEREAS, staff has completed the Phase 1 Environmental Assessment survey which showed there is no history of environmental issues at this address and no further investigation is needed; and

WHEREAS, staff has completed digging test pits to verify soil types for foundations and is satisfied with the type of soil and finds it acceptable for the City's planned use; and

WHEREAS, the Wausau Water Works Commission, at their meeting of March 2, 2021, discussed the acquisition and recommended approval for an offer price of \$125,000.00, all contingencies having been satisfied.

NOW THEREFORE, BE IT RESOLVED the Common Council of the City of Wausau authorizes and directs staff to execute documents or reports necessary to administer the acquisition of the property located at 1010 Bugbee Avenue, for the purpose herein described, in accordance with the accepted offer.

Approved:

Katie Rosenberg, Mayor

Minutes of March 2, 2021

A meeting of the Wausau Water Works Commission was called to order at 1:35 p.m. in City Hall on Tuesday, March 2, 2021. In compliance with Wisconsin Statutes, this meeting was posted and receipted for by the Wausau Daily Herald on February 25, 2021.

Members Present: President Rosenberg, Commissioners Robinson-via Webex, Herbst, Force, Gehin.
Others Present: Eric Lindman, Dave Erickson, Scott Boers, Valerie Swanborg, MaryAnne Groat, Steve Opatik/Becher Hoppe, Ryan Yentz/Strand & Associates, Andrew Craven/Strand & Associates, Patrick Peckham/Alderman

6) Discussion and Possible Action on the Purchase of 1010 Bugbee Ave for the Purpose of Constructing a Solar Array.

Lindman advised that the purchase agreement had a couple of edits. The environmental phase assessment came back clear with no further action, so that contingency has been met. We would like to get out there and test that soil to make sure it's compatible with what we want to do. That would be the last contingency that we have with Mathy Construction. The cost of the property would be \$125,000. Once we get through the last contingency, we'd like to set up the purchase of that property.

Robinson posed a question relative to Phase I as there was no interview done with previous ownership which would be the standard protocol of phase I. They referenced the berms. Were those berms created from the movement of soil on the property or associated with fill? Boers responded that the berms remaining on site was top soil moved off site for sand recovery underneath. Robinson asked if you're comfortable that all material on site is from this site historically. Boers confirmed that we believe the berms are material from the site historically. We have a staff member who worked for the previous owner and that is his thought as well, the material was topsoil that was moved for excavation of sand underneath.

Force asked if we do not pursue the solar array, what we will do with the property. Lindman advised we would retain it or we could sell it. The utility would manage it however they want to manage that. Force asked if that is on tax roll. Lindman advised it is. Water dept. pays a pilot determined by the PSC on annual basis to city, based on the property it owns.

Motion by Robinson to approve the purchase, Seconded by Gehin.

Alderman Peckham asked if the additional property was needed to build an array of a certain size or why are we buying it. What is it going to allow the utility to do? Lindman responded that we've hired Clark Dietz to review the property we own to the north. The space we need is on the very north side of that property. We had a lot of additional construction costs to get the conductor's and additional equipment back to the treatment facility. While we were doing that, Mathy Construction approached us as they were getting ready to put this property up on market. We had Clark Dietz do an analysis to see what we could do. This is much closer to the treatment facility as far as conductor's and bringing the power to

the facility. This is also a property that I think will help with the well protection plan as well. This is a 7 acre piece of property and we may need a little bit more property to the north to get it to the size we want. We will look at the varying sizes to provide enough power for the treatment facility once it's up and running. We are planning to bring Clark Dietz back to look at alternatives, paybacks, size and space. If we're looking at a 40% power generation or 60% or 90% of what the plant is using to offset power usage.

Motion passed 5-0

CONFIRMATION OF MAYOR'S APPOINTMENTS

to Boards, Commissions and Committees: *Board of Review*

File Number: 21-0403

Date Introduced: April 27, 2021

Board of Review

Nan Giese (2) *Reappointment	3236 N 8th St	Term Exp 4/30/26	715-571-6551608-852-
Monty Raskin (3) *Reappointment	PO Box 382	Term Exp 4/30/26	715-675-0337
Carmen Siegel (2) *Reappointment	402 Eau Claire Blvd	Term Exp 4/30/26	715-298-0561

(N) Individual is filling the unexpired term of a former member

(1) Individual is in their own 1st full term

(#) Designates the term number appointed to

Approved:

Katie Rosenberg, Mayor



MEMORANDUM

DATE: April 13, 2021

TO: Leslie Kremer, Mary Goede

FROM: Mayor Katie Rosenberg

RE: Re-appointments to Board of Review

Please prepare the necessary paperwork to have the following appointment made at the Council Meeting on **Tuesday, 4/27/21**. Thank you.

BOARD OF REVIEW

RE-APPOINTMENTS

Nan Giese (Term Expires 4/30/26)
3236 N. 8th Street
Wausau, WI 54403
608-852-5926

Monty Raskin (Term expires 4/30/26)
P O Box 382,
Wausau, WI 54402
715-675-0337

Carmen Siegel (Term expires 4/30/26)
402 Eau Claire Blvd
Wausau, WI 54403
715-298-0561

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

**ORDINANCE OF CAPITAL IMPROVEMENTS & STREET
MAINTENANCE COMMITTEE**

Creating temporary ordinance Section 12.44.070 Installation of Parklets.

Committee Action: Approved 5-0

Ordinance Number:

Fiscal Impact:

File Number: 21-0411

Date Introduced: April 27, 2021

The Common Council of the City of Wausau do ordain as follows:

Add (☐)

Delete (☐)

Section 1. That Section 12.44.070 Installation of parklets is hereby created to read as follows:

12.44.070 Installation of parklets. (a) Purpose and intent. The Common Council recognizes that the COVID-19 coronavirus pandemic continues to negatively impact its citizens and local businesses and the need to maximize social distancing between individuals during the COVID-19 pandemic and recovery period remains significant. It further recognizes that restaurants within the City may have particular difficulty providing recommended social distancing while still being able to operate profitably especially given the large amounts of space typically reserved within restaurant establishments for food preparation areas, the need to maintain diner waiting areas, and to permit the operation of serving stations. The Common Council seeks to support the safe operation of its local restaurants by increasing options for outdoor dining that enable them to adhere to physical distancing requirements and recommendations. To that end, recognizing, the need to balance the availability of public parking spaces for patrons of other retail businesses with the provision of addition, flexible, outdoor dining areas, the City has determined to temporarily allow the expansion of restaurant service areas through the installation of Parklets into a certain, limited amount of public parking spaces during the relatively short window of mild Central Wisconsin weather in accordance with the provisions of this ordinance and the City's Temporary Parklet Policy. The City recognizes that because of the need to balance these competing needs, approval of Parklets will necessarily need to be limited to not more than two (2) per block.

(b) Definitions.

(1) "Block" means the distance along a street lying between center lines of two consecutive intersections and includes both sides of the street. "Block face" means one side of the street on a block.

(2) “Full-service restaurant” means a restaurant that as of March 31, 2021, is engaged in the business of providing food and beverage services to patrons who order and are served while seated and pay after eating.

(3) “Limited-service restaurant” means an establishment where food and beverages may be consumed on the premises, taken out, or delivered. Limited service restaurants include cafes, cafeterias, coffee shops, delicatessens, fast-food restaurants, sandwich shops, limited-service pizza parlors, self-service restaurants, ice cream and frozen yogurt shops, and snack bars or bakeries with indoor or outdoor seating for customers.

(4) “Parklet” means a platform that is located in the parking lane of a street, is at the same level as the abutting sidewalk, and is intended to provide additional space and amenities for the adjacent full-service restaurant and its patrons.

(5) “Restaurant” means an establishment requiring a State of Wisconsin restaurant license and whose food sales are greater than 50 percent of its gross receipts. Upon request of the City, owners of establishments shall substantiate the percentage of their gross receipts devoted to food.

(c) Permit requirements. No person shall install or maintain a Parklet in the public right-of-way without obtaining or complying with all of the following:

(1) Submission of an application on a form supplied by the city clerk that includes the information set forth in section 5.63.040(a) of this Code, together with a copy of the applicant’s valid restaurant license, the fee provided in section 3.04.010(a), and a site plan meeting the requirements of the Temporary Parklet Policy .

(2) A Parklet permit issued by the city clerk, approved by the director of public works and utilities. The director of public works and utilities may approve a Parklet permit with reasonable additional conditions appropriate for purposes of public health and safety and the unique features of the proposed Parklet area. The issuance of an approved Parklet permit will stand in place, and in lieu of, a street privilege permit otherwise required under section 12.44.050. No permit will be issued without submission of the required certificate of insurance and execution of an indemnification and hold harmless to the city clerk as required in the Temporary Parklet Policy.

(3) Issuance of any applicable alcohol beverage license as required by ch.5.64, including but not limited to a permanent or temporary extension of the premises, where the service of alcohol beverages to patrons is desired by the establishment.

(4) Issuance of a sidewalk café or temporary sidewalk café permit as required by ch. 5.63 or temporary ordinance section 5.90.020.

(d) Appeal. Any application the director of public works and utilities deems should be denied, or any conditions imposed upon the permit deemed appropriate for purposes of public health and safety and the unique features of the proposed Parklet area by the director of public works and utilities, may be submitted for appeal to the public health and safety committee with the director of public works and utilities’ recommendations, which shall then consider the application and make a recommendation to the Common Council.

(e) Additional requirements.

(1) An approved Parklet may be installed in the public right-of-way only between May 1, 2021 and October 31, 2021. Any Parklet not removed by 11:59 p.m. on October 31, 2021, will be removed by the City and the reasonable cost of removal, storage or other disposal will be charged against the permit holder or each co-applicant for the permit.

(2) Parklets shall comply with all provisions of the City's Temporary Parklet Policy.

(3) Parklets shall comply with the sidewalk café standards set forth in section 5.63.060 (b), (d) – (p).

(4) No building permit shall be required for installation of a Parklet.

(5) Permits issued under this section may not be transferred to another individual, business, corporation, or other entity.

(f) Revocation. A Parklet permit may be suspended or revoked as set forth in section 5.63.100 of this Code.

(g) Application to Section 9.040.026. The provisions of subsections (a) and (b) of 9.04.026 Consumption or possession of intoxicants on streets shall not apply to the service and consumption of alcohol beverages within the area of an approved Parklet.

Section 2. All provisions of City ordinances not specifically altered by this temporary ordinance shall remain in effect.

Section 3. This ordinance shall be in full force and effect on the day after its publication.

Section 4. This ordinance shall automatically repeal on October 31, 2021, at 11:59 pm; no further action shall be required.

Adopted:
Approved:
Published:
Attest:

Approved:

Katie Rosenberg, Mayor

Attest:

Leslie Kremer, Clerk

CAPITAL IMPROVEMENTS AND STREET MAINTENANCE COMMITTEE

Date of Meeting: April 8, 2021, at 5:15 p.m. in the Council Chambers of City Hall.

Members Present: Lisa Rasmussen, Tom Neal, Debra Ryan, James Wadinski; *By WebEx*: Lou Larson

Also Present: Mayor Katie Rosenberg, Eric Lindman, Allen Wesolowski, TJ Niksich, Tara Alfonso, Lori Wunsch; *By WebEx*: Cord Buckner

In compliance with Chapter 19, Wisconsin Statutes, notice of this meeting was posted and received by the *Wausau Daily Herald* in the proper manner.

Discussion and possible action on a temporary ordinance allowing Parklets within city street parking spaces, including design and construction requirements/standards

Rasmussen explained this is an effort to help the business district bounce back from COVID. Parklets exist in other cities. Tyler Vogt brought the idea forward along with Blake Opal-Wahoske and Mark Craig. Staff met with them and was given info on how parklets work in other cities. The parklet would be constructed by the business owner, owned by them and maintained by them. They would be removed at the end of the season. It is approximately the size of two standard parking stalls along 3rd Street. There is room enough to house 4 to 5 tables with proper spacing. The owner would remove and store the parklet at the end of the season. This is another way to offer more outside dining space as we are still grappling with the pandemic. Engineering has worked with Alfonso to come up with the policy in the packet. The first one proposed would be in front of Vogt's establishment. There would be a permit that would allow him to occupy two parking spots for the season.

Neal moved to approve. Seconded by Wadinski.

Neal noted there is plenty of parking downtown but an unwillingness to walk an extra 50'. He feels people will get used to it. Valet parking has reaped rewards in giving more people the ability to come downtown and helps alleviate congested parking. This is a strategic thing for the city to continue to create a sense of place. Rasmussen feels it is a well thought out plan. It is not excessive in size and they won't likely be excessive in number. We can accommodate it while still having ample parking that cycles out. Business owners could share so we wouldn't expect to see 3 or 4 per block.

Ryan stated there are a number of older customers that want to be able to park outside of a business. She is concerned this will limit the amount of available parking. There will be activities back at the 400 Block this summer. She is concerned there will be a very narrow lane for cars. She prefers for this to be on the sidewalk and further away from traffic. Rasmussen explained staff went out and measured to see how these would fit. It is level with the sidewalk, but not on the sidewalk. The difference between this and the 400 Block terrace is the owner would be allowed to amend their premises on a temporary basis and be able to serve alcohol. The parklets are a scaled size so it does not take the entire parking space to the travel lane. There would be space for the handicap access ramp and space for people to walk behind without being in the street.

Larson is in full support of this but questioned what constitutes a season. Alfonso replied this would run from May 1 to October 31. Tyler Vogt, 145824 Impatiens Drive, stated the dates mirror the sidewalk café seating and the dining on the street permit. He has been in contact with Wausau Tile who have made several of these. This has already been engineered and although heavy, will be a breeze to install. He is constructing benches in a way so it can house additional tables and chairs for the rest of his downtown neighbors for the continuation of dining on the street. It will save money if he can store these things himself versus having a rental company bring in. Rasmussen said it is good to see synergy between downtown partners which can minimize the impact to downtown parking. Vogt asked if this is a temporary idea or for years to come as it is a substantial investment. Per Rasmussen, in the original proposal the permit is annual. Much like the valet parking and the taxi stand, if it hasn't been a problem we would look to make permanent.

Wadinski feels there should be some limitations as he is concerned with Scott Street. Rasmussen said it would be a case by case permit and banned on state highways. Wadinski questioned the fee to which Rasmussen replied \$40 for the season. Alfonso further explained this would be temporary for this year and looked at again if we were to continue. There is a \$40 fee preliminary because engineering has to look at it. Right now we do not charge for the temporary amendment of alcohol premises. We do not charge for temporary sidewalk cafes. We are looking at this as a COVID test trial item. The DOT does not allow parklets on state trunk highways or connecting highways. This would not be permitted on a street with a speed limit over 25. Because of parking issues downtown, she feels balancing needs to be done for how many are allowed versus how much parking we want to preserve for patrons. The draft proposes a length and width restriction on the size. It cannot be greater than the length of the frontage of the restaurant adjacent to the parklet or 30', whichever is less. The width is the maximum width of the parking space to be used or 9', whichever is less. As an alternative to that, we could do it by parking spaces; you can't use more than two parallel spaces or 3 angle parking spaces. She would also like direction on if there should be a limitation of the number of parklets permitted per city block. We could phrase it in terms of allowing a number of parklets per block that doesn't reduce the available parking spaces by more than 20%. This would allow flexibility as some blocks only have parking on one side of the street where other blocks have parking on both sides. She questioned if these go directly to Engineering or submitted to the Clerk to disseminate. Some communities require a performance bond in order to ensure the owner takes it down. A performance bond would be to the benefit of the city to recover costs if we have to take it down. The draft ordinance does allow handicap spaces to be relocated to accommodate parklets if it can be done reasonably and conveniently.

Rasmussen felt that the maximum size of 30x9 seemed to be well suited for the 400 block of 3rd Street. The lesser of the frontage of the business or 30x9 makes sense. We wouldn't want a dimension that exceeds the width of the applicant's address. She agrees with delegating the approval to the professional staff so business owners do not need to wait for committee approval. Rasmussen feels the ability to share parklets will keep them to a minimum. She also feels we need to make the process easy to understand. Rather than trying to measure what 20% of the parking is, it is easier to say we will not allow more than 2 in one block.

Ryan also feels up to 2 needs to be the limit. She wants to make sure there is at least one handicap accessible spot in a block. Alfonso said handicap spots would be able to be relocated within the block. It will not change the number of handicap spaces, just allow relocation. This is just for full-service restaurants, not for bars, local businesses, or fast food restaurants. Those businesses could partner with someone to use a parklet.

Rasmussen feels requiring a performance bond is a little much for our scale. She feels permit language can stipulate that if the city has to move the parklet, we can do so at the owner's expense. She noted we want businesses to have fair access and have the process also available for those outside of the River District as long as they meet the criteria.

Wadinski is concerned about giving a business 270 more square feet of business space without a fee greater than \$40. He will support \$40 for the first year but suggested revisiting this next year. Alfonso stated this expires October 31, anything for the future is up for grabs. Rasmussen would like to take stock of how this goes this season. She would expect at the December meeting we would take a look at how it went. In a normal economy absent of a pandemic, we know the revenue value of a parking space. If we wanted to go forward with this, we would be basically renting the spots and could create a price tag. Neal wants to reassure people who want to take advantage of this that we will not rake them over the coals and make them jump through hoops. We are investing into our recreational infrastructure. It is important for our city to keep coming up with ways for people to enjoy the area. Rasmussen agrees that the idea of creating a sense of space has a separate economic impact.

The motion and second were revised to include no more than 2 on a block face, delegating approval to staff when criteria is met, and permit language to include a stipulation that if the city has to remove the parklet, it would be removed at the owner's expense. Motion carried unanimously 5-0.



Office of the City Attorney

TEL: (715) 261-6590

FAX: (715) 261-6808

Anne L. Jacobson
City Attorney

Tara G. Alfonso
Assistant City Attorney

Nathan Miller
Assistant City Attorney

To: Common Council

From: Tara G. Alfonso, Asst. City Attorney

Date: April 15, 2021

Re: Comments Regarding Creating Temporary Ordinance W.M.C. §12.44.070 Installation of Parklets and Temporary Parklet Policy

- The City has been requested to consider additional means of expanding outdoor dining areas through the installation of "Parklets." A Parklet is a platform that is constructed and located in the parking lane of a street, is at the same level as the abutting sidewalk, and is intended to provide additional outdoor dining areas. Other communities have found these are especially useful and helpful during this time of recovery from the COVID-19 pandemic because of the opportunity to maximize social distancing.
- Other cities that have permitted the installation of Parklets include, but are by no means limited to: Madison, Milwaukee, South Milwaukee, Los Angeles and Santa Monica, California, and Oklahoma City, Oklahoma.
- Because Parklets are installed within public parking spaces within the City right-of way, implementation of a Parklet program requires a balancing of the interests among of businesses that desire expanded outdoor areas for the purpose of maximizing social distancing and the need to provide public parking spaces for patrons of other retail businesses. As is well known within this Committee, street parking is a limited and valued commodity, especially within the City's downtown area.
- Because of the need to balance these competing interests, the proposed ordinance and Temporary Parklet Policy ("Policy") drafted for consideration would permit the installation of "Parklets:"
 - By full-service restaurants only. Bars, taverns, and fast food or limited-service restaurants would not be eligible for a Parklet permit. A detailed expression of this purpose and intent is set forth in the draft ordinance.
 - Installation would be permitted according to the terms of the Policy on a City-wide basis.
 - Parklets would be required to be adjacent to the full-service restaurant premises.
 - Full-service restaurants would have the opportunity to partner to obtain a Parklet permit. The Parklet would, however, be required to be adjacent to the premises of one of the full-service restaurant partners.
 - Other businesses would be able to use a Parklet upon permission and the terms of the permit holder.
 - The proposed Policy does allow the use of tents or umbrellas within the Parklet upon staff approval.

- Parklets are not permitted on state trunk highways or connecting highways absent WisDOT approval which must be obtained by the interested applicant.
 - Parklets are not permitted on streets with a speed limit above 25 mph.
 - Parklets must be ADA compliant.
 - Parklet applicants must provide the City with a detailed Site Plan of its proposed Parklet.
 - The City must be provided a Certificate of Insurance and be named as an additional insured on the permit holders Commercial General Liability insurance. The City must also be provided an Indemnification and Hold Harmless on a form provided by the City.
 - A fee for a Parklet permit is proposed as a minimum amount of \$40.00. There currently is no fee required for an establishment seeking a temporary outdoor sidewalk café or a temporary expansion of its premises for purposes of alcohol beverage service.
 - Limits on size of the Parklets: the Policy proposes a length of the sidewalk frontage of the applicant's property/establishment or 30 feet whichever is less. The width is proposed at the maximum width of the parking space to be utilized or 9 feet, whichever is less.
 - Only two (2) Parklets to be permitted per City block.
 - Approval of the Parklet permit is delegated to the Director of Public Works & Utilities.
 - The proposed ordinance and policy would permit installation of a Parklet in parking spaces which were otherwise reserved for the physically disabled provided the City is able to reasonably accommodate or re-locate those spaces to another convenient and accessible location on the same block.
- Parklets must be removed by the permit holder on or before October 31, 2021 at 11:59 p.m.
 - The proposed ordinance and Policy **are temporary** and if adopted would expire without further action by the Common Council on October 31, 2021 at 11:59 p.m. The City would be able to evaluate the impact of Parklets based upon this temporary program and determine whether it would want to make this type of program permanent at a future time.

**RESOLUTION OF THE CAPITAL IMPROVEMENTS & STREET
MAINTENANCE COMMITTEE**

Authorizing the approval of City of Wausau Temporary Parklet Policy.

Committee Action: Approved 5-0

Fiscal Impact:

File Number: 21-0411

Date Introduced: April 27, 2021

RESOLUTION

WHEREAS, the Common Council of the City of Wausau has adopted W.M.C. §12.44.070, Installation of parklets that temporarily allows the expansion of restaurant service into a certain, limited amount of public parking spaces through the installation of Parklets during the period of May 1, 2021 through 11:59 p.m., October 31, 2021; and

WHEREAS, effective implementation of the temporary ordinance requires the adoption of a City of Wausau Temporary Parklet Policy setting forth the application and approval process, applicant and site eligibility, site plan requirements, and other terms and conditions; and

WHEREAS, your Capital Improvements and Street Maintenance Committee, at its April 8, 2021 meeting, recommends that the City adopt a City of Wausau Temporary Parklet Policy substantially in the form of that attached hereto as Exhibit A.

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the City of Wausau, that the City adopt a City of Wausau Temporary Parklet Policy substantially in the form of that attached hereto as Exhibit A to effectively implement the provisions of newly adopted W.M.C. §12.44.070 Installation of parklets which authorizes Parklets within a certain, limited amount of public parking spaces.

BE IT FURTHER RESOLVED, that the Temporary Parklet Policy shall expire on October 31, 2021, at 11:59 p.m. without further action of this Common Council.

Approved:

Katie Rosenberg, Mayor

City of Wausau Temporary Parklet Policy

Issue Date:

Pages: 4

INTRODUCTION

The City of Wausau has created this temporary program to permit full-service restaurants, pursuant to the terms and conditions of this Temporary Parklet Policy (“Policy”) and W.M.C. §12.44.070, to apply for municipal approval to use certain public parking spaces in the public right-of-way (streets) for flexible outdoor dining areas. A “Parklet” means a platform that is located in the parking lane of a street, is at the same level as the abutting sidewalk, and is intended to provide additional space and amenities for the adjacent full-service restaurant and its patrons. The installation of Parklets is intended to allow full-service restaurants to expand their business footprint to maximize social distancing during the COVID-19 pandemic and recovery.

All outdoor dining areas permitted under this program must comply with state and local health requirements or guidance intended to slow or prevent the transmission of COVID-19.

All approvals are strictly temporary and expire on October 31, 2021 at 11:59 p.m. All Parklets shall be removed from the street immediately prior to the expiration of the permit.

APPLICATION PROCESS & APPROVAL

Applicants should be familiar with the guidelines in this Policy prior to submitting an application for a Parklet. Permissions for granting the installation of a Parklet will be conditioned on compliance with this Policy and failure to adhere to the guidelines and requirements may slow the review process and potentially result in denial of the application.

1. Permits	Approval and issuance of a Parklet permit under W.M.C. §12.44.070
	Appropriate alcohol beverage license if alcohol is to be served.
	Approval of a temporary amendment of licensed premises under W.M.C. §5.90.040 if alcohol is to be served.
	Approval of a temporary sidewalk café permit under W.M.C. §5.90.020 or a café permit under W.M.C. § 5.63.030 if City sidewalk area is to be used for seating.
2. Site Plans	Site Plans shall be submitted with the application for a Parklet permit to the Director of Public Works and Utilities. The applicant shall certify that the site plan, design and actual construction of the Parklet are/will be compliant with the provisions of the Americans with Disabilities Act.

3. Submit Application	To the Director of Public Works and Utilities along with a \$40.00 application fee for processing. No fee is required for a temporary amendment of licensed premises or temporary sidewalk café permit.
4. Approval/Denial	Approval by the Director of Public Works & Utilities. Any application recommended for denial shall be submitted to the Public Health & Safety Committee which shall consider the application and make a recommendation to the Common Council.

APPLICANT & SITE ELIGIBILITY

Eligible applicants for a Parklet permit must, at a minimum:

- Be a full-service restaurant. Limited-service and take-out restaurants, and bars and taverns are not eligible.¹
- Hold appropriate license for restaurant and alcohol service adjacent to proposed outdoor dining area.
- Complete the City’s application.
- Attach a site plan to the application in accordance with “Site Plan Requirements.”
- Agree to the City’s terms and conditions, including insurance and indemnification and hold harmless.

Full-service restaurants may enter into partnership with other full-service restaurants to obtain a Parklet permit. Each co-applicant is jointly and separately responsible for the design, construction, maintenance, and removal of the Parklet, as well as compliance with all City ordinances and this Policy. Each full-service restaurant must hold all necessary permits and licenses and comply with all applicable laws, regulations, and ordinances. Parklets may be used by one or more businesses upon permission of the Parklet permit holder.

Certain sites/locations may not be eligible for use as outdoor street dining due to safety, public health, or transportation reasons. Additionally, because of the need to balance the availability of public parking spaces for patrons of other retail businesses with the provision of additional, flexible, outdoor dining areas, Parklets will be limited to not more than two (2) per block. Public streets or block faces without public parking spaces are not eligible for Parklets.

The following factors will be evaluated in determining eligibility:

¹ A full-service restaurant is defined in W.M.C. §12.44.070(b)(2) as a “restaurant that as of March 31, 2021, is engaged in the business of providing food and beverage services to patrons who order and are served while seated and pay after eating.” Under W.M.C. §12.44.070(b)(3), a limited-service or take-out restaurant means “an establishment where food and beverages may be consumed on the premises, taken out, or delivered. This classification includes cafes, cafeterias, coffee shops, delicatessens, fast-food restaurants, sandwich shops, limited-service pizza parlors, self-service restaurants, ice cream and frozen yogurt shops, and snack bars or bakeries with indoor or outdoor seating for customers.”

- The proposed Parklet must be adjacent to the applicant's full-service restaurant establishment. In the case of a partnership application, the proposed Parklet must be adjacent to one of the co-applicants' full-service restaurant establishment.
- Parklets will not be considered on state trunk highways or connecting highways absent WisDOT approval (which is required to be obtained by applicant).
- Location unsafe due to traffic speed (sites adjacent to streets with speed limits above 25 mph are not eligible), poor visibility, narrow street (lack of buffer), or other safety issue related to proximity of motor vehicle traffic.
- Location required for traffic circulation reasons.
- Adverse impacts on fire lanes, hydrant access, or other emergency vehicle response.
- Adverse impacts to, or blocking of storm drains, gutters and other utilities.
- Setup requires bolting or mechanical fastening that damages the roadway or sidewalk.
- Interference with access to private property (driveways, delivery/loading zones).
- Inability to maintain a required minimum clear path of travel for sidewalk users.
- Inability to ensure adequate spacing of customers within proposed area.
- Impacts to transit service.
- Inability to provide ADA compliant access.
- Requires the removal or blocking of vehicle spaces for the physically disabled if same cannot be reasonably accommodated or re-located to another convenient and accessible location on the same block.
- Whether the use would facilitate a public or private nuisance or create undesirable neighborhood problems such as disorderly patrons, unreasonably loud noise, litter, or any other factor which reasonably relates to the public health, safety, and welfare.

SITE PLAN REQUIREMENTS

The site plan shall include the following:

- Dimensions for the length and width of the space to be occupied by Parklet. The length of the proposed area may not exceed the length of sidewalk frontage of the applicant's property/establishment or 30 feet whichever is less. Width of public parking spaces vary: the width may not exceed the maximum width of the parking space(s) to be utilized or 9 feet whichever is less.
- Show barriers/barricades around seating area and other safety conditions for patrons. Vertical elements shall be utilized to make Parklet visible to traffic. The Parklet must have a flush transition at sidewalk and curb to avoid tripping hazards and to allow easy access. Safety requirements may be different for streets with very low volumes or high volumes of traffic.
- Street names and north arrow.

- Show all existing facilities in the sidewalk area and street adjacent to the proposed area, such as light poles, fire hydrants, storm water inlets, catch basins, street signs, bicycle racks, street trees and curb ramps.
- Show the proposed layout of tables and chairs with dimensions for the size of the tables and for the distance between seating groups.
- Show any sidewalk café seating that will also be present along with spacing between sidewalk café seating groups and seating groups within proposed area. Tents and umbrellas may be allowed if they fit completely within the Parklet perimeter, weighted, and conform to all Fire Marshall rules, and approved by staff prior to use.
- Demonstrate ADA compliance and contain applicant's certification that the site plan, design and actual construction of the Parklet are/will be compliant with the provisions of the Americans with Disabilities Act.

TERMS & CONDITIONS

All costs of design, construction, maintenance and removal shall be borne by the Parklet permit holder and co-applicants where applicable.

Approved applicant(s) will be required to provide an appropriate certificate of insurance and agree to indemnify, defend, and hold harmless the municipality as requested. Insurance will be required as follows:

General liability insurance with respect to the right-of-way in an amount not less than One Million Dollars per occurrence, combined single limit. Such insurance policy(ies) shall be issued by an insurer licensed to issue policies in the State of Wisconsin and shall name the City of Wausau, its employees, agents, officers, volunteers, elected and appointed officials, or authorized representatives or volunteers as additional insureds. Proof of insurance coverage must contain the additional insured endorsement; a statement alone on the certificate is not sufficient. All insurance must be primary and non-contributory to any insurance or self-insurance carried by the City. A certificate of insurance evidencing such insurance shall be furnished to the City prior to commencing construction of the Parklet.

Parklets must comply with all City ordinances and the sidewalk café standards of W.M.C. §5.63.060(b), (d) – (p).

Parklet permits shall be granted for the time period of May 1, 2021 – October 31, 2021 only.

In the event the parking spaces utilized for a Parklet are needed to accommodate an approved Special Event, Parklet permit holder agrees to cooperate with City to remove the Parklet temporarily for the duration of the Special Event at its own expense.

Additional terms and conditions concerning design and construction of the Parklet may be required as necessary and prudent for the public health and safety of traffic, pedestrians and patrons and the unique features of the proposed Parklet area.

**RESOLUTION OF THE CAPITAL IMPROVEMENTS & STREET
MAINTENANCE COMMITTEE**

Authorizing the addition of fees to the City of Wausau Fees and Licenses Schedule adopted pursuant to Wausau Municipal Code §3.40.010(a). (Parklets)

Committee Action: Approved 5-0

Fiscal Impact:

File Number: 13-0309

Date Introduced: April 27, 2021

RESOLUTION

WHEREAS, the Common Council of the City of Wausau has adopted W.M.C. §12.44.070, Installation of parklets, and the related, companion Temporary Parklet Policy that temporarily allow the expansion of restaurant service into a certain, limited amount of public parking spaces through the installation of Parklets during the period of May 1, 2021 through 11:59 p.m., October 31, 2021; and

WHEREAS, effective implementation of the temporary ordinance and policy requires the adoption of certain fees for the issuance of a permit; and

WHEREAS, the City of Wausau has adopted a comprehensive Fees and License Schedule at W.M.C. §3.40.010; and

WHEREAS, your Capital Improvements and Street Maintenance Committee, at its April 8, 2021, meeting, recommends that the City adopt a permit fee of \$40.00 under the newly adopted temporary ordinance and policy and incorporate this as part of the City of Wausau Fees and Licenses Schedule.

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the City of Wausau, that a permit fee of \$40.00 is hereby adopted and incorporated into the City of Wausau Fees and Licenses Schedule adopted pursuant to W.M.C. §3.40.010 for permits issued under W.M.C. §12.44.070 authorizing the installation of Parklets into a certain, limited amount of public parking spaces.

BE IT FURTHER RESOLVED, that the permit fee shall expire upon the automatic repeal of W.M.C. §12.44.070, Installation of parklets without further action of this Common Council.

Approved:

Katie Rosenberg, Mayor

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

RESOLUTION OF THE FINANCE COMMITTEE

Approving Modification of the 2021 Budget – General Fund and Capital Project Funds for projects in process and other obligations

Committee Action: Approved 5-0

Fiscal Impact (2021): This action will modify the 2021 budget by re-establishing projects in process budgets and other contractual obligations from the 2020 budget \$1,633,795

File Number: 20-1109

Date Introduced: April 27, 2021

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes ☐ No ☒	
	<i>Included in Budget:</i>	Yes ☒ No ☐	<i>Budget Source: 2020 Budgets</i>
	<i>One-time Costs:</i>	Yes ☒ No ☐	<i>Amount: \$1,633,795</i>
	<i>Recurring Costs:</i>	Yes ☐ No ☒	<i>Amount:</i>
SOURCE	<i>Fee Financed:</i>	Yes ☐ No ☒	<i>Amount: Funded from Tax Levy, prior year debt proceeds or TID Funds</i>
	<i>Grant Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes ☐ No ☐	<i>Amount</i> <i>Annual Retirement</i>
	<i>TID Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>TID Source: Increment Revenue ☐ Debt ☐ Funds on Hand ☒ Interfund Loan ☐</i>		

RESOLUTION

WHEREAS, the Finance Committee has received a request to carry forward certain 2020 budget appropriations for replacement reserves, unfinished projects and contractual obligations and non-lapsing committed fund balances as outlined in Exhibit A, thus modifying the 2021 budget, and

WHEREAS, your Finance Committee has reviewed and recommends the list of non-lapsing and committed funds as noted in Exhibit A

WHEREAS, the Finance Committee has reviewed the requests and recommends carry forward appropriations and the modification of the 2021 budget presented in Exhibit A, and

BE IT RESOLVED, by the Common Council of the City of Wausau that the proper City Officials be and are hereby authorized and directed to modify the 2021 budget as presented and to publish the budget modification in the official newspaper as required.

Approved:

Katie Rosenberg Mayor

FINANCE COMMITTEE

Date and Time: Tuesday, April 13, 2021 @ 5:15 pm., Council Chambers

Members Present: Lisa Rasmussen, Michael Martens, Dawn Herbst, Sarah Watson, and Deb Ryan

Others Present: Maryanne Groat, Anne Jacobson, Ben Bliven, Bob Barteck, Eric Lindman, Katie Rosenberg, Sean Fitzgerald, Jamie Polley, Leslie Kremer, Tom Neal

Discussion and possible action regarding carryover of project and designated funds to the 2021 budget

Maryanne Groat explained the majority is in the capital projects funds because some projects span multi years. The budget is created and adopted prior to the commencement of the project. At year end we compare what was budgeted for the project, what expenses have been drawn on the project to date, and then carryover those funds for the next year so it can be completed. She reviewed the list (Exhibit A) in the packet, which shows all of the individual projects and what their status is.

Motion by Herbst, second by Watson to approve the carryovers. Motion carried 5-0.



From: Maryanne Groat
To: Finance Committee
Date: April 7, 2021
Re: Carryover 2020 Capital Projects and General Fund to 2021

Projects often span multi-years. Funds are budgeted prior to project commencement and the obligation of funds. At year end all capital project accounts are reviewed to determine the status of the project. Uncompleted or delayed projects need a budget amendment to move the 2020 budget to 2021 to fund the completion. Many of these projects are covered under construction contracts.

We also have a few projects underway in the general fund that require carried forward.

The total carryover request for projects carried from 2020 to 2021 is \$1,633,795. The prior year carryover resolution from 2019 to 2020 was \$6,553,422.

The resolution adopted by the Common Council also recognizes special fund reserves as committed and not available for other spending.

2020 PROJECT RESERVATIONS AND FUND CARRYOVERS TO MODIFY THE 2021 BUDGET

140 & 150 CAPITAL PROJECTS FUND

WISCONSIN DOT PROJECTS

150-231598713 Grand Avenue

TOTAL CARRYOVER

2020 Modified Budget	2020 Expenses	2021 Budget Modification
\$ 119,165	\$ 6,748	\$ 112,417
		<u>\$ 112,417</u>

These carryovers will fund the completion and close out of prior years Wisconsin DOT projects. The State's billing practice is extremely slow and unpredictable, project close outs can exceed five years.

METRORIDE CAPITAL

150-237598300 HVAC replacement (2020 Budget)

150-237598300 Floor Scrubber (2020 Budget)

150-237598300 Capital Grant VW Transit Bus Purchase Upgrades (2019 budget)

TOTAL CARRYOVER

2020 Modified Budget	2020 Expenses	2021 Budget Modification
\$ 35,752		\$ 35,752
49,000		49,000
66,418		66,418
		<u>\$ 151,170</u>

The 2020 budget carryover will finance Transit projects that were budgeted in 2019 and 2020 but have not been completed at yearend.

OTHER INFRASTRUCTURE RELATED PROJECTS

150-236592190 Other Professional Services

TOTAL CARRYOVER

2020 Modified Budget	2020 Expenses	2021 Budget Modification
\$ 56,943	\$ 2,200	\$ 54,743
		<u>\$ 54,743</u>

Professional Services will cover unanticipated 2021 project design and consulting services costs.

AIRPORT PROJECTS

150-237598449 Airport Facilities

TOTAL CARRYOVER

2020 Modified Budget	2020 Expenses	2021 Budget Modification
204,967	86,477	118,490
		<u>\$ 118,490</u>

This carryover represents unspent local share project costs related Jet A Fuel Farm upgrade and Tank monitor system performed by the State in 2020; the relocation of the KAUW ASOS Equipment and the east hangar development area. These projects are managed by the State of Wisconsin and also experience extended close out.

PARK PROJECTS

150-237598406 Park Department - Playgrounds

150-237598463 Park Department - Dog Park

150-237598425 Park Department - Rolling Stock

TOTAL CARRYOVER

2020 Modified Budget	2020 Expenses	2021 Budget Modification
\$ 329,771	\$ 212,495	\$ 117,276
		45,750
173,460	153,782	19,678
		<u>\$ 182,704</u>

Playgrounds include \$2,714 for Forest Park play surface; \$83,000 is for 3M park equipment; \$31,562 is for other playgrounds. Rollingstock is for Pickup Truck and Powerrack. These have been ordered and delivery is expected late March. This is the city's share.

2020 PROJECT RESERVATIONS AND FUND CARRYOVERS TO MODIFY THE 2021 BUDGET

TECHNOLOGY PROJECTS

		2020 Modified Budget	2020 Expenses	2021 Budget Modification
150-237598426	Law Enforcement Software	\$ 244,607		\$ 244,607
150-237598438	Computer Software - Municipal Court & Special Assessment	183,000	-	183,000
150-237598446	Computer Financial Systems Software (assessment, CD loan software)	205,055	75,671	129,384
TOTAL CARRYOVER				\$ 556,991

The carryover provides funding for the completion of a variety of software projects:

Law Enforcement Software is nearly complete. Final payment will occur when all aspects of the project have been delivered.

Municipal Court and Special Assessment: Both of these projects are critical as they currently are obsolete and located on hardware that must be retired. Municipal court software has been selected, contract is under development. Implementation expected summer of 2021. The Special Assessment software selection is currently under consideration.

Financial Systems Software: Both Assessment and Community Development Loan software are in the implementation stage.

EQUIPMENT

		2020 Modified Budget	2020 Expenses	2021 Budget Modification
140-300298411	City Hall Boiler Replacement Project	\$ 160,000	\$ 85,150	\$ 74,850
150-237598436	Fire Department Equipment	300,657	225,943	74,714
150-237598416	GIS	115,000	82,594	32,406
NET CARRYOVER				\$ 107,120

This carryover will fund GIS projects underway including the aerial imagery and LiDar and oblique imagery along with the Fire Equipment that wasnt received until 2021. The boiler project will also be completed in 2021 after the heating season is over.

TOTAL FUND 150 CAPITAL IMPROVEMENTS FUND

\$ 1,358,485

FUND 141 TAX INCREMENT DISTRICT NUMBER THREE

		2020 Modified Budget	2020 Expenses	2021 Budget Modification
141-342898290	Barker Stewart Island Improvements	\$ 70,000	\$ 3,190	\$ 66,810
141-342598230	3rd Street Corridor	40,000	-	40,000
TOTAL FUND 141 TID NUMBER THREE				\$ 106,810

Carryover over of the 2020 budget is for small improvements of the 3rd Street corridor related to the Aspirus project.

FUND 240 CENTRAL CAPITAL EQUIPMENT FUND

		2020 Modified Budget	2020 Expenses	2021 Budget Modification
240-410098191	Public Access Equipment	\$ 45,000		\$ 45,000
240-413298433	PC Replacement -CCITC	138,291	105,044	33,247
240-413298434	Video Phone Cameras Etc-CCITC	135,763	52,174	83,589
TOTAL FUND 240 CENTRAL CAPITAL EQUIPMENT FUND				\$ 161,836

The Carryover Balances will fund continued IT investment in PC and Video replacement. Public Access is to upgrade their system as approved by Council.

FUND 110 GENERAL FUND

110-130092990	Parks - Emerald Ash Borer	\$ 109,000	\$ 95,526	\$ 13,474
110-2292190	Unclassified - professional services - Strategic Plan	50,000	-	50,000
110-71092990	Emergency Government Municipal Agreement	10,000		10,000
TOTAL FUND 110 GENERAL FUND				\$ 73,474

The carryovers will fund the Strategic Plan and Emergency Government plan in 2021 and continue the Emerald Ash Borer project.

2020 PROJECT RESERVATIONS AND FUND CARRYOVERS TO MODIFY THE 2021 BUDGET

NON-LAPSING FUNDS

In addition to the above carryovers the following funds are considered non-lapsing and committed:

121 Grants Fund	150 Capital Improvement Fund
122 HUD Mortgage Program Fund	151 Room Tax Fund
123 DLAD Mortgage Program Fund	152 Public Access Fund
124 HCRI Fund	153 Recycling Fund
125 Economic Development Fund	157 OJJDP Grant Fund
126 Federal Rental Rehabilitation Fund	158 Brownfield Grant Fund
127 WRRP Rehabilitation Fund	161 Water Utility Fund
128 Holtz Krause Clean Up Fund	163 Sewer Utility Fund
129 Hazardous Materials Funds	164 WATS Fund
130 Debt Service Fund	165 Parking Fund
132 Home Grant Fund	166 Airport Fund
133 Home Program Income Fund	167 Animal Control Fund
134 Home Rental Rehab Fund	170 Motor Pool Fund
135 Home Administration Fund	171 Insurance Fund
136 Neighborhood Stabilization Fund	173 Employee Benefits Fund
137 WRRP Administration Fund	174 EMS Grant Fund
140 Capital Projects Fund	175 Employee HRA Fund
138 Housing Stock Improvement Fund	176 Rental Licensing Fund
141 Tax Increment District Number Three Fund	177 400 Block Fund
144 Tax Increment District Number Six Fund	180 Cemetery Trust Fund
145 Tax Increment District Number Seven Fund	181 Other Trust Fund
146 Tax Increment District Number Eight Fund	186 Incubator Fund
147 Tax Increment District Number Nine Fund	180's and 800's All Trust and Agency Fund
148 Tax Increment District Number Ten Fund	
149 Tax Increment District Number Eleven Fund	
241 Tax Increment District Number Twelve Fund	

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

RESOLUTION OF THE FINANCE COMMITTEE

Approving budget modification for environmental testing at Riverside Park

Committee Action: Approved 5-0

Fiscal Impact: \$18,000

File Number: 20-0911

Date Introduced: April 27, 2021

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes ☐ No ☒	
	<i>Included in Budget:</i>	Yes ☐ No ☒	<i>Budget Source: Environmental Fund</i>
	<i>One-time Costs:</i>	Yes ☒ No ☐	<i>Amount: \$18,000</i>
	<i>Recurring Costs:</i>	Yes ☐ No ☒	<i>Amount:</i>
SOURCE	<i>Fee Financed:</i>	Yes ☐ No ☒	<i>Amount:</i>
	<i>Grant Financed:</i>	Yes ☐ No ☒	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes ☐ No ☒	<i>Amount Annual Retirement</i>
	<i>TID Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>TID Source: Increment Revenue ☐ Debt ☐ Funds on Hand ☐ Interfund Loan ☐</i>		

RESOLUTION

WHEREAS, the Wisconsin DNR has requested the City perform additional environmental testing at Riverside Park; and

WHEREAS, REI has performed past testing and is familiar with the environmental issues with this area; and

WHEREAS, staff is requesting a budget of \$18,000 to meet the consulting services work related to the park; and

WHEREAS, the Park Committee will continue to guide the testing efforts; and

WHEREAS, your Finance Committee, at their April 13, 2021 meeting reviewed and recommended that payment for continued park environmental testing be taken from the Environmental Fund.

WHEREAS, your Finance Committee recommends a budget modification to provide for a for this activity as follow:

Increase 128-228092191 Testing Services \$18,000

NOW THEREFORE BE IT RESOLVED that the proper City officials are hereby authorized and directed to modify the 2021 budget as indicated.

Approved:

Katie Rosenberg, Mayor

FINANCE COMMITTEE

Date and Time: Tuesday, April 13, 2021 @ 5:15 pm., Council Chambers

Members Present: Lisa Rasmussen, Michael Martens, Dawn Herbst, Sarah Watson, and Deb Ryan

Others Present: Maryanne Groat, Anne Jacobson, Ben Bliven, Bob Barteck, Eric Lindman, Katie Rosenberg, Sean Fitzgerald, Jamie Polley, Leslie Kremer, Tom Neal

**Discussion and possible action regarding 2021 budget modification for additional testing at Riverside Park
\$18,000**

Rasmussen stated the information in the packet indicates that Wisconsin DNR has requested the city do some additional testing at Riverside Park. She noted in the past they have worked with REI and are looking to use them again.

Motion by Ryan, second by Watson to approve the budget modification for additional testing. Motion carried 5-0.

RESOLUTION OF THE PUBLIC HEALTH & SAFETY COMMITTEE

Designating the Month of May, 2021, as “No Mow May” and suspending enforcement of W.M.C. §6.48.010 Mowing Required and §6.48.040 Penalty from May 1, 2021 through May 31, 2021.

Committee Action: Approved 4-1

Fiscal Impact: Undetermined

File Number: 21-0414

Date Introduced: April 27, 2021

RESOLUTION

WHEREAS, insects, especially bees, serve a significant and critical role as pollinators of plants including agricultural plants; and

WHEREAS, the ideal pollinator-friendly habitat is one comprised of mostly native wildflowers, grasses, vines, shrubs, and trees blooming in succession throughout the growing season; and

WHEREAS, the formative period for establishment of pollinator and other insect species and the many songbirds and other urban wildlife species that depend upon them occurs in late spring and early summer as they emerge from dormancy and require flowering plants as crucial foraging habitat; and,

WHEREAS, “No Mow May” is a community science initiative that encourages property owners to limit lawn mowing practices during the month of May to provide early season foraging resources for pollinators that emerge in the spring, especially in urban landscapes when few floral resources are available; and

WHEREAS, the City of Wausau would like to encourage interested residents to increase pollinator-friendly habitat by encouraging pollinator-friendly lawn-care practices on their own properties for the month of May during this formative period; and

WHEREAS, local residents interested in participating in “No Mow May” may register with www.BYOBEEZ.org (Israel Del Toro Ph.D. Lawrence University); and,

WHEREAS, the City of Wausau Municipal Code §6.48.010 Mowing required and §6.48.040 Penalty together require the mowing of all grasses, weed and brush subject to a possible forfeiture of \$98.80.

NOW THEREFORE, BE IT RESOLVED that the City of Wausau suspends enforcement of W.M.C. §6.48.010 Mowing required and §6.48.040 Penalty for the period of May 1, 2021 through May 31, 2021, for those citizens and residents who desire to participate in the “No Mow May” initiative and formally register for participation with www.BYOBEEZ.org (Israel Del Toro Ph.D. Lawrence University) and display on their lawns for the month of May, 2021, the Citizen Participant sign distributed by the organization.

BE IT FURTHER RESOLVED that enforcement will resume again after a seven (7) day grace period from May 31, 2021.

BE IT FURTHER RESOLVED that the “No Mow May” initiative is a pilot program for May, 2021, only and will require re-evaluation and approval by the Common Council if it is to be continued in the future on a permanent basis.

Approved:

Katie Rosenberg, Mayor

PUBLIC HEALTH & SAFETY COMMITTEE

Date and Time: Tuesday, April 20, 2021 at 5:15 pm, (Council Chambers)

Members Present: Lisa Rasmussen (C), Dawn Herbst, Pat Peckham, Jim Wadinski, Becky McElhaney

Others Present: Tara Alfonso, Ben Bliven, Leslie Kremer, Bob Barteck, Mary Goede, Nate Miller, Brad Lenz, Bill Hebert, Lou Larson

Discussion and possible action regarding designating the Month of May, 2021, as “No Mow May” and suspending enforcement of W.M.C. §6.48.010 Mowing Required and §6.48.040 Penalty from May 1, 2021 through May 31, 2021.

Lisa Rasmussen indicated this item was forwarded to the committee for consideration from the Sustainability, Energy & Environment Committee. The proposal is to allow people to not mow their lawns during the month of May in the city to assist with the early development of pollinating insects.

Brad Lenz noted the Sustainability Committee approved this recommendation unanimously at their March meeting. He indicated Dr. Israel Del Toro presented on his experiences with other communities at that meeting and is present by WebEx to speak on this subject.

Dr. Israel Del Toro stated he is Assistant Professor of Biology at Lawrence University where his research focus is primarily on data science and pollinator ecology, bringing numbers and ecological stories together. He stated last year when they attempted No Mow May in the City of Appleton they increased the abundance of pollinators fivefold in areas that were not mowed relative to areas that were mowed. They also increased pollinator diversity, or number of species, found in those un-mowed areas threefold. He explained if we leave our lawns to grow out just a little longer during the month of May, then we can actually promote a sustainable greener urban space for our bees and other pollinators to thrive. He stated participating in other ways is also encouraged, such as planting native wild flowers, increasing nesting habitat for bees, or reducing the chemicals applied to lawns.

Dr. Del Toro explained there is a Google form set up where people are asked to register their address and fill out a quick survey. Signage is provided at no cost to citizens that wish to participate in No Mow May. The benefit of the sign is to reduce the number of complaints due to long lawn ordinances and also provides the link for registration to increase community involvement.

Jim Wadinski questioned how citizens mow the lawn after a month of non-mowing. Del Toro stated in Appleton they partnered with Community Gardens for depositing and composting the grass clippings. The grass can also be mulched back into the lawn and/or raked into a composting pile.

Pat Peckham commented honey bees eat pollen and drink nectar and pollen is a great source of protein and energy for them. The bees love the dandelions which are often quickly mowed down. He noted if a person gets half way through the month and no longer wants to do this, nothing is stopping them from ending and mowing.

Rasmussen indicated in the feedback she received in her district two residents are in support, but there has been a volume of push back partially because most of the city is bordered by robust natural and rural areas. During the month of May people in both urban and rural settings are beginning to plant and put out flowering plants. There was concern about wood ticks increasing without mowing, as well as noxious weeds that have gone to seed being carried by the wind into other yards.

Becky McElhaney stated it is an early spring and people are already mowing lawns. Feedback she received about not mowing was regarding concern with an increase of ticks and deer ticks. She also felt if they did this people should be required to register for the program.

Dr. Del Toro stated they are strongly, strongly urging participating members to register and the city can have access to that data to know which homes have registered. He reiterated he will make signs available for yards so people know why a lawn isn't being mowed. He commented ticks were also a serious concern for Appleton and for himself, as someone who has had Lyme's Disease. They surveyed in Appleton and found there was no difference in terms of tick abundance between the mowed and un-mowed lawns.

Bill Hebert, Inspections, questioned whether the enforcement suspension would be city wide or if they are only going to allow that suspension for the people that register.

Tara Alfonso, Assistant City Attorney, stated the way the proposed ordinance is written it is a suspension of the current ordinance city wide, so, if a lawn is too long and there is a complaint the city won't enforce for that month.

Motion by Peckham, second by Wadinski to amend and approve the ordinance specifically for suspension of enforcement only for those that have registered to participate in No Mow May and it will sunset on May 31, 2021. Motion carried 4-1. (*Rasmussen was the dissenting vote.*)

Note: Committee consensus was for citizens to place the signs in the yards.

CITY OF WAUSAU SUSTAINABILITY, ENERGY AND ENVIRONMENT COMMITTEE

Time and Date: The Sustainability, Energy and Environment Committee met on Wednesday, March 24, 2021 at 4:30 p.m. in the Council Chambers of Wausau City Hall and virtually via WebEx

Members Present: John Kroll (C), Tom Kilian, Mary Kluz, Ashley Lange, Paul Zouski

Members Absent: Paul Kage, Leah Van De Loo

Others Present: Mayor Katie Rosenberg, Israel Del Toro, Brad Lenz

Discussion and possible action on resolution for No Mow May initiative

(This item was taken out of order on the agenda)

Kroll noted that Dr. Del Toro is on the line from Appleton. Lenz shared a sample resolution that would be tailored for Wausau – essentially the lawn control ordinance would need to be put on hold for a month.

Del Toro explained the citizen scientist concept. He said No Mow May was tried in Appleton last year and nothing bad happened. He said that approximately 500 people participated in the voluntary program. Pollinator abundances increased five times and the diversity of pollinator species increased three times. He said No Mow May is also a community education effort.

Kluz asked if the Attorney's office has seen the Resolution. Lenz said that it was forwarded to them – they will be involved in drafting one specific to Wausau. Del Toro said that it can be flexible depending on the community.

Kluz asked about the educational resources and how they're funded. Del Toro said funding has been secured from an outside source for signs and other materials.

Lange asked about the data collection and who does it. Del Toro said a group of citizen scientists helped collect the data in Appleton. He would be looking for volunteers in other communities to send him samples.

Kroll asked if there were concerns from businesses about decreased business activity. Del Toro said that the program is voluntary and is only for a few weeks.

Lange asked if there was pushback from other communities. Del Toro said the education and outreach was good in Appleton and neighbors were talking to each other about it. He said there was not a significant uptick in complaints about delinquent lawns.

Kluz asked the committee how this aligns with the goals of the committee and/or the Green Tier scorecard. Lenz said that it looks to fall within the Natural Resources category of the scorecard.

Kilian said it is positive and dovetails with the Green Tier program. He said the voluntary aspect should be comforting to people, and he would support it.

Mayor Rosenberg said she is fully supportive – it includes science and community education. Lange agreed and said the support of the organization and the education will help the program. Zouski said he is in agreement with everyone that it is a good message and education for the public, without a lot of effort from the city.

Kroll said he likes it because it allows anyone to participate and help the community.

Kluz recommended that the city embrace No Mow May and that a resolution be drafted and forwarded to the appropriate committee. Lange seconded, and the motion carried unanimously, 5-0.

No Mow May 2021- Invitation to Participate

2020 has been a year full of stress, anxiety and tension, for this reason we are happy to put forward some excellent news regarding the protection of our native bee pollinators. During the month of May 2020, the city of Appleton approved the first No Mow May.

The goal of No Mow May is to provide early season forage for emerging native pollinators by reducing own mowing intensity during a month where foraging resources are limited. Four hundred and thirty-five Appleton homes registered to participate, and the initiative was widely appreciated by our community.

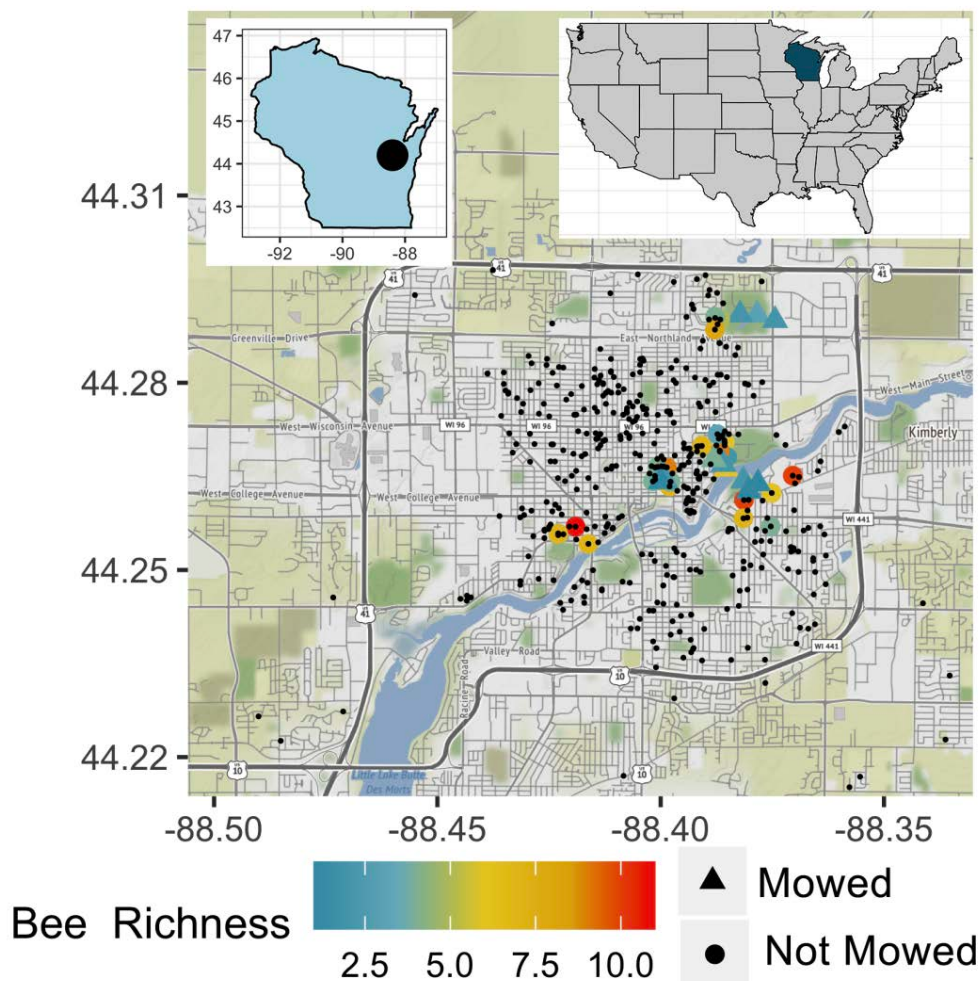


Fig. 1 shows the 435 homes that participated in No Mow May 2020. The colored points are sites where we sampled for native bee biodiversity.

The results of our first attempt at No-Mow-May are promising and speak for themselves. The reduced mowing intensity resulted in ~35% more floral resources (abundance and diversity) available to native pollinators by the end of the month (Fig.2). This translated to a five-fold increase in wild bee abundances and three-fold increase in wild bee diversity (Fig. 3).

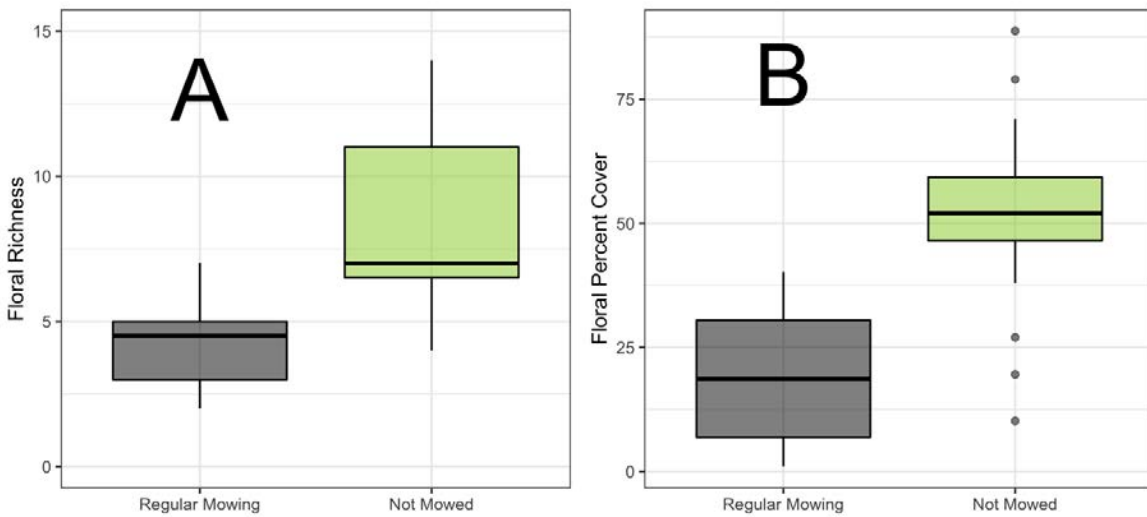


Figure 2 Boxplot of floral richness and percent cover comparisons. Boxplot showing higher median floral density (A) and richness (B) in No Mow May lawns ($n = 20$) relative to regularly mowed areas ($n = 15$).

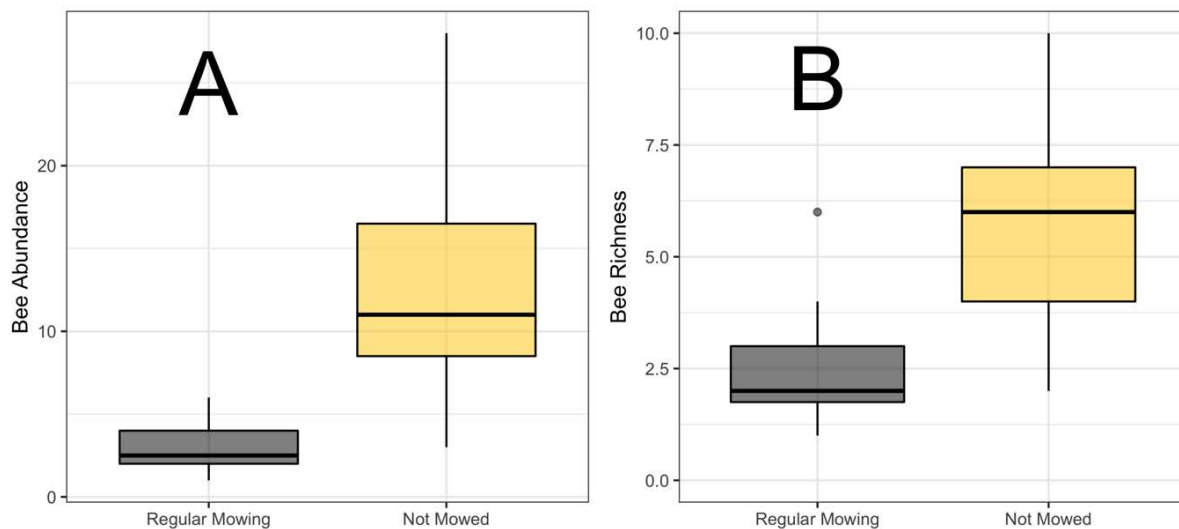


Figure 3 Boxplot of bee abundance and richness. Boxplot showing higher median bee abundance (A) and richness (B) in No Mow May lawns ($n = 20$) relative to regularly mowed areas ($n = 15$).

In preparing for the 2021 re-launch of No-Mow-May, we would like to grow our program to include ten additional cities/towns in the Fox Cities and throughout Wisconsin. We aim to increase citizen science engagement by providing detailed instructions and materials for collecting standardized data on pollinator diversity, abundance and floral resource availability. In 2021 we will do things a little different but with the same goal in mind, protecting our native pollinators by providing additional foraging resources for them.

Citizen Science:

Your community is full of scientists! All it takes is a little time, some basic tools (which we will provide) and your smartphone to share your data and results with. Citizen scientists will measure the length of their grass, record blooming flower species in their lawns, photograph pollinators and help us build a list of pollinator biodiversity in your community. Participants in No Mow May will be asked to register on our site (www.BYOBEEZ.org) and citizen scientist materials will be made freely available at a local point of collection starting in mid-April (e.g. in Appleton this will be a local brewery and City Hall).



We are looking for your help in growing this already successful citizen science initiative in your community. This means talking to your elected officials to approve a long-lawn exception ordinance during the month of May 2021 and facilitating No Mow May's endorsement through your city council. If you want to be a champion for protecting our native pollinators reach out to us directly:

Israel Del Toro Ph.D.
Lawrence University
Israel.deltoro@lawrence.edu
915-252-5274

Alderman Alex Schultz
City of Appleton
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920- 205-6169

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

RESOLUTION OF THE COMMON COUNCIL

Approving rules relating to meetings of governmental bodies

Committee Action: Pending

Fiscal Impact: None

File Number: 20-0317

Date Introduced: April 27, 2021

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes ☒ No ☐	
	<i>Included in Budget:</i>	Yes ☐ No ☐	<i>Budget Source</i>
	<i>One-time Costs:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Recurring Costs:</i>	Yes ☐ No ☐	<i>Amount:</i>
SOURCE	<i>Fee Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Grant Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes ☐ No ☐	<i>Amount</i> <i>Annual Retirement</i>
	<i>TID Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>TID Source: Increment Revenue</i> ☐ <i>Debt</i> ☐ <i>Funds on Hand</i> ☐ <i>Interfund Loan</i> ☐		

RESOLUTION

WHEREAS, on the 29th day of October, 2020, the undersigned Mayor of Wausau proclaimed a State of Emergency pursuant to Wis. Stat. §§323.11 and 323.14(4)(b) (“Proclamation” – Executive Declaration No. 6); and

WHEREAS, such Proclamation, among other things, provides that it is necessary and expedient for the health, safety, and protection of the City to temporarily suspend or modify applicable ordinances or resolutions to allow immediate response to meet the needs of the extraordinary existing conditions for as long as the public health emergency remains in effect in this state, or the Common Council terminates such Proclamation, whichever is later; and

WHEREAS, such Proclamation, among other things, provides that the Mayor of the City of Wausau may authorize that all appropriate measures be taken related to City employees in addressing and responding to this state of emergency; and

WHEREAS, such Proclamation was approved by the Common Council on November 10, 2020; and

WHEREAS, the Common Council, previously amended, by ordinance, its Council Rules 2 and 4, on March 18, 2020, to allow for the members to appear by any method of remote technology, which amendment was renewed on June 9, 2020, and September 22, 2020, effective through December 31, 2020; and

WHEREAS, on April 13, 2021, the Common Council failed to approve the extension of such amendments, thereby returning to the requirement that 2/3's of all members of the council be present to constitute a quorum for the transaction of any council business; and

WHEREAS, due to CDC guidance regarding social distancing and the limited space in the Council Chambers, members of the public should still be able to monitor the government's meetings in person or by a call-in option; and

WHEREAS, in balancing the rights of the citizenry to the fullest and most complete information regarding the affairs of government as is compatible with the conduct of governmental business and to reasonable accessibility to publicly held meetings, against the continuing COVID restrictions regarding social distancing, it is necessary to establish rules regarding the conduct of business of the City's various committees, commissions and boards.

NOW, THEREFORE, BE IT RESOLVED by the Common Council that the following rules shall apply to the conduct of governmental bodies of the City, as that term is defined in Wis. Stats. §19.85(1):

1. All standing committees of the Common Council must be physically present to establish a quorum, participate in the discussion and vote, both in open and closed sessions. Additionally, those special and sub-committees consisting only of alders (Committee of the Whole, Rules Review Committee) shall also be required to appear in person.

2. Pursuant to authority granted by the Proclamation of State of Emergency, approved by the Common Council, city employees wishing to attend government meetings, but whose personal appearance is not required or requested by the Chair, may continue to appear by virtue of remote technology, for the purpose of preserving limited space for attendance by the public, with the exception of the Board of Public Works, which shall meet in person.

3. To comply with the Open Meetings Law, for all other committees, commissions and boards continuing to meet virtually, the Chair, at a minimum, shall be required to appear in person at a location designated in the meeting notice.

4. All committees, commissions and boards shall allow only those members personally present to attend closed sessions.

5. Those staff and Chairs responsible for the creation and noticing of agendas shall ensure that a dial-in option is made available and noticed on each agenda of every government meeting, for the purpose of allowing members of the public to attend in person or monitor the meetings by telephone.

6. These rules shall take effect and apply to all meetings beginning on May 3, 2021 and shall remain in effect until amended or terminated by the Common Council.

Approved:

Katie Rosenberg, Mayor

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

RESOLUTION OF THE FINANCE COMMITTEE

Supporting continued State investment in local critical services and increased commitments to shared revenue funding

Committee Action: Pending

Fiscal Impact:

File Number: 21-0416

Date Introduced: April 27, 2021

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes ☐ No ☐	
	<i>Included in Budget:</i>	Yes ☐ No ☐	<i>Budget Source:</i>
	<i>One-time Costs:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Recurring Costs:</i>	Yes ☐ No ☐	<i>Amount:</i>
SOURCE	<i>Fee Financed:</i>	Yes ☒ No ☐	<i>Amount:</i>
	<i>Grant Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes ☐ No ☐	<i>Amount</i> <i>Annual Retirement</i>
	<i>TID Financed:</i>	Yes ☐ No ☐	<i>Amount:</i>
	<i>TID Source: Increment Revenue</i> ☐ <i>Debt</i> ☐ <i>Funds on Hand</i> ☐ <i>Interfund Loan</i> ☐		

RESOLUTION

WHEREAS, for over ninety years the state shared revenue program has been a key component of Wisconsin's state and local relationship and an important part of the state's overall program of property tax relief; and

WHEREAS, over the last 20 years shared revenue funding for municipalities has been cut by \$94 million; and

WHEREAS, over the last generation, property taxes have grown as a share of city and village revenues as shared revenue and other state aid to Wisconsin municipalities has lagged; and

WHEREAS, state aid provided a larger share of municipal revenues in Wisconsin than property taxes from 1975 to 1997. Today property taxes account for more than twice as much municipal revenue as state aid; and

WHEREAS, to create and maintain quality communities that attract businesses and families, municipalities must invest in services and infrastructure that people and businesses expect, like police protection, fire suppression, road maintenance, snowplowing, and parks; and

WHEREAS , the state should reinvest a portion of its sales and income tax revenue growth in local communities to spur further economic growth and make Wisconsin communities places where people want to live and work.

NOW THEREFORE, BE IT RESOLVED that the City of Wausau, calls on the Legislature to pass a state budget increasing funding for the shared revenue program and directs the Clerk to send a copy of this resolution to the state legislators representing the City of Wausau and to Governor Tony Evers and to the League of Wisconsin Municipalities.

Approved:

Katie Rosenberg, Mayor

April 5, 2021

Municipal Comments on the 2021-2023 State Budget

A template created by the League of Wisconsin Municipalities for municipal officials to use for submitting comments on the 2021-2023 state budget to the Wisconsin State Legislature's Joint Committee on Finance. Municipal officials are encouraged to email their comments directly to [Joint Finance Committee](#) members or to the following email address: Budget.Comments@legis.wisconsin.gov. Please also send copies of your comments to Toni Herkert at the League. therkert@lwm-info.org

Members of the Joint Committee on Finance:

As you begin preparing your version of the biennial state budget I write as the trustee/alderperson/mayor/village president/administrator/manager for the city/village of _____ to urge you to consider the following recommendations on items of critical concern to Wisconsin municipalities:

1. **A modest increase in shared revenue funding.** Please include a funding increase for shared revenue in this state budget. Over the last 20 years, funding under the program for cities, villages, and towns has been cut by \$94 million. None of those cuts have been restored. At the same time, communities are operating under the strictest levy limits in the nation. The Governor has recommended a 2 percent increase in shared revenue funding. We urge you to at least include such a minimal increase in the state budget you prepare. Our city's/village's annual shared revenue payments over the last several years have been, _____. A 2% increase would mean \$_____ more dollars for our city/village. We could accomplish _____ with these additional dollars in our budget.
2. **Local Transportation Aids.** Please continue to invest in municipal streets. I appreciate that the last two state budgets included increases in general transportation aids (GTA) that go to municipalities like ours. Nevertheless, GTA currently covers only 16% of municipal transportation costs statewide. We urge you to continue to increase funding for GTA, which is critical to helping communities like ours pay for maintaining

quality streets. We also urge you to reauthorize the \$90 million LRIP supplement that you included in the last state budget. The competitive grant program was very popular. *Our city/village applied for an LRIP Supplemental Grant in 2019 but we did not receive a grant under the program. We would like another opportunity to apply for funding to help pay for a critical local transportation project.*

3. **Payment for Municipal Services Program.** Please increase funding for the chronically underfunded Payment for Municipal Services Program. The current funding level is \$18.6 million annually. In 2020 this amount covered only 34.6% of municipal costs to provide police, fire, and garbage collection services to state facilities. This resulted in a total funding gap of more than \$35 million for 361 municipalities last year. In 2008, municipalities received actual payments totaling nearly \$22 million, or 81.1% of their entitlements under this program. The Governor has included a \$2.2 million funding increase for this program in his budget. We urge you to at least do the same in your state budget.
4. **Adjust Levy Limits.** Since 2012, municipalities have been allowed to increase their levy only by net new construction. Wisconsin has the strictest levy restriction in the country. The statewide net new construction rate averaged 1.6% in 2020. **Please consider adjusting levy limits in the following ways:**
 - a. **Delete net in net new construction.** Eliminate the need under the levy limit law to subtract tear downs and demolitions from the property value increase caused by new construction. In other words, delete the “net” from “net new construction.” According to LFB, demolitions/removals caused a \$409.3 million reduction in the net new construction calculation for 2020. So, the \$9,265,520,500 NNC value DOR put out in August of 2020, would have been \$9,674,863,400 if demolitions/removals would not have been included in the calculation. The statewide NNC% would have increased from 1.60% to 1.67%. This is not a drastic modification statewide overall, but would be significant to communities that are not seeing new growth and are dependent on redevelopment.
 - b. **Allow no-growth communities to increase levy by 2%.** Allow communities not experiencing growth to increase their levy by at least 2%, as the Governor is recommending. A 2% floor for levy limit

increases is similar to how the levy limit law was first implemented when floors ranging from 2% to 3.86% existed between 2006 and 2011.

- c. **Fee Revenue for Certain Services should not Affect Allowable Levy.** The Governor proposes eliminating the requirement that a municipality reduce its allowable levy by the amount of fee revenue it received in lieu of property taxes for providing a specified service (i.e., snow plowing, storm water management, fire protection, garbage collection, and street sweeping) that was funded with the property taxes in 2013. We support this change and urge you to include it in your state budget.

Thank you for considering my comments.

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

RESOLUTION OF THE FINANCE COMMITTEE

Approving Modification of the 2021 Budget and Authorization to Enter into a Sponsorship Contract for the Laser Show and Balloon Glow 2021 Taste and Glow Balloon Fest

Committee Action: Pending

Fiscal Impact (2021): This action will modify the 2021 budget by \$10,000

File Number: 20-1109

Date Introduced: April 27, 2021

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes ☐ No ☒	
	<i>Included in Budget:</i>	Yes ☒ No ☐	<i>Budget Source: Local share of room tax</i>
	<i>One-time Costs:</i>	Yes ☒ No ☐	<i>Amount: \$10,000</i>
	<i>Recurring Costs:</i>	Yes ☐ No ☒	<i>Amount:</i>
SOURCE	<i>Fee Financed:</i>	Yes ☒ No ☐	<i>Amount: Room Tax local share</i>
	<i>Grant Financed:</i>	Yes ☐ No ☒	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes ☐ No ☒	<i>Amount: Annual Retirement</i>
	<i>TID Financed:</i>	Yes ☐ No ☒	<i>Amount:</i>
	<i>TID Source: Increment Revenue ☐ Debt ☐ Funds on Hand ☒ Interfund Loan ☐</i>		

RESOLUTION

WHEREAS, the City began a collaboration with Steve Woller and HandCrafted Furniture Company Hot Air Balloon Team back in 2001 with a sponsorship contribution of \$10,000 towards a special shape balloon; and

WHEREAS, this collaboration has grown and evolved into one of the most well-loved annual events that has intertwined with the area's identity; and

WHEREAS, the event attracts visitors from outside the area, generates tourism interest and bolsters economic activity; and

WHEREAS, the pandemic caused the cancellation of the 2020 event and created initial uncertainty with the 2021 event that caused planning delays; and

WHEREAS, HandCrafted Furniture Company founder, Steve Woller and his wife Nancy Woller, are partnering with local area nonprofits, and local businesses to offer the event at the Trailmates Snowmobile Club site on their 80 acre lawn in the town of Stettin which is located minutes outside of Wausau, and

WHEREAS, the Woller's have requested the City consider a sponsorship/marketing contribution of \$10,000 to sponsor the Friday and Saturday evening laser show and balloon glows; and

WHEREAS, your Finance Committee considered this request, the hardships caused by the pandemic, the need and benefits of collaboration within the area and the event's community benefits and recommends funding the laser show and glow sponsorship in the amount of \$10,000 with the funding to come from the local share of room tax; and

WHEREAS, your Finance Committee also recommends granting their request to use the portable stage; and

NOW THEREFORE BE IT RESOLVED, by the Common Council of the City of Wausau that the proper City Officials be and are hereby authorized and directed to enter into a sponsorship contract for the Taste and Glow Balloon Fest to serve as laser show and glow sponsor for the 2021 event in exchange for a sponsorship payment of \$10,000.

Approved:

Katie Rosenberg Mayor



Taste N Glow Balloon Fest

July 9th, 10th & 11th

April 16, 2021

In 2002 Steve Woller started the Wausau Balloon Rally as a way to share his passion for his unique sport with others. It has grown exponentially over the years with the help from the City of Wausau and Wausau Events. The event has been voted best in Wausau by the community for several years. The balloonists enjoy coming to fly in Wausau and it draws visitors from all over.

The City of Wausau participated in one of the beginning balloon rallies by sponsoring the computer shaped balloon flying the Welcome Home banner. That balloon is still a favorite among the pilots and comes back to life periodically.

Wausau Events cancelled the event in 2020 & 2021 due to pandemic concerns. Facebook, our phones, our e-mails all lit up with requests to bring the balloons to Wausau. We knew the balloonists wanted to come and we quickly found out that people from all over wanted this event to happen. We watched closely how the vaccines were being rolled out and discussed how we could change the balloon rally to accommodate everyone's different covid safety protocols.

We approached the Trailmates Snowmobile Club about hosting the event on their 80 acre lawn in the town of Stettin where they hold the grass drags. They had the space, the power, the lights and about 120 volunteers to do this event. This is a safe place for balloons to fly as there is no wind off the lake or rib mountain! In addition, it is located only minutes outside the City of Wausau. Businesses within the community that have benefited from the event traffic and increased visitors will continue to do so.

We have made a number of changes to the event. We eliminated the outside vendors and created the "Taste of Marathon County". This allows us to help the local non-profits and businesses that were hurt by the pandemic. Now money collected at the event will support local and stay local!

We have gone one step further and have approached many non-profits to join us. We will be accepting food and essentials donations right at the entrance to the event. In addition, we are doing 4 fund raisers for local charities.

We understand that everyone is hurting after the long fallout from the pandemic. We want to make a difference by providing hope, healing and happiness. This will also create unity for the common good of our families and our community.

This is a very expensive event to operate. We have worked tirelessly to generate sponsorship support. We are requesting the emotional and financial support from the City of Wausau. There is no better message that could be sent. We are all working together to support our businesses and neighbors that make up our community.

We want to keep this wonderful event in Wausau forever, but need the support of the City of Wausau.

We are requesting a one time sponsorship contribution from the City of Wausau of \$10,000 for sponsoring the laser show and glows on Friday and Saturday evening. This sponsorship will help to offset the costs of this event. We have spent a lot of time and energy promoting all of the sponsors for the event through facebook, our website, links from our website, banners, posters, radio, tv and more.

We would also appreciate if the City of Wausau would consider allowing us to "borrow" or "rent" the stage used at the airport for the bands. We are not requesting any support services from the City of Wausau, but ideas, offers and suggestions would be greatly appreciated.

Thank you for your consideration,
Steve & Nancy Woller
715-571-1498 or 715-571-0362



Non Profits being Supported by the Taste N Glow Balloon Fest

Trailmates Snowmobile Club & 3 other snowmobile clubs providing volunteers & resources

Lions Club

Optimists Club

Kiwanis Club

Elks Club

Neighbors Place – Donation request is admission fee

Bridge St Mission – Donation request is admission fee

Salvation Army – Donation request is admission fee

Boy Scouts

Be Amazing

EMPD Blue Hearts

Wisconsin Valley Art Association – Running the children's tent for arts & crafts/story time/balloon presentation area.

2 Charities to be announced by the sponsors of the tethered rides. I do not know which charities they have chosen for the fundraiser yet. However, I believe it is children's cancer for one of them

Colossal Fossil – 50' whale display

HOPE women's mobile vehicle display

Veterans Center Outreach vehicle display

Humane Society

Wausau American Legion Auxilliary

More are being added every day

Business	Financial	In Kind	Description
Midwest Communications		\$29,000	Advertising
WSAW WZAW		\$5,000	Advertising
Graphic House		\$800	EMP Signs
Green Bay Packaging	\$250		
A-Rite Roofing & Construction	\$1,500		
Axis Insurance Agency	\$1,500		
Bull Falls Harley-Davison	\$1,000		
Buska & Buska Retirement Solutions	\$1,500		
American Asphalt	\$500		
Auto Select	\$250		
Cellcom	\$250		
Central WI Lumber	\$500		
Community Foundation	\$2,500		
CoVantage Credit Union	\$10,000		
D & T Rental	\$1,500		
DuWayne Kreager Insurance	\$1,500		
Elite Carriers	\$1,500		
Fabiano Brothers	\$2,500		
Ghidorzi Construction	\$1,500		
Gordon Aluminum	\$500		
Griesbach Auto Serviced	\$750		
Harter's	\$1,500		
Ho Chunk Casino Wittenberg	\$2,000		
J & D Tubeenders	\$500		
Kolbe and Kolbe Millwork	\$2,500		
Marathon County Employees Credit Union	\$1,500		
Quazzi Charters	\$1,500		
Remax Excel	\$2,000		
Schuette Metals	\$1,500		
Snap On	\$500		
Sutton Transport	\$1,500		
Universal Assets, LTD	\$1,500		
Urban Construction	\$500		
Van Der Geest Dairy	\$250		

Total as of 4/8/21

\$46,750