



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, September 22, 2020 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.		
File #	CMT	Consent Agenda	ACT
20-0901	COUN	Minutes of previous meetings, (09/08/20)	Place on file
20-0907	CISM	Ordinance Authorizing the removal of stop signs on N. 3rd Street at McIndoe Street and authorizing the installation of a stop sign on McIndoe Street at N. 3rd Street	Approved 3-0
20-0909	HR	Resolution Approving Overtime Pay to Regular Full Time and Part Time Staff for Drive Up Voting Outside Normal City Hours	Approved 5-0
20-0912	PRK & REC	Resolution Approving gas easement with Wisconsin Public Service for the installation of a gas line in Brockmeyer Park	Approved 5-0
20-0913	TRAN	Resolution Approving proposed changes to Route A to serve Island Place Apartments via River Drive and 4th Street	Approved 5-0
File #	CMT	Resolutions and Ordinances	ACT
20-0903		Mayor's Appointments	
20-0910	HIST	Resolution Supporting preservation of the historic building at 500 N. 4th Avenue (Grant School)	Approved 5-0
20-0908	TRAN	Resolution Supporting legislation to enable the creation of regional transit authorities	Approved 5-0
		Suspend the Rules- 6(B) Filing and 12(A) Referral of Resolutions (2/3 vote required)	
20-0712	COUN	Resolution Approving COVID-19 related mask requirement in city-owned facilities	Pending
02-0432	COUN	Ordinance Amending Section 2.16 Standing Rules of the Common Council Rule 2 – Quorum Required and Rule 4 – Absence of Members	Pending
02-0432	COUN	Ordinance Amending Chapter 2.16 Standing Rules of the Common Council Rule 2 – Quorum Required	Pending
20-0911	FIN	Resolution Approving budget modification for funding to complete Phase II Environmental testing at 1300 Cleveland Ave	Pending
12-1012	HR & FIN	Joint Resolution Authorizing CCIT Inclusion on the City's health, dental, vision and All State insurance plan design for 2021	Approved 5-0 Pending
12-1012	HR & FIN	Joint Resolution Authorizing health, dental and supplemental insurance plan design for 2021	Approved 5-0 Pending
16-0704	WWW	Resolution Approving application for and administration of funds from the Safe Drinking Water Loan Program	Pending
Public Comment & Suggestions			
CLOSED SESSION pursuant to Wis. Stats. §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 contract for services with the Wausau Central Wisconsin Convention & Visitors Bureau, Inc.			
RECONVENE into Open Session, if necessary, to take action on Closed Session item.			
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: 146 421 8927 Password: wausau**

Individuals appearing in person will either be seated in the Council Chambers or an overflow 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 over the internet by <https://waam.viebit.com/?folder=ALL>, 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.

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

BREAST CANCER AWARENESS

- Whereas, Breast cancer is the highest cause of death, next to lung. Breast cancer and skin cancer are the most diagnosed cancer amount American women.
Information obtained from www.breastcancer.org
- Whereas, The Breast Cancer Institute projects that 1 of every 8 women in the United States will be diagnosed with breast cancer during her lifetime; and
- Whereas, In January 2020, there were 3.5 million women with the history of breast cancer in the US
- Whereas, by the end of 2020, there is an estimate 276,480 new cases of invasive breast cancer that will be diagnosed in women in the U.S. and 48,530 new cases of non-invasive (in situ) breast cancer, for a total of 325,010, an increase of 25,000 diagnoses
- Whereas, Breast cancer also affects men, it is expected in 2020, in the United States there will be 2,620 new cases of invasive breast cancer
- Whereas, This Saturday, October 3, 2020, at 7 p.m., the Scott Street lights and the lights along the East Riverfront have “gone pink” to raise awareness about breast cancer.

NOW THEREFORE, I _Katie Rosenberg, Mayor of the City of Wausau proclaim the month of
October 2020

as

Breast Cancer Awareness Month

in the City of Wausau and encourage all women and men to learn more about how this disease may affect their lives and to take the necessary steps for early detection and prevention. I ask that during this month we also recommit ourselves to standing by survivors and their families and to supporting worthy organizations working tirelessly to find a cure.

Katie Rosenberg, Mayor
City of Wausau

PROCLAMATION

WHEREAS, Deaf Awareness Week was first celebrated by the World Federation of the Deaf in 1958; and

WHEREAS, this event is also known as the International Week of the Deaf, commemorating the first congress of the World Federation of the Deaf, which took place in September 1951; and

WHEREAS, the last full week of September is internationally recognized as Deaf Awareness Week; and

WHEREAS, Deaf, Deafblind, and Hard of Hearing residents contribute toward the vitality of Wausau, and all of Wisconsin is enriched by the diverse and rich heritage, language and culture of the Deaf community; and

WHEREAS, the purpose of Deaf Awareness Week is to increase public awareness and understanding of the communication barriers and the culture of the Deaf community; and

WHEREAS, Deaf Awareness Week is an opportunity to promote equal access opportunities for children and adults in Wausau who are Deaf and to learn about the programs and services available to them as well as people who are Deafblind or Hard of Hearing; and

NOW, THEREFORE, I, Katie Rosenberg, do hereby recognize

September 21-27, 2020,

as

DEAF AWARENESS WEEK

in Wausau and call this observance to the attention of all our citizens.



Katie Rosenberg, Mayor
City of Wausau

PROCLAMATION

WHEREAS, the observation of a Hispanic Heritage Month has been celebrated in the United States since 1988, and begins with a recognition of September 15th as the independence day for five Central American countries including Costa Rica, El Salvador, Guatemala, Honduras, and Nicaragua; and

WHEREAS, Hispanic Heritage Month honors the traditions and countless artistic, scientific, political, and cultural contributions of Wausau residents who trace their roots to Spain, Mexico, Puerto Rico and the Spanish-speaking nations of Central America, South America, and the Caribbean; and

WHEREAS, Hispanic Americans from Wisconsin and every corner of our country have fought in every war and conflict involving the United States since the Revolutionary War and 60 Hispanic Americans have received the Congressional Medal of Honor, our nation's highest military award for valor in action against an enemy force; and

WHEREAS, the US Census reports that Hispanic Americans comprise 6.9 percent of the population in Wisconsin and 18.3 percent of the US population, making them the largest ethnic minority group in the country and the fastest-growing constituency within our great state and city; and

WHEREAS, Hispanic Heritage Month provides an opportunity for every Wausau resident to reflect on the countless contributions of Hispanic Americans, and to honor and appreciate the cultural heritage and collective resilience of Hispanic Americans in our communities;

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

September 15 – October 15, 2020

as

HISPANIC HERITAGE MONTH

Throughout the city of Wausau and I commend this observance to all our citizens.

Katie Rosenberg, Mayor
City of Wausau
September 22, 2020

OFFICIAL PROCEEDINGS OF THE WAUSAU COMMON COUNCIL
held on Tuesday, September 8, 2020 at 6:30 pm in the Council Chambers at City Hall.
Mayor Katie Rosenberg presiding.

Roll Call

9/08/2020

Roll Call indicated 10 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	NV
8	Watson, Sarah	YES
9	Herbst, Dawn	YES
10	Larson, Lou	YES
11	Ryan, Debra	YES

Proclamations:

Mayor Rosenberg proclaimed the week of **September 17-23, 2020** as **CONSTITUTION WEEK** in the City of Wausau and encouraged all citizens to demonstrate our love for the United States of America and the Blessings of Freedom our Founding Fathers secured for all of us.

Mayor Rosenberg proclaimed the month of **September 2020** as **National Suicide Prevention & Action Month in Wausau** and encouraged all residents to take the time to check in with their family, friends, and neighbors on a regular basis and to honestly communicate their appreciation for their existence by any gesture they deem appropriate.

Mayor Rosenberg proclaimed **September 2020** as **Childhood Cancer Awareness Month** and encouraged all citizens in the City of Wausau to observe Childhood Cancer Awareness Month and support this cause that so deeply impacts families in every community across our country.

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

- 1) Debra Ryan, 702 Elm St, spoke as leader of the Westies Neighborhood Group, noting Grant School is within its boundaries. She stated she did not agree with consolidating of Grant School and its razing. She noted the School Board was invited to the Westies Neighborhood meeting tomorrow night at the Reservoir Park Shelter to answer questions.
- 2) Gary Gisselman, 319 Park Ave, spoke against the proposed School District referendum which calls for the razing of Grant School. He pointed out the building has been recommended as potentially eligible for the National Register of Historic Places and is an important part of the city.
- 3) Christine Martens, 1228 Arthur St, spoke in opposition to the referendum and talked about the historical value of Grant School and the importance of its architecture.
- 4) Mark Holdhusen, 625 S 4th Ave, spoke in opposition to the referendum closing Lincoln, tearing down Grant and creating the largest K-5 School in the district. He was concerned that this neighborhood receives the highest percentage of students that receive free and reduced meals and has the highest percentage of ethnic minorities. He believed smaller schools have better results and the neighborhood was not heard by the school district.
- 5) Ku Her, 9848 Siberian Dr, Weston, spoke in opposition to the proposed referendum of the School Board. She felt this proposal segregated the students.
- 6) Charlotte Vang, 506 Sherman St, student, spoke in opposition to the School Board referendum.
- 7) Mary & Yeng Thao, 506 Sherman St, spoke in opposition to the School Board referendum. She thanked the Council for providing a platform for people to come forward to speak about the proposal. She felt it was very important to keep our neighborhood schools.
- 8) Christopher Norfleet, 221 Scott St, spoke to the Council about "doing better" for minorities.

Presentation: Wausau School District Upcoming Referendum Proposal.

Keith Hilts, Superintendent of the Wausau School District, stated this project has been developed solely on the feedback/input of community and staff over the last two and a half years. Other speakers: Dianna White, Communications Director; Bob Tess, Chief Financial Officer; Steve Schoner, Nexus Solutions; and Tricia Zunker, School Board President

Presentation can be viewed on YouTube: <https://www.youtube.com/watch?v=kmZP81yvJgQ>
The presentation was followed by questions and discussion of Council members.

Consent Agenda

9/08/2020

Motion by Kilian, second by Martens to adopt all the items on the Consent Agenda as follows:

20-0801 Minutes of the previous meeting(s). (8/25/20)

20-0904 Resolution of the Capital Improvements & Street Maintenance Committee Approving storm sewer easements with Galleria Inc. I, 11 and III at 501, 505 and 605-607 S. 24th Avenue and storm sewer access easement with Galleria Inc. III at 501 S. 24th Avenue

20-0905 Resolution of the Capital Improvements & Street Maintenance Committee Approving storm sewer easement with Wausau Hospitality, LLC at 615 S. 24th Avenue.

20-0906 Resolution of the Capital Improvements & Street Maintenance Committee Approving storm sewer easement with Costigan Properties LLC at 2221 Stewart Avenue.

20-0108 Resolution of the Public Health & Safety Committee Approving or Denying Various Licenses.

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

20-0903

9/08/2020

Motion by Neal, second by Larson to confirm the Mayor's Appointment to the Liberation & Freedom Committee.

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

19-1109

9/08/2020

Motion by Herbst, second by Kilian to adopt the Resolution of the Finance Committee Approving budget modification for Parks Playground Equipment.

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

Suspend the Rules

9/08/2020

Motion by Neal, second by Watson to Suspend the Rule - 6(B) Filing.

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

19-1109

9/08/2020

Motion by Herbst, second by Watson to adopt the Resolution of the Finance Committee Approving the 2020 budget modification for Elections.

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

Public Comment & Suggestions

Tom Kilian commented he felt the School District's public input process may have been severely flawed, may not have been representative, and believed it would create a disparate impact on some of our most vulnerable children and families. He encouraged his constituents and the public at large to vote decisively against this referendum.

Adjournment

9/08/2020

Motion by Wadinski, second by Watson to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 8:23 pm.

Katie Rosenberg, Mayor
Leslie M. Kremer, City Clerk

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

Authorizing the removal of stop signs on N. 3rd Street at McIndoe Street and authorizing the installation of a stop sign on McIndoe Street at N. 3rd Street

Committee Action: Approved 3-0

Ordinance Number:

Fiscal Impact: Minimal cost and time to remove and install stop signs

File Number: 20-0907

Date Introduced: September 22, 2020

WHEREAS, Aspirus has plans for a medical facility at McIndoe Street and N. 3rd Street; and

WHEREAS, the vacation of McIndoe Street between N. 3rd Street and N. 2nd Street has been approved by Council and will take effect on October 12, 2020; and

WHEREAS, due to the street vacation, the control of the intersection of McIndoe Street and N. 3rd Street must be changed per the Manual on Uniform Traffic Control Devices; and

WHEREAS, your Capital Improvements and Street Maintenance Committee, at their September 10, 2020 meeting, recommended removing the stop signs on N. 3rd Street at McIndoe Street and install a stop sign on McIndoe Street at N. 3rd Street for westbound traffic.

NOW, THEREFORE, the Common Council of the City of Wausau do ordain as follows:

Section 1. That pursuant to Section 10.01.025 of the Wausau Municipal Code the stop sign inventory maintained by the GIS department and on file in the City Clerk's office shall be amended effective October 12, 2020, as follows:

Removal of stop signs on N. 3rd Street at McIndoe Street

Installation of stop sign on McIndoe Street at N. 3rd Street for westbound traffic

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

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

Adopted:

Approved:

Published:

Attest:

Approved:

Katie Rosenberg, Mayor

Attest:

Leslie M. Kremer, Clerk

CAPITAL IMPROVEMENTS AND STREET MAINTENANCE COMMITTEE

Date of Meeting: September 10, 2020, at 5:15 p.m. in the Council Chambers of City Hall.

Members Present: Rasmussen, Neal, Wadinski, Ryan (Larson was excused)

Also Present: Mayor Rosenberg, Lindman, Wesolowski, Niksich, Buckner, Herbst

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 stop sign placement at 3rd Street and McIndoe Street

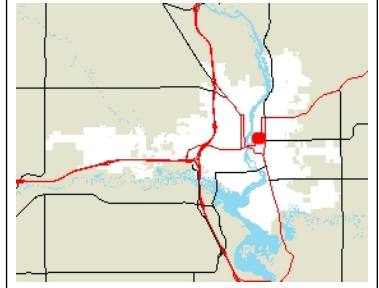
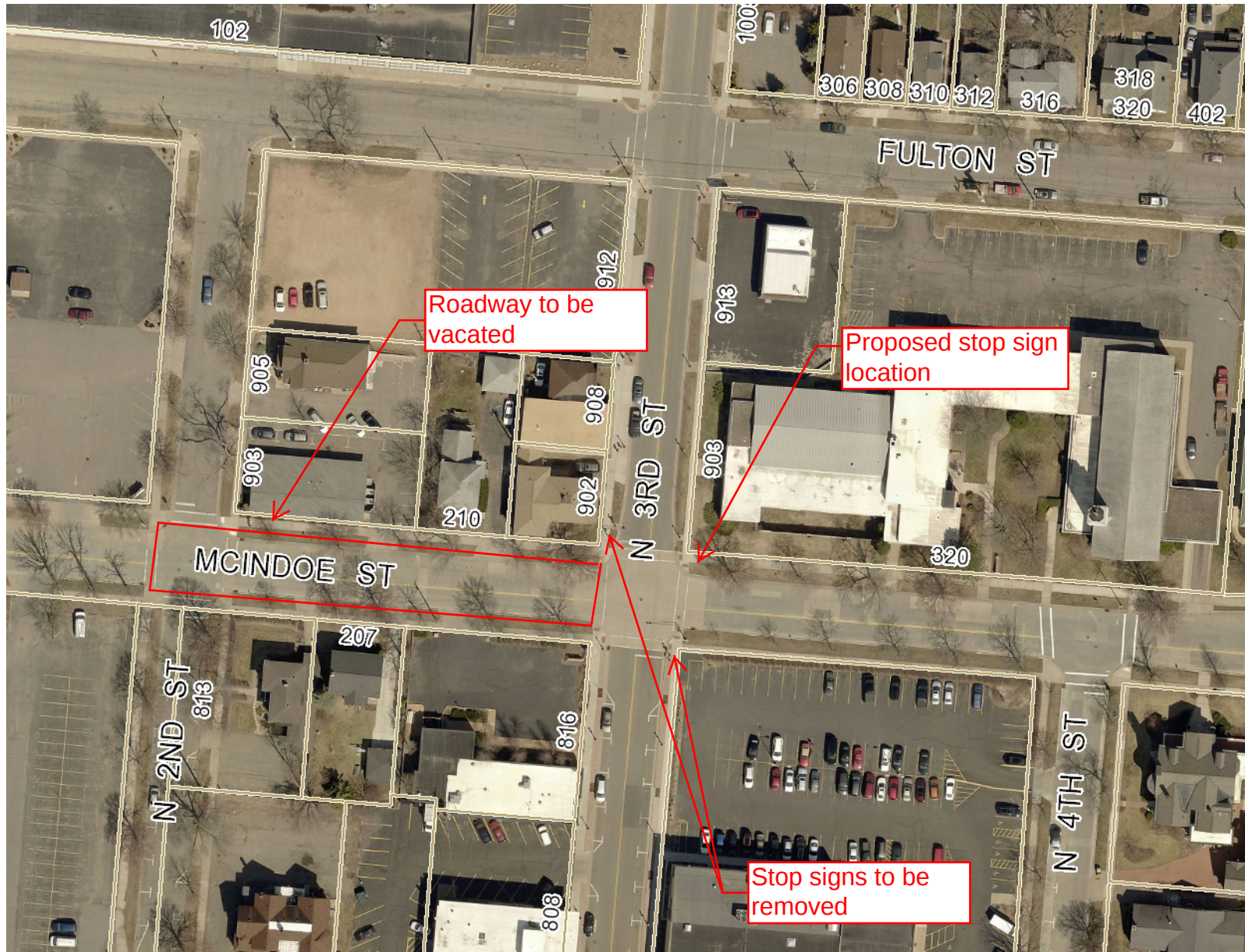
This is brought forward in anticipation for the closing of a block of McIndoe to make way for the Aspirus Clinic. Staff recommends moving the stop signs off of 3rd Street. The closing of McIndoe Street from 2nd Street to 3rd Street is planned for October 12. Currently, McIndoe has higher traffic and is not controlled, whereas 3rd Street is controlled. Staff anticipates traffic will significantly reduce on McIndoe; therefore, staff recommends removing the stop signs from 3rd Street and placing stop signs on McIndoe.

Ryan asked why Aspirus couldn't build a second story addition that goes over the road and allow for traffic to go underneath. Rasmussen noted the street closure has already been approved and Aspirus is ready to begin building demo within the next two months. Aspirus's economy has recovered faster than expected and is looking at less of a delay than previously thought. The patient pickup and drop off area will sit where the road is today. The block between 1st and 2nd will remain open for access to Cloverbelt.

Wadinski asked if there are any plans to upgrade Fulton Street. Lindman indicated there is not funding for that at this time, but staff is anticipating looking at TID funding for reconstruction in the next few years. Currently there is not a firm timeline but it is on the radar.

Neal moved to approve stop sign placement on McIndoe Street instead of 3rd Street. Seconded by Wadinski and the motion carried 3-0 with Ryan abstaining.

AGENDA ITEM
Discussion and possible action on stop sign placement at 3 rd Street and McIndoe Street
BACKGROUND
McIndoe Street, from 2nd Street to 3rd Street, is scheduled to be permanently closed on 10/12/2020. Once this section of street is closed, USH Bus 51 Northbound and STH 52 Westbound will be rerouted to Scott Street, which will significantly reduce traffic volumes on McIndoe. North/south bound traffic on 3rd Street are currently stop controlled at the McIndoe St and 3rd St intersection and east/west bound traffic on McIndoe St are uncontrolled. Per MUTCD guidelines, the roadway carrying the lowest volume of traffic should be controlled.
FISCAL IMPACT
Minimal cost of placing signs.
STAFF RECOMMENDATION
Staff recommends adding a stop sign at the intersection of N. 3 rd St. and McIndoe St. for west bound traffic and the removal of stop signs/lights for north and south bound traffic on 3 rd Street.
Staff contact: TJ Niksich 715-261-6748



Legend

- Parcel
- Section Line/Number
- Municipality

Map Created: 8/28/2020

50.00 0 50.00 Feet



NAD_1983_2011_WISCRS_Marathon_Feet

DISCLAIMER: The information and depictions herein are for informational purposes and Marathon County-City of Wausau specifically disclaims accuracy in this reproduction and specifically admonishes and advises that if specific and precise accuracy is required, the same should be determined by procurement of certified maps, surveys, plats, Flood Insurance Studies, or other official means. Marathon County-City of Wausau will not be responsible for any damages which result from third party use of the information and depictions herein or for use which ignores this warning.
THIS MAP IS NOT TO BE USED FOR NAVIGATION

Notes

RESOLUTION OF THE HUMAN RESOURCES COMMITTEE	
Approving Overtime Pay to Regular Full Time and Part Time Staff for Drive Up Voting Outside Normal City Hours. Committee Action: Approved 5-0 Fiscal Impact: None	
File Number: 20-0909	Date Introduced: September 22, 2020

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

WHEREAS, the 2020 election cycle has experienced a number of barriers to voter accessibility because of the COVID-19 pandemic; and

WHEREAS, the City of Wausau and the Safe Elections Task Force has added an early voting drive up option for voters; and

WHEREAS, early drive up voting added increased hours outside of the normal workday for our regular staff, which may include evening and weekend work; and

WHEREAS, per current City policy employees are eligible for overtime pay at time and a half rate when they work more than 40 hours in a week or when they are called in unexpectedly on a weekend; and

WHEREAS, employees who work a pre-scheduled weekend or evening event are not currently eligible for overtime time and half pay unless perform more than 40 hours of work in a workweek; and

WHEREAS, the Finance Director reports that personnel costs related to early drive up voting are eligible for grant reimbursement either via the CARES grant or a COVID-related elections grant; and

BE IT RESOLVED, by the Common Council of the City of Wausau to grant overtime pay at a rate of time and half to regular full and part time employees while performing drive up voting responsibilities outside normal city business hours, to be funded via grant.

Approved:

Katie Rosenberg, Mayor

DRAFT

**CITY OF WAUSAU HUMAN RESOURCES COMMITTEE
MINUTES OF OPEN SESSION**

DATE/TIME: September 14, 2020 at 4:30 p.m.
LOCATION: City Hall (407 Grant Street) – Council Chambers
MEMBERS PRESENT: Dawn Herbst, Lou Larson, Michael Martens, Becky McElhaney, James Wadinski
MEMBERS ABSENT:
Also Present: Mayor Rosenberg, T. Vanderboom, M. Barnes, M. Groat, E. Lindman, R. Rubow

Discussion and Possible Action Granting Overtime Pay to Regular Full-time and Part-time Staff for Drive Up Voting Outside of Normal City Hours.

Vanderboom said the City will be offering drive up voting this year which will include evening and weekend hours. Vanderboom explained that the current practice is to grant overtime pay to staff that is called in on weekends to respond to emergencies (unscheduled events) or if an employee works more than 40 hours during the week. Part-time staff would be ineligible for overtime according to current regulations. The request is to grant pay at time and a half to regular full-time and part-time employees (excluding Poll Workers) who staff the event.

McElhaney asked if staff has a choice to work the event. Groat provided information as to how the event will need to be set up in order to work efficiently and said that the current staff is needed in order to make it work. Groat said that the staff works hard and is flexible during elections and would like to see this incentive provided for asking them to work during Friday night and the weekend. Groat said that she calculated it would cost about \$800. McElhaney asked about funding. Groat said that the City received the CARES Grant money and that the Elections Commission provided grants related to COVID expenses, and that this would qualify for either one of these grant funding sources. Larson asked if the grants would cover the costs; Groat said yes. Herbst asked if the employees are aware of the request for time and a half; Groat said that the employees came to her with the request and would like it.

Motion by Martens to approve granting overtime pay to regular full-time and part-time staff for drive up voting outside of normal business hours to be funded by the CARES Act. Second by Larson. All ayes. Motion passed 5-0.

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

RESOLUTION OF THE PARK AND RECREATION COMMITTEE

Approving gas easement with Wisconsin Public Service for the installation of a gas line in Brockmeyer park

Committee Action: Approved 5-0

Fiscal Impact: None

File Number: 20-0912

Date Introduced: September 22, 2020

FISCAL IMPACT SUMMARY

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

RESOLUTION

WHEREAS, the City received a request from Wisconsin Public Service (WPS) for the installation of a gas line in Brockmeyer Park as proposed in the attached exhibit; and

WHEREAS, the installation would require the execution of an easement granting WPS access to city property.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wausau that it hereby approves the execution of the gas easement with Wisconsin Public Service and the proper City officials are hereby authorized and directed to execute said easement.

Approved:

Katie Rosenberg, Mayor

DRAFT

CITY OF WAUSAU – PARK AND RECREATION COMMITTEE MEETING MINUTES

Date/Time: September 8, 2020 at 4:00 p.m. Location: Council Chambers, City Hall

6. Discussion and Possible Action Recommending Approval Gas Easement with Wisconsin Public Service for the Installation of a Gas Line along Stettin Drive through Brockmeyer Park – Peckham clarified that the line is not through Brockmeyer Park but along the edge of it. Polley said Wisconsin Public Service Corporation recently received a request to upgrade or provide new electric and gas service at Stettin Drive, in the City of Wausau. This request will require new or upgraded facilities to be installed on property that the City owns at Stettin Drive in the City of Wausau. The Committee is asked to recommend approval of this easement to the City Council. Lindman commented that if the electric is buried there it would be possible to put a sidewalk there in the future and that it would be a matter of putting WPS on notice within the easement that at some point the City plans on putting a sidewalk which potentially could be over that utility. **Motion** by Neal, second by Kilian to approve the easement with the ability to install a sidewalk over the easement if needed. Motion **carried** by voice vote, vote reflected as 5-0.



Wisconsin Public Service Corporation

700 North Adams Street

P.O. Box 19001

Green Bay, WI 54307-9001

www.wisconsinpublicservice.com

6/1/2020

City of Wausau
407 GRANT ST
WAUSAU WI 54403

Dear Customer:

Wisconsin Public Service Corporation recently received a request to upgrade or provide new *electric and gas service* at *Stettin Drive*, in the *City of Wausau, Marathon, Wisconsin*. This request will require new or upgraded facilities to be installed on property that you own at *Stettin Dr in the City of Wausau, Marathon, Wisconsin*, in locations shown on the attached easement which, when executed, would grant us the right to install and maintain the necessary facilities.

I have enclosed two copies of the easement for your review. Signing this document will allow WPSC to install facilities on your property in the location described in the easement.

Please note that the Public Service Commission entitles you to a minimum of five days to examine the materials provided. However, you have the option to waive the five-day review period and sign and return the easement at any time.

*You will note that the documents **require** you to sign them in the presence of a Notary Public.* Please make the necessary arrangements to meet with a Notary Public in your vicinity and have the Notary sign the documents where indicated. All signatures and blanks filled in must be completed in **BLACK INK** to be accepted by the Register of Deeds for recording.

Please return one of the documents to me in the pre-paid envelope provided at your earliest convenience. The second document is for your records. Installation cannot be scheduled until the completed document has been received.

Please contact me if you have any questions regarding the easement. Please refer to Work Request **3088833**.

Thank you.

Sincerely,

Brenen Burningham – Right of Way Agent
Wisconsin Public Service Corporation
Phone (920) 433-5571
E-Mail: brenen.burningham@wisconsinpublicservice.com

Enclosure

1051343 WPSC

DOCUMENT NUMBER

ELECTRIC UNDERGROUND EASEMENT

THIS INDENTURE is made this _____ day of _____, by and between **City of Wausau**, ("Grantor") and **WISCONSIN PUBLIC SERVICE CORPORATION**, a Wisconsin Corporation, along with its successors and assigns (collectively, "Grantee") for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Grantor, owner of land, hereby grants and warrants to, Grantee, a permanent easement upon, within, beneath, over and across a part of Grantor's land hereinafter referred to as "easement area" more particularly described as follows:

Part of the Northwest Quarter of the Northwest Quarter (NW 1/4-NW 1/4) of Section 33, Township 29 North, Range 7 East, **City of Wausau, County of Marathon, State of Wisconsin**, more particularly described as follows:

A 12ft wide easement lying northeasterly of, parallel with and abutting the northeasterly right-of-way line of Stettin Drive; bounded on the north by the east right-of-way line of 44th Ave. and bounded on the south by the east line of the SW 1/4 - NW 1/4 - NW 1/4 of said Section 33.

See the attached Exhibit "A".

Return to:
Wisconsin Public Service Corp.
Real Estate Dept.
P.O. Box 19001
Green Bay, WI 54307-9001

Parcel Identification Number (PIN)
29129073320961

1. **Purpose: ELECTRIC UNDERGROUND** - The purpose of this easement is to construct, install, operate, maintain, repair, replace and extend underground utility facilities, conduit and cables, electric pad-mounted transformers, manhole, electric pad-mounted switch-fuse units, electric pad-mounted vacuum fault interrupter, concrete slabs, power pedestals, riser equipment, terminals and markers, together with all necessary and appurtenant equipment under and above ground as deemed necessary by Grantee, all to transmit electric energy, signals, television and telecommunication services, including the customary growth and replacement thereof. Trees, bushes, branches and roots may be trimmed or removed so as not to interfere with Grantee's use of the easement area.
2. **Access:** Grantee shall have the right to enter on and across any of the Grantor's property outside of the easement area as may be reasonably necessary to gain access to the easement area and as may be reasonably necessary for the construction, installation, operation, maintenance, inspection, removal or replacement of the Grantee's facilities.
3. **Buildings or Other Structures:** Grantor agrees that no structures will be erected in the easement area or in such close proximity to Grantee's facilities as to create a violation of all applicable State of Wisconsin electric and gas codes or any amendments thereto.
4. **Elevation:** Grantor agrees that the elevation of the ground surface existing as of the date of the initial installation of Grantee's facilities within the easement area will not be altered by more than 4 inches without the written consent of Grantee.

5. **Restoration:** Grantee agrees to restore or cause to have restored Grantor's land, as nearly as is reasonably possible, to the condition existing prior to such entry by Grantee or its agents. This restoration, however, does not apply to any trees, bushes, branches or roots which may interfere with Grantee's use of the easement area.
6. **Exercise of Rights:** It is agreed that the complete exercise of the rights herein conveyed may be gradual and not fully exercised until sometime in the future, and that none of the rights herein granted shall be lost by non-use.
7. **Binding on Future Parties:** This grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.
8. **Easement Review:** Grantor acknowledges receipt of materials which describe Grantor's rights and options in the easement negotiation process and furthermore acknowledges that Grantor has had at least 5 days to review this easement document *or* voluntarily waives the five day review period.

[REMAINDER OF PAGE LEFT BLANK]

WITNESS the hand and seal of the Grantor the day and year first above written.

City of Wausau

Corporate Name

Sign Name

Print name & title

Sign Name

Print name & title

STATE OF _____)

)SS

COUNTY OF _____)

This instrument was acknowledged before me this _____ day of _____, _____, by the above-named _____

City of Wausau, to me known to be the Grantor(s) who executed the foregoing instrument on behalf of said Grantor(s) and acknowledged the same

Sign Name _____

Print Name _____

Notary Public, State of _____

My Commission expires: _____

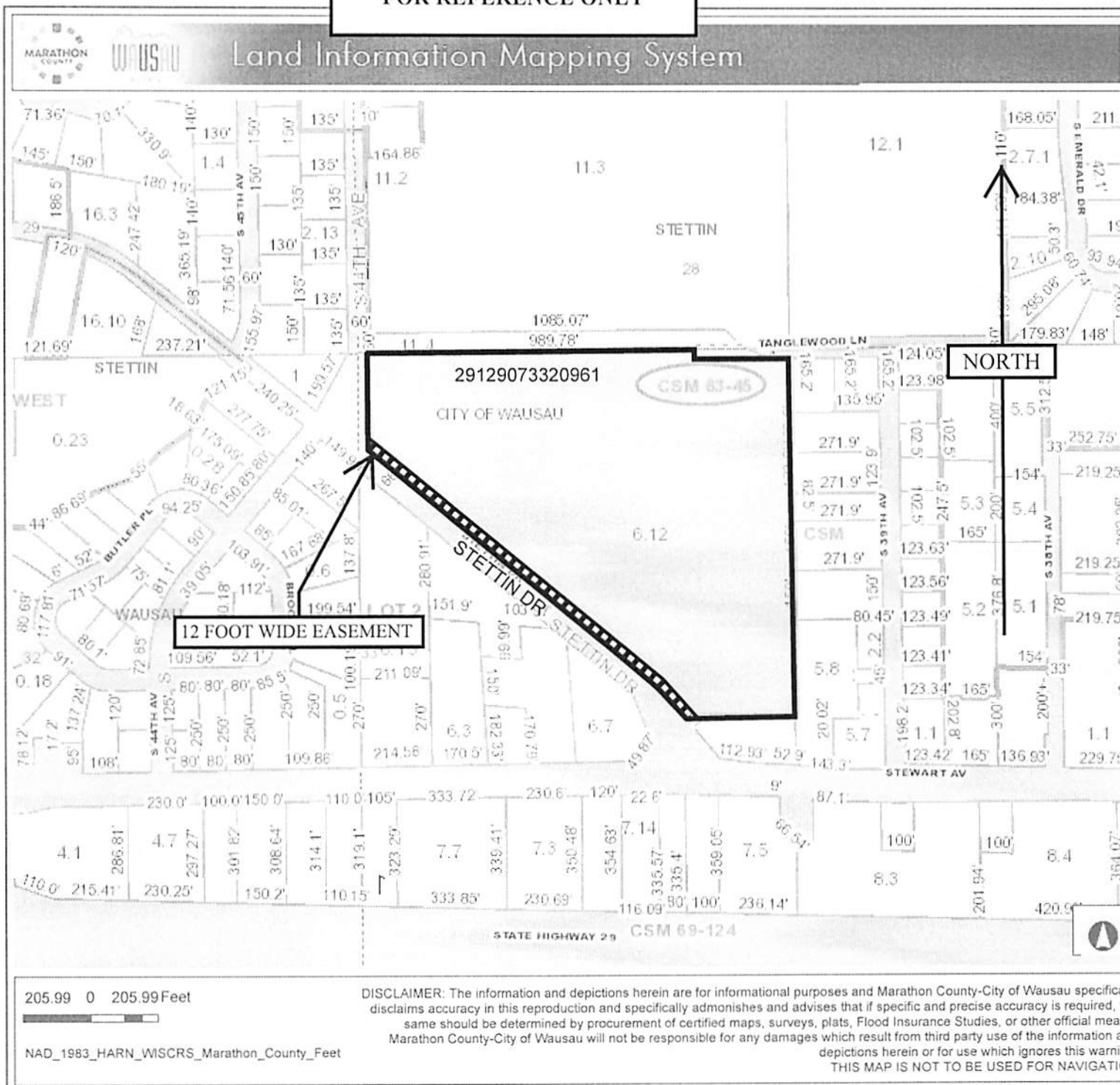
This instrument drafted by: Brenen Burningham

Wisconsin Public Service Corporation

Date	County	Municipality	Site Address	Parcel Identification Number
June 1, 2020	Marathon	City of Wausau	Stettin Dr	29129073320961
Real Estate No.	WPSC District	WR#	WR Type	I/O
1051343	Wausau	3088833	ECA	6000272

EXHIBIT "A"

NOT TO SCALE
FOR REFERENCE ONLY



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

RESOLUTION OF THE TRANSIT COMMISSION

Approving proposed changes to Route A to serve Island Place Apartments via River Drive and 4th Street.

Committee Action: Approved 5-0

Fiscal Impact: \$0

File Number: 20-0913

Date Introduced: September 22, 2020

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 Transit Commission began discussion regarding the referral of Commission actions to Common Council at their February 20, 2020 meeting, and whether a formal policy should be developed with regard to the referral of such actions; and

WHEREAS, the Transit Director advised on March 13, 2020, that any item could be referred on a case-by-case basis, at the discretion of the Commission, and suggested they may want to consider changes to regular bus routes for compulsory referral;

WHEREAS, at its June 18, 2020 meeting, the Commission discussed a request for transit service and amenities for Island Place Apartments and no action was taken; and at its July 16, 2020, meeting, the transit service request was again discussed and a motion made and seconded to tentatively adopt the proposal presented to modify Route A by adding a stop to the route and present it at public hearing to gather public input on the proposal, pursuant to Metro Ride's public input policy; and

WHEREAS, Notice for Public Hearing was published in the Wausau Daily Herald on August 22, 2020, noticing a public hearing for the purpose of obtaining public input regarding proposed changes to Route A (Grand Avenue/Health Care Center):

- Add route southbound on River Drive between Washington Street and 4th Street
- Add route northbound on 4th Street between River Drive and Forest Street
- Eliminate route on 1st Street and Forest Street between Washington Street and 4th Street; and

WHEREAS, notices were also sent to 38 stakeholder groups/locations, including Island Place Apartments; a public hearing was held on September 17, 2020, after which the Commission discussed the proposed changes to Route A and following review of the Metro Ride Guidelines for Placement of Bus Stops and Passenger Amenities, and input received, including a letter of support from 31 Island Place residents, recommended approval of the changes to Route A, as published in the hearing notice, and referral to the Common Council for approval.

NOW, THEREFORE, BE IT RESOLVED by the Common Council that the proposed changes to Route A, as herein described, to effectuate a stop at the Island Place Apartments, via River Drive and 4th Street, is hereby approved.

Approved:

Katie Rosenberg, Mayor



MARATHON COUNTY

Courthouse - 500 Forest Street
Wausau, WI 54403



WILLIAM A. HARRIS, DISTRICT 3 MARATHON COUNTY BOARD OF SUPERVISORS

715.803.4018 (Telephone)
william.harris@co.marathon.wi.us (Email)

Thursday, August 13, 2020

Wausau City Council
407 Grant Street
Wausau WI 54403

Re: Route A Bus Extension to Island Place

Dear Alderpersons

Our representative for Marathon County Board submits this letter of support on our behalf. The purpose of this letter is to request that the City of Wausau's City Council approve an initiative to create a bus stop for the residents of Island Place on River Drive. We support Route A, a current bus route, being extended to allow for creation of this bus stop. The bus route would allow residents access on the line to the Neighbor's Place and North Central Healthcare. In addition, residents would have the ability to connect to other bus routes at the Metro Ride Transit Center in Downtown Wausau. This extension will allow residents the independence and convenience of travel to shopping, grocery, medical facilities, restaurants, and other businesses in the Wausau area. During the winter months, residents can rely on reliable public transportation to get them to and from locations safely. As your constituents, we express our support for this initiative and appreciate your consideration.

Respectfully,

Residents of Island Place Apartments

Virginia Reissmann

Dorothy Martin

Jo Bonstead

Char Hodgdon

Henrietta Klumppan

Jan Roberts

Dee McCormick

Janette LaPeau

Sandie Pierson

Tricia Marks

Barb Jablonski

Deb Sharpening

Pauline Riedl

Vanessa Zillman

Richard Teal



MARATHON COUNTY

Courthouse - 500 Forest Street
Wausau, WI 54403



WILLIAM A. HARRIS, DISTRICT 3 MARATHON COUNTY BOARD OF SUPERVISORS

715.803.4018 (Telephone)
william.harris@co.marathon.wi.us (Email)

Residents of Island Place Apartments (continued)

Nancy Gruber	Marge Hills	Elaine Hoppe
Carolyn Palosaari	Ann Brooks	Barbara Roberts
Dorothy Ellman	Ron Bloch	Peggy Oravez
Deb Horner	Cheryl Thorson	Joan Illmann
Shirley Marquardt	Cassuandra Sandford	Barb West
Diane Kleinschmidt		



420 Plumer Street
Wausau, WI 54403
Phone: 715-842-9287
TDD 715-843-6827
Fax: 715-842-1541
<http://metroride@ci.wausau.wi.us>

NOTICE FOR PUBLIC HEARING

Notice is hereby given that a public hearing will be held for the purpose of obtaining public input regarding proposed changes to Route A (Grand Avenue/Health Care Center).

Proposed changes include the following:

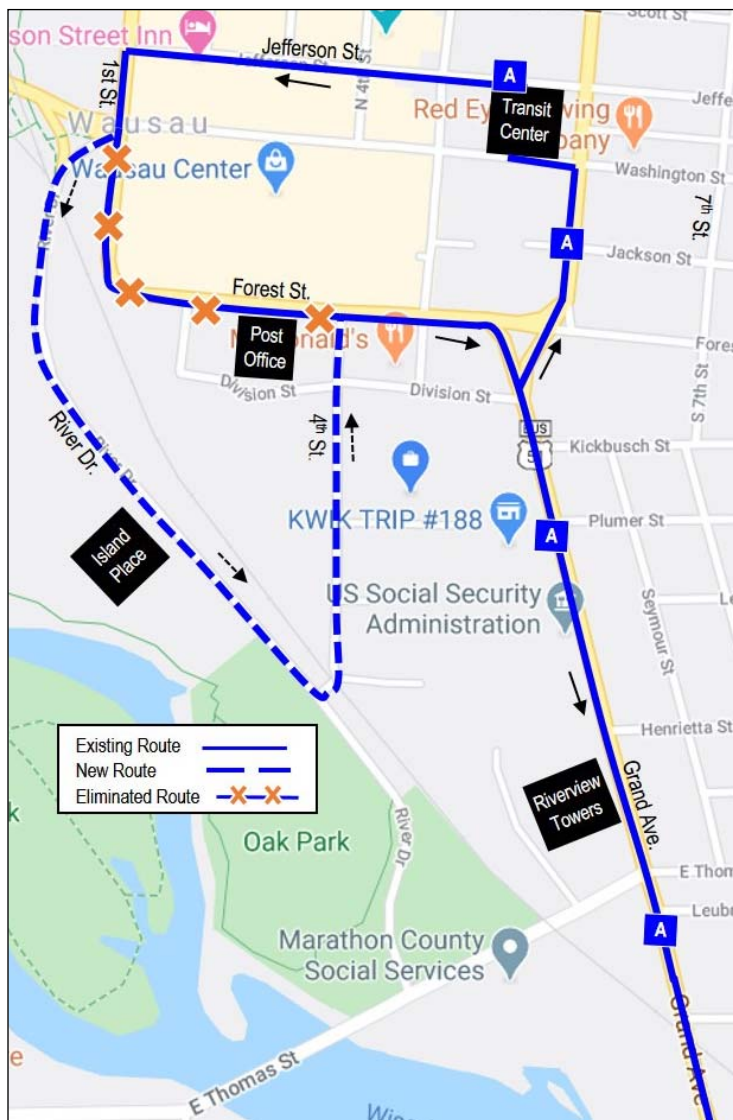
- Add route southbound on River Drive between Washington Street and 4th Street.
- Add route northbound on 4th Street between River Drive and Forest Street.
- Eliminate route on 1st Street and Forest Street between Washington Street and 4th Street.

A public hearing will be held on Thursday, September 17, 2020 at 4:15 p.m. in the Wausau City Hall Common Council Chambers, 407 Grant Street, Wausau, Wisconsin. Interested persons will have an opportunity to be heard and may submit oral or written comments at the public hearing.

Metro Ride will also accept written comments in advance of the hearing, if received no later than September 16, 2020. Written comments may be submitted by US Mail to Metro Ride, 420 Plumer St., Wausau, WI 54403 or by Email at metroride@ci.wausau.wi.us.

In accordance with requirements of Title II of the Americans with Disabilities Act (ADA), Metro Ride 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 accommodation in participating in a meeting or event due to a disability as defined by the ADA, please contact the City of Wausau ADA Coordinator at 715-261-6626 or via email at clerk@ci.wausau.wi.us at least 48 hours prior to the scheduled meeting or event to request an accommodation.

Greg Seubert, Transit Director



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

CONFIRMATION OF MAYOR'S APPOINTMENTS

to Boards, Commissions and Committees: *Citizens Advisory Committee - Community Development Block Grant; Liberation and Freedom Committee*

File Number: 20-0903 **Date Introduced:** September 22, 2020

Citizens Advisory Committee - CDBG

Anayancy Williams (N) *Replacing Dave Ackerman	9110 Cedar St	Term Exp 4/30/2022	715-803-8141
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Liberation and Freedom Committee

Brenton Wildman (N) *Replacing Chris Norfleet	1314 N 1st Ave	Term Exp 4/30/23	414-552-1780
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- (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: September 15, 2020

TO: Leslie Kremer, Mary Goede

FROM: Mayor Katie Rosenberg

RE: Appointment to Citizen's Advisory Committee

Please place the following appointment on the September 22, 2020 City Council Agenda. If you have any questions, please call my office. Thank you.

**CITIZENS' ADVISORY COMMITTEE – COM. DEVELOPMENT BLOCK GRANT
New Appointment (Replacing Dave Ackerman)**

Anayancy Williams
910 Cedar Street
Wausau, WI 54401
715-803-8141
anayancymf@hotmail.com

Bio:

I have been working as a volunteer advocate with the Hispanic community and with whoever has needs in Central Wisconsin for the past 9 years. My legal background has been vital which helped me to develop strong problem-solving skills. My language skills allow me to work as an interpreter, becoming a liaison between the two worlds and helps me to understand first hand the needs of my community. My other community involvement consists of Volunteering at the Salvation Army, Literacy Council, Historical Society, Monk Gardens, The Neighbors Place, The Women's Community and UWMC. Additionally I was awarded with a scholarship to enroll in the Criminal Justice program at NTC this fall of 2020.

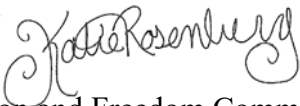
c: Tammy Stratz



MEMORANDUM

DATE: September 17, 2020

TO: Mary Goede, Leslie Kremer

FROM: Mayor Katie Rosenberg 

RE: Appointment to Liberation and Freedom Committee

Please add the following appointment to the agenda for the Council Meeting on Tuesday, 9/22/20. If you have any questions, please call my office.

Thank you.

LIBERATION AND FREEDOM COMMITTEE

Brenton Wildman (Replacing Chris Norfleet) Term expires 4/30/23
1314 N. 1st Avenue
Wausau, WI 54401
414-552-1780
Brenton.wildman@gmail.com

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

RESOLUTION OF THE HISTORIC PRESERVATION COMMISSION

Supporting preservation of the historic building at 500 N. 4th Avenue (Grant School).

Committee Action: Approved 5-0

Fiscal Impact: None

File Number: 20-0910

Date Introduced: September 22, 2020

RESOLUTION

WHEREAS, Wausau Municipal Code 2.82.010 states that it is a matter of public policy that the protection, enhancement, perpetuation and use of buildings of special architectural character or special historical interest or value is a public necessity and is required in the interest of the health, prosperity, safety and welfare of the people; and

WHEREAS, the City of Wausau has long valued its historic resources for reflecting the culture and identity of the community; and

WHEREAS, the main school building at 500 N. 4th Avenue was designed by the Milwaukee firm of Van Ryn & DeGelleke, and reflects a modest Classical Revival influence; and

WHEREAS, the building was completed in 1910 and originally known as the Sixth Ward School; and

WHEREAS, a reported 1,000,000 red bricks and between 80 and 90 tons of structural steel were used for its construction; and

WHEREAS, the City's Historical & Architectural Resources Survey identified Grant School as being potentially eligible for the National Register of Historic Places, stating that the building retains a good degree of integrity; and

WHEREAS, nomination to the National Register of Historic Places would be a way to access potential financial incentives for rehabilitation of the building; and

WHEREAS, the City of Wausau has successfully partnered with property owners and developers to save and repurpose a number of historic buildings in the community; now therefore

BE IT RESOLVED that the Common Council of the City of Wausau supports the preservation of the original school building at 500 N. 4th Avenue and opposes any plans to demolish the building; and

BE IT FURTHER RESOLVED that the City encourages the Wausau School District to incorporate the historic building into their planned facility upgrades or to seek reuse options for the building.

Approved:

Katie Rosenberg, Mayor

HISTORIC PRESERVATION COMMISSION

Time and Date: Thursday, September 17, 2020 at 4:00 p.m. in the Maple Room of Wausau City Hall
Members Present: Linda Tryczak, Christine Martens, Debra Ryan, Brian Mason, Steve Miller
Others Present: Brad Lenz, Gary Gisselman, Melissa Engen

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

Tryczak called the meeting to order at approximately 4:05 p.m. stating that a quorum was present.

Discussion and possible action on a resolution supporting the preservation of the building at 500 North 4th Avenue.

Lenz said that a draft of the resolution for the support of preserving the building is in the packet.

Ryan said that she has some information from a Westies Neighborhood meeting that may be relevant. She said that she asked for more information about the issues with the school and was told that the floor squeaked. There is already air conditioning in the building. Ryan said that she asked if the building could be retrofitted and was told it would cost \$16 million versus the new campus cost of \$25 million. Ryan added that she has requested information of how the numbers were determined, but there isn't any clear information yet.

Martens said that the resolution is pretty straight forward and the main focus is to save the building. Ryan said that the cost of the repairs is overboard. Lenz said that the resolution is not specific about what needs to be done and does not include costs. The committee discussed the cost of repairs. Martens said that the resolution needs to be clean and arguments with details can come later. This committee is for saving of the architecture and history.

Mason said that a sentence could be added to the resolution that grants could be available for rehab costs if the building is landmarked. Martens said that is a good idea. Ryan said that the administration has said that this is the school board's way of having less buildings.

Miller said that he was part of the Wausau School District for 32 years and asked if there have been any connections with the superintendent or a sit down meeting. Martens said that there hasn't been. Lenz said that the resolution would be the first official action. He said some members of the commission have reached out individually. Lenz said that the resolution does not specifically oppose the referendum, just that the building should be preserved. Ryan said that she has connected with members of the school district and was told that they are going along with what the administration wants. The school did not allow a meeting to be conducted outside of the school. There are a lot of residents talking about the school and they do not want it taken down.

Miller said that the school district is probably busy with a lot at this time and the school board's hands are probably tied with the referendum. Martens asked Miller if he is in favor of the resolution. Miller agreed and said that there is merit in putting a foot in the door. Ryan said that the school district admitted to not reaching out the community. Martens said that this would be a way of getting their attention and make the City Council aware. Lenz added that the resolution is not to designate it as a landmark, but verbiage about landmarking for financial incentives could be added.

Miller motioned to approve the resolution supporting the preservation of the building at 500 North 4th Avenue. Martens seconded, and the motion carried unanimously 5-0.

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

RESOLUTION OF THE TRANSIT COMMISSION

Supporting legislation to enable the creation of regional transit authorities

Committee Action: Approved 5-0

Fiscal Impact: None

File Number: 20-0908

Date Introduced: September 22, 2020

RESOLUTION

WHEREAS, regional transportation systems are essential for citizens to conduct daily life, stay connected to the community, and participate in the local economy, and

WHEREAS, reliable, affordable, transportation connects workers with jobs and employers with workers; helps families sustain household income; and enables seniors to be active and independent and remain in their homes, and

WHEREAS, city bus service and ADA paratransit for persons with disabilities are now available only in the City of Wausau, while key destinations for employment, medical care and retail activity lie outside Wausau boundaries, and

WHEREAS, the cost and lack of ADA accessibility of transit alternatives in the Wausau area are significant barriers for low-income populations and people with disabilities, and

WHEREAS, current state limits on local property taxes may prevent Wausau area municipalities from dedicating local revenues for expanding transit services to serve citizens throughout the Wausau region, and

WHEREAS, Regional Transit Authority enabling legislation could provide local governments with options for financing regional transit services.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wausau that the Common Council of the City of Wausau supports changes to Wisconsin Statutes that would enable local governments to create Regional Transit Authorities.

Approved:

Katie Rosenberg, Mayor

TRANSIT COMMISSION MINUTES

Date and Time: The Transit Commission met on Thursday, June 18, 2020 at 1:15 P.M. at Wausau City Hall, 407 Grant St., Wausau, WI.

Members Present: Kathi Zoern, Pat Peckham, Debra Ryan, Becky McElhaney, Jen Bizzotto

Also Present: Greg Seubert (Metro Ride), Rebecca Bliven (Metro Ride), Dave Mack (MPO), Andrew Lynch (MPO), Anne Jacobson (City of Wausau)

In accordance with Chapter 19 of the Wisconsin Statutes, notice of this meeting was posted and sent to the Wausau Daily Herald in the proper manner. The meeting was called to order by Becky McElhaney after noting a quorum was present.

Public Comments

Peckham asked Seubert to contact Emmerich Properties and the builder regarding a possible bus shelter at the old Ponderosa Motel location.

Approval of Minutes

Peckham moved to approve the minutes of the May 21, 2020 meeting. Zoern seconded the motion. Motion carried.

Transit Commission Meeting Dates, Times, and Location

McElhaney said the current meeting time makes it difficult for her to attend when school is in session. She would prefer a 2:30 p.m. or 3:00 p.m. meeting start time. Seubert asked if the meetings would be recorded. McElhaney said that she would like the Transit Commission Meetings to be more transparent and to be recorded. Because the council chambers is booked until 4:00 p.m. on Thursdays, McElhaney made a motion to change the meeting time to 4:00 p.m. in Council Chambers. Peckham asked Jacobson if court often runs over. She said that it sometimes does. McElhaney rescinded her motion and made a new motion to change the meeting time to 4:15 p.m. in Council Chambers. Peckham seconded. Motion carried.

Metro Ride Developments Related to Covid-19

Seubert referred to the packet, which lists the current social distancing protocols. They include: suspended fare collection; loading passengers through the rear door when possible; and maintaining a six foot distance between passengers. Seubert feels there will be pressure to diminish protocols as passenger loads increase. Seubert asked the commission how long fares should be suspended. Seubert said that he would like to be able to provide riders with a longer-term answer as the office has been getting a lot of questions. Peckham made a motion that fare collection be suspended through December 2020 and begin a reevaluation in November 2020. Zoern seconded. Motion carried.

Seubert said that he is not ready to lessen the 10 person per bus requirement. Seubert added that the CDC announced that they are shipping out face coverings for passengers. He is not sure what that means for Metro Ride but once they are in hand, it may be possible for face masks to be required for passengers. McElhaney does not feel comfortable going against CDC guidelines even if the school district is willing to become more relaxed with the recommendations. McElhaney added that she does not think it is right to put drivers and other employees at risk by carrying more passengers (including students) than the guidelines recommend. Ryan said that there is no way Metro Ride could accommodate larger passenger loads while maintaining a six-foot distance between passengers. Seubert said that the district is looking to have a plan in place by the end of June. He added that even if they have a plan is adopted, it may change. Peckham moved to have a uniform application of Covid-19 standards across all routes and to continue the capacity and social distancing protocols currently being

implemented. He would be open to reconsideration prior to the school year. Zoern seconded. Motion carried.

Transit Ridership and Stakeholder Outreach

Lynch said that he and Seubert met prior to Covid-19 to come up with ideas to increase ridership. The ideas include the following: providing more service; having an agreement with the school district that would allow students to ride free year-round with contribution from the district; community engagement, such as an ambassador program; more marketing-social media or traditional marketing; improving the product by hiring a utility worker to better clean the buses and facilities; having a mobility manager to conduct trainings; and real-time customer information, such as Google maps. Lynch added that he is currently working with IT to get information on Google Maps. McElhaney said that there are agencies in the area that provide training on how to use the Metro Ride system. Seubert added that the school district also provides training. McElhaney said that the list looks good but since ridership is being limited to ten riders, increasing ridership should be put on hold. Lynch suggested that the issue be revisited once restrictions start to be lifted.

McElhaney asked if hiring a consultant could be covered by the CARES funds. Seubert said that as long as the consultant is transit specific, it would be. Seubert said that the thing to remember with the CARES money is that it is a one-time pot of money. Peckham asked what the impact would be if the decision was made to let students ride for free year-round. Seubert said that 40-50% of ridership annually is made up of students so it would have a significant impact on the budget. This proposal means that the district would kick in more money than they currently do, becoming a “sponsor” of the free rides for students. Lynch said that that item was really more of a “wish item” and there are much better options to pursue in order to increase ridership. Peckham suggested taking a closer look at some marketing strategies that have worked for other communities. Seubert said that he is aware of a marketing firm that is being used by Valley Transit and he would be interested to know that they are doing for them and what the cost is.

No action taken.

Pilot Route Proposal for Transit Service to Rib Mountain

Seubert said that this item is being discussed by the Marathon County Transportation Coordinating Committee. The proposal is to provide limited service to Rib Mountain between 8 a.m. and 2 p.m. on a Friday. Metro Ride would partner with Marathon County as the entity that would come to some financial agreement in order to cross municipal boundaries. The intention was for the Marathon County Board to consider this as part of their 2020 budget. Seubert said that he is not sure where it went from there. Mack added that this was talked about again back in February but did not come to any resolution. At that point, they suggested that Lynch and Mack work with Seubert to come up with a proposal to see how timing would work and what the cost would look like. Mack said that he knows that Marathon County is working through its own issues with 2020 budget shortfalls but it is on the agenda for the Transportation Coordinating Committee next week to discuss whether or not they want to pursue it. Lynch added that he feels it is important to provide clarity about who is doing the funding post pilot project. Seubert said that the timing of the proposal may not be the best considering capacity is limited on buses and many retailers are open limited hours. Zoern agreed that the program should be launched when the best outcome is possible.

No action taken.

Transit Service for JoJo’s Jungle Playground

Peckham said that Tom Kilian, District 3 Alderperson, brought the idea to the Transit Commission. Kilian wondered if it was possible to provide some bus service to students that would benefit from visiting the playground. The playground is in Brockmeyer Park, which is outside of the Metro Ride

service area. Possible scenarios are currently being discussed. Peckham asked if paratransit service ever runs on Saturday. Zoern said that it only runs Monday-Friday. Peckham asked if parents would be allowed to ride on the paratransit bus with a child. Seubert said they would, but they would have to pay the fare. Personal care attendants would ride for free.

Peckham asked if there is an organization that works with children with disabilities to see if there would be interest in the service. McElhaney suggested reaching out to the school district. Kilian said that it should not be “if”, it should be “how” and “when” this service can happen. McElhaney said that it is difficult to build a model until demand is quantified. Peckham asked if it would be possible to do a trial of the service during the summer of 2020. Jacobson advised against transporting children to the playground given the current circumstances and the “play at your own risk” restrictions.

Peckham suggested that Seubert reach out to the Wausau School District about community interest in providing paratransit service to the playground, possibly starting in the fall. Ryan said that there is a local autism society that may also have some helpful information.

No action taken.

Transit Service & Amenities for Island Place Apartments

Seubert shared that County Board member William Harris requested a bus stop and shelter be placed at the Island Place Apartments. Seubert said that it would require modifying an existing route or adding an additional route. At this point, adding an additional route would be out of the realm of possibility. There are two routes in that area. One is the “A” route. There may be time, but there would have to be trade-offs. The other route is the “J” route. Seubert said that it is important to look at the Title VI plan to make sure that all demographics are served if areas are eliminated in order to add Island Place to an existing route. Seubert added that all of the routes are currently stretched further than would be ideal. As service has been eliminated, gaps in the existing service were created. This means trying to cover the same area with fewer routes. Zoern asked how many people from Island Place would qualify for paratransit because it is within 3/4 of a mile from a regular bus route. Seubert said that there are a few individuals currently using that service. Tom Kilian stated that after speaking with residents at Island Place apartments, the need for a bus route became apparent. Ryan said that there could also be a bus stop at Opportunity Inc., the farmer’s market, as well as Fern Island. Seubert said that with the existing resources, it would be very difficult to serve River Drive without abandoning another part of a route. It is an area that he would like to serve, but resources are limited. Peckham asked if the financial situation for transit improved whether or not this would be moved to the top of the priority list. Seubert said that if we were going to add service to somewhere else, and we were looking for a way to exit downtown while also serving an area where there is a gap, this would be it.

No action taken.

Resolution in Support of RTA Authorizing Legislation

Seubert provided a draft Regional Transit Authority (RTA). Currently, there is no pending bill regarding RTA’s. So, in terms of strategy, Seubert said that he isn’t sure if it makes sense to pass a resolution at this point or if legislators should be contacted to request the introduction of RTA legislation. Peckham responded that it isn’t a good idea to wait for someone to get the idea to introduce legislation. He would like to send the resolution to the legislators with a personal letter from the mayor.

Ryan added that she attended a meeting with the Weston board and they were trying to attract new people to work in the area and the issue of transit came up. McElhaney said that historically, the other municipalities have not had any interest in transit. Mack said that they have not recently heard anything from Weston regarding transit. He said that he would reach out to the staff in Weston to see if they could help through the board. Seubert said that every RTA bill that has been introduced in Wisconsin

involved two or more municipalities creating an RTA. The RTA opportunity was not available to individual municipalities.

Peckham asked what the best way to pursue support around area municipalities would be. Mack said that the MPO did take action on a resolution but it would make sense for the mayor to reach out to the other communities. He feels that would be beneficial. When the transit plan for the area was being developed, it was being done from the MPO's perspective. Mack said that it may now be an opportunity for the mayor to step forward to talk to the other communities to see what the interest would be. Zoern asked if this topic could be brought up in the Marathon County Transportation Coordinating Committee meeting. Mack said that he would add it to the agenda. Seubert clarified that this resolution is asking to authorize legislation. This means that we aren't asking legislators to create any RTA's, we are asking for the ability to organize locally and create RTA's if the process is followed.

Peckham moved to send the resolution to the MPO and the Mayor and ask them to work together to summon as much support as possible from surrounding municipalities. Mack said that it would be helpful if every community supported a similar resolution. Peckham feels it would be beneficial to take this to the Common Council once an interested group has been established. Motion carried.

Future Agenda Items

- Transit Service & Amenities for Island Place Apartments
- Bus Shelter for former Ponderosa Motel location
- Pilot Route Proposal for Rib Mountain

Zoern moved to adjourn the meeting. Peckham seconded the motion. Motion carried.

Respectfully submitted,

Becky McElhaney, Chairperson

rb

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

RESOLUTION OF THE COMMON COUNCIL

Approving COVID-19 Related Mask Requirement in City-Owned Facilities

Committee Action: Pending

REVISED

Fiscal Impact: None

File Number: 20-0712

Date Introduced: September 22, 2020

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 COVID-19 pandemic continues throughout the United States, including throughout the State of Wisconsin and the City of Wausau; and

WHEREAS, the City has an obligation under Wis. Stat. §62.11(5) to act “for the health, safety, and welfare of the public” to protect residents and employees; and

WHEREAS, evidence suggests that COVID-19 spreads mainly from person to person through respiratory droplets when a person infected with the disease, symptomatic or not, coughs, sneezes, or talks; and further, that wearing a cloth face covering reduces the risk of a person with a COVID-19 infection from spreading the infection to others and can also protect people without an infection from exposure to droplets that may contain the virus; and

WHEREAS, the Centers for Disease Control and the Wisconsin Department of Health Services advise that wearing a cloth face covering reduces the spread of COVID-19; and

WHEREAS, Governor Evers issued an order requiring the wearing of face coverings effective 12:01 AM on August 1, 2020 and expiring at midnight on September 28, 2020; and

WHEREAS, Marathon County COVID-19 Order #1 provides that pursuant to Wis. Stat. §252.03(1)(2), the Health Officer recommends the use of a mask or cloth face covering when physical distancing of six (6) feet between people not residing in a single living unit or household is impractical.

NOW THEREFORE BE IT RESOLVED, by Mayor Katie Rosenberg and the Common Council of the City of Wausau, that all persons in a City-owned facility shall be required to wear a cloth face covering which fully covers their mouth and nose, beginning on September 29, 2020 at 12:01 AM, and continuing through December 31, 2020. This includes members of the public, vendors and all employees.

BE IT FURTHER RESOLVED that this Resolution shall apply to the following City-owned facilities:

1. City Hall – 407 Grant Street
2. Airport – Woods Place
3. Community Development Authority – 550 E. Thomas Street
4. Central Fire Station – 606 East Thomas Street
5. Station #2 – 3017 Seymour Lane
6. Station #3 – 800 East Bridge Street
7. Metro Ride – 420 Plumer Street
8. Public Safety Building – 515 Grand Avenue
9. Public Works – 400 Myron Street
10. Water Treatment Plant – 1801 N. River Drive
11. Meter Department – 1701 N. River Drive
12. Wastewater Treatment Plant – 435 Adrian Street
13. Metro Ride busses

BE IT FURTHER RESOLVED that this Resolution shall not apply to:

1. Employees within their workspace, who are alone or in the presence of household members, in a room or enclosed space, or employees sharing a room or enclosed space, but separated by a Director-approved barrier.
2. Employees alone in a City vehicle, except bus operators who are subject to a separate Metro Ride protocol.
3. Children under the age of 5 who need to enter a City facility.
4. Early voters entering City Hall, while engaged in the activity of early voting at Clerk/Customer Service, as well as voters on election day, all as prohibited by the Wisconsin Elections Commission.

Approved:

Katie Rosenberg, Mayor



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

MEMO

TO: Mayor Katie Rosenberg
Common Council Members

FROM: Anne Jacobson, City Attorney 

DATE: September 16, 2020

RE: COVID-Related Face-Covering Requirements

Background:

On March 18, 2020, the Council amended Rule 2 of Ch. 2.16, WMC, to allow for its members to appear remotely, establish a quorum, and vote by roll call. At the same time, use of the same technology was established to allow for the viewing and listening public to attend government meetings. Information appears on each agenda, allowing this to happen.

On June 9, 2020, the Council took action to sunset this amendment after October 1, 2020.

On August 11, 2020, the Council took further action to amend this Rule, to restrict remote attendance to consider open session agenda items only, and requiring attendance in person at closed sessions for the purpose of establishing a quorum, and being allowed to vote. Likewise, this amendment is of no further force and effect after October 1, 2020.

Effective 12:01 a.m. on August 1, 2020, Governor Evers ordered the wearing of face coverings statewide. This Emergency Order #1 expires on September 28, 2020, or by a subsequent superseding emergency order. Additionally, only legislative action can extend this Order. There is also a court action, challenging this Order, pending.

Action Required:

If it is the Council's desire to return to meeting in person, no further action will need to be taken at its September 22, 2020, meeting. Beginning October 2, 2020, Council members will need to appear in person for committee and Council meetings. If not, two resolutions have been prepared for your consideration, allowing for the extension of such amendments beyond October 1.

In consultation with the Mayor and Council President, representing the body, I have been directed to prepare items for your consideration which would accomplish the following:

- Continue to require the wearing of masks by City employees beyond September 28, 2020
- Require Council members to appear in person to participate in meetings
- Continue to allow the public a dial-in option to listen to meetings and an e-mail option to submit public comment
- Require any person entering a City-owned facility to wear a mask (except for early voting)

The first item can be accomplished by prior Resolution, allowing the Mayor to administer this requirement under the Employee Handbook.

The second item will automatically take effect on October 2, 2020 if no further action is taken.

The third item can simply be continued to be offered for any period of duration.

The fourth item can be accomplished through the attached Resolution, which would apply to Council members attending meetings.



The State of Wisconsin

OFFICE OF THE GOVERNOR

EMERGENCY ORDER #1

Relating to preventing the spread of COVID-19 by requiring face coverings in certain situations

WHEREAS, on July 30, 2020, I issued Executive Order #82, declaring a public health emergency to combat the uncontrolled spread of COVID-19 throughout the State of Wisconsin;

WHEREAS, on July 26, 2020, the President's COVID-19 task force recommended that Wisconsin consider adopting a statewide face covering requirement due to the increasing number of confirmed COVID-19 cases;

WHEREAS, face coverings are a proven, effective way to slow the spread of COVID-19 without having a significant impact on people's day-to-day lives;

WHEREAS, the Centers for Disease Control (CDC) has called on Americans to wear face coverings, with the CDC director stating, "[c]loth face coverings are one of the most powerful weapons we have to slow and stop the spread of the virus – particularly when used universally within a community setting. All Americans have a responsibility to protect themselves, their families, and their communities";

WHEREAS, published scientific research has shown that the probability of transmission during exposure between a person infected with COVID-19 to an uninfected person is 17.4 percent if face coverings are not worn, and 3.1 percent if face coverings are worn;

WHEREAS, modeling by the University of Washington's Institute for Health Metrics and Evaluation estimates that a face covering requirement in Wisconsin could save more than 500 lives by October 1 if 95 percent of Wisconsinites wear a face covering in public;

WHEREAS, states across the nation have recognized the importance and effectiveness of face coverings, with 31 states implementing requirements for face coverings in different settings, including: Alabama, Arkansas, California, Colorado, Connecticut, Delaware, Hawaii, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Montana, Nevada, New Jersey, New Mexico, New York, North Carolina, Ohio, Oregon, Pennsylvania, Rhode Island, Texas, Vermont, Virginia, Washington, and West Virginia;

WHEREAS, Wisconsin must do its part to stop the spread of COVID-19 in the United States, which is leading the world in COVID-19 cases and deaths;

WHEREAS, COVID-19 is not only a threat to public health, but also to our economy;

WHEREAS, widespread use of face coverings will slow the spread of COVID-19, allowing Wisconsin's economy to move forward by making sure businesses can stay open and jobs are available;

WHEREAS, all Wisconsinites are called upon to join in the collective effort to stop the devastating impact of COVID-19 by wearing a face covering, not harassing or threatening Wisconsinites who wear a face covering, and showing patience and compassion for those who are unable to wear a face covering safely;

WHEREAS, “Our Constitution principally entrusts ‘[t]he safety and the health of the people’ to the politically accountable officials of the States ‘to guard and protect.’” *S. Bay United Pentecostal Church v Newsom*, 140 S. Ct. 1613, (Mem)-1614 (2020) (quoting *Jacobson v. Massachusetts*, 197 U.S. 11, 38 (1905));

WHEREAS, Section 323.12(4)(b) of the Wisconsin Statutes authorizes the Governor to issue “such orders as he or she deems necessary for the security of persons and property” during an emergency; and

WHEREAS, based on input from state and local public health officials, medical professionals, and business leaders, I have determined that a statewide face covering requirement is necessary to protect persons throughout the State of Wisconsin from COVID-19.

NOW, THEREFORE, I, TONY EVERS, Governor of the State of Wisconsin, by the authority vested in me by the Constitution and the laws of this state, and specifically Section 323.12 of the Wisconsin Statutes, hereby order the following:

1. DEFINITIONS.

- a. “Enclosed space” means a confined space open to the public where individuals congregate, including but not limited to outdoor bars, outdoor restaurants, taxis, public transit, ride-share vehicles, and outdoor park structures.
- b. “Face covering” means a piece of cloth or other material that is worn to cover the nose and mouth completely. A “face covering” includes but is not limited to a bandana, a cloth face mask, a disposable or paper mask, a neck gaiter, or a religious face covering. A “face covering” does not include face shields, mesh masks, masks with holes or openings, or masks with vents.
- c. “Physical distancing” means maintaining at least six feet of distance from other individuals who are not members of your household or living unit.

2. FACE COVERING REQUIRED. Every individual, age five and older, in Wisconsin shall wear a face covering if both of the following apply:

- a. The individual is indoors or in an enclosed space, other than at a private residence; and;
- b. Another person or persons who are not members of individual’s household or living unit are present in the same room or enclosed space.

Face coverings are strongly recommended in all other settings, including outdoors when it is not possible to maintain physical distancing.

3. EXCEPTIONS.

- a. Individuals who are otherwise required to wear a face covering may remove the face covering in the following situations:
 - i. While eating or drinking.
 - ii. When communicating with an individual who is deaf or hard of hearing and communication cannot be achieved through other means.

- iii. While obtaining a service that requires the temporary removal of the face covering, such as dental services.
- iv. While sleeping.
- v. While swimming or on duty as a lifeguard.
- vi. While a single individual is giving a religious, political, media, educational, artistic, cultural, musical, or theatrical presentation for an audience, the single speaker may remove the face covering when actively speaking. While the face covering is removed, the speaker must remain at least 6 feet away from all other individuals at all times.
- vii. When engaging in work where wearing a face covering would create a risk to the individual, as determined by government safety guidelines.
- viii. When necessary to confirm the individual's identity, including when entering a bank, credit union, or other financial institution.
- ix. When federal or state law or regulations prohibit wearing a face covering.

b. In accordance with CDC guidance, the following individuals are exempt from the face covering requirement in Section 2:

- i. Children between the ages of 2 and 5 are encouraged to wear a mask when physical distancing is not possible. The CDC does not recommend masks for children under the age of 2.
- ii. Individuals who have trouble breathing.
- iii. Individuals who are unconscious, incapacitated, or otherwise unable to remove the face covering without assistance.
- iv. Individuals with medical conditions, intellectual or developmental disabilities, mental health conditions, or other sensory sensitivities that prevent the individual from wearing a face covering.
- v. Incarcerated individuals. The Wisconsin Department of Corrections shall continue to comply with COVID-19 protocols to ensure the health and safety of its staff and individuals in its care. Local governments are strongly encouraged to continue or create COVID-19 protocols to ensure the health and safety of their staff and individuals in their care.

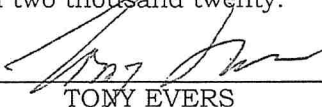
4. LEGISLATURE AND JUDICIARY. State facilities or offices under the control of the Wisconsin State Legislature or the Wisconsin Supreme Court are exempt from this Order. The Wisconsin State Legislature and the Wisconsin Supreme Court may establish guidelines for face coverings that are consistent with the specific needs of their respective branches of government.

5. PRESERVATION OF MEDICAL SUPPLIES. To conserve limited supplies of N95 masks and other medical-grade supplies, individuals are discouraged from using such supplies as face coverings.

6. LOCAL ORDERS. This Order supersedes any local order that is less restrictive. Local governments may issue orders more restrictive than this Order.

- 7. ENFORCEMENT.** This order is enforceable by civil forfeiture of not more than \$200. Wis. Stat. § 323.28.
- 8. SEVERABILITY.** If any provision of this Order or its application to any person or circumstances is held to be invalid, the remainder of the Order, including the application of such part or provision to other individuals or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.
- 9. DURATION.** This Order shall enter into effect at 12:01 am on Saturday, August 1, 2020. This Order shall expire on September 28, 2020, or by a subsequent superseding emergency order.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great seal of the State of Wisconsin to be affixed. Done at the Capitol in the City of Madison this thirtieth day of July in the year of two thousand twenty.



TONY EVERS
Governor

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

ORDINANCE OF COMMON COUNCIL			
Amending Chapter 2.16 Standing Rules of the Common Council Rule 2 – Quorum Required and Rule 4 – Absence of Members			
Committee Action:	Pending	Ordinance Number:	
Fiscal Impact:	None		
File Number:	02-0432	Date Introduced:	September 22, 2020

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

Add ()

Section 1. That Rule 2, Quorum Required, is hereby amended to read as follow:

RULE 2 – QUORUM REQUIRED

A quorum is necessary for the transaction of any council business. Two-thirds (2/3) of all members of the council, excluding the mayor, shall constitute a quorum. Vacant seats shall be counted to determine whether or not a quorum is present. Members may appear in person or by any method of remote technology, including by telephone or videoconference. A quorum may be established through participation by any method of remote technology and members shall be allowed to vote by telephone by roll call vote.

Section 2. That Rule 4, Absence of Members, is hereby amended to read as follows:

RULE 4 – ABSENCE OF MEMBERS

If an alderman for any reason cannot attend either in person or by telephonic or videoconference means, a regularly scheduled meeting, he or she shall notify the city clerk, before the meeting in question, of his or her anticipated absence. The alderman's absence shall be entered into the council's record.

Section 3. These amendments shall be in force and effect through December 31, 2020.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. This ordinance shall be in full force and effect on the day after its publication.

Adopted:
Approved:
Published:
Attest:

Approved:

Katie Rosenberg, Mayor

Attest:

Leslie M. Kremer, Clerk

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

ORDINANCE OF COMMON COUNCIL

Amending Chapter 2.16 Standing Rules of the Common Council Rule 2 – Quorum Required and Rule 4 – Absence of Members

Committee Action: Pending

Ordinance Number:

Fiscal Impact: None

File Number: 02-0432

Date Introduced: June 9, 2020

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

Add ()

Section 1. That Rule 2, Quorum Required, is hereby amended to read as follow:

RULE 2 – QUORUM REQUIRED

A quorum is necessary for the transaction of any council business. Two-thirds (2/3) of all members of the council, excluding the mayor, shall constitute a quorum. Vacant seats shall be counted to determine whether or not a quorum is present. Members may appear in person or by any method of remote technology, including by telephone or videoconference. A quorum may be established through participation by any method of remote technology and members shall be allowed to vote by telephone by roll call vote.

Section 2. That Rule 4, Absence of Members, is hereby amended to read as follows:

RULE 4 – ABSENCE OF MEMBERS

If an alderman for any reason cannot attend either in person or by telephonic or videoconference means, a regularly scheduled meeting, he or she shall notify the city clerk, before the meeting in question, of his or her anticipated absence. The alderman's absence shall be entered into the council's record.

Section 3. These amendments shall no longer be in force and effect after October 1, 2020.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. This ordinance shall be in full force and effect on the day after its publication.

Adopted:
Approved:
Published:
Attest:

Approved:

Katie Rosenberg, Mayor

Attest:

Leslie M. Kremer, Clerk

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

ORDINANCE OF COMMON COUNCIL			
Amending Chapter 2.16 Standing Rules of the Common Council Rule 2 – Quorum Required and Rule 4 – Absence of Members			
Committee Action:	Approved 8-2	Ordinance Number:	61-5833
Fiscal Impact:	None		
File Number:	02-0432	Date Introduced:	March 18, 2020

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

Add ()

Section 1. That Rule 2, Quorum Required, is hereby amended to read as follow:

RULE 2 – QUORUM REQUIRED

A quorum is necessary for the transaction of any council business. Two-thirds (2/3) of all members of the council, excluding the mayor, shall constitute a quorum. Vacant seats shall be counted to determine whether or not a quorum is present. Members may appear in person or by any method of remote technology, including by telephone or videoconference. A quorum may be established through participation by any method of remote technology and members shall be allowed to vote by telephone by roll call vote.

Section 2. That Rule 4, Absence of Members, is hereby amended to read as follows:

RULE 4 – ABSENCE OF MEMBERS

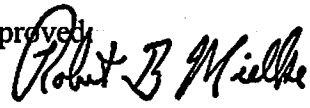
If an alderman for any reason cannot attend either in person or by telephonic or videoconference means, a regularly scheduled meeting, he or she shall notify the city clerk, before the meeting in question, of his or her anticipated absence. The alderman's absence shall be entered into the council's record.

Section 3. These amendments shall no longer be in force and effect upon the termination of the State's public health emergency declaration with regard to COVID-19.

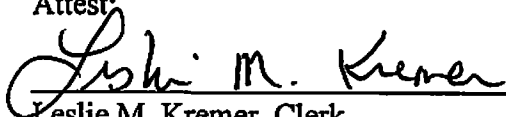
Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. This ordinance shall be in full force and effect on the day after its publication.

Adopted: 3/18/20
Approved: 3/19/18
Published: 3/21/20
Attest: 3/19/20

Approved: 

Robert B. Mielke, Mayor

Attest:


Leslie M. Kremer, Clerk

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

ORDINANCE OF THE COMMON COUNCIL

Amending Chapter 2.16 Standing Rules of the Common Council Rule 2 – Quorum Required

Committee Action: Pending

Ordinance Number:

Fiscal Impact: None

File Number: 02-0432

Date Introduced: September 22, 2020

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

Add ()

Section 1. That Rule 2, Quorum Required, is hereby amended to read as follow:

RULE 2 – QUORUM REQUIRED

A quorum is necessary for the transaction of any council business. Two-thirds (2/3) of all members of the council, excluding the mayor, shall constitute a quorum. Vacant seats shall be counted to determine whether or not a quorum is present. Members may appear in person or by any method of remote technology, including by telephone or videoconference, for any agenda item in which the discussion and/or action will occur in open session. A quorum may be established through participation by any method of remote technology and members shall be allowed to vote by telephone by roll call vote, for any agenda item in which the discussion and/or action will occur in open session. Members shall not be counted for purposes of establishing a quorum, or be allowed to vote, on any matter which is held closed session, unless such member is present for the discussion and action of the closed session matter in person.

Section 2. These amendments shall be in force and effect through December 31, 2020.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall be in full force and effect on the day after its publication.

Adopted:
Approved:
Published:
Attest:

Approved:

Katie Rosenberg, Mayor

Attest:

Leslie M. Kremer, Clerk

ORDINANCE OF THE COMMON COUNCIL

Amending Chapter 2.16 Standing Rules of the Common Council Rule 2 – Quorum Required

Committee Action: Approved 5-0

Ordinance Number: 61-5846

Fiscal Impact: None

File Number: 02-0432

Date Introduced: August 11, 2020

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

Add ()

Section 1. That Rule 2, Quorum Required, is hereby amended to read as follow:

RULE 2 – QUORUM REQUIRED

A quorum is necessary for the transaction of any council business. Two-thirds (2/3) of all members of the council, excluding the mayor, shall constitute a quorum. Vacant seats shall be counted to determine whether or not a quorum is present. Members may appear in person or by any method of remote technology, including by telephone or videoconference, for any agenda item in which the discussion and/or action will occur in open session. A quorum may be established through participation by any method of remote technology and members shall be allowed to vote by telephone by roll call vote, for any agenda item in which the discussion and/or action will occur in open session. Members shall not be counted for purposes of establishing a quorum, or be allowed to vote, on any matter which is held closed session, unless such member is present for the discussion and action of the closed session matter in person.

Section 2. These amendments shall no longer be in force and effect after October 1, 2020.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall be in full force and effect on the day after its publication.

Adopted: 8/12/20

Approved: 8/13/20

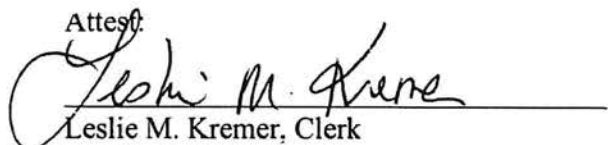
Published: 8/15/20

Attest: 8/13/20

Approved:


Katie Rosenberg, Mayor

Attest:


Leslie M. Kremer, Clerk

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

RESOLUTION OF THE FINANCE COMMITTEE

Approving budget modification request for completing Phase II environmental testing at 1300 Cleveland Avenue and approving contract with GEI Consultants

Committee Action: Pending

Fiscal Impact: \$37,000

File Number: 20-0911

Date Introduced: September 22, 2020

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: \$37,000</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 City has had inquiries related to the purchase of 1300 Cleveland Avenue; and

WHEREAS, there are environmental concerns on the property and Phase II testing was recommended by your Economic Development Committee at their August 4, 2020 meeting; and

WHEREAS, a request for proposals was issued on August 26, 2020; and

WHEREAS, your Board of Public Works, on September 16, 2020, opened proposals from seven consultants; and

WHEREAS, your Board of Public Works, at their September 22, 2020 meeting, recommended selecting GEI Consultants for the Phase II environmental testing at 1300 Cleveland Avenue.

WHEREAS, your Finance Department, at their September 22, 2020 meeting reviewed and recommended that payment for the Phase II testing at 1300 Cleveland Avenue be taken from the Environmental Fund.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wausau that the proper City officials are hereby authorized to enter into a contract with GEI Consultants for the Phase II environmental testing at 1300 Cleveland; and

BE IT FURTHER RESOLVED that the proper City officials are hereby authorized and directed to modify the 2020 budget as indicated and publish such transfer in the official newspaper.

Approved:

Katie Rosenberg, Mayor



TO: Finance Committee

FROM: Eric Lindman, P.E.
Director of Public Works & Utilities

DATE: September 22, 2020

SUBJECT: Budget Modification for 1300 Cleveland Ave – Phase II Environmental Testing

The Economic Development Committee requested staff to prepare an RFP for Phase II soil/groundwater testing at 1300 Cleveland Ave. The proposals were opened on September 15, 2020 and we received 7 proposals for review. The proposals were reviewed based on the criteria established in the RFP and the results were as follows:

Proposals Received	Ranked Scores	Proposal Costs
Ayres	15.25	\$ 47,275.00
Antea Group	15.53	\$ 57,800.00
Intertek PSI	10.35	\$ 31,531.00
Tetra Tech	16.75	\$ 47,000.00
GEI	19.00	\$ 34,700.00
REI	17.28	\$ 37,939.00
AECOM	18.85	\$ 25,000.00

Staff has recommended awarding the work to GEI Consultants in the amount of \$34,700 and is requesting a budget modification in order to proceed. The Budget modification requested is for \$37,000 which will allow a contingency amount of \$2,300 to be used in the event additional sampling is determined to be done based on field analysis at the discretion of staff.

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

**JOINT RESOLUTION OF THE HUMAN RESOURCES
AND FINANCE COMMITTEE**

Authorizing CCIT Inclusion on the City's health, dental, vision and All State insurance plan design for 2021.

Committee Action: HR Comm: Approved 5-0
 Fin Comm: *Pending*

Fiscal Impact:

File Number: 12-1012

Date Introduced: September 22, 2020

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, in 2016 the Common Council approved CCIT's inclusion on the City's health, dental, vision and All State insurance plans for three years (2017-2020), and;

WHEREAS, the City of Wausau Human Resources Department investigated and confirmed that CCIT can continue to be carried on these insurance plans in 2021 at no added renewal costs to the City, and;

WHEREAS, the City of Wausau will likely experience cost saving by granting CCIT inclusion, because the other benefit options available to CCIT are more costly and the City funds a prorated portion of CCIT's benefits via CCIT's funding agreement, and;

WHEREAS, the City of Wausau will likely go to market for health insurance costs in 2022 and the benefit of CCIT inclusion to the City may change at that time, and;

WHEREAS, your Human Resources and Finance Committees recommend approving CCIT inclusion in the above-named insurance plans for 2021, and;

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Wausau that the City of Wausau approve the inclusion of CCIT employees on the City's health, dental, vision and All State insurance plans for 2021.

Approved:

Kate Rosenberg, Mayor

DRAFT

**CITY OF WAUSAU HUMAN RESOURCES COMMITTEE
MINUTES OF OPEN SESSION**

DATE/TIME: September 14, 2020 at 4:30 p.m.
LOCATION: City Hall (407 Grant Street) – Council Chambers
MEMBERS PRESENT: Dawn Herbst, Lou Larson, Michael Martens, Becky McElhaney, James Wadinski
MEMBERS ABSENT:
Also Present: Mayor Rosenberg, T. Vanderboom, M. Barnes, M. Groat, E. Lindman, R. Rubow

Discussion and Possible Action Including CCIT on the City of Wausau Insurance Plans.

Vanderboom said that 3 years ago the HR Committee and Council approved to include CCIT on the City's insurance plans for 3 years; that expires this year. Vanderboom said that there is no negative impact to keep CCIT employees on the City's insurance plans. Vanderboom recommended a one year agreement since the City will be going to market for insurance next year and does not want to tie CCIT into anything if they have a better option next year.

Motion by Wadinski to include CCIT on the City of Wausau insurance plans for one year. Second by Martens. All ayes. Motion passed 5-0.

Human Resource Committee Packet

September 14, 2020

Agenda Item
Discussion and Possible Action Approving 2021 Health, Dental and Supplemental Insurance Plan.
Background
The City of Wausau approved CCIT staff to be included on the City's insurance plans for three years, from 2017-2020. USI Insurance Services evaluated the impact of CCIT inclusion, and determined that including CCIT employees had minimal impact on the City's renewal rates. The City is likely to go to market for insurance rates next year, so the inclusion is only recommended for one year. The impact should be reevaluated when the City goes to market.
Fiscal Impact
Staff Recommendation
Approve CCIT inclusion in the City of Wausau insurance plans for 2021.
Staff contact: Toni Vanderboom (715-261-6634)

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

**JOINT RESOLUTION OF THE HUMAN RESOURCES
AND FINANCE COMMITTEE**

Authorizing health, dental and supplemental insurance plan design for 2021.

Committee Action: HR Comm: Approved 5-0
 Fin Comm: *Pending*

Fiscal Impact:

File Number: 12-1012

Date Introduced: September 22, 2020

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 Human Resources and Finance Committees have reviewed the recommended changes to the City's employee benefit program to include health plan and dental design to be offered to employees in 2020, and;

WHEREAS, the proposed benefit program includes continuing with the City's current vendors and plan designs for health, dental, and other insurances but recommends a vendor and plan change for vision insurance, and;

WHEREAS, the proposed benefit program contains a 5.5% increase in health insurance premium costs but no change in plan design or vendor, and;

WHEREAS, this 5.5% increase represents a cost savings of 5% over the 2020 maximum increase negotiated with this vendor in 2019, and;

WHEREAS, your Human Resources and Finance Committees approve the authorization and recommendation to continue to offer Health Savings Account eligible plans, which further promote health plan consumerism and cost savings by further engaging and informing individuals on the issues of health care costs, and;

WHEREAS, both your Human Resources Committee and your Finance Committee recommend keeping the dental premiums flat, and;

WHEREAS, both your Human Resources Committee and your Finance Committee recommend changing vision provider to DeltaVision at an increased copay but lowered premium rate, which will provide more covered providers preferred by employees according to a recent Human Resources Department survey,

WHEREAS, both your Human Resources and Finance Committees approve the adjustment of the HSA and FSA contribution limits as necessary to remain compliant with IRS and other federal regulations, and;

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Wausau that the City of Wausau provide the health and prescription drug plans summarized above and specified in attached documentation for the 2021 plan year, and;

BE IT FURTHER RESOLVED by the Common Council of the City of Wausau that the proper City officials and designees are hereby authorized and directed to execute and administer the plan as approved by this resolution.

Approved:

Kate Rosenberg, Mayor

DRAFT

**CITY OF WAUSAU HUMAN RESOURCES COMMITTEE
MINUTES OF OPEN SESSION**

DATE/TIME: September 14, 2020 at 4:30 p.m.
LOCATION: City Hall (407 Grant Street) – Council Chambers
MEMBERS PRESENT: Dawn Herbst, Lou Larson, Michael Martens, Becky McElhaney, James Wadinski
MEMBERS ABSENT:
Also Present: Mayor Rosenberg, T. Vanderboom, M. Barnes, M. Groat, E. Lindman, R. Rubow

Discussion and Possible Action Approving 2021 Health, Dental, and Supplemental Insurance Plan.

Vanderboom asked Senior Human Resources Generalist, Anne Keenan, to present the 2021 information to the committee. Keenan provided the committee with information on the City's 2021 plan costs. Health insurance monthly costs will increase slightly; dental insurance costs will remain the same. The City will be changing its' Vision insurance provider based on employee input and the monthly cost will decrease slightly.

Vanderboom said that the City's renewal rate at a 5.5% increase is very good news at this time.

Motion by Herbst to approve the 2021 health, dental, and supplemental insurance plan. Second by Larson. All ayes. Motion passed 5-0.

Human Resource Committee Packet

September 14, 2020

Agenda Item
Discussion and Possible Action Approving 2021 Health, Dental and Supplemental Insurance Plan.
Background
The Human Resources Department and USI Insurance Services has worked to renew the City's insurance plans for 2021. <u>Health Insurance</u> When the City changed to WEA Trust medical insurance last year, WEA Trust guaranteed a 2021 renewal rate cap of no greater than 10.5%. USI was able to renegotiate the rate from 10.3% down to 5.5%. This is an excellent renewal, particularly in light of the 30% non-renewal increase that the State has recently added to its plan for 2021. <u>Dental Insurance</u> Delta Dental Insurance renewal rate of 0% increase with no plan or coverage changes. <u>Vision Insurance</u> Information pending <u>Supplemental Insurances</u> No changes
Fiscal Impact
5.5% increase for health insurance
Staff Recommendation
Approve insurance renewals as presented.
Staff contact: Toni Vanderboom (715-261-6634)

City of Wausau

HEALTH COVERAGE PLANS

Carrier	WEA trust		WEA trust	
	2020 Trust Preferred Plan		2021 Trust Preferred Plan	
Provider Network/Plan Type	In-Network	Out-of-Network	In-Network	Out-of-Network
Deductible				
Single	\$1,650	\$3,300	\$1,650	\$3,300
Family	\$3,300	\$6,600	\$3,300	\$6,600
	If Employee contributes to the HSA, City will match the contribution annually up to \$600 Employee /\$1,200 Family. The City's payments will be made bi-monthly to the HSA account.		If Employee contributes to the HSA, City will match the contribution annually up to \$600 Employee /\$1,200 Family. The City's payments will be made bi-monthly to the HSA account.	
Coinsurance	90%	70%	90%	70%
Out-of-Pocket Max	<i>Includes Deductible</i>	<i>Includes Deductible</i>	<i>Includes Deductible</i>	<i>Includes Deductible</i>
Single	\$2,650	\$5,300	\$2,650	\$5,300
Family	\$5,300	\$10,600	\$5,300	\$10,600
Lifetime Maximum	Unlimited	Unlimited	Unlimited	Unlimited
Office Visits				
Primary Care	Deductible then \$30 copay		Deductible then \$30 copay	
Specialist	Deductible then \$60 copay		Deductible then \$60 copay	
Routine/Preventive Care	100% Coverage	Ded, 70% Coins	100% Coverage	Ded, 70% Coins
Inpatient Hospital Services	Ded, 90% Coins	Ded, 70% Coins	Ded, 90% Coins	Ded, 70% Coins
Outpatient Hospital Services	Ded, 90% Coins	Ded, 70% Coins	Ded, 90% Coins	Ded, 70% Coins
Urgent Care	Deductible then \$100 copay		Deductible then \$100 copay	
Emergency Room	Deductible then \$200 copay		Deductible then \$200 copay	
Prescription Drugs	<i>After Deductible is Met</i>	<i>After Deductible is Met</i>	<i>After Deductible is Met</i>	<i>After Deductible is Met</i>
Preventive therapeutic drugs from list covered at 100%	\$0/\$10/\$30/\$60	\$0/\$10/\$30/\$60	\$0/\$10/\$30/\$60	\$0/\$10/\$30/\$60
Generic/Preferred Brand/Brand Name/Specialty				
Mail Order Drugs	<i>Mail Order Discount</i>		<i>Mail Order Discount</i>	
Preventive therapeutic drugs from list covered at 100%				
Generic/Preferred Brand/Brand Name/Specialty				
Rates per month	WEA Trust Preferred		WEA Trust Preferred	
Employee Cost	\$73.86		\$77.94	
Family Cost	\$227.52		\$240.04	
Rates per month Employer	WEA Trust Preferred		WEA Trust Preferred	
Single Cost	\$541.72		\$571.50	
Family Cost	\$1,668.48		\$1,760.24	
Total Cost for Single	\$615.58		\$649.44	
Total Cost for Family	\$1,896.00		\$2,000.28	

City of Wausau

VOLUNTARY VISION

Effective 1/1/2021

Carrier Service / Material				
	Participating Provider	Non-Participating Provider	Participating Provider	Non-Participating Provider
Copays	\$10 exam; \$25 materials		\$20 exam; \$20 materials	
Examination	\$10 Copay	Up to \$45	\$20 Copay	Up to \$35
Frame	\$130 allowance, then 20% off balance \$150 allowance, then 20% off on Feature Frame Brands	Up to \$70	\$150 allowance, then 20% off balance	Up to \$75
Lenses (Clear glass or plastic) Single Vision Bifocal Trifocal	\$25 Copay	Up to \$30	\$20 Copay	Up to \$25
		Up to \$50		Up to \$40
		Up to \$65		Up to \$55
Contact Lenses (Including related diagnostic, fitting, and evaluation services) Elective Necessary			Includes standard fitting & evaluation services	
	Up to \$130 after \$60 Copay for fitting and eval	Up to \$105	Conventional: \$150 allowance, then 15% off balance. Disposable: \$150 allowance.	Up to \$120
	100% after \$25 Copay	Up to \$210	100% after \$20 Copay	Up to \$200
Frequency Vision Examination Frame Lenses & Contact Lenses	Once every 12 months Once every 24 months Once every 12 months		Once every 12 months Once every 24 months Once every 12 months	
Participation	--		Minimum of 2 enrollees	
Rates	Current		Option 2 With Delta Dental Plan	
Single 63	\$6.11		\$4.62	
Emp/Sp 51	\$9.78		\$9.23	
Emp/Ch 13	\$9.98		\$9.43	
Family 65	\$16.09		\$14.04	
Monthly Totals	\$2,059.30		\$1,796.98	
Annual Totals	\$24,711.60		\$21,563.76	
Annual % of Increase/Decrease	--		-12.74%	
Annual Dollar Increase/Decrease	--		-\$3,147.84	
Rate Guarantee			4 years	

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

RESOLUTION OF THE WAUSAU WATER WORKS COMMISSION

Approving application for and administration of funds from the Safe Drinking Water Loan Program

Committee Action: Pending

Fiscal Impact:

File Number: 16-0704

Date Introduced: September 22, 2020

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, The Safe Drinking Water Act (SDWA) Amendments of 1996 were signed into law on August 6, 1996, part of which authorized the US Environmental Protection Agency (EPA) to establish the Drinking Water State Revolving Fund (DWSRF) Program to assist public water systems with financing the costs of infrastructure needed to achieve and maintain compliance with the requirements of the SWDA and to protect public health; and

WHEREAS, the SDWA requires each state to prepare an annual Intended Use Plan (IUP) that identifies the uses of the funds in the DWSRF and describe how those funds support the goals of the Act; and

WHEREAS, as part of the State of Wisconsin IUP, the Department of Natural Resources (DNR) and the Department of Administration (DOA) jointly administer the Safe Drinking Water Loan Program (SDWLP), and operate it as a direct loan program; and

WHEREAS, the issue of lead leaching into drinking water from older lead pipes and being released in scale during system repairs has received recent public attention and the best solution is to replace all pipes, joints, and fixtures that contain lead, including privately-owned service lines; yet this solution is costly for municipalities and homeowners alike; and

WHEREAS, in Wisconsin, municipalities are not allowed to incorporate the cost of privately-owned lead service line replacements into user rates; and

WHEREAS, the City of Wausau, as a local governmental unit, may receive financial assistance for lead service line (LSL) replacements on private property, which is a long-term program goal – to facilitate the replacement of all remaining lead service lines, in their entirety, in the State - through a principal forgiveness fund; and

WHEREAS, the City received \$368,000 in State Fiscal Year 2017 and \$300,000 in State Fiscal Year 2018; and

WHEREAS, the current fund amount for approval and expenditure in State Fiscal Year 2021 available is \$63 million, and the City will be required to apply for a principle forgiveness loan on an annual basis in the fall; and

WHEREAS, the Wausau Water Works Commission, at its September 22, 2020, meeting, discussed the availability of DNR funding for this purpose.

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the City of Wausau that the Director of Public Works and Utilities and the Water Operations Superintendent are hereby authorized and directed to do all things necessary to apply for and administer SDWLP funds as approved by this resolution.

Approved:

Katie Rosenberg, Mayor

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

**JOINT RESOLUTION OF THE FINANCE COMMITTEE AND
ROOM TAX COMMISSION**

Approving termination of Tourism Entity Agreement between City of Wausau, its Room Tax Commission and the Wausau Central Wisconsin Convention & Visitors Bureau, Inc.

Committee Action: Finance: Approved 4-0
 Room Tax: Approved 5-0

Fiscal Impact:

File Number:	94-0828	Date Introduced:	September 22, 2020
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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 City of Wausau has entered into contracts with the Wausau/Central Wisconsin Convention and Visitors Bureau, Inc. (“CVB”), since January 11, 2000, to receive a portion of its collection of room tax revenue, for the promotion of tourism, which contract was amended September 27, 2011; and for “Meetings Mean Business,” adopted May 26, 2015, for a term July 1, 2015-June 30, 2016; and

WHEREAS, the City terminated its contracts with the CVB, effective December 31, 2016, to make way for a new agreement, necessitated by legislative changes in the Room Tax Act (“Act”); and

WHEREAS, the City imposes a room tax rate of 8%, as authorized by Wausau Municipal Code 3.25.020(a); and

WHEREAS, the City created a Room Tax Commission by Wausau Municipal Code 3.25.035, on August 23, 2016, as authorized by §66.0615, Wisconsin Statutes, to oversee the proper expenditures of room taxes in accordance with the requirements of the Act; and

WHEREAS, effective January 1, 2017, the City of Wausau, its Room Tax Commission and the Wausau/Central Wisconsin Convention and Visitors Bureau, Inc. entered into a non-exclusive Tourism

Entity Agreement, as approved on January 10, 2017, effective for a term of two years, and another one, effective January 1, 2019, approved November 27, 2018, for a term of two years, automatically renewable for successive one year terms; and

WHEREAS, your Room Tax Commission and Finance Committee met jointly on September 16, 2020, and recommended immediate termination of the Tourism Entity Agreement based on a material breach of the Tourism Entity Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Wausau that the proper City officials are hereby authorized and directed to take whatever action is necessary to terminate the Tourism Entity Agreement immediately.

Approved:

Katie Rosenberg, Mayor

JOINT FINANCE COMMITTEES AND ROOM TAX COMMISSION MEETING

Date and Time: Wednesday September 16, 2020 @ 6:00 pm., Council Chambers

Finance Members Present: Rasmussen, Martens, Watson, Herbst

Room Tax Commission Members Present: Weaver, Rasmussen, Martens, Neal, VanDeYacht

Others Present: Rosenberg, Groat, Jacobson, Varline

In accordance with Chapter 19, Wisc. Statutes, notice of this meeting was posted and sent to the Daily Herald in the proper manner. The Finance Committee was called to order by Chairperson Rasmussen and the Room Tax Commission was called to order by Chairperson Weaver.

Approval of July 16, 2020 meeting minutes

Finance Committee: Motion by Watson, second by Herbst to approve the July 16th minutes as presented. Motion carried unanimously.

Room Tax Commission: Motion by Martens, second by VanDeYacht to approve the July 16th minutes as presented. Motion carried unanimously.

Discussion and possible action regarding update on the 2020 Room Tax Revenue

Groat reported that July room tax collections were stable as compared to June. Groat predicted total room tax collections of \$450,000. This is slightly over the amount the city is allowed to retain. The projected room tax commission yearend balance is \$98,800.

Discussion and possible action regarding the Wausau/Central Wisconsin Convention and Visitors Bureau Contract

Nick Patel Vice President of the CVB spoke in support of the CVB. Patel indicated that he owns 4 area hotels; 2 are located in Wausau. He indicated that the CVB's positive impact on tourism is proven. These efforts benefit not only area hotels but many other businesses such as gas stations and restaurants. Patel urged the City to look for ways to work together to benefit the community. He questioned how the CVB could regain the Wausau leaderships trust. He said that June and July are generally the strongest tourism months. Without an active CVB and events the summer has been slow.

Rasmussen thanked Patel for his comments. Rasmussen indicated that the CVB initiated legal actions against the City. The legal teams are now driving the process. Rasmussen indicated that Finance Committee and Room Tax Commission will hear legal advice in the closed session to follow. Patel suggested the legal teams be removed from the equation and that leadership sit down and resolve and repair the situation. Patel stated that the legal route is costing everyone money.

Steve Resnick owner of Sunrise Broadcasting indicated that his company is a broadcasting partner with the CVB. He also believes the CVB is making a positive impact to the area through increased tourism, community exposure and quality of life opportunities for residents. He listed a number of CVB successes including the boat races and summer and winter games. His business has seen a strong return on investment due to the efforts of the CVB.

CLOSED SESSION pursuant to 19.85(1)(g) of the Wisconsin Statutes for 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 contract for services with the Wausau/Central Wisconsin Convention & Visitors Bureau

Finance Committee: Motion by Martens, second by Herbst to convene in closed session. Roll Call Vote: Ayes: Rasmussen, Martens, Watson, Herbst. Noes: 0. Motion carried unanimously.

Room Tax Commission: Motion by Neal, second by VanDeYacht to convene in closed session. Roll Call Vote: Ayes: Weaver, Rasmussen, Martens, Neal, VanDeYacht. Noes: 0 Motion carried unanimously.

Finance Committee: Motion by Herbst, second by Watson to convene in open session Roll Call Vote: Ayes: Rasmussen, Martens, Watson, Herbst. Noes: 0. Motion carried unanimously.

Room Tax Commission: Motion by Neal, second by Rasmussen to convene in open session. Roll Call Vote: Ayes: Weaver, Rasmussen, Martens, Neal, VanDeYacht. Noes: 0 Motion carried unanimously.

Room Tax Commission: Motion by Neal, second by Rasmussen to immediately terminate the CVB contract due to a material breach. Motion carried unanimously.

Finance Committee: Motion by Herbst, second by Watson to recommend to the Common Council immediate termination of the CVB contract due to a material breach. Motion carried unanimously.

Adjournment

Motion by Watson second by Martens to adjourn the Finance Committee. Motion carried unanimously.

Motion by, Neal second by VanDeYacht to adjourn the Room Tax Commission. Motion carried unanimously.

TOURISM ENTITY AGREEMENT

This TOURISM ENTITY AGREEMENT ("Agreement") is entered into by and between the City of Wausau, a Wisconsin municipal corporation ("City"), its Room Tax Commission ("Commission"), and the Wausau Central Wisconsin Convention & Visitors Bureau, Inc., a Wisconsin Non-Profit 501(c)(6) Non-Stock Corporation ("CVB"), effective on this 1st day of January, 2019.

WHEREAS, the City is authorized by the laws of Wisconsin to impose, collect, and distribute a portion of the proceeds of hotel/motel room taxes to promote and develop tourism and for the purpose of improving the economic well-being of the entire community, and has funded such a program since at least 1990; and

WHEREAS, the City has enacted an ordinance imposing a uniform tax on the privilege of furnishing, at retail, rooms or lodging to transients by hotelkeepers, motel operators and other persons furnishing accommodations which are available to the public pursuant to sec. 66.0615 Wis. Stats. ("Room Tax Act"); and

WHEREAS, within the Room Tax Ordinance, the City has Imposed a Room Tax of eight percent (8%); and

WHEREAS, the City has created a Room Tax Commission ("Commission") to oversee the proper expenditures of room taxes in accordance with the requirements of the Wisconsin Room Tax Act; and

WHEREAS, the City and its Commission desire to enter into a non-exclusive contract with the CVB, as a qualifying "tourism entity" as defined in Section (1)(f) of the Room Tax Act, for it to provide the City or its Commission with staff, support services and assistance in developing and implementing programs that foster tourism promotion and tourism development in the City to visitors as provided in Section (1)(b)4 of the Room Tax Act and the CVB desires to enter into such a contract with the City and its Room Tax Commission; and

WHEREAS, the agreements of the parties as to such services shall be as set forth herein; and

NOW THEREFORE, in consideration of the mutual promises, covenants and agreements herein contained and other good and valuable consideration, the sufficiency of which is acknowledged, the parties hereby agree as follows:

1. Recitals. The foregoing Recitals are hereby incorporated in and made a part of this Agreement.
2. Definitions.
 - a. "CVB" shall mean the Wausau Central Wisconsin Convention & Visitors Bureau, Inc., a Wisconsin Non-Profit 501(c)(6) Non-Stock Corporation.
 - b. "Room Tax" shall mean a tax imposed on the privilege of furnishing, at retail, rooms or lodging to transients by hotelkeepers, motel operators and other persons furnishing

accommodations which are available to the public pursuant to the Room Tax Act. The municipality shall impose a room tax in the amount of eight (8%) percent.

- c. "Municipality" shall mean the governmental unit as identified in this Agreement in which an operating lodging property is located and which collects a room tax.
- d. "Remitted Room Taxes" shall mean the amount of room taxes that the City has collected and forward to the CVB under this agreement.
- e. "Room Tax Act" shall mean Section 66.0615 Wis. Stats., as amended during the term of this agreement.
- f. "Tourism promotion and tourism development" means any of the following that are significantly used by transient tourists and reasonably likely to generate paid overnight stays at more than one establishment on which a tax under Section (1m)(a) of the Room Tax Act may be imposed, that are owned by different persons and located with a municipality in which a tax under this section is in effect:
 - 1. Marketing projects, including but not limited to advertising media buys, creation and efforts to recruit conventions, sporting events, programs, or motor coach groups.
 - 2. Transient tourist informational services.
 - 3. Tangible municipal development, including a convention center.
 - 4. Room taxes shall not be used to construct or develop a lodging facility.
- 3. Purpose. The purpose of this Agreement is to set forth the respective responsibilities, powers, duties and obligations of the parties hereto in collecting and utilizing Room Tax Revenues generated in the Municipality under the provisions of the Room Tax Act and spent in accordance with the requirements of the Room Tax Act as stated in paragraph 2.
- 4. Financing. The City has imposed and will collect an 8% room tax on transient visitors who stay at the lodging properties within the City.
 - a. The City will retain the greater of either 30% of its current year room tax revenues, effective with taxes collected and expenditures made on January 1, 2017, for FY 2017, Room Tax amount retained in FY 2014; for FY 2018, that retained in FY 2013, for FY 2019, that retained in FY 2012; for FY 2020, that retained in FY 2011; and for FY 2021 and forward, that retained in FY 2010. The City will furnish CVB with the amounts the City retained for years 2010, 2011, 2012, 2013, and 2014 for future budgeting purposes by July 31 of each year for the upcoming year.
 - b. The City will forward to its Room Tax Commission, any room tax revenue exceeding the amount it may retain by the Room Tax Act.
 - c. The Room Tax Commission, in turn, will remit 37.5% of room tax collected to the CVB on a quarterly basis, 6.25% of which is designated for the Central Wisconsin Sports Authority to fund opportunities to host major sports tournaments within 45 days after the end of each calendar quarter, all of which shall be used for tourism promotion and tourism development in the City as outlined by state statute.
 - d. The CVB shall submit an invoice to the City on a Quarterly basis. The invoice shall contain such detail by property as may be required by the city. It is expressly understood that the City or its Room Tax Commission is obligated to pay only the CVB for any expenses incurred in carrying out the terms of this agreement.

5. Appointment of Tourism Entity. The City and its Room Tax Commission, hereby appoint the CVB as the tourism entity referenced in the Room Tax Act. The city retains the right to enter into other non-exclusive agreements in compliance with the Room Tax Act.
6. CVB Responsibilities. The CVB shall be responsible for the following:
 - a. Administrative Support. The CVB will be required to obtain staff, support services, and assistance in developing and implementing programs to promote tourism promotion and tourism development with the City. Any notices or documentation required to be provided to the City or its Room Tax Commission by the CVB for the funds it receives shall be forwarded to the Mayor or Chairperson of the Room Tax Commission. It is further acknowledged that, upon reasonable prior notice, the CVB will attend meetings called by the City or its Room Tax Commission to discuss issues pertaining to room tax collection and expenditures and otherwise cooperate to achieve the purposes of the room tax statute.
 - b. Accounting. The CVB shall provide the City or its Room Tax Commission with an accounting of the activities and of the expenditures of the room tax revenues, on a quarterly basis, and the CVB shall have not more than sixty (60) days following each quarter to respond; additionally, the CVB shall provide to the City or its Room Tax Commission, a copy of its annual audit within sixty (60) days of it having been produced. The City or its Room Tax Commission shall have the right to examine such records at all reasonable times. Progress reports and reviews by the City or its Room Tax Commission may be called for at any time.
 - c. Financial Budget Plan. Not later than January 1st of each year, or as otherwise agreed, the CVB shall generate a written Financial Budget Plan for the year. This Plan of Business shall be made available to the City or its Room Tax Commission within sixty (60) days of the City's or Room Tax Commission's written request for the same. The parties agree that the Financial Budget Plan may be revised from time to time and, if so, the City or its Room Tax Commission will be so notified and provided a revised Financial Budget Plan. It is understood that the City or its Room Tax Commission shall have no approval rights of the Financial Budget Plan but may provide comment or recommendation to the CVB which may be implemented at the CVB's discretion.
 - d. Reports. The CVB agrees to prepare a separate DOR Form that is created and provided by the Department of Revenue ("DOR") for the City, on or before April 1, beginning in 2017 as provided in section (4) of the Room Tax Act, unless an extension in filing the Form to the DOR has been approved. If so, the CVB shall submit the DOR Form to the City on or before thirty (30) days before it is due to the DOR. The City and its Room Tax Commission agree to cooperate with the CVB in completing this form.
 - e. Compliance. The CVB agrees to comply with applicable laws pertaining to its non-profit status.
7. Acknowledgment of Compliance. The CVB acknowledges and agrees that the imposition of a total Room Tax in the amount of eight (8%) percent by the City complies with the Room Tax Act.
8. Room Tax Delinquencies. The parties agree that they shall work together toward the collection of any delinquent room tax owed to the City and the parties shall cooperate with the City to assist it in the collection of any delinquent or deficient amounts owed by any operator required to collect and remit Room Tax proceeds under City ordinance.

9. Events of Default. Each of the following shall be considered to be an Event of Default (only following the applicable cure period) by the CVB:
- The failure to provide an accounting or audit hereunder after thirty (30) days written notice of CVB's failure to do so by the City or its Room Tax Commission, as applicable.
 - The failure to provide a Financial Budget Plan hereunder after thirty (30) days written notice of CVB's failure to do so by the City or its Room Tax Commission.
 - The failure to provide the DOR Form to the City hereunder, unless excused by the City or the CVB is unable to provide the form in a timely manner due to circumstances beyond its control.
10. Term. This Agreement shall remain in effect for a period of two (2) years from the effective date of this Agreement. Upon conclusion of the term, the lease shall automatically renew for successive one (1) year terms on identical terms unless terminated as follows:
- The City or its Room Tax Commission may terminate this Agreement at any time if (i) it is found that the CVB, or its agents, has committed a material breach of this Agreement, including but not limited to, the intentional misuse of the Room Tax revenues for purposes outside of which are permitted by the Room Tax Act, which material breach is not cured within thirty (30) days of the CVB's receipt of written notice from the City or its Room Tax Commission containing a sufficient description of the material breach alleged, or (ii) the CVB is no longer acting as a "tourism entity" as defined in the Room Tax Act.
 - In the event of termination, the funds in the Room Tax Account shall be the property of the City or its Room Tax Commission. All other funds in the possession of the CVB shall remain the property of CVB. However, the City shall make no further remittances to the CVB under this Agreement.
 - Following termination, the City or its Room Tax Commission shall have no further obligation to the CVB. However, the obligations of CVB to provide an accounting or audit as described in paragraph (6)(b) and a report as described in paragraph (6)(d), shall survive termination of this Agreement.
11. Indemnification and Hold Harmless. The CVB shall indemnify, save and hold harmless the City and all its officers, agents, employees and Room Tax Commission from any and all claims, demands, action, or causes of actions of whatever nature and character, arising out of or by reason of the execution or performance of work or services provided herein, except upon the sole negligence or willful misconduct of the City or its Room Tax Commission and further agree to defend, at its sole cost and expense, any action or proceeding commenced for the purpose of asserting any claim of whatever character arising hereunder.
12. Modification. This Agreement shall not be modified without an express written agreement executed by the parties.
13. Severability. If any provision or provisions of this Agreement shall be held to be invalid, such holding shall not in any way whatsoever affect the validity of the remainder of this Agreement.
14. Governing Law. This Agreement has been drawn and executed and shall be performed in the State of Wisconsin and shall be governed by the laws of the State of Wisconsin.
15. Waiver. No delay or omission by any party in exercising any right or power arising out of any default under any of the terms or conditions of this Agreement shall be construed to be a waiver

of the right or power. A waiver by a party of any of the obligations of the other party shall not be construed to be a waiver of any breach of any other terms or conditions of this Agreement.

16. Enforcement. Enforcement of this Agreement may be by proceedings at law or in equity against any person or persons violating or attempting or threatening to violate any term or condition in this Agreement, either to restrain or prevent the violation or to obtain any other relief. If a suit is brought to enforce this Agreement, the prevailing party shall be entitled to recover its costs, including reasonable attorney fees, from the non-prevailing party.
17. Entire Agreement. This Agreement sets forth the entire understanding of the parties hereto and supersedes any and all prior agreements, arrangements and understandings relating to the subject matter hereof. There are no representations, arrangements, understandings, or agreements, oral or written, not contained herein.
18. Authority. In signing this Agreement, the parties represent and warrant that the terms herein have been approved by their respective governing bodies and that appropriate authority rests in the signatories on behalf of the parties.

IN WITNESS WHEREOF, the parties have executed this Agreement, comprising 17 paragraphs, as of the date first above written.

CITY OF WAUSAU

By: Robert B. Mielke
Robert B. Mielke, Mayor

Countersigned: Toni Rayala
Toni Rayala, Clerk

CITY OF WAUSAU ROOM TAX COMMISSION

By: Tom Weaver
Tom Weaver, Chair

Attest: Tim Van De Yacht
Tim Van De Yacht, Secretary

Wausau Central Wisconsin Convention & Visitors Bureau, Inc.

By: Richard Barrett
Richard Barrett, Executive Director

Attest: Jodi Maguire
Jodi Maguire, Secretary