



VILLAGE OF WINNECONNE

The Community of Opportunity

30 South First Street - P.O. Box 488 - Winneconne, Wisconsin 54986-0488 - 920-582-4381
www.winneconnewi.gov

In recognition of the gubernatorial order, Village of Winneconne staff and visitors are required to wear masks inside the Village Hall. If you prefer to join the meeting from your computer, tablet or smartphone, you may do so by navigating to <https://www.gotomeet.me/Winneconne/village-board-1>. You may also participate by phone by dialing (571) 317-3112 and entering access code 250-217-909.

AGENDA

TUESDAY, September 15, 2020

Village Board Room, 30 South First Street

5:30 pm

Call to Order
Roll Call
Pledge of Allegiance
Public Participation
Communications

Regular Business

Approve Consent Agenda and Order Bills Paid
August 18, 2020 minutes
Village and Utility Bills
Financial Report

Committee Reports: Beautification, Historic Preservation, Library, Park, Public Safety, Public Works, Planning, Fire

Administrator's Report

Old Business

New Business

Discuss and vote to appoint member to the Joint Library Committee

Discuss and vote to approve Joint Municipal Court Intergovernmental Cooperation Agreement

Discuss and vote to rescind and recreate sections 38-1 and 38-2 of the Code of Ordinances of the Village of Winneconne

Discuss and vote to approve Appointment of Jon Stelzner as Judge.

Discuss and vote to approve the Joint Powers Agreement with the Winnebago County 911 Emergency System

Discuss and vote to update the Winneconne Hotel Market Analysis in response to interest from a developer-operator

Discuss response to resident inquiry regarding stormwater at 807 N. 7th Street

Discuss the formation of a transportation utility

Discuss draft community engagement plan

Set date for budget workshop

Discuss and vote to grant or deny operator license applications

Adjourn

Communication - Received September 11, 2020

Village of Winneconne Police Department

P.O. Box 488, 30 S. First Street, Winneconne, WI 54986

(920)582-9944 Fax (920)582-0313

www.winneconnewi.gov

"A Community of Opportunity"

Winneconne Village Board Members:

Paul Olson
Chief

Ben Sauriol
Lieutenant

Ben Honer
Patrol Officer

Kyle Sorensen
Patrol Officer

Adam Kelm
Patrol Officer

Laura Hulbert
Police Secretary
Municipal Court Clerk

On January 26, 2017 I became Winneconne's newest Police Chief. As many of you know I have been with the Winneconne Police Department in some capacity since 1990. I also realize that the cost of doing business can carry a hefty price tag. I also know that you are getting a quality service that prevents and deters crime within the Village of Winneconne. When I became the Police Chief, I knew there were better and more efficient ways of providing that service.

One way of deterring and preventing crime is obviously arresting offenders. We have done a fair amount of that since early 2017 in drug arrests. Since 2017 we have arrested 56 drug offenders to date. Many of those arrests involved such drugs as marijuana, cocaine, methamphetamine, heroine, prescription drugs and extasy. Some of these arrests came from traffic stops and some after months of investigation that resulted in a search warrant.

With these drug arrests come the decrease in property crime (vandalism, burglaries, and thefts). I am very proud to say that we have not had a burglary since I became the Police Chief in 2017. Also, to help keep property crimes low are the constant building checks that our Department does. Approximately 13000 in a year. The more our officers check businesses and other buildings the more they are visible in the community. The more we are visible the less crime will occur.

Ordinance enforcement also deters crime. The Village is a nice place to live with clean buildings, mowed grass, shoveled sidewalks, and vehicles registered and stored properly it presents a place to live that is not cluttered. Enforcement of ordinances also helps citizens maintain a quality life in Winneconne.

Crime certainly does not appear to be going down nationally. To maintain peace and order it takes officers dedicated to their job. With full time officers you get someone that is loyal and consistent within the community. A full-time officer gets to know the people of the community they work in, whereas a part time officer is looking to move on to a full-time job. The FBI's statistics relate that there are 3.4 full time officers for every 1000 residents in the United States. It takes a team of officers all being diligent in their duties 24 hours a day 7 days a week to make the Village of Winneconne a safe place to live.

**MEETING MINUTES:
VILLAGE BOARD**

AUGUST 18, 2020

5:30 p.m.

Regular meeting of the Village Board was called to order at 5:30 p.m. by President Boucher.
Roll Call: Kubasta, Foster, Mashak, Kies, Broderick, Metzsig, and Boucher; present.

Pledge of Allegiance was said in unison.

Public Participation – None

Brian Peterson – Introduced himself as the new Field Supervisor for the Village. Excited to be a part of a team here. Very welcoming. Excited to see what the future holds for us.

Cleton Trumbo – 543 Elm Street – Governor of the state mandated we would wear masks.
Shame on you Mr. President.

Communications – Read letter received by John H. Wallace, 618 Birch Street. Letter along with copies of pictures received from Mr. Wallace were given to each board member. See Exhibit A.

Regular Business

Approve Consent Agenda and Order Bills Paid

July 21, 2020 Village Board Minutes – survey – Metzsig aye; Broderick no;

Village and Utility Bills – Order Paid

Financial Report

MOTION by Kubasta, seconded by Kies, to approve the consent agenda as and order bills paid.
Roll Call: Kubasta, Foster, Mashak, Kies, Broderick, Metzsig, and Boucher; ayes.

Committee Reports: Beautification, Historic Preservation, Library, Park, Public Safety, Public Works, Plan Commission, Fire

Beautification – Refer to minutes.

- 2nd place for float – donation to Sov State and Sign
- Date for fall decoration – October 1st
- Continue fundraising for sign

Historic Preservation – Did not have quorum.

Library – Refer to minutes.

- Approved eliminating library fines. The amount of fines collected is minimal in comparison to the effort. However, if a book is not returned they will be charged for the replacement.
- Set up endowment fund with Winnebago Community Foundation.

Park Committee – Refer to minutes.

- Outstanding response for staying under 300 people for pool.

- Two small inflatables were installed.
- Revenue is currently in line with last year. Expenses decreased.
- Gazebo fee changed to \$100.00.

Public Safety – Refer to minutes.

- Difficult year to train officers. 24 hours training – couple of didn't make it because classes were cancelled at the tech. State has given us leeway.

Public Works – Refer to minutes.

- Met several times this month.
- Reviewed village projects and priorities.
- Winneconne bridge won a national award.
- Well update.
- Reviewed storm water utility creation.
- Looked at optional utility projects for this fall.

Plan Commission – Refer to minutes.

Fire – Still following CDC guidelines. PPE adequate at this time. Would like to see the 6th Street project move forward.

Administrator's Report

ADMINISTRATOR'S REPORT
August 18, 2020

The Village staff continue to do admirable work. Brian Peterson is off to a great start supervising the day-to-day activities of our public works crew. Jaci and Kathy successfully oversaw our third election this year. In addition to devoting considerable time to the N. 6th Street project, Kirk continues to oversee the pilot study of the reverse osmosis water purification system at well no. 2. We are in week nine of twelve. Early tests returned results well within those required by the DNR. As we have changed parameters, we have also gleaned valuable information that will help us minimize our O/M costs when the new R/O system is installed.

This week's board meeting should be a little shorter than usual. Please don't get too used to it. As you are aware, we are heading into budget season shortly and have a lot of initiatives – and communication about them – to advance.

FlashVote is continuing to send invitations for Village residents to sign up for our survey panel. The rate at which our residents are signing up is a little below the average of other communities with which FlashVote has worked. As you speak with your constituents, please reassure them that the invitations from FlashVote are legitimate and encourage them to register.

Public Works Committee's recommendation regarding sidewalks on N. 6th Street

The Village Board and the Public Works Committee have done a commendable job accommodating concerns expressed by a small but loud group of residents. Even after accounting for the rampant mischaracterization of the work the Village staff performed, we know that we need to communicate more effectively and are committed to doing so.

From my perspective, the most frustrating development was the way in which advocates opposed to the sidewalk requested a community-wide survey to collect valuable data to inform this Board's decision and then worked to spread false information, all but ensuring that a survey would not yield useful information. Tonight, you find yourselves in the unfortunate position of making a decision without the benefit of the community input that you wanted.

It is my recommendation that you approve "Option D" - Sidewalk on the east side from W. Main to Division with a 60" wide sidewalk except a 48" wide sidewalk adjacent to the home at 546 Prospect Street and 8' or 6.5' terrace as conditions allow. This is consistent with the Village's sidewalk plan, approved by the Village Board in 2017. It merits mention that the owners of 546 Prospect Street have not attended any of the Village Board or Public Works Committee meetings regarding this project. Their actions suggest far less concern about the sidewalk next to their own home than their neighbors further down the street.

Certified Survey Map for 919 Elm Street

The Plan Commission voted a recommendation that the certified survey map for 919 Elm Street not be approved. The owner was under the impression that Lot 19 – currently vacant – was a wetland. To the best of my knowledge that is not the case. Building there likely would require the addition of fill to bring it out of the 100-year flood plain. The current owner intends on selling both lots in the near future. By keeping them separate, we preserve a vacant lot in an area zoned for single family homes.

1st Prize in Quality in Life – Mid American Region – ask David. Projects from seven states and we represent the mid American region and competing nationally with the other regions.

Jack Wirch – 502 Elm Street – requested Village Administrator read his Administrator report.

Village Administrator David Porter read Administrator report a loud.

It was commented from the audience that the Administrator report was not the one in the packet. Confirmed it was the one in the packet. (it was later determined the Administrator Report the audience was referring to was included in the July 2020 Village Board minutes – which was in the packet.)

Old Business:

Discuss and Vote on Recommendation from the Public Works Committee for the completion of the North 6th Street Project (Exhibit C)

- Reviewed by Trustee Steve Foster – 5 options reviewed
- Recommended Option D and Option E
- Interruptions from Audience.

- Village Attorney Dunham reminded the audience that the Village President has control of the meeting. We are following our ordinance.
- Trustee Broderick – clearly ruled out Options A,B,C
 - Today we have sidewalks on 2nd, 3rd, 4th and 5th that go to Main to Division. on both sides of the street.
- Trustee Mashak – is there an option for no sidewalks. Basically Option E which ends at the Fire Station.
- Trustee Metzger – only option I would support would be E.
- Trustee Kies – D or E make sense to me.
- Kubasta – support Option D or E.

MOTION by Metzger, seconded by Kies, to approve Option E which is sidewalk on the east side of North 6th Street from West Main Street to Prospect with a sixty (60) inch wide sidewalk and an eight (8) foot terrace. Roll Call: Kubasta, no; Foster, aye; Mashak, no; Kies, aye; Broderick, no; Metzger, aye; and Boucher, no. Motion failed.

MOTION by Kies, seconded by Broderick, to go with option D which is sidewalk on the east side of North 6th Street from West Main to Division with a sixty (60) inch wide sidewalk except a forty-eight (48) inch wide sidewalk adjacent to the home at 546 Prospect Street (ADA requires a sixty(60) inch sidewalk at least every two hundred (200) feet) and an eight (8) foot or six and one-half (6.5) foot terrace as conditions allow. Roll Call: Kubasta, aye; Foster, aye; Mashak, no; Kies, aye; Broderick aye; Metzger, no; and Boucher; ayes.

Whitney McMullin – 235 N 6th Street – read letter she had prepared. See Exhibit B.

Mike Albright 533 Division Street – Why was I told to come here tonight? I understand from talking to the construction workers the sidewalk will come across my property. I will have a sidewalk that I get to shovel that goes to nowhere. Nobody walks on sidewalks. The sidewalks we do have in the Village are basically water holes. I have seen Vinton's work. I do not want them to put sidewalk in front of my house. No one consulted me on cutting down a 100 year oak that was on my property – they did not grind the stump down. Primarily this affects me more than anyone else. Either do it all or don't do any of it.

President Boucher – following East Central Planning Commission Plan.

DPW Ruetten - The tree was in the right of way – stump was ground by a professional.

Carol Weinholzer – 169 South 1st Street – walk every day and rarely walk on sidewalk. Walkability. I think they are good the way they are.

Elizabeth Flynn – 408 North 7th Street – understanding putting streets on 7th Street – main thoroughfare. (she said streets – I think she meant sidewalk). Put up a stop sign. A sidewalk does not tell anyone anything. Continuity – even though you were not on the board then. We are a Village – we like it the way it is. Can you guarantee these homes will be safe. Would like a written guarantee that their home will stay the way they are. No one has home insurance to cover what the village is doing.

DPW Ruetten – I rely on the village’s engineering service.

President Boucher – the current sidewalk plan does not have plans for 7th Street. I thought we were going to work together to create a survey. Too much misinformation. Hopefully once this is done we can get a more comprehensive plan done the future.

Trustee Foster – we met with three citizens -- agreed unanimously that a survey at this time would not be helpful. Too much false information. Elected to have a cooling off period.

Flynn – 408 North 7th Street – why did the Village pay for four surveys - we only need one.

Village Administrator Porter - We bought a package of four for \$1200.00. They have not been used at this point.

Jack Wirch – 502 Elm Street – congratulate Mr. Porter – discredit our work and created a toxic environment. Met with Trustee Foster/Village Administrator Porter and Whitney McMullin, and Nancy Wheeler and myself. Reluctant to do survey – illegal for wheelchairs to use designated lanes on street. Reviewed options at that time but none of them seemed to satisfy you. It was clear you were not in favor. Suggested public works committee member. Ending up getting nowhere after 3 hours of . Whitney talked to the Dept of Justice – not illegal unless the Village claimed it was dangerous. Also indicated if it was dangerous on one street it was likely dangerous throughout the Village. Did we really present the wrong map? You called all members of 6th Street liars – and still have not apolitized to the senior couple that you suggested they move if they do not like it here. PW meeting on Aug 4th – committee was bullies – hold the course, act strong, let’s crush this decent. You have lost the public trust. Tasked with decision – hasty decisions are not always the best. If indeed sidewalk is best for 6th Street.

President Boucher thanked the Public Works Committee for going above and beyond to assist the citizens. Mr. Porter was not biased, the Board asked for his opinion.

Alyss Rudisill – speaking on behalf of Katelyn (corner of Prospect and North 6th Street) – beautiful job on her front yard – this spring was shocked when they damaged everything she had done. She moved the hell out of Winneconne if this is the way they are going to treat me.

New Business:

Discuss and vote to approve/not approve the Certified Survey Map (CSM) for 919 Elm Street

- Applicant requested be removed from agenda.

Discuss and Vote the application of Family Dollar Stores of Wisconsin, LLC/Family Dollar #2736 for a Class A Beer and Class A Liquor License

- Reviewed by Attorney Dunham. No quota on Class A licenses.

MOTION by Kies, seconded by Foster, to approve Family Dollar Stores application and grant them a Class A Beer and a Class A liquor license for the period of 08/19/2020 through 6/30/2021. Roll Call: Kubasta, Foster, Mashak, Kies, Broderick, Metzsig, and Boucher; ayes.

Discuss and Vote the application of Stone Ridge Meat and Country Market/Stone Ridge Winneconne LLC for a Class A Beer and Class A Liquor License

MOTION by Kies, seconded by Kubasta, to approve the alcohol application of Stone Ridge Meat and Country Market/Stone Ridge Winneconne LLC and grant them a Class A Beer and Class A Liquor license for the period 09/27/2020 through 06/30/2021. Roll Call: Kubasta, Foster, Mashak, Kies, Broderick, Metzsig, and Boucher; ayes.

Discuss and vote to grant or deny Operator License Applications

- None

MOTION by Broderick, seconded by Kies, to adjourn. Carried by voice vote.

6:21 p.m.

Jacquie Stelzner
Clerk-Treasurer
Village of Winneconne

**WALLACE & WALLACE, S.C.
ATTORNEYS AT LAW**

John H. Wallace, Jr.
1920-2006

322 Church Avenue
Oshkosh, WI 54901

Phone: (920) 231-7810
Fax: (920) 231-7856

John H. Wallace III

August 18, 2020

Village of Winneconne
30 South First Street
Winneconne, Wis. 54986

re: 6th Street construction

Dear Village Board Members:

I have drafted this letter in support of two things regarding street road work in the village of Winneconne. First of all, I am requesting that any sidewalk work on 6th Street in the Village of Winneconne be stopped until further study of what residents of the village desire.

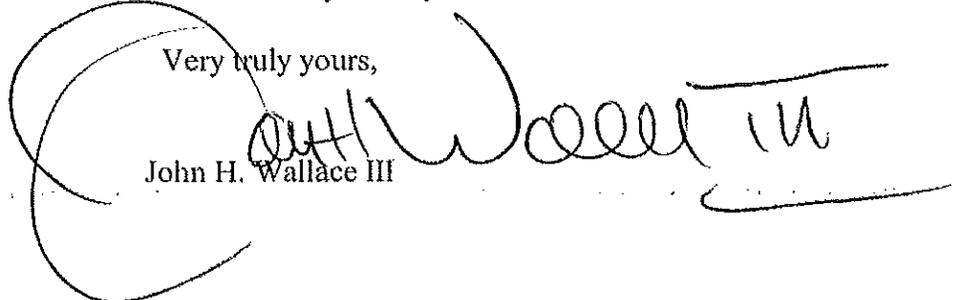
The second purpose of the letter is to show several examples of different streets styles depending on specific neighborhoods. My daughter lives in West Allis, Wisconsin and lives in a quaint residential neighborhood with no sidewalks and parking only allowed on one side of the street.

Another example is the Historic Village neighborhood in Oshkosh. The City of Oshkosh Public Works Department did an excellent job designing the new concrete streets. I would invite you to tour Franklin Street and Parkway Street, just off of Irving Street, to see the size and set backs of the streets. Both Franklin and Parkway Streets are 30 feet wide (curb to curb) with parking allowed on one side of the street (8 foot parking lane) leaving 22 feet for traffic.

In conclusion, the current 6th Street concrete street is very wide given the neighborhood and set backs of homes. Where a sidewalk would go given winter snow removal is a very interesting question. A new concrete street for 6th Street could have been 22 feet wide (8 foot parking lane) and two 11 foot travel lanes resulting in a totally different look instead of what currently has been completed. Future street planning should consider more narrow streets to preserve the quaintness of the village which really defines Winneconne. Thank you for your consideration.

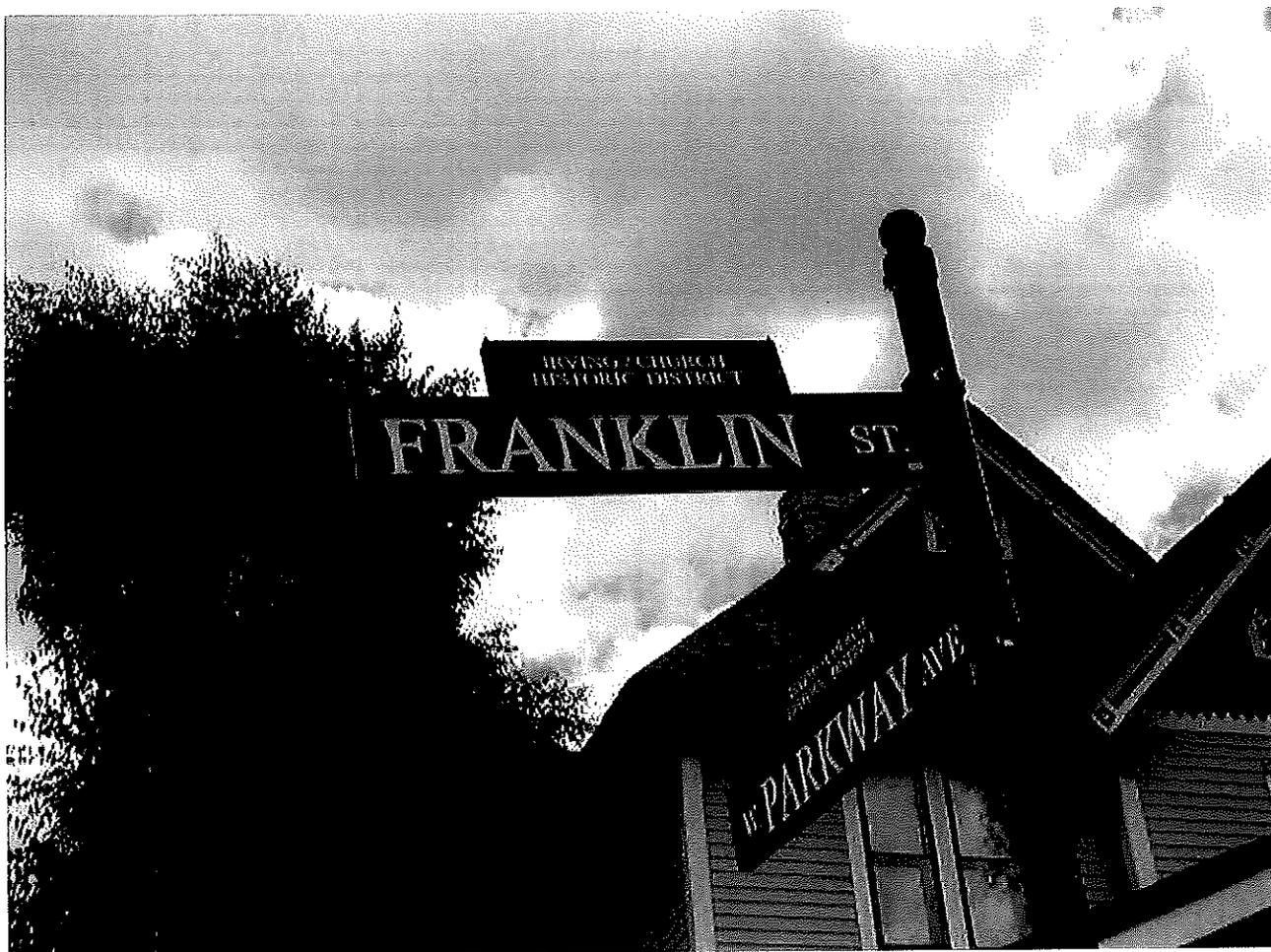
Very truly yours,

John H. Wallace III

A large, handwritten signature in black ink, appearing to read "John H. Wallace III", is written over the typed name. The signature is fluid and cursive, with a large initial "J" and "W".

Jaci Stelzner

From: John Wallace <johnhwallaceiii@yahoo.com>
Sent: Tuesday, August 18, 2020 4:14 PM
To: Jaci Stelzner
Subject: 6th street



Sent from my iPhone

Jaci Stelzner

From: John Wallace <johnhwallaceiii@yahoo.com>
Sent: Tuesday, August 18, 2020 4:15 PM
To: Jaci Stelzner
Subject: 6th street



Sent from my iPhone

Jaci Stelzner

From: John Wallace <johnhwallaceiii@yahoo.com>
Sent: Tuesday, August 18, 2020 4:16 PM
To: Jaci Stelzner
Subject: 6th street



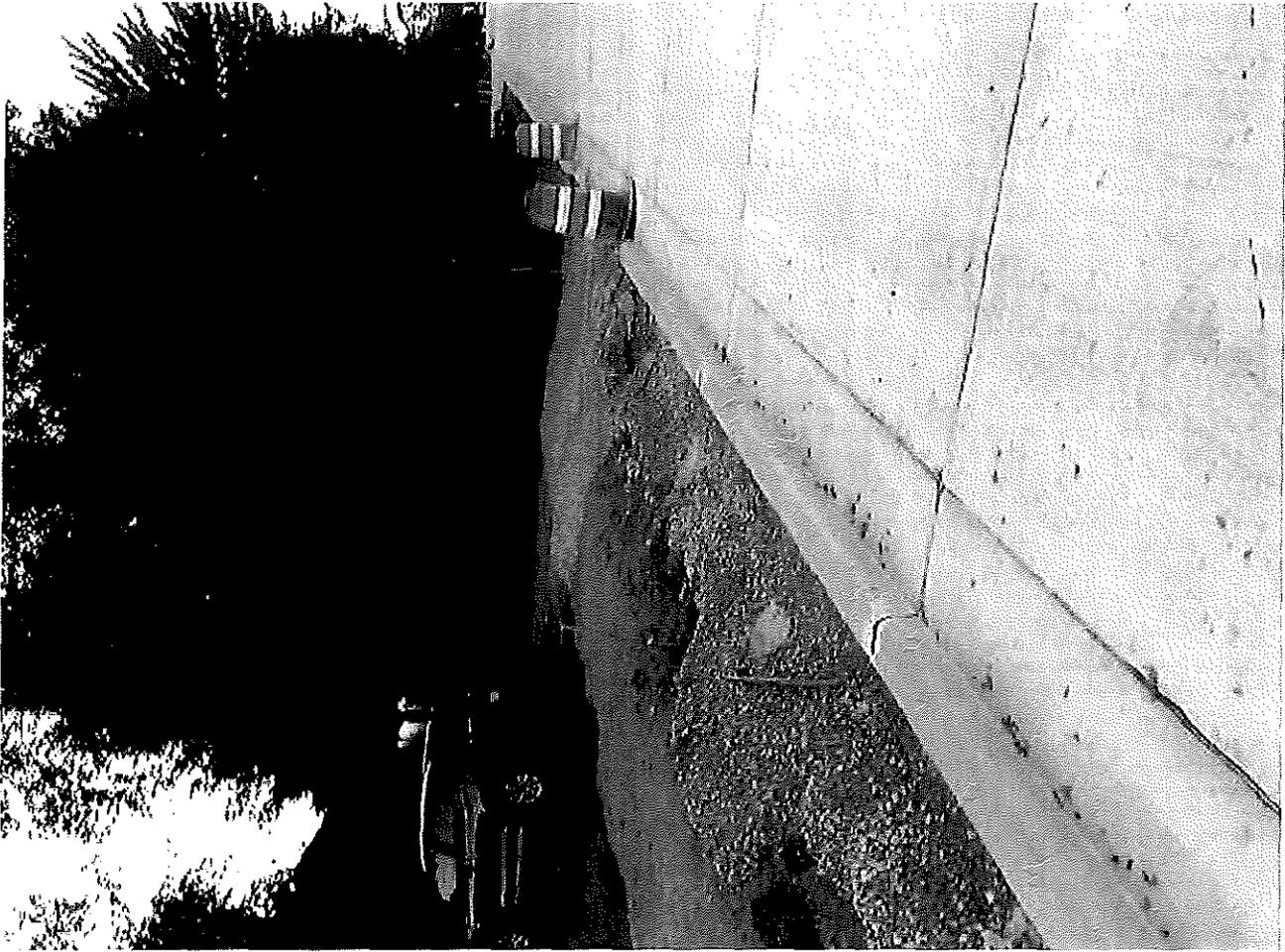
Sent from my iPhone

Jaci Stelzner

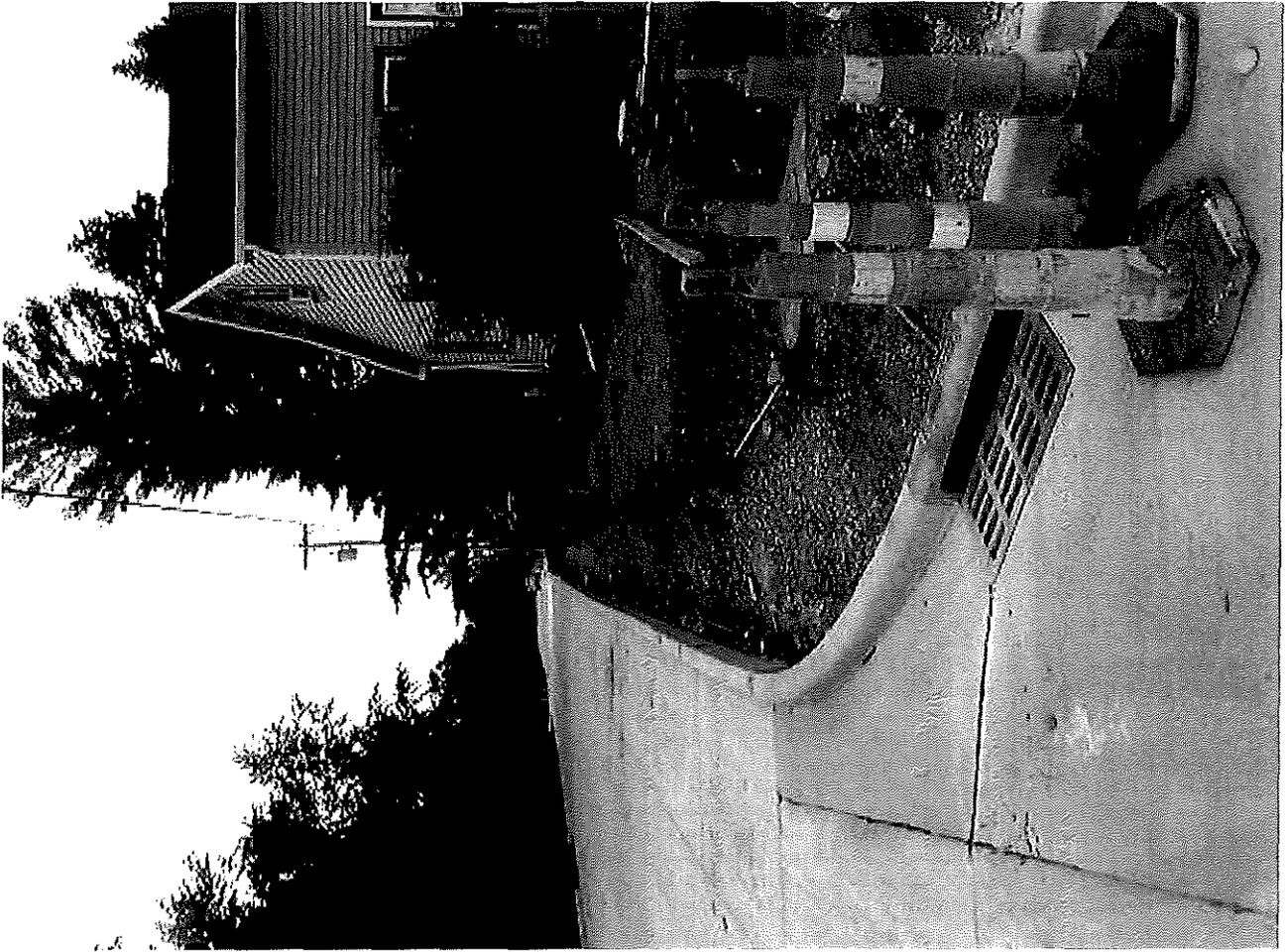
From: John Wallace <johnhwallaceiii@yahoo.com>
Sent: Tuesday, August 18, 2020 4:20 PM
To: Jaci Stelzner
Subject: 6th street



















Sent from my iPhone

Thank you for giving us your time to once again express our concerns regarding the Winneconne Sidewalk Project. I'm speaking on behalf of my neighbors and myself, so I ask that you hear our concerns WITHOUT INTERRUPTION OR JUDGEMENT. WE PROVIDED EACH OF YOU WITH A MORE COMPREHENSIVE LIST OF CONCERNS, BUT FOR THIS MEETING we limited our expression of them to 5 - with the expectation THAT THIS BOARD WILL EFFICIENTLY, EFFECTIVELY AND IN A TIMELY MANNER address EACH ONE.

PLEASE LET ME FINISH READING THIS IN ITS ENTIRETY. It is important that we all listen closely and with a positive spirit, knowing that the intentions of the group are in the best interest of the entire village, not just me, her, him, or any other pronoun you may choose.

First: Our group feels a good compromise would be to pour the 6th Street sidewalk down to Prospect as the completion of this year's road project. Which is the fire station block, not residential.

We don't want our street completion delayed any longer. A sidewalk down 6th Street is not reasonable. We have presented the supporting rationale. This is not about us, but we are the pilot street for this village-wide sidewalk project and we are bringing concerns forward for our neighbors, family, and friends in the village as we don't want them to experience what we have experienced.

Second: In relation to the sidewalk project survey, we want residents to be on a survey committee for agreement of the survey process start to finish. We want the survey to be distributed to the entire village and prior to distribution we want the final draft to be presented to a panel of village residents not currently involved in the project to exclude any bias.

Third, we are asking the board to hold Dave Porter and the village secretaries accountable for their actions, communication, performance as described in their job descriptions, and commitment to the whole village, not their personal opinions and preferences.

Fourth: MAPS. AFTER NUMEROUS REQUESTS WE HAVE YET TO FIND EVIDENCE OF THE MAP MR. PORTER PUBLISHED this week in the Winneconne news AS THE CORRECT MAP.

IF THIS IS THE CORRECT MAP, WHY HAVE TREES BEEN REMOVED TO MAKE WAY FOR A SIDEWALK AT 235 N. 6th STREET?

We have heard a few times that the village feels that communication is clear and maybe you can understand the progression information distributed pertaining to the sidewalk map plans better than we can. But I would like you to see this from our perspective and please see if you can see discrepancies and a cause for confusion. This may be long-winded but bear with me as I think you listening to the resident's perspective is important.

We requested maps and received 3 in total. The first was at a public works meeting on 7.14.20, which is the original Map 4. The map, however, showed no sidewalk in front of the two houses between Division and Birch on 6th Street. When we asked committee members about this discrepancy, we were told this map was amended and there was a new map. We were not given the date it was amended and we weren't shown the "new map" at this meeting.

We had to do our own research. The public works committee meeting notes from February 2020 state, "had a discussion on sidewalks extending them to birch." However, we cannot find village board or public work votes on approving this extension.

Map 5 (from the comprehensive plan) is the second map we viewed which shows a sidewalk on both sides of the street on every street throughout the village and corresponds to Dave Porter's statement at the village board meeting on March 17th of this year which states: "Walkable communities - Adopt a policy in which we install sidewalks on both sides of the street when there is room to do so; on one side when there is not room for two sidewalks" and what Kirk Ruetten stated at the April board meeting and in conversation on our street stating there is going to be a sidewalk on every street in the village.

On July 30th another version of Map 4 was released on social media which shows an extension of the original Map 4. We cannot find in meeting minutes for the board or Public Works Committee meeting that this was approved or even made into a motion for approval to update this map this spring. When we questioned more about this discrepancy, we were informed that Kirk Ruetten drew these extra lines for sidewalks on this map with a marker. When was this done? When was that approved? Who made the decision for what streets should have markers running down them? We know that this map was not approved before February of this year, because if it was, then why would there be a discussion in February at the Public Works Committee meeting discussing if the sidewalk should extend down to Birch?

We were told that in 2018 this new map 4 with extra lines drawn in was approved. However, the village records don't support this information we were given.

There is another discrepancy between the newly drawn in map 4 and map 5 which is known as the comprehensive map, thus we continue to have questions. If you'd like me to elaborate more on this discrepancy, please let me know (orange lines don't match (*old sidewalks, new sidewalk & Dave Porter stating the 6th street sidewalk is so people can walk to Marble mark's driveway on South 6th Street- but no sidewalk leads to that location*).

On the May 2018 village board minutes, it states that the Village street standard and street reconstruction policy was voted in by the board. This policy states, "new sidewalks will be installed to meet the village's master sidewalk plan". Map 5 which we were told is from the Comprehensive Plan and correlates with the village ordinance 5565-6 titled Comprehensive Plan (Master Plan) which states, "The extensively developed plan, also called a master plan, adopted by the Village Plan Commission and certified to the Village Board.... detailed neighborhood plans, proposals for future land use, transportation". Again, this Map 5 supports the statements of our administrator and the public works director. Then, in the last Winneconne News, Dave Porter issued the original Map 4 which again we were told was amended and shows no sidewalk in front of my home & the Cosmuttos, yet they're digging for a sidewalk there.

From our understanding certain members of the board had the impression that sidewalks were only going to be added on streets that lead to Main Street, Parks and Schools, and informed the village of this being the plan, however, we are confused as to how this would be the plan if the maps do not reflect this.

Can you see these various discrepancies? Which is the actual map and can you verify this with evidence including when it was voted on by the board as the actual map? The village board minutes should reflect this and there should be a big stamp on the approved map and any further maps that were updated or amended.

Fifth, we've spoken to an attorney. We need proof of the easement on our properties. The Winnebago County Platt for the first two parcels we checked on have not been updated since 1869. We have been

informed easements on property owned by residents must be negotiated and recorded. Or there is an infringement to eminent domain.

Please provide us with evidence of this 33 feet of easement from the centerline of the road. Dave Porter promised me this information by tomorrow, so I look forward to receiving it then if the information cannot be provided tonight.

Our expectations are there will be another meeting at which these requests will be finalized and valid, legally binding/approved information will be given

N. 6TH STREET SIDEWALK OPTIONS

OPTION A – Sidewalk on the east side from W. Main to Birch with a 60” wide sidewalk and 8’ terrace

OPTION B – Sidewalk on the east side from W. Main to Birch with a 60” wide sidewalk except a 48” wide sidewalk adjacent to the homes at 546 Prospect Street and 548 Division Street (ADA requires 60” sidewalk at least every 200 feet) and 8’ or 6.5’ terrace as conditions allow

OPTION C – Sidewalk on the east side from W. Main to Division with a 60” wide sidewalk and 8’ terrace

**** OPTION D** – Sidewalk on the east side from W. Main to Division with a 60” wide sidewalk except a 48” wide sidewalk adjacent to the home at 546 Prospect Street (ADA requires 60” sidewalk at least every 200 feet) and 8’ or 6.5’ terrace as conditions allow

**** OPTION E** – Sidewalk on the east side from W. Main to Prospect with a 60” wide sidewalk and 8’ terrace

**** Recommended by the Public Works Committee**

	NAME	ADDRESS
1	Jay Ruskamp	330 N. 6 th St
2	Tom Ruskamp	" " "
3	Mary Wisch	502 Elm St.
4	Jack Wisch	502 Elm St.
5	Walter Allard	573 DIVISION ST
6	Kebner Coshart	527 Elm St -
7	Wayne Rudisill	318 N. 5th St.
8	Alyis Rudisill	" "
9	Paul McCallister	408 Birch St.
10	Elizabeth Fynn	408 N. 7th Street
11	Judy & Joe Gemmell	419 N. 6 th Street
12	Donna Kraeger	542 Birch St
13	Loa Hartman	330 Birch St
14	Ted Kreuzer	215 N 11th Ave
15	Greg & Margie Casotto	548 Div St
16	Mary & Jerry Bocha	320 N. 6 th ST.
17	Edson Paul	543 Elm
18	John & Janet McCall	520 Elm St
19	Janette Reinke	226 N 6th St
20	Jean Reinke	226 N 6th St

NAME	ADDRESS
21 Amarda Leuchman	604 Birch St
22 Sam Leuchman	604 Birch St
23 Carol Weinholzer	PO Box 69
24 Kim Van Rooy	404 N 6 th St
25 Donald O'Connell	327 W 5 th St
26 Madeline O'Connell	327 W 5 th St
27 Amy Klump	518 Birch St
28 Sherry Klump	518 Birch St
29 Morris Erden	243 N 6 Ave
30 Sally Gowers	508 Elm
31 Dana Woods	7234 county M - Always fun - Thanks!!
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9/11/2020 4:07 PM

In Progress Checks - Full Report - ALL

Page: 1

ALL Checks by Payee

ACCT

Village Cash and Investments

Dated From: 9/15/2020 From Account:
Thru: 9/15/2020 Thru Account:

Voucher Nbr	Check Date	Payee	Amount
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9/15/2020 AFR INSPECTION SERVICE INC

BUILDING PERMITS

101-11-44300-314-400	BLDG PER BLDG INSPECTOR		1,550.65
	8/14 - 9/4	1579	

Total 1,550.65

9/15/2020 BAKER & TAYLOR

1 DVD & 123 BOOKS/1 BOOK RETURNED

101-19-55110-320-502	VIDEOS		14.39
	1 HALLMARK DVD	H49538130	
101-19-55110-320-500	BOOKS		277.08
	24 BOOKS	2035437528	
101-19-55110-320-500	BOOKS		160.79
	11 BOOKS	2035429445	
101-19-55110-320-500	BOOKS		248.49
	24 BOOKS	2035394115	
101-19-55110-320-500	BOOKS		115.51
	15 BOOKS	2035411835	
101-19-55110-320-500	BOOKS		73.24
	5 BOOKS	2035383265	
101-19-55110-320-500	BOOKS		138.90
	24 BOOKS	2035417565	
101-19-55110-320-500	BOOKS		260.06
	20 BOOKS	2035453055	
101-19-55110-320-500	BOOKS		-16.80
	RETURN 1 BOOK	3214539	

Total 1,271.66

9/15/2020 BATTERIES PLUS

BATTERIES

602-24-53827-348-000	MISC EXP		43.80
	FLASHLIGHT BATTERIES	P29133183	

Total 43.80

9/15/2020 CENTER POINT LARGE PRINT

28 BOOKS

101-19-55110-320-500	BOOKS		74.66
	3 BOOKS	1790239	

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Village Cash and Investments

Dated From: 9/15/2020

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Voucher Nbr	Check Date	Payee	Amount
101-19-55110-320-500		BOOKS	321.36
		24 BOOKS	1784814
101-19-55110-320-500		BOOKS	24.02
		1BOOK	1786049
		Total	420.04
<hr/>			
9/15/2020 CITY OF OSHKOSH			
AUGUST 11, 2020 ELECTION			
101-11-51440-312-000		ELECTIONS PRT PUBL	15.60
		ABSENTEE NOTICE	55205
		Total	15.60
<hr/>			
9/15/2020 CLEAN WATER TESTING LLC			
WATER SAMPLING			
601-24-53839-820-201		Well RO PILOT STUDY	1,991.80
		RO PILOT SAMPLINE - WEEK #8	9003803946
601-24-53640-374-000		WATER PLANT SUPPLIES LAB	16.00
		COLIFORM - W MAIN ST	9003803917
601-24-53839-820-201		Well RO PILOT STUDY	955.20
		REVERSE OSMOSIS PILOT STUDY - WEEK #9	9003832490
601-24-53839-820-201		Well RO PILOT STUDY	1,370.20
		REVERSE OSMOSIS PILOT STUDY - WEEK #10	9003838815
101-20-55420-348-000		BEACH/BEACH HOUSE MISC EXPS	76.00
		POOL & RIVER SAMPLING	9003826678
601-24-53839-820-201		Well RO PILOT STUDY	1,206.00
		RO PILOT STUDY SAMPLING - WEEK #7	9003857073
601-24-53839-820-201		Well RO PILOT STUDY	1,382.80
		RO PILOT STUDY SAMPLING - WEEK #5	9003853373
601-24-53839-820-201		Well RO PILOT STUDY	1,206.00
		RO PILOT STUDY SAMPLING - WEEK #6	9003875349
		Total	8,204.00
<hr/>			
9/15/2020 DEMCO INC			
SUPPLIES			
101-19-55110-310-000		LIBRARY OFFICE SUPPLIES	127.98
		PROCESSING SUPPLIES	6831348
		Total	127.98

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Village Cash and Investments

Dated From: 9/15/2020 From Account:
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Voucher Nbr	Check Date	Payee	Amount
9/15/2020 EHLERS INVESTMENT PARTNERS LLC			
AUGUST 2020			
101-11-51520-210-000		FINANCIAL ADVISING	107.48
		MANAGEMENT FEES	
		AUG2020	
Total			107.48
9/15/2020 ENVISIONINK PRINTING SOLUTIONS INC			
PRINTING			
101-20-55400-312-000		PARKS-LAKE WINN PRT PUBL	662.00
		2500 BTP ENVELOPES	
		202434	
101-20-55400-312-000		PARKS-LAKE WINN PRT PUBL	250.75
		BTP STICKERS	
		202121	
101-22-54910-348-000		CEMETERY MISC EXPENSES	73.50
		CEMETERY DEEDS - 50	
		202619	
Total			986.25
9/15/2020 GILSON ELECTRIC LLC			
REPLACE LIGHT AT VILLAGE HALL			
101-11-51600-414-000		VILLAGE HALL BLDG/ LAWN CARE	141.15
		LABOR AND MATERIALS	
		1056	
Total			141.15
9/15/2020 GOVERNANCE SCIENCES GROUP INC			
THROUGH 12/31/2020			
101-10-51110-337-000		SURVEYS	2,041.67
		FLASHVOE SERVICES	
		20-WINNECONNE	
Total			2,041.67
9/15/2020 HARN R/O SYSTEMS INC			
RO PILOT			
601-24-53839-820-201		Well RO PILOT STUDY	35,250.00
		LEASE 6/25/20-8/24/20 & START-UP	
		925	
Total			35,250.00
9/15/2020 HAWKINS WATER TREATMENT GROUP			
DISINFECTING CHEMICALS			
602-24-53826-417-500		HYPOCHLORITE	514.99
		AZONE - 93 GALLONS	
		4774639	
602-24-53826-417-300		BISOLPHITE	273.97
		BISULFITE - 47 GALLONS	
		4774639	

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Village Cash and Investments

Dated From: 9/15/2020

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Thru Account:

Voucher Nbr	Check Date	Payee	Amount
Total			788.96
9/15/2020 HIGHLANDS AT RIVER CROSSING LLC			
2020 COST SHARING ALLOCATION			
101-11-55320-110-000		CIVIC PROMO WAGES	12,290.00
		SENIOR ACTIVITY CENTER	
		2020	
Total			12,290.00
9/15/2020 HYDROCORP			
AUGUST 2020			
601-24-53682-230-100		OUTSIDE SERVICE	1,132.00
		CROSS CONNECTION SERVICES	
		58703	
Total			1,132.00
9/15/2020 J.W. WELDING			
CUSTOM MANUFACTURED			
101-17-53240-348-000		PUBLIC WKS MACH MISC EXP	504.00
		TRAILER HITCH BRACKET	
		0-767	
Total			504.00
9/15/2020 KLEIN FORD			
2019 SQUAD/FLATBED			
101-14-52100-351-000		POLICE DEPT TIRES/MAINT	29.54
		WIPER BLADE ASSEMBLY	
		8001979	
101-17-53240-350-000		PUBLIC WKS MACH EQUIP PARTS	429.58
		REPLACE O2 SENSOR - FLATBED #50	
		9010035	
601-24-53660-348-000		TRANS EXP MISC EXP	-105.00
		OVERPAYMENT - UTILITY VAN	
		100102738	
Total			354.12
9/15/2020 LEO'S SERVICE			
2010 F-250 #70/AUG FUEL/TIRES GROUNDSMAS			
101-17-53240-350-000		PUBLIC WKS MACH EQUIP PARTS	161.06
		BATTERY	
101-20-55200-348-000		PARKS MISC EXPENSES	555.00
		TIRES FOR TORRO GROUNDSMASTER	
101-17-53240-343-000		PUBLIC WKS MACH G/D FUEL	260.14
		PUBLIC WORKS FUEL - 126.4 GAL	
101-17-53240-348-000		PUBLIC WKS MACH MISC EXP	3.50
		CARB/CHOKE CLEANER	

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Dated From: 9/15/2020 From Account:
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Voucher Nbr	Check Date	Payee	Amount
101-20-55200-343-000		PARKS G/D FUEL	311.74
		PARKS FUEL - 140.3 GAL	
101-22-54910-343-000		CEMETERY G/D FUEL	241.85
		CEMETERY FUEL - 99.9 GAL	
601-24-53660-343-000		TRANS EXP G/D FUEL	61.88
		WATER DEPT FUEL - 30.9 GAL	
602-24-53660-343-000		TRANS EXP G/D FUEL	68.76
		SEWER DEPT FUEL - 29.0 GAL	
602-24-53660-348-000		TRANSPORTATION EXPENSES	4.40
		ICE	
Total			1,668.33

9/15/2020 MARY LOU SCHROEDER

REIMBURSEMENT

101-11-51422-310-000		GENERAL ADMIN OFFICE SUPL	36.74
		OFFICE DEPOT - JACI'S FLOOR MAT	
Total			36.74

9/15/2020 MCMAHON ASSOCIATES INC

JULY 2020

500-20-53685-000-202		LWP SEAWALL PHASE II	103.50
		LWP SEAWALL PHASE II 919529	
500-17-53310-001-620		2020 - N 6th St	19,681.42
		N 6th STREET RECON SURVEYING/ENGINEERING 919528	
601-24-53310-001-620		2020 - N 6th St	78.33
		N 6th STREET RECONSTRUCTION ENGINEERING 919526	
602-24-53310-001-620		2020 - N 6th St	78.34
		N 6th STREET RECONSTRUCTION ENGINEERING 919526	
500-17-53310-001-620		2020 - N 6th St	78.33
		N 6th STREET RECONSTRUCTION ENGINEERING 919526	
101-17-53100-840-000		PUBLIC WORKS ADMINISTRATION	4,219.05
		STORMWATER UTILITY FORMATION ENGINEERING 919527	
601-24-53839-820-201		Well RO PILOT STUDY	886.28
		GROSS ALPHA & RO PILOT STUDY 919488	
Total			25,125.25

9/15/2020 MIDWEST CONTRACT OPERATIONS INC

SEPTEMBER 2020

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Village Cash and Investments

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Voucher Nbr	Check Date	Payee	Amount
602-24-53682-210-000		PROF SERV	7,131.18
		PROFESSIONAL SERVICES	
		inv26132	
601-00-18346-000-000		METERS	838.96
		METERS	
		INV26132	
601-24-53630-417-300		CHEMICALS	1,599.15
		TREATMENT MCO	
		INV26132	
601-24-53640-000-000		MCO Distribution	5,596.98
		DISTRIBUTION MCO	
		INV26132	
601-24-53842-000-000		METER READING (MCO)	399.78
		METER READING	
		INV26132	
601-24-53000-000-926		MCO Benefits	1,213.20
		BENEFITS	
		INV26132	
		Total	16,779.25

9/15/2020 MIDWEST SALT

WELL #1

601-24-53630-417-000		CHEMICALS SALT	2,798.73
		SALT - 23.13 TONS	
		P452751	
		Total	2,798.73

9/15/2020 MIDWEST TAPE LLC

AUGUST 2020

101-19-55110-320-502		VIDEOS	129.23
		DIGITAL SERVICES - dba HOOPLA	
		99335579	
		Total	129.23

9/15/2020 MODERN RENTALS INC

MOW BALLS

101-17-53440-348-000		STORM SEWERS MISC EXP	60.49
		ALUMINUM & PLASTIC MOW BALLS	
		269948	
		Total	60.49

9/15/2020 NAPA AUTO PARTS

FILTERS/WINDSHIELD WASH

101-22-54910-350-000		CEMETERY EQUIP PARTS	13.07
		KUBOTA #62 FILTER	
		789897	
101-22-54910-350-000		CEMETERY EQUIP PARTS	17.93
		KUBOTA #62 FILTERS	
		789895	

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Voucher Nbr	Check Date	Payee	Amount
602-24-53660-348-000		TRANSPORTATION EXPENSES	48.89
		GENERATOR FILTERS 790276	
101-17-53240-350-000		PUBLIC WKS MACH EQUIP PARTS	36.86
		TAR KETTLE #14 FILTERS & WINDSHIELD WASH 791008	
101-17-53240-350-000		PUBLIC WKS MACH EQUIP PARTS	16.69
		TAR KETTLE #14 FUEL FILTER 790968	
101-17-53240-350-000		PUBLIC WKS MACH EQUIP PARTS	95.98
		FILTERS - TRUCK #3 791346	
		Total	229.42
<hr/>			
	9/15/2020	OFFICE DEPOT	
		SUPPLIES	
101-19-55110-310-000		LIBRARY OFFICE SUPPLIES	35.61
		BALANCE ON ACCOUNT	
		Total	35.61
<hr/>			
	9/15/2020	PAUL OLSON	
		REIMBURSEMENT	
101-14-52100-220-000		POLICE DEPT PHONE	40.00
		8/12/20 - 9/11/20	
		Total	40.00
<hr/>			
	9/15/2020	PRAXIS CONSULTING	
		QUICK CLERK	
101-12-51210-348-000		MUNICIPAL COURT MISC EXP	3,700.00
		LICENSE & 2020 MAINTENANCE 20100643	
		Total	3,700.00
<hr/>			
	9/15/2020	RAY'S SANITATION	
		AUGUST 2020	
101-20-55700-230-100		COUGHLIN PARK	130.00
		COUGHLIN PARK - HANDICAP 11326	
101-20-55800-230-100		N 1ST ST BL CONTRACT SERV	90.00
		N 1ST STREET BOAT LAUNCH 11326	
101-20-55400-230-100		PARKS-LAKE WINN CON SERV	220.00
		LWP REGULAR & HANDICAP 11326	
		Total	440.00
<hr/>			
	9/15/2020	THE UNIFORM SHOPPE	
		POLICE UNIFORM ALLOWANCE	

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Voucher Nbr	Check Date	Payee	Amount
101-14-52100-342-000		POLICE DEPT UNIFORMS	101.90
		SAURIOL - SHIRT/HANDCUFF CASE	
		302143	
101-14-52100-342-000		POLICE DEPT UNIFORMS	114.35
		KELM - TIE/RAIN JACKET/CAP	
		302609	
101-14-52100-342-000		POLICE DEPT UNIFORMS	47.85
		OLSON - SHIRT	
		302582	
101-14-52100-342-000		POLICE DEPT UNIFORMS	119.95
		SAURIOL - BOOTS	
		302213	
		Total	384.05

9/15/2020 UNIFIRST CORPORATION

UNIFORMS & MATS

101-17-53100-342-000		PUBLIC WKS UNIFORMS	23.68
		STREET DEPT UNIFORMS	
		097 0315207	
101-17-53100-342-000		PUBLIC WKS UNIFORMS	59.03
		STREET DEPT UNIFORMS	
		097 0315647	
101-17-53100-342-000		PUBLIC WKS UNIFORMS	31.93
		STREET DEPT UNIFORMS	
		097 0316115	
101-17-53100-342-000		PUBLIC WKS UNIFORMS	26.03
		STREET DEPT UNIFORMS	
		097 0316562	
602-24-53827-341-000		OTHER OPER EXP CLEAN SUPL	7.13
		MATS/MOPS - WWTP	
		097 0315207	
602-24-53827-341-000		OTHER OPER EXP CLEAN SUPL	1.52
		MATS/MOPS - WWTP	
		097 0315647	
602-24-53827-341-000		OTHER OPER EXP CLEAN SUPL	7.13
		MATS/MOPS - WWTP	
		097 0316115	
602-24-53827-341-000		OTHER OPER EXP CLEAN SUPL	1.52
		WWTP MATS/MOPS	
		097-0316562	
		Total	157.97

9/15/2020 WINNECONNE NEWS

PUBLICATIONS/ENVELOPES

101-12-51210-310-000		MUNICIPAL COURT OFF SUPL	44.46
		COURT ENVELOPES	
		390	
101-11-51422-312-100		GENERAL ADMIN LEG NOTIC	31.25
		PUBLIC HEARING NOTICE - BOARD OF APPEALS	
		55472	
101-11-51422-312-100		GENERAL ADMIN LEG NOTIC	46.95
		LEGAL NOTICE - BMK ACHOR NUTRITION	
		55482	

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Voucher Nbr	Check Date	Payee	Amount
101-11-51422-312-100		GENERAL ADMIN LEG NOTIC	597.50
		JULY VILLAGE BOARD MINUTES	55500
		Total	720.16
<hr/>			
	9/15/2020	WINNEFOX LIBRARY SYSTEM	
		REIMBURSABLES	
101-19-55110-312-000		LIBRARY PRT PUBL	25.00
		CONSTANT CONTACT	WLS798
		Total	25.00
<hr/>			
		Grand Total	117,559.59

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Dated From: 9/15/2020 From Account:
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	Amount
Total Expenditure from Fund # 101 - GENERAL FUND	31,636.42
Total Expenditure from Fund # 500 - GENERAL CAPITAL FUND	19,863.25
Total Expenditure from Fund # 601 - WATER UTILITY FUND	57,878.29
Total Expenditure from Fund # 602 - SEWER UTILITY	8,181.63
Total Expenditure from all Funds	117,559.59

Village Cash and Investments

Accounting Checks

Posted From: 8/19/2020 From Account:
Thru: 9/14/2020 Thru Account:

Check Nbr	Check Date	Payee	Amount
46446	8/28/2020	EMPLOYEE BENEFITS CORPORATION MEDICAL EXCESS	

101-11-51422-226-000		GENERAL ADMIN FLEX FEES MEDICAL EXCESS	421.42
		2998572	

Total 421.42

46447 8/28/2020 EMPLOYEE BENEFITS CORPORATION
PAYROLL DEDUCTION

101-00-21565-000-000	SEC 125		50.00
		2974092	
101-00-21565-000-000	SEC 125		15.00
		2974092	
101-00-21565-000-000	SEC 125		57.69
		2974092	
101-00-21565-000-000	SEC 125		50.00
		2974092	
101-00-21565-000-000	SEC 125		57.69
		2974092	
101-00-21565-000-000	SEC 125		35.00
		2974092	

Total 265.38

46448 8/28/2020 GREAT-WEST RETIREMENT SERVICES
PAYROLL DEDUCTION

101-00-21560-000-000	WI DEF COMP		20.00
101-00-21560-000-000	WI DEF COMP		60.00
101-00-21560-000-000	WI DEF COMP		40.00
101-00-21560-000-000	WI DEF COMP		50.00
101-00-21560-000-000	WI DEF COMP		25.00
101-00-21560-000-000	WI DEF COMP		20.00
101-00-21560-000-000	WI DEF COMP		50.00

Village Cash and Investments

Accounting Checks

Posted From: 8/19/2020 From Account:
Thru: 9/14/2020 Thru Account:

Check Nbr	Check Date	Payee	Amount
101-00-21560-000-000		WI DEF COMP	20.00
101-00-21560-000-000		WI DEF COMP	61.12
101-00-21560-000-000		WI DEF COMP	1,300.00
Total			1,646.12

46449	8/31/2020	AFLAC PAYROLL DEDUCTIONS	
101-00-21570-000-000		AFLAC INS PAYROLL DEDUCTIONS	29.72
		109384	
Total			29.72

46450	8/31/2020	CHARTER COMMUNICATIONS POLICE INTERNET	
101-14-52100-225-000		POLICE DEPT INTERNET POLICE DEPT INTERNET	109.99
Total			109.99

46451	8/31/2020	EHLERS INVESTMENT PARTNERS LLC MANAGEMENT FEES	
101-11-51520-210-000		FINANCIAL ADVISING JULY 2020 FEES	107.48
		072020	
101-11-51520-210-000		FINANCIAL ADVISING APRIL FEES	103.98
		042020	
101-11-51520-210-000		FINANCIAL ADVISING JUNE FEES	104.00
		062020	
Total			315.46

46452	8/31/2020	ENVISIONINK PRINTING SOLUTIONS INC STAMP & ENVELOPES	
101-11-55320-348-500		CIVIC PROMO BEAUT COM BEAUTIFICATION COMMITTEE STAMP	32.50
		202169	
101-11-51422-310-000		GENERAL ADMIN OFFICE SUPL #10 WINDOW ENVELOPES W/ PERMIT	180.00
		202214	
Total			212.50

46453	8/31/2020	HALLMAN PAINTS INC TRAFFIC PAINT	
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Village Cash and Investments

Accounting Checks

Posted From: 8/19/2020 From Account:
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Check Nbr	Check Date	Payee	Amount
101-17-53300-375-000		STREET PAINT SUPPLIES	9.79
		PISTON LUBE B0100662	
101-17-53300-375-000		STREET PAINT SUPPLIES	1,444.15
		WHITE & YELLOW PAINT B0100517	
Total			1,453.94
<hr/>			
46454	8/31/2020	LEO'S SERVICE	
REPAIRS - INVOICE 11417 & 11368			
101-14-52100-351-000		POLICE DEPT TIRES/MAINT	60.00
		MOUNT/BALANCE/DISPOSE TIRES - 2019 SQUAD	
101-14-52100-351-000		POLICE DEPT TIRES/MAINT	87.80
		INSTALL MASTER POWER SWITCH - 2015 SQUAD	
Total			147.80
<hr/>			
46455	8/31/2020	MADISON NATIONAL LIFE INS. CO.	
SEPTEMBER 2020			
101-00-21540-000-000		DISAB INS	311.56
		L/T DISABILITY 09012020	
Total			311.56
<hr/>			
46456	8/31/2020	OSHKOSH OFFICE SYSTEMS	
JULY 2020			
101-11-51422-340-000		GENERAL ADMIN COPY EXP	107.89
		B/W Copies 7/1 - 7/31/20 AR53940	
101-11-51422-340-000		GENERAL ADMIN COPY EXP	329.95
		COLOR COPIES 7/1-7/31/20 AR53940	
Total			437.84
<hr/>			
46457	9/11/2020	EMPLOYEE BENEFITS CORPORATION	
PAYROLL DEDUCTIONS			
101-00-21565-000-000		SEC 125	50.00
		2992515	
101-00-21565-000-000		SEC 125	15.00
		2992515	
101-00-21565-000-000		SEC 125	57.69
		2992515	
101-00-21565-000-000		SEC 125	50.00
		2992515	
101-00-21565-000-000		SEC 125	57.69
		2992515	

Village Cash and Investments

Accounting Checks

Posted From: 8/19/2020 From Account:
Thru: 9/14/2020 Thru Account:

Check Nbr	Check Date	Payee	Amount
101-00-21565-000-000	SEC 125		35.00
		2992515	
		Total	265.38

46458 9/11/2020 GREAT-WEST RETIREMENT SERVICES
PAYROLL DEDUCTION

101-00-21560-000-000	WI DEF COMP		20.00
101-00-21560-000-000	WI DEF COMP		60.00
101-00-21560-000-000	WI DEF COMP		40.00
101-00-21560-000-000	WI DEF COMP		50.00
101-00-21560-000-000	WI DEF COMP		25.00
101-00-21560-000-000	WI DEF COMP		20.00
101-00-21560-000-000	WI DEF COMP		50.00
101-00-21560-000-000	WI DEF COMP		20.00
101-00-21560-000-000	WI DEF COMP		61.12
101-00-21560-000-000	WI DEF COMP		1,300.00
		Total	1,646.12

092020STDIS 9/03/2020 ANTHEM LIFE
SEPTEMBER 2020

Manual Check

101-00-21540-000-000	DISAB INS		370.36
	S-T DISABILITY	144340382	
		Total	370.36

9112020WPPA 9/11/2020 WINNECONNE PROF POLICE ASSOCIATION
PAYROLL DEDUCTIONS

Manual Check

101-00-21580-000-000	POLICE DUES		19.39
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Village Cash and Investments

Accounting Checks

Posted From: 8/19/2020 From Account:
Thru: 9/14/2020 Thru Account:

Check Nbr	Check Date	Payee	Amount
101-00-21580-000-000		POLICE DUES	19.26
Total			38.65
08282020WPPA	8/28/2020	WINNECONNE PROF POLICE ASSOCIATION	
		PAYROLL DEDUCTION	
		Manual Check	
101-00-21580-000-000		POLICE DUES	19.39
101-00-21580-000-000		POLICE DUES	19.26
Total			38.65
Grand Total			7,710.89

9/11/2020 12:52 PM

Reprint Check Register - Full Report - ALL

Page: 6
ACCT

Village Cash and Investments

Accounting Checks

Posted From: 8/19/2020 From Account:
Thru: 9/14/2020 Thru Account:

Amount

Total Expenditure from Fund # 101 - GENERAL FUND

7,710.89

Total Expenditure from all Funds

7,710.89

9/11/2020 9:12 AM
PAYRL

Employee Quick With Dollars Report - by Name
All Employees with All Pay Frequencies

Page: 1

Check Date From: 8/01/2020
Thru: 8/31/2020

From Dept:
Thru Dept:

Name	SSN	Hours	Earnings	Deductions	Net Pay
ANDERSON, DYLAN M		39.50	385.13	40.15	344.98
ANDERSON, PIERCE J		57.00	598.50	76.41	522.09
ANDERSON, TYLER P		167.00	1,790.25	289.83	1,500.42
ANGELL, JESSE		160.00	3,091.20	1,186.10	1,905.10
BAKER, CHERYL		8.25	66.00	0.00	66.00
BARTELT, JACOB T		63.75	589.69	51.28	538.41
BEHM, DENNIS J		160.00	3,596.80	1,200.88	2,395.92
BERNDT, ELIJAH M		13.00	143.00	10.94	132.06
BURNS, CARLY		31.00	496.00	38.52	457.48
CHAPIN, EDEN L		70.75	654.44	53.94	600.50
ENZ, COLIN D		61.50	738.00	85.79	652.21
FENRICH, MORGAN E		77.00	750.75	115.65	635.10
FISCHER, SANDRA		7.75	62.00	0.00	62.00
FREEMAN, KAY		8.25	66.00	0.00	66.00
GENTRY, CLAIRE M		73.00	675.26	61.04	614.22
GLUBKA, DOMINICK T		53.00	450.50	34.49	416.01
GONNERING, MACKENZIE T		36.00	306.00	23.42	282.58
GONNERING, MARLAYNA A		32.00	272.00	20.80	251.20
GRASSL, GARRETT D		63.50	587.38	49.10	538.28
HENNING, KATHERINE E		12.00	117.00	8.95	108.05
HOENECKE, MELODIE E		7.75	62.00	0.00	62.00
HONER, BENJAMIN		150.00	4,411.68	872.10	3,539.58
HUEMPFNER, SAMANTHA M		62.50	1,000.00	111.24	888.76
HULBERT, LAURA L		160.00	2,787.20	1,041.72	1,745.48
IHRIG, DAVID		166.00	3,283.73	1,239.54	2,044.19
JACOBSON, DANE D		104.50	992.76	109.80	882.96
JENSEN, COLIN W		75.00	712.50	107.37	605.13
JUNG, JOSEPH L		90.25	1,083.00	119.76	963.24
JUNG, MATTHEW K		68.50	650.75	56.50	594.25
KAMIKAWA, THERESA C		8.25	66.00	0.00	66.00
KELM, ADAM		150.00	4,074.68	1,619.24	2,455.44
KUTCHIN, COLLEEN M		8.25	66.00	0.00	66.00
LANCOUR, ANTHONY T		170.00	1,881.31	312.00	1,569.31
LANG, ALEXA J		46.50	430.13	33.42	396.71
LEHR, JEANNE		1.00	8.00	0.00	8.00
MARINE, PATRICIA J		7.75	62.00	0.00	62.00
MCQUEEN, KATHLEEN		165.00	3,343.32	1,171.87	2,171.45
NELSON, KELLY		121.00	1,692.79	351.47	1,341.32
NEUMAN, NICHOLAS J		160.00	3,680.00	1,355.52	2,324.48

9/11/2020 9:12 AM
PAYRL

Employee Quick With Dollars Report - by Name
All Employees with All Pay Frequencies

Page: 2

Check Date From: 8/01/2020
Thru: 8/31/2020

From Dept:
Thru Dept:

Name	SSN	Hours	Earnings	Deductions	Net Pay
O'NEAL, AMANDA		136.00	1,876.80	401.29	1,475.51
OLSON, PAUL		160.00	5,057.00	1,917.92	3,139.08
PETERS, CARTER J		40.00	340.00	26.01	313.99
PETERSON, BRIAN D		160.00	4,120.04	1,044.04	3,076.00
PORTER, DAVID R		160.00	5,925.92	4,124.84	1,801.08
REINHARD, CHAD M		5.00	80.00	6.12	73.88
RENGSTORF, DI-ANNE		1.50	12.00	0.00	12.00
RUETTEN, KIRK E		160.00	4,699.26	1,472.20	3,227.06
RYF, RACHAEL W		79.50	1,132.88	147.99	984.89
SAURIOL, BEN		150.00	4,654.98	1,270.12	3,384.86
SCHNEIDER, RHONDA L		7.75	62.00	0.00	62.00
SELWITSCHKA, HOLLY		160.00	3,430.74	997.82	2,432.92
SORENSEN, KYLE		150.00	4,411.68	1,689.66	2,722.02
SPAULDING, RONALD L		87.00	935.25	91.32	843.93
STAHMANN, HANNAH R		44.00	407.00	31.13	375.87
STELZNER, JACQUIN		160.00	3,671.42	1,472.82	2,198.60
STELZNER, JON T		2.00	200.00	15.30	184.70
SWANLUND, SCOTT D		92.00	851.01	65.97	785.04
VERICH, FRANCESCA A		32.00	272.00	20.82	251.18
VERICH, JOHN S		21.50	188.13	14.40	173.73
WEIGEL, BRAYDEN A		54.00	513.00	64.19	448.81
WOELFEL, EMMA J		38.00	323.00	24.70	298.30
WULGAERT, BRYANA E		27.00	432.00	33.04	398.96
ZAUNER, LYNNE E		3.00	24.00	0.00	24.00
Grand Totals:		4,846.75	89,343.86	26,780.54	62,563.32

9/11/2020 9:13 AM

Reprint Payroll Register Totals Only
All Employees

Page: 1
PAYRL

Check Date From: 8/01/2020
Thru: 8/31/2020

From Dept:
Thru Dept:

Pay Periods: 7/11/2020 Thru: 8/21/2020

Total Checks: 112 (Male: 63 Female: 49)

Earnings:

Regular Pay	88,747.71	4,818.75	Hours
Overtime Pay	596.15	28.00	Hours
Shift Pay	0.00	0.00	Hours

	89,343.86		

Withholdings:

Federal	4,202.32
Social Security	5,336.09
Medicare	1,247.92
Wisconsin	3,144.75
AFLAC	29.72
DEFERRED COMP	692.24
GARNISHMENT	0.00
H INS FLEX	2,190.72
H INS FLEX FIX	0.00
HEALTH INS DED	1,939.94
LIFE INSURANCE	211.68
POLICE UNION DU	77.30
ROTH	2,600.00
SECTION 125 FLX	530.76
WRS DEDUCTION	4,577.10
WRS Fix	0.00

	26,780.54

NET PAY 62,563.32

Flexible Time Off:

	<u>Earned</u>	<u>Used</u>
AFSCME COMP CUR	15.38	0.00
COMP TIME POL	8.00	2.00
HOL COMP POL	0.00	1.00
PTO	0.00	245.00
	-----	-----
	23.38	248.00

**AUGUST 2020 FINANCIAL REPORT -
PREMIER CHECKING**

Balance Forward	\$1,738,199.72
Alcohol/Operator/Cigarette Licenses	\$250.00
Building Permits/Variance Applications/Conditional Use	\$1,586.00
Cemetery Lot/Grave Opening Fees/ Marker Permits	\$925.00
Municipal Court/Police Reports/Parking Fines	\$3,035.69
Clerk Fees/Property Statements/Refunds	\$325.00
Park Shelter Rentals/Event Fees	\$1,235.00
Boat Trailer Parking	\$2,937.00
Interest -Premier/CentTel/WCDA/	\$248.59
Sanitary District #3 2020 2nd Quarter Fees	\$19,509.10
CDBG Receipts	\$2,703.25
PW - invoices/scrap/permits/deduct mtr sale	\$195.00
Cell Tower Least Payments	\$3,680.35
Library Restricted Donations \$5251 /WLS \$28396.25	\$33,647.25
Compost Site	\$45.00
Special Assessment - Twin Harbor Drive	\$17,036.66
August Tax Settlement	\$492,649.40
Omitted Tax Payment	\$2,957.45
Marble Park Daily Swim Passes - AUGUST	\$14,590.20
Marble Park Annual Swim Passes - AUGUST	\$1,299.00
Charter - Quarterly Franchise Fee (down \$1337.87)	\$4,812.71
TOTAL AUGUST RECEIPTS	\$603,667.65
+ Water and Sewer Receipts/Village w/s receipts	\$81,994.77
Sub-Total	\$2,423,862.14
Less AUGUST Disbursements	
AUGUST Payroll Expense	\$66,493.34
AUGUST 15th Bills	\$28,757.07
AUGUST Board Bills approved	\$179,691.99
AUGUST 30th Bills	\$2,989.09
Federal/State withholdings	\$31,047.60
Health Insurance	\$35,642.84
Retirement	\$14,903.60
Kwik Trip	\$1,127.79
ANTHEM - Short-term disability autopay	\$370.36
Charter - Municipal Center autopay	\$831.56
WPPA	\$77.30
Postage/bank fees/sales tax/village water/sewer/nsf	\$508.45
EBC - HRA/Dental	\$374.24
Wire Transfer - Bond Interest Payment	\$0.00
TOTAL AUGUST DISBURSEMENTS	\$362,815.23
SUB-TOTAL	\$2,061,046.91
OUTSTANDING CHECKS	\$6,642.65
ENDING BALANCE	\$2,054,404.26
PREMIER CHECKING	\$1,387,307.81
CDBG ACCOUNT	\$551,961.41
FAÇADE	\$35,252.73
CDBG HOUSING	\$79,882.31
ENDING BALANCE	\$2,054,404.26

STATE INVESTMENT POOL

General Fund	\$101,171.65
Cemetery Fund	\$119,816.03
Sewer Equipment Replacement Fund	\$209,761.64
2005 Bond Proceeds	\$0.00
Library Donations	\$17,227.57
2009 Bond Proceeds	\$0.03
Sewer Utility Debt Service Reserve Account	\$201,687.32
Tower Lease Deposit Account	\$5,626.25
BALANCE	\$655,290.49

AUGUST Interest Rate	0.13%
JULY Interest Rate	0.14%

BBE INVESTMENTS (Ehlers)	\$507,604.56
Associated Bank CD Balance	\$255,404.38
VERVE	\$100.00

AUGUST 2020 BUILDING PERMITS

Eric Laudloff	717 Pine St	Shed	\$	2,000.00
Mary Larson	707 Riverview	Roof	\$	5,000.00
Ken Thrun Jr	111 W Main St	Roof	\$	8,950.00
Ashley Cota Smudde	740 Spruce St	Roof	\$	20,000.00
Switchgear Power Systems	202 Enterprise	Office alterations	\$	258,000.00
James Mathusek	702 E Main St	Roof	\$	4,500.00
Shari Tarala	525 Division St	Shed	\$	7,056.00
Aaron Amundson	218 S 4th St	Roof	\$	2,750.00
Peg Johnson	535 Old Orchard	Roof	\$	5,200.00
Colton Doehling	720 Pine St	Siding	\$	800.00
Barbara Roberts	124 Jefferson St	Roof Repairs	\$	7,473.50
Phillip Johnson	415 S 2nd Ave	Windows	\$	3,049.60
Steve Foster	307 S 1st St	HVAC	\$	14,000.00
Robert Harper	243 S 1st ST	Roof	\$	2,500.00
Michael Kurtz	111 N 1st St	HVAC	\$	6,100.00
Tina Hopka	627 Birch St	Shed	\$	4,700.00

TOTAL VALUE OF AUGUST BUILDING PERMITS \$ 352,079.10

TOTAL VALUE OF YTD BUILDING PERMITS \$ 3,214,220.10

AUGUST 2020 IDB/CDBG LOAN REPORT

CDBG Loans	Amount Loaned			Starting Balance	Principal	Interest	Ending Balance	Payment Date
Midwest Specialty*	2012	\$267,000.00	\$2,703.25	34,694.71	\$2,608.20	\$95.05	\$ 32,086.51	8/11/2020
AMOUNT AVAILABLE				\$551,961.41				

MEETING MINUTES: PUBLIC WORKS COMMITTEE FOR VILLAGE OF WINNECONNE

Minutes For:

Tuesday, September 08, 2020 @ 10:00 a.m. at Municipal Building, Annex Room, to consider;

Meeting called to order at 10:02 am by Trustee Steve Foster with Trustee John Broderick present and Trustee Jim Kies absent.

Also attending were DPW Ruetten, Administrator David Porter, Chris Ferguson MCO, Brian Peterson Field Supervisor, and Brad Werner, and Anthony Kappell with McMahon. Public is on the sign-up sheet attached.

Public Participation – *None*

Communications – *None*

Approve Minutes from August 04, 2020 meeting, August 06, 2020 meeting, and August 11, 2020 meeting

Motion by Broderick Seconded by Foster to approve all minutes listed above. Carried by voice vote 2/0.

Operations Progress:

Field Supervisor Report – Brian Peterson/DPW: *Report Attached*

MCO Report – Chris Ferguson /DPW: *Report Attached*

DPW Report – Kirk Ruetten: *Report Attached*

Old Business

Village Projects and Priority

- Bridge Project – *There has been no change with this project and the Main Street project since last month. Final Punchlist items remain including the electrical issues between both projects.*
- Main Street Project – *See Bridge Project for Update.*
- Twin Harbor Drive Reconstruction Project – *McMahon and I have closed this project out as of last month.*
- LWP Seawall Project – *Contractor will begin this project in November with a completion deadline of December 18th. Concrete will still be next year.*
- N. 6th St. Reconstruction Project – *All concrete has been completed with asphalt being placed this Friday and landscaping following the following week.*
- Recommendation – *None at this time*

Well and Water Quality – Tony and DPW reviewed

- Update – *The Village is moving into the 11th week of the RO Pilot study with 876 hours of run time.*
 - *With the numbers and pressures remaining consistent, meaning that the membranes are not fouling out, this would reduce the need for pre-treatment and lower long-term O&M costs.*
 - *The first change after the pilot was stable was reducing the Flux rate and the last few weeks, we will be increasing the recovery rate one percent a week. This will gain the permeate amount and decrease cost.*
 - *We are currently working with Harn to model a full-size unit with built in flexibility*
 - *One concept is three skids running all at once with lower flow or two running at a time rotating every 24 hours.*
 - *We are currently looking at chemical verses blending for make up of PH and hardness in our water system.*
 - *More information to follow as we continue to collect data on the Pilot study.*
- Discussion – *None*
- Recommendation – *None at this time*

Pursuant to WI State Statute 985.02(1)(b); notice is hereby given that Village Board Members may also be present at this meeting for informational purposes.

MEETING MINUTES: PUBLIC WORKS COMMITTEE FOR VILLAGE OF WINNECONNE

Storm Water Utility Creation – DPW and Brad reviewed updates and draft Village Ordinance

- Discussion – Brad walked through the updated Utility schedule
 - o We would like to start setting up meetings with the largest customers
 - Broderick *agrees with the Utility Creation however does not agree with the timing. He wants to understand the cost savings and wants to lower costs in the budget before we create more fees. If this would have been done a few years ago it would not have been such a “sting” but now with the pandemic people do not have the disposable income or may not have jobs.*
 - Foster *agrees with Broderick and wants to know how it effects people today.*
 - o Brad and DPW gave a summary of the process from the start of Utility up until now and explained how non-taxpayers will now be contributing or paying for a true user’s fee. These customers currently do not pay taxes and therefore do not contribute to CIP.
 - Education is still the key to understanding and learning within the Board and the public.
 - o Jack Wirch – 5119 Southwind Dr. Town of Winneconne – *I would like to see benchmarking or costs verses other communities. We need to look at a wider range of costs to justify to residents.*
 - o Committee to look at overall budget on the primary items, it appears to be due to the pandemic.
- Recommendation – None at this time

Vehicle Equipment Replacement Discussion – Administrator defined what the VEF program is and what its benefits are.

- Discussion
- Recommendation – DPW requested this topic to be tabled.

Transportation Utility Creation – Administrator reviewed.

- Discussion – Admin has recently talked with RA Smith a consulting firm that is working with several Wisconsin municipalities on creating the Utility. Several deliverables are due by the end of the month and once they work through those issues the Village would be inline to start moving forward with the Utility.
- Recommendation – None at this time.

Options of bidding additional Utility Projects for FY20 – DPW and Brad reviewed.

- Discussion – DPW presented the line items and costs for the project with 2020 actual costs.
 - o The thought would be to bid this project out to see where or if there would be significant cost savings for the Utilities since most utility contractors are slow this year.
 - o Werner discussed bidding structure to optimize bidding
 - o The bids would not have to be excepted unless the savings justified doing the project.
 - o This would leave the street gravel until the street was scheduled to be redone.
- Recommendation – *Move forward with bidding out additional utility work for 2020.*

New Business

Set next meeting date and adjourn

Motion made by Broderick, second by Foster to adjourn at 11:22 am until Tuesday October 13, 2020 at 10:00am; 2-0 approve.

Kirk Ruetten
Public Works Director

Pursuant to WI State Statute 985.02(1)(b); notice is hereby given that Village Board Members may also be present at this meeting for informational purposes.

MEETING MINUTES: PARK COMMITTEE FOR VILLAGE OF WINNECONNE

Minutes For:

Tuesday, September 08, 2020 @ 5:00 p.m. at Village Hall, Annex Location, to consider;

Meeting called to order at 5:00 pm by Trustee Jim Kies with members, Lani Stanek, Dave Reetz, and Trustee's Steve Foster and Brenda Kubasta present. Also, in attendance was DPW Ruetten, Administrator Porter and PW Field Supervisor Brian Peterson.

Public Participation – *None*

Communication – *None*

Approve Minutes from August 04, 2020 meeting – *Motion by Kubasta, Seconded by Stanek to approve August 4, 2020 meeting minutes. Carried by voice vote 5/0.*

Operations Progress:

Update – DPW Ruetten and Field Supervisor Peterson –

- Pool has been closed and started to drain water
- Baseball and Softball are completed, and fields are done being used
- All Facilities are being cleaned and straightened
- DPW reviewed the pool attendance and revenue stats verses previous years showing a trend of lower attendance every year however revenues were up due to increase daily and season passes.

Old Business

Park CIP Long term planning – DPW reviewed the Facilities list and requested that this item and the last item be combined for setting priorities.

- Discussion –
- Recommendation –

Marble Park Basketball Court – DPW reviewed the project and background, along with updated pricing for all four surface types and is still waiting for one additional quote from SportCourt of Wisconsin.

- Discussion – DPW reviewed the meeting with Melissa
 - DPW reviewed an email with Melissa's concerns with the "Sport Court" type surfaces and being slippery per basketball coach. DPW has not been able to confirm with the manufactures.
 - *Melissa asked about concrete court with a rubberized surface is what they would want. DPW to start getting prices.*
 - *Melissa did ask if the Village was willing to contribute towards the donation. The answer was yes but, it depends on the amount and what the donation would be.*
 - *Administrator Porter asked if they would be open to a long-term maintenance agreement*
 - *Committee commented if there would be the same usage in the future? Although there are usually people using the facility, the pandemic did increase the usage this year.*

Pursuant to WI State Statute 985.02(1)(b); notice is hereby given that Village Board Members may also be present at this meeting for informational purposes.

MEETING MINUTES: PARK COMMITTEE FOR VILLAGE OF WINNECONNE

- Recommendation – Meet with Melissa and continue to move forward with the donation process once the scope and pricing are defined.

Additional Marble Park Basketball Court – DPW Reviewed

- Discussion – Again usage would dictate if another court is needed.
 - o The current court area will not accommodate another court next to it. The court would either have to be somewhere in Marble Park or in a different Park.
 - o Kubasta *quoted from the CORP which showed that municipalities from 1-5000 only require one court.*
 - o Again, talk about usage and is this year being abnormal due to the pandemic, everyone just wants to get out of the house and do things look at the volleyball courts and the usage this year compared to every other year.
- Recommendation – **Table this discussion until next year**

New Business

Set Five-year Project and CIP Priority – DPW reviewed.

- Discussion – DPW was asked what his priorities are in the Parks. *Right now, Winneconne has very few ADA accessible facilities or playgrounds. We have spent a lot of money in LWP Park to bring the facilities up, so I feel that and ADA bathroom and playground in Marble Park are priority.*
 - o *Foster what about looking for donations from sources like the Keller Foundation?*
 - *Do we need Board input into our Parks so the staff has some direction.*
 - o *Committee had a discussion on if each Park should be defined for a specific purpose and should we define them.*
 - o *Good discussion on the best use of our Parks and the dollars spent on them.*
 - o *The Committee agreed that the priorities at Marble Park are the basketball court, ADA bathroom, and ADA playground. This gives the DPW a direction to start getting prices.*
 - o *Kies lets all go drive to each Park and get ideas for each Park and how they are utilized. We need Park direction.*
- Recommendation – After driving to each Park bring back ideas for priorities.

Set next meeting date and adjourn –

**** Next month request to review all Park Fees ****

Motion by Foster, second by Kubasta to adjourn at 6:22 pm, until 6th of October 2020 at 4:00 pm carried by voice vote 5-0.

Kirk Ruetten
Public Works Director

Pursuant to WI State Statute 985.02(1)(b); notice is hereby given that Village Board Members may also be present at this meeting for informational purposes.

Village of Winneconne
Public Safety Committee

September 9, 2020 8:00am

Call to Order: The meeting was called to order at 8:05am by Chair Corey Mashak. Present were: Chair Corey Mashak, Trustee Brenda Kubasta, Trustee Louis Metzger, Administrator David Porter and Police Chief Paul Olson

Public Participation: None

Communications: None

Motion by Mashak second by Kubasta to approve August 3, 2020 minutes all ayes, all ayes.

Staff Reports:

- Personnel—Currently have 4 part time officers. Olson explained a history of the Police Department when it was requested to look at sub-contracting services for law enforcement and also when it was requested to go without 24-hour coverage and the pitfalls of each.

Statistics: (through the 25th of the month)

Incidents— 1253 Citations— 24 (3 ordinances, 21 traffic) Warnings—31 Traffic Stops—52

Ordinances—22 Disturbances--0 Animal—5 Motorist assist--0 Welfare check—3

Reckless Driver—4 Theft—2 Suspicious person/incident—7 Alcohol--0 OWI—1 Drugs—1 Parking—64(30 tickets)

Open doors—10 Juvenile--2 Accident—1 Harassment—1 Damage—0 Alarm,—5 Fire Calls—1
Noise/Neighbor Problem—2, Drive off--4

Hazard—6 Fraud-- 2 Med Assist-- 10 Building checks—844 Community Policing—112

Assists total (general)—25 Assist Omro—16 Assist County Sheriff--1.1 Other Agencies—0

**** Highlights****

On July 30th at approximately 1:00p Officer Honer was called to a possible child abuse complaint at a local business. It was reported that a lady grabbed a child by the arm and was being abusive. After a full investigation it was determined there was no child abuse that occurred.

On August 9th at approximately 2:30p Officer Sorensen was called to a local business for a theft report. The cashier at a local business had her personal keys taken from the counter where she was working. A photo was obtained from the security cameras at the business. This photo was put on the Police Department's social media account asking for help in identifying this individual. Within 30 minutes of

Village of Winneconne

Public Safety Committee

posting the individual was identified and contacted. The Victim wanted the suspect warned in this incident if her keys were returned. The suspect stated he took the keys by accident and were returned.

On August 19th at approximately 9:30p Officer Kelm observed a vehicle travel in the fire lane by the Middle School and continue north over the sidewalk and then to N 9th Av. Officer Kelm stopped the vehicle on N 9th Av. The driver stated she was headed to Neenah from Appleton and appeared intoxicated. The female driver was given field sobriety tests and failed. The individual was arrested and prosecuted for her 4th offense OWI.

Items for Discussion: Discussed the reason for not enacting a sex offender ordinance. Olson explained that history shows serious sex offenders go underground and have a high probability to reoffend when ordinances such as these are enacted. Olson was contacted by the County Probation and Parole asking what our intentions were seeing that the Town of Winneconne passed such an ordinance. She was very much against such an ordinance for the reasons above.

Porter spoke briefly on the 2021 Budget as he was waiting for State Shared Revenue numbers and Health Insurance Numbers. Olson relayed that a squad was scheduled to be purchased this year as part of the rotation. \$18,500 was in the Capital Budget from last year to go towards this year's purchase.

Old Business: None

New Business: None

Next Meeting: **October 12, 2020, 8:00am**

Motion to adjourn: Kubasta, second Mashek all Ayes.

Respectfully submitted Paul Olson, Police Chief

MEETING MINUTES:

BEAUTIFICATION COMMITTEE

September 9, 2020

5:30

p.m.

Meeting was called to order at 5:35 by Chairperson L. Metzsig

Members present: B. Volkman, L. Broderick, L. Oliphant, L. Metzsig, and J. Loy

Members absent: None

Also Present: David Porter

Public Participation – None

Entrance Sign Fundraising

Estimated over \$2,000.00 raised to date. Received \$500.00 donation from Thrift and Gift, we plan on making a Beautification Committee FB post thanking them.

Prepared mailings to send out to local businesses with informational flyer and donation envelope, we will than follow-up in-person with the businesses.

We were invite to the WACF October 7th meeting to give a presentation on the entrance signs, some members plan on attending.

J. Loy to contact new owners of Piggly Wiggly about doing "Round-up" fundraising or donation.

Fall Main Street Decorations

Date moved to September 21st at 4:00 to pick pumpkins and cut cornstalks. We will decorate Main street afterwards, around 5:30. Hay bales to be dropped off at Waterfront park.

Final 2020 Highway Clean-up

Set last highway clean-up date of 2020 for October 24th at 9:00am.

L. Oliphant moved to adjourn, seconded by L. Broderick. Carried by voice vote, 5-0.
Meeting adjourned at 6:15.

**MEETING MINUTES:
CEMETERY BOARD**

September 10, 2020

3:00 pm

Cemetery Board meeting was called to order at 3:00 pm on Thursday, September 10, 2020 by Trustee Metzsig.

Members present: Metzsig, Foster, Fischer. Absent: Mashak and Angell.

Also present: DPW Kirk Ruetten and CT Jacquin Stelzner.

Public Participation-None

Communications-None

Approve Minutes from August 10, 2020

MOTION by Metzsig, seconded by Foster, to approve the August 10, 2020 Cemetery Board minutes as presented. Carried by voice vote.

Operations Report – Field Supervisor Brian Peterson

Introduced Brian Peterson – Field Supervisor

- Marked two monuments and two full burials.
- Mowing, weeding, organizing facility.
- Trustee Foster – do we have a single person doing cemetery?
 - o For the most part we try to keep the same person doing the lawn care with help from other staff as needed.

Old Business

Cemetery Rules and Procedures for Above Ground Cremains

- Reviewed by DPW Kirk Ruetten
- Created policy – sent to attorney
- Appears our Attorney doesn't like policies – prefers ordinances.
- DPW worked with Attorney to draft the proposed ordinance
- Recommendation - take your time to review as this is a big change.
- Metzsig – two cremains in one plot. Does not explain there will be a charge for each.

Tree Removal and Stump Removal Prices

- Mrs. Fisher did provide another contact -waiting for them to response.
- Mr. Foster also has a contact he will provide.
- Must be insured and bonded.
- No real update at this time.

Next meeting date: 2nd Thursday at 3:00 pm. October 8th at 3:00 pm.

MOTION by Foster, seconded by Metzsig, to adjourn. Carried by voice vote.

3:37 p.m.

Jacquin Stelzner, Cemetery Board Secretary

Village Plan Commission was called to order by Chairperson Boucher at 5:30 p.m.
Members present: Maslan, Kubasta, Kreuzer, and Boucher.
Member absent: Larson, Kies, and Utschig
Also present: Village Administrator David Porter

Public Participation- None

Approve August 20, 2020 Plan Commission Minutes

MOTION by Kubasta, seconded by Kreuzer, to approve the August 20, 2020 Plan Commission minutes as presented. Carried by voice vote. Roll Call: Maslan, Kubasta, Kreuzer, and Boucher; ayes.

Kim Utschig present via phone on 5:34 p.m.

Old Business – None

Public Hearing

Consider Application by BMK Real Estate for a Conditional Use Permit for lessee Anchor Nutrition to operate at 911 East Main Street, which is zoned I – General Industrial

MOTION by Kreuzer, seconded by Maslan, to go into a committee of the whole to hold a public hearing on BMK Real Estate Application for a Conditional Use Permit for lessee Anchor Nutrition to operate at 911 East Main Street, which is zoned I-General Industrial. Roll Call: Utschig, Maslan, Kubasta, Kreuzer, and Boucher, ayes.

1st Call: No one spoke for or against the conditional use permit application.

2nd Call: No one spoke for or against the conditional use permit application.

3rd Call: No one spoke for or against the conditional use permit application.

Close Public Hearing

MOTION by Kreuzer, seconded by Maslan, to close the public hearing and return to open session. Roll Call: Utschig, Maslan, Kubasta, Kreuzer, and Boucher ayes.

New Business

Vote on Conditional Use Permit for lessee Anchor Nutrition to operate at 911 East Main Street

Boucher – is there still Industrial use? Yes.

Utschig – any signage usage. Nothing that we are aware of – taking down Kuba and putting up Anchor Nutrition. There will also be a sign on the building also.

Utschig – enough parking? Kubasta – have over 80 – 90 parking spots. The DOT did not see a problem.

MOTION by Kreuzer, seconded by Maslan, to approve the conditional use permit with no conditions. Roll Call: Maslan, aye; Kubasta, abstain; Kreuzer, aye; Utschig, aye; and Boucher aye.

MOTION by Kubasta, seconded by Kreuzer, to adjourn subject to call. Carried by voice vote.

5:41 p.m.

Jacquin Stelzner
Plan Commission, Secretary

DRAFT

JOINT MUNICIPAL COURT INTERGOVERNMENTAL COOPERATION AGREEMENT

STATEMENT OF PURPOSE: It is the purpose of this Agreement to create a Joint Municipal Court for and between the VILLAGE OF WINNECONNE, Winnebago County, Wisconsin, the TOWN OF WINNECONNE, Winnebago County, Wisconsin, the TOWN OF VINLAND, Winnebago County, Wisconsin, the TOWN OF CLAYTON, Winnebago County, Wisconsin, the TOWN OF NEENAH, Winnebago County, Wisconsin, and the TOWN OF WINCHESTER, Winnebago County, Wisconsin, to be known as the “Winneconne Municipal Court.”

This Agreement is entered into by and between the VILLAGE OF WINNECONNE, Winnebago County, Wisconsin, the TOWN OF WINNECONNE, Winnebago County, Wisconsin, the TOWN OF VINLAND, Winnebago County, Wisconsin, the TOWN OF CLAYTON, Winnebago County, Wisconsin, the TOWN OF NEENAH, Winnebago County, Wisconsin, and the TOWN OF WINCHESTER, Winnebago County, Wisconsin pursuant to §66.0301, Wis. Stats., which authorizes intergovernmental cooperation. This Agreement shall become effective on the date an executed copy is filed in all of the offices of the Village Clerk and the Town Clerks, respectively.

CREATION OF JOINT MUNICIPAL COURT: Pursuant to the authority granted by Chapter 755 of the Wisconsin Statutes, a Joint Municipal Court to be designated “Winneconne Municipal Court” having jurisdiction over the Village of Winneconne, the Town of Winneconne, the Town of Vinland, the Town of Clayton, the Town of Neenah and the Town of Winchester shall be created and established upon the adoption of an ordinance to that effect by the VILLAGE OF WINNECONNE, the TOWN OF WINNECONNE, the TOWN OF VINLAND, the TOWN OF CLAYTON, the TOWN OF NEENAH and the TOWN OF WINCHESTER. The Ordinance shall conform to the proposed Ordinance which is attached hereto and incorporated as Exhibit “A” of this Agreement.

REVOCATION OF PREVIOUS JOINT MUNICIPAL COURT AGREEMENT: This Agreement revokes that previous Intergovernmental Cooperation Agreement dated on or about April 13, 2020 between the Village of Winneconne, the Town of Winneconne, the Town of Vinland, and the Town of Clayton, except that the previous Joint Court will continue to function until the new Joint Court commences.

OPERATION OF THE JOINT MUNICIPAL COURT: The Winneconne Municipal Court shall be in the jurisdiction of and presided over by a Municipal Judge who resides in one of the municipalities that is a party to this Agreement. The Judge shall, after election or appointment to fill a vacancy, take and file the official oath as prescribed in §757.02(1), Wis. Stats.

The Municipal Judge may impose punishment and sentences as provided by Chapters 800 and 938, Wis. Stats., and as provided in ordinances of the municipalities that are parties to this Agreement. All forfeitures, fees, assessments, surcharges and costs shall be paid to the Winneconne Municipal Court. Within sixty (60) days after receipt of the money by the Winneconne Municipal Court, the forfeiture amount shall be paid to the treasurer of the Municipality within which the case arose. The Winneconne Municipal Court shall pay all other fees, assessments, surcharges and costs to the appropriate governmental entity or agency. At the

time of the payment, the Winneconne Municipal Court shall report to the treasurer the title of the action, the nature of the offenses and total amount of judgments imposed in actions and proceedings in which such monies were collected.

The VILLAGE OF WINNECONNE shall exclusively be responsible for determining and paying the salary and benefits of the Municipal Judge and the Municipal Court Clerk. The VILLAGE OF WINNECONNE shall exclusively be responsible for any costs incurred in operation of the facility where the Winneconne Municipal Court is conducted. If a charge is contested and results in a trial, the municipality that issued the citation shall be responsible for the litigation including providing its own legal counsel.

The TOWN OF NEENAH and the TOWN OF WINCHESTER shall be responsible to reimburse the VILLAGE OF WINNECONNE for all fees and costs, including attorney fees, incurred to add those towns to the Winneconne Municipal Court. Such attorney fees shall be limited to \$900.00 for each Town.

TERM OF AGREEMENT: This Agreement shall remain in full force and effect until discontinuation of the Agreement occurs following the procedures set forth in §755.01(2) and (4), Wis. Stats.

BE IT RESOLVED:

1. That this Intergovernmental Cooperation Agreement is hereby approved and the rights and duties therefor are hereby assumed and accepted, subject to the terms and conditions set forth herein.

2. The Village President and Town Chairpersons of the respective municipalities are hereby authorized and directed to perform or delegate the necessary acts to fulfill the obligations of this Agreement.

Signatures on Following Pages

Dated this ____ day of _____, 2020, at Winneconne, Wisconsin.

VILLAGE OF WINNECONNE

By: _____
Chris Boucher, Village President

By: _____
David Porter, Village Administrator

Approved as to Form:

Village Attorney, Village of Winneconne

Dated this _____ day of _____, 2020, at _____, Wisconsin.

TOWN OF WINNECONNE

By: _____
Thomas Snider, Town Chairperson

Approved as to Form:

Town Attorney, Town of Winneconne

Dated this ____ day of _____, 2020, at _____, Wisconsin.

TOWN OF VINLAND

By: _____
Chuck Farrey, Town Chairperson

Approved as to Form:

Town Attorney, Town of Vinland

Dated this _____ day of _____, 2020, at _____, Wisconsin.

TOWN OF CLAYTON

By: _____
Russ Geise, Town Chairperson

Approved as to Form:

Town Attorney, Town of Clayton

Dated this ____ day of _____, 2020, at _____, Wisconsin.

TOWN OF NEENAH

By: _____
Bob Schmeichel, Town Chairperson

Approved as to Form:

Town Attorney, Town of Neenah

Dated this ____ day of _____, 2020, at _____, Wisconsin.

TOWN OF WINCHESTER

By: _____
Matt Olson, Town Chairperson

Approved as to Form:

Town Attorney, Town of Winchester

**AN ORDINANCE TO RESCIND AND RECREATE SECTIONS 38-1 AND 38-2 OF THE
CODE OF ORDINANCES OF THE VILLAGE OF WINNECONNE AND**

**TO RESCIND AND RECREATE CHAPTER 18 OF THE MUNICIPAL CODE OF THE
TOWN OF WINNECONNE AND**

**TO RESCIND AND RECREATE TITLE I, GENERAL PROVISIONS - CHAPTER 3,
JOINT MUNICIPAL COURT, OF THE MUNICIPAL CODE OF THE TOWN OF
VINLAND AND**

**TO RESCIND AND RECREATE ORDINANCE 2019-008 OF THE MUNICIPAL CODE
OF TOWN OF CLAYTON AND**

**TO CREATE ORDINANCE 2020-01 OF THE MUNICIPAL CODE OF THE TOWN OF
NEENAH AND**

**TO CREATE ORDINANCE 2020-04 OF THE MUNICIPAL CODE OF THE TOWN OF
WINCHESTER**

**PURSUANT TO WIS. STATS. §66.0301 AND CHAPTER 755 OF THE WISCONSIN
STATUTES**

THE VILLAGE BOARD OF THE VILLAGE OF WINNECONNE, WINNEBAGO COUNTY,
WISCONSIN, DOES HEREBY ORDAIN AS FOLLOWS:

THE TOWN BOARD OF THE TOWN OF WINNECONNE, WINNEBAGO COUNTY,
WISCONSIN, DOES HEREBY ORDAIN AS FOLLOWS:

THE TOWN BOARD OF THE TOWN OF VINLAND, WINNEBAGO COUNTY,
WISCONSIN, DOES HEREBY ORDAIN AS FOLLOWS:

THE TOWN BOARD OF THE TOWN OF CLAYTON, WINNEBAGO COUNTY,
WISCONSIN, DOES HEREBY ORDAIN AS FOLLOWS:

THE TOWN BOARD OF THE TOWN OF NEENAH, WINNEBAGO COUNTY,
WISCONSIN, DOES HEREBY ORDAIN AS FOLLOWS:

THE TOWN BOARD OF THE TOWN OF WINCHESTER, WINNEBAGO COUNTY,
WISCONSIN, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION I. Sections 38-1 and 38-2 of the Code of Ordinances of the Village of Winneconne,
Winnebago County, Wisconsin, is hereby rescinded and recreated as follows:

Chapter 18 of the Code of Ordinances of the Town of Winneconne, Winnebago County, Wisconsin, is hereby rescinded and recreated as follows:

Title I, General Provisions - Chapter 3 of the Code of Ordinances of the Town of Vinland, Winnebago County, Wisconsin, is hereby rescinded and recreated as follows:

Ordinance 2019-008 of the Code of Ordinances of the Town of Clayton, Winnebago County, Wisconsin, is hereby rescinded and recreated as follows:

Ordinance 2020-01 of the Code of Ordinances of the Town of Neenah, Winnebago County, Wisconsin, is hereby created as follows:

Ordinance 2020-04 of the Code of Ordinances of the Town of Winchester, Winnebago County, Wisconsin, is hereby created as follows:

(a) Joint Municipal Court Created

Pursuant to the authority granted by Chapter 755 of the Wisconsin Statutes, there is hereby created and established a Joint Municipal Court to be designated “Winneconne Municipal Court” and having jurisdiction over the Village of Winneconne, Town of Winneconne, Town of Vinland, the Town of Clayton, the Town of Neenah and the Town of Winchester said court to become operative and function on November 1, 2020 or at such time as certification has been received from the Chief Judge of the Judicial Administrative District and notification has been provided to the director of state courts of the adoption of this Ordinance, whichever is later.

(b) Municipal Judge

(1) Qualifications: The Winneconne Municipal Court shall be under the jurisdiction of and presided over by a Municipal Judge who resides in one (1) of the Municipalities that is a party to the agreement forming the joint court.

(2) Oath and Bond: The Judge shall, after election or appointment to fill a vacancy, take and file the official oath as prescribed in §757.02(1), Wis. Stats., and at the same time execute and file an official bond in the amount of \$20,000.00. The Judge shall not act until the oath and bond have been filed as required by §19.01(4) Wis. Stats., and the requirements of §755.03(2) have been complied with.

(3) Salary: The salary of the Municipal Judge shall be determined and paid for by the Village Board of the Village of Winneconne. No salary shall be paid for any time during the term during which such Judge has not executed the official bond or official oath, as required by §755.03, Wis. Stats., and filed pursuant to §19.01(4) Wis. Stats. The municipalities may by separate ordinance allocate funds for the administration of the Winneconne Municipal Court pursuant to §66.0302 Wis. Stats.

(c) Elections

(1) Term: Municipal Judges shall be elected at large and serve for a term of four (4) years commencing on May 1 succeeding his or her election. The Municipal Judge currently serving the Winneconne Municipal Court at the time of passage of this ordinance is an interim Judge who will serve until a special election is held in the spring of 2021 to elect a judge to complete the current four (4) year term. All candidates for the position of Municipal Judge shall be nominated by nomination papers as provided in §8.10, Wis. Stats., and selection at a primary election if such is held as provided in §8.11, Wis. Stats. The County Clerk's office shall serve as filing officer for the candidates.

(2) Electors: Electors in all municipalities that are parties to the agreement shall vote for judge.

(d) Jurisdiction

The Winneconne Municipal Court shall have jurisdiction over incidents occurring on or after the establishment of the Winneconne Municipal Court as provided in Article VII, sec. 14 of the Wisconsin Constitution, §§755.045 and 755.05, Wis. Stats., and as otherwise provided by State Law. In addition, it shall have exclusive jurisdiction over actions in the municipalities that are parties to the agreement seeking to impose forfeitures for violations of municipal ordinances, resolutions and by-laws.

The Municipal Judge may issue civil warrants to enforce matters under the jurisdiction of the Winneconne Municipal Court under §755.045(2) and §66.0119, Wis. Stats.

The Winneconne Municipal Court has jurisdiction over juvenile offenders when a municipality that is party to the agreement enacts an ordinance under the authority of §938.17(2)(cm), Wis. Stats.

(e) Winneconne Municipal Court

(1) Hours: The Winneconne Municipal Court shall be open at such location and at such times as determined by the governing bodies of the municipalities that are parties to the agreement and the Municipal Judge.

(2) Employees: The Judge shall, in writing, appoint such clerks and deputy clerks as are determined and paid for by the Village Board of the Village of Winneconne. The Clerk of the Winneconne Municipal Court, shall, before entering upon the duties of office, take the oath provided in § 19.01, Wis. Stats., and give a bond if required by the Village Board. Oaths and bonds for such Clerks shall be filed with the Village Clerk-Treasurer. The cost of the bond shall be paid by the Village of Winneconne.

(3) Duties: The Clerk of the Winneconne Municipal Court shall perform all duties as required by law and such other duties as are requested by the Municipal Judge.

(f) Collection of Forfeitures and Costs

The Municipal Judge may impose punishment and sentences as provided by Chapters 800 and 938 Wis. Stats., and as provided in the ordinances of the municipalities that are parties to the agreement. All forfeitures, fees, assessments, surcharges and costs shall be paid to the Winneconne Municipal Court. Within sixty (60) days after receipt of the money by the Winneconne Municipal Court, the forfeiture amount shall be paid to the treasurer of the municipality within which the case arose. The Winneconne Municipal Court shall pay all other fees, assessments, surcharges and costs to the appropriate governmental entity or agency. At the time of the payment, the Winneconne Municipal Court shall report to the treasurer the title of the action, the nature of the offenses and total amount of judgments imposed in actions and proceedings in which such monies were collected.

(g) Contempt of Court

The Municipal Judge, after affording an opportunity to the person accused to be heard in defense, may impose a sanction authorized under §800.12, Wis. Stats., and may impose a forfeiture therefor not to exceed two hundred dollars (\$200) plus costs, or upon nonpayment of the forfeiture and the assessments thereon, a jail sentence not to exceed seven (7) days.

(h) Abolition

The Winneconne Municipal Court hereby established shall not be abolished while the Joint Municipal Court Agreement under Wis. Stats. §755.01(4) is in effect.

SECTION II. This Ordinance shall take effect from and after its passage and publication as provided by law.

INTRODUCED: _____

PASSED: _____

PUBLISHED: _____

VILLAGE OF WINNECONNE, WISCONSIN

By: _____
Chris Boucher, Village President

ATTEST:

Jacquin Stelzner, Village Clerk-Treasurer

SECTION III. This ordinance shall take effect from and after its passage and publication as provided by law.

INTRODUCED: _____

PASSED: _____

PUBLISHED: _____

TOWN OF WINNECONNE, WINNEBAGO
COUNTY, WISCONSIN

By: _____
Thomas Snider, Town Chairperson

ATTEST:

Yvonne Zobel, Town Clerk

SECTION IV. This ordinance shall take effect from and after its passage and publication as provided by law.

INTRODUCED: _____

PASSED: _____

PUBLISHED: _____

TOWN OF VINLAND, WINNEBAGO COUNTY,
WISCONSIN

By: _____
Chuck Farrey, Town Chairperson

ATTEST:

Jennifer Brown, Town Clerk

SECTION V. This ordinance shall take effect from and after its passage and publication as provided by law.

INTRODUCED: _____

PASSED: _____

PUBLISHED: _____

TOWN OF CLAYTON, WINNEBAGO COUNTY,
WISCONSIN

By: _____
Russ Geise, Town Chairperson

ATTEST:

Holly Stevens, Town Clerk

SECTION VI. This ordinance shall take effect from and after its passage and publication as provided by law.

INTRODUCED: _____

PASSED: _____

PUBLISHED: _____

TOWN OF NEENAH, WINNEBAGO COUNTY,
WISCONSIN

By: _____
Bob Schmeichel, Town Chairperson

ATTEST:

Ellen Skerke, Town Clerk

SECTION VII. This ordinance shall take effect from and after its passage and publication as provided by law.

INTRODUCED: _____

PASSED: _____

PUBLISHED: _____

TOWN OF WINCHESTER, WINNEBAGO COUNTY,
WISCONSIN

By: _____
Matt Olson, Town Chairperson

ATTEST:

Holly Stevens, Town Clerk

JOINT RESOLUTION OF THE VILLAGE OF WINNECONNE, THE TOWN OF WINNECONNE, THE TOWN OF VINLAND, THE TOWN OF CLAYTON, THE TOWN OF NEENAH, AND THE TOWN OF WINCHESTER

APPOINTING THE MUNICIPAL JUDGE FOR THE MUNICIPAL COURT FOR THE VILLAGE OF WINNECONNE, THE TOWN OF WINNECONNE, THE TOWN OF VINLAND, THE TOWN OF CLAYTON, THE TOWN OF NEENAH, AND THE TOWN OF WINCHESTER

WHEREAS, the Village Board of the Village of Winneconne, Wisconsin (“the Village Board”), has adopted an Ordinance creating and establishing a Joint Municipal Court to be designated as the Municipal Court for the Village of Winneconne, the Town of Winneconne, the Town of Vinland, the Town of Clayton, the Town of Neenah and the Town of Winchester (“the Winneconne Municipal Court”), with said Court to become operative and function on November 1, 2020, or at such time as certification has been received from the Chief Judge of the Judicial Administrative District and notification has been provided to the director of state courts of the adoption of the Joint Municipal Court Ordinance, whichever is later;

WHEREAS, the Town Board of the Town of Winneconne, Wisconsin (“the Town of Winneconne Board”), has also adopted an Ordinance creating and establishing a Joint Municipal Court to be designated as the Municipal Court for the Village of Winneconne, the Town of Winneconne, the Town of Vinland, the Town of Clayton, the Town of Neenah and the Town of Winchester (“the Winneconne Municipal Court”), with said Court to become operative and function on November 1, 2020, or at such time as certification has been received from the Chief Judge of the Judicial Administrative District and notification has been provided to the director of state courts of the adoption of the Joint Municipal Court Ordinance, whichever is later;

WHEREAS, the Town Board of the Town of Vinland, Wisconsin (“the Town of Vinland Board”), has also adopted an Ordinance creating and establishing a Joint Municipal Court to be designated as the Municipal Court for the Village of Winneconne, the Town of Winneconne, the Town of Vinland, the Town of Clayton, the Town of Neenah and the Town of Winchester (“the Winneconne Municipal Court”), with said Court to become operative and function on November 1, 2020, or at such time as certification has been received from the Chief Judge of the Judicial Administrative District and notification has been provided to the director of state courts of the adoption of the Joint Municipal Court Ordinance, whichever is later;

WHEREAS, the Town Board of the Town of Clayton, Wisconsin (“the Town of Clayton Board”), has also adopted an Ordinance creating and establishing a Joint Municipal Court to be designated as the Municipal Court for the Village of Winneconne, the Town of Winneconne, the Town of Vinland, the Town of Clayton, the Town of Neenah and the Town of Winchester (“the Winneconne Municipal Court”), with said Court to become operative and function on November 1, 2020, or at such time as certification has been received from the Chief Judge of the Judicial Administrative District and notification has been provided to the director of state courts of the adoption of the Joint Municipal Court Ordinance, whichever is later;

WHEREAS, the Town Board of the Town of Neenah, Wisconsin (“the Town of Neenah Board”), has also adopted an Ordinance creating and establishing a Joint Municipal Court to be designated as the Municipal Court for the Village of Winneconne, the Town of Winneconne, the Town of Vinland, the Town of Clayton, the Town of Neenah and the Town of Winchester (“the Winneconne Municipal Court”), with said Court to become operative and function on November 1, 2020 or at such time as certification has been received from the Chief Judge of the Judicial Administrative District and notification has been provided to the director of state courts of the adoption of the Joint Municipal Court Ordinance, whichever is later; and

WHEREAS, the Town Board of the Town of Winchester, Wisconsin (“the Town of Winchester Board”), has also adopted an Ordinance creating and establishing a Joint Municipal Court to be designated as the Municipal Court for the Village of Winneconne, the Town of Winneconne, the Town of Vinland, the Town of Clayton, the Town of Neenah and the Town of Winchester (“the Winneconne Municipal Court”), with said Court to become operative and function on November 1, 2020, or at such time as certification has been received from the Chief Judge of the Judicial Administrative District and notification has been provided to the director of state courts of the adoption of the Joint Municipal Court Ordinance, whichever is later;

WHEREAS, pursuant to section 66.0301, Wis. Stats., the Village and the Towns have executed a Joint Municipal Court Intergovernmental Cooperation Agreement regarding the creation and operation of the Winneconne Municipal Court;

WHEREAS, it is necessary and desirable that the Village and the Towns appoint a Municipal Judge to preside over the Winneconne Municipal Court from the commencement date of the Winneconne Municipal Court through the next election to elect a Municipal Judge for the Winneconne Municipal Court;

NOW, THEREFORE, BE IT RESOLVED, by the Village Board, the Town of Winneconne Board, the Town of Vinland Board, the Town of Clayton Board, the Town of Neenah Board and the Town of Winchester Board as follows:

That Jon Stelzner shall hereby be appointed to serve as Municipal Judge for the new Winneconne Municipal Court until the end of his term.

Signatures on following pages

PASSED AND ADOPTED BY THE VILLAGE BOARD OF THE VILLAGE OF
WINNECONNE, THIS ____ DAY OF _____, 2020.

Chris Boucher, Village President

ATTEST:

Jacquin Stelzner, Village Clerk

PASSED AND ADOPTED BY THE TOWN BOARD OF THE TOWN OF
WINNECONNE, THIS _____ DAY OF _____, 2020.

Thomas Snider, Chairperson

ATTEST:

Yvonne Zobel, Town Clerk

PASSED AND ADOPTED BY THE TOWN BOARD OF THE TOWN OF VINLAND,
THIS _____ DAY OF _____, 2020.

Chuck Farrey, Chairperson

ATTEST:

Jennifer Brown, Town Clerk

PASSED AND ADOPTED BY THE TOWN BOARD OF THE TOWN OF CLAYTON,
THIS _____ DAY OF _____, 2020.

Russ Geise, Chairperson

ATTEST:

Holly Stevens, Town Clerk

PASSED AND ADOPTED BY THE TOWN BOARD OF THE TOWN OF NEENAH,
THIS _____ DAY OF _____, 2020.

Bob Schmeichel, Chairperson

ATTEST:

Ellen Skerke, Town Clerk

PASSED AND ADOPTED BY THE TOWN BOARD OF THE TOWN OF
WINCHESTER, THIS _____ DAY OF _____, 2020.

Matt Olson, Chairperson

ATTEST:

Holly Stevens, Town Clerk

JOINT POWERS AGREEMENT WINNEBAGO COUNTY 911 EMERGENCY SYSTEM

WHEREAS, Winnebago County and the municipalities located within the boundaries of Winnebago County have implemented an Emergency 911 System for the purposes of providing emergency services to residents and visitors of these municipalities, including fire fighting, law enforcement, ambulance, medical and other emergency services; and

WHEREAS, Sec. 256.35(9), Wis. Stats. "Joint Powers Agreement", requires that in implementing a 911 system as has been done in Winnebago County, municipalities shall annually enter into a Joint Powers Agreement, which Agreement shall be applicable on a daily basis and which shall provide that if an emergency services vehicle is dispatched in response to a request through the Winnebago County 911 System, such vehicle shall render its services to the persons needing the services, regardless of whether the vehicle is operating outside the vehicle's normal jurisdictional boundaries.

THEREFORE, in consideration of the mutual promises, agreements, and conditions contained herein, it is hereby jointly agreed between Winnebago County and the Village of Winneconne, municipality", as follows:

1. That effective **December 1, 2020**, this Agreement shall, thereafter, be applicable on a daily basis from said date through **November 30, 2021**.
2. That if an emergency services vehicle operated by the municipality, or operated by an agency with which the municipality contracts for that particular emergency service, is dispatched in response to a request through the Winnebago County Emergency 911 System, such vehicle (whether owned and operated by the municipality or by the agency) shall render its services to the persons needing the services, regardless of whether the vehicle is operating outside the vehicle's normal jurisdictional (or as defined by contract) boundaries.
3. That a Winnebago County Communications and Information System Advisory Committee shall be established to develop and recommend policy and procedures for emergency services communications and public safety records management issues in Winnebago County. A User's Guide that was developed in 1994 has been updated as necessary, and includes directives and guidelines for the proper use of E911 communication devices (which may include, but not be limited to, radios, computers, mobile data devices and pagers). Violation of User Guide directives could result in disciplinary action being imposed by the employing agency. The committee will be charged to effectively recommend equipment/software purchases and resource allocation with the authority to develop sub-committees as needed to accomplish that task. The committee may develop special ad-hoc, advisory task forces to research regional communication

network(s) with neighboring public safety departments or other County E911 Systems. The Advisory Committee will report to the County Executive and service that position in an advisory nature. Membership on the Advisory Committee shall consist of 9 representatives (appointed by the County Executive) from the following:

4 – Police Agency (separate departments) Representatives (normally the Police Chief or his/her designee).

4 – Fire Agency (separate departments) Representatives (normally the Fire Chief or his/her designee).

1 – Emergency Government Representative.

The Advisory Committee shall elect one Chair and Vice-Chair each year commencing in January.

4. That a copy of this Agreement shall be filed with the State Department of Justice, as required by Sec. 256.35 (9)(c), Wis. Stats.

WINNEBAGO COUNTY

By: Mark L. Harris
Winnebago County Executive
Mark L. Harris

Date: 8/21/20

By: Susan T. Ertmer
County Clerk
Susan T. Ertmer

Date: 8-20-2020

VILLAGE OF WINNECONNE

By: _____
Village Chairman

Date: _____

By: _____
Village Clerk

Date: _____

Funding Streets Through Transportation Utility Fees



Curt Witynski, J.D., Deputy Executive Director, Claire Silverman, Legal Counsel, Maria Davis, Assistant Legal Counsel, League of Wisconsin Municipalities

Wisconsin municipalities are searching for alternative ways to pay for essential services like street maintenance and other transportation services. One reason is lack of adequate funding to pay for those services. Although Wisconsin municipalities' main source of revenue is the property tax, Wisconsin local governments have operated under the strictest property tax levy limits in the country for nearly a decade. Moreover, the state expressly prohibits municipalities from imposing other taxes such as a sales tax (with extremely limited exceptions) and local income taxes. At the same time, funding for state aid programs, such as shared revenue, has been flat or decreasing for years. State transportation aids currently cover, on average, sixteen percent (16%) of city and village transportation-related costs.

In addition to lack of funding, some municipal leaders have concluded that paying for street improvements through special assessments imposed on abutting property owners is inequitable and places a disproportionate burden on property owners for improvements that benefit the area or community in general. Substantial assessments can jeopardize the ability of some residents (e.g., those living on fixed or limited incomes) to remain in their homes.

As a result of these factors, some municipalities are turning to alternative revenue options like local vehicle registration fees and transportation utility fees to pay for street maintenance and other transportation services. Several

League members have requested the League's legal opinion on whether Wisconsin municipalities may create transportation utilities and charge property owners transportation utility fees.

We conclude that a municipality may rely on its broad statutory and/or constitutional home rule powers to create a transportation utility and charge property owners transportation utility fees. Alternatively, a municipality may charge property owners a street maintenance user fee under Wis. Stat. § 66.0627. Any fee must be reasonably related to the cost of the services provided. The League suggests that a transportation utility fee is most defensible against challenge if the basis for the fee is closely related to property occupants' use of the local street network. It is the League's opinion that transportation utility fees with such a basis are accurately characterized as fees and not taxes. Such fees should be segregated and used only for street maintenance and other transportation services. To avoid needing to reduce the community's property tax levy under § 66.0602(2m)(b) of the levy limit law, municipalities should avoid using transportation utility fee revenue to pay for snow plowing or street sweeping.

Sources of Authority for Transportation Utility Fees

While no state statute expressly authorizes Wisconsin communities to create transportation utilities and charge transportation utility fees, Wisconsin municipalities have broad authority to

create, manage, and finance utilities. Transportation utility fees are financing mechanisms that treat the community's street network and other transportation services like a utility. Residents and businesses are charged fees based on their use of the transportation system, analogous to how municipalities provide and pay for water, sewer, electric, and stormwater services.

In the state's early years, no statutes existed expressly authorizing cities and villages to own and operate water, sewer, or other common municipal utilities. Instead, municipalities relied on non-specific, broad police power authority to create and fund such now-familiar utilities. Similarly, in the early 1990s, municipalities like Appleton, Glendale, and Eau Claire initially relied on their broad police power authority to create stormwater utilities and charge property owners stormwater fees based on the amount of impervious surface on the property. Cities over 10,000 in population began to charge such fees to help pay for the cost of complying with new state regulations requiring the removal of pollutants from stormwater. Only later did the Legislature add language to the predecessor of Wis. Stat. § 66.0681 expressly confirming municipal authority to create stormwater utilities and stormwater fees. See 1997 Wis. Act 53, which took effect January 9, 1998.

Notably, the Wisconsin Supreme Court determined fairly early that Wisconsin municipalities do not need explicit

statutory authorization to create a municipally-owned utility. In 1895, the Court held that “it is not necessary to seek an expressed delegation of power to the city to build a water works and an electric lighting plant, because the power expressly granted to the city to pass ordinances for the preservation of the public health and general welfare includes the power to use the usual means of carrying out such powers, which includes municipal water and lighting services.”²¹ Similarly, a general grant of authority to act for the public health or general welfare is adequate legal authority today for Wisconsin cities and villages to create, operate, and finance through user charges, a transportation utility.

Statutory Home Rule Authority

Wisconsin cities and villages are vested by the state legislature with broad general police powers. The general city charter law, Chapter 62, gives cities the “largest measure of self-government compatible with the constitution and general law.” Wis. Stat. § 62.04. Wisconsin Stat. § 62.11(5), the general authority statute for city councils, provides:

Except as elsewhere in the statutes specifically provided, the council shall have the management and control of the city property, finances, highways, navigable waters, and the public service, and shall have power to act for the government and good order of the city, for its commercial benefit, and for the health, safety, and welfare of the public, and may carry out its powers by license, regulation, suppression, borrowing of money, tax levy, appropriation, fine, imprisonment, confiscation, and other necessary or convenient means. The powers hereby conferred shall be in addition to all other grants, and shall be limited only by express language.

The Legislature has directed courts to liberally construe this provision “in favor of the rights, powers and privileges of

cities to promote the general welfare, peace, good order and prosperity of such cities and the inhabitants thereof.” Wis. Stat. § 62.04.

A virtually identical grant of authority is provided to Wisconsin village boards

by Wis. Stat. § 61.34(1). That authority is also to be liberally construed in favor of “the rights, powers and privileges of villages to promote the general welfare, peace, good order and prosperity of such villages and the inhabitants thereof”

► p.19

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to give villages the largest measure of self government compatible with the Wisconsin constitution. Wis. Stat. § 61.34(5).

These grants of power to cities and villages are substantial and give the governing body of a city or village “all the powers that the legislature could by any possibility confer upon it.” *Hack v. Mineral Point*, 203 Wis. 215, 219, 233 N.W. 82 (1931). These provisions are sufficient on their face to authorize city councils and village boards to create a municipal transportation utility and charge property owners transportation utility fees.

However, these broad powers are not absolute. Home rule powers granted by §§ 62.11(5) and 61.34(1) are constrained if the state has preempted municipal authority in a particular area. Statutory home rule powers may not be exercised if: the legislature has expressly withdrawn the power of municipalities

to act; municipal action would logically conflict with state legislation; municipal action would defeat the purpose of state legislation; or, municipal action would go against the spirit of state legislation. See *Anchor Savings & Loan Ass’n v. Equal Opportunities Comm’n*, 120 Wis. 2d 391, 355 N.W.2d 234 (1984); *DeRosso Landfill Co. v. City of Oak Creek*, 200 Wis. 2d 642, 651, 547 N.W.2d 770 (1996). Nonetheless, municipalities may enact ordinances in the same field and on the same subject covered by state legislation where such ordinances do not conflict with, but rather complement, the state legislation. *Johnston v. City of Sheboygan*, 30 Wis. 2d 179, 184, 140 N.W.2d 247 (1966).

Municipalities are not preempted in the area of creating transportation utilities and charging transportation fees. In applying the above preemption tests to creating a transportation utility and charging transportation user fees,

the state has not expressly prohibited communities from creating such a utility and imposing such fees. Indeed, the state has not entered the field of municipal transportation finance other than to explicitly authorize certain methods of funding transportation infrastructure improvements such as through the levying of special assessments under Wis. Stat. § 66.0703, imposing special charges for current services under Wis. Stat. § 66.0627, and charging local vehicle registration fees under Wis. Stat. § 341.35.²

The state has also created and funded several aid programs to assist local governments with transportation costs, including the General Transportation Aids and the Local Road Improvement programs. None of these grants of authority and financial assistance programs impliedly preempt municipal authority to create a transportation utility and charge property owners a

► p.20

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transportation user fee. Indeed, the statute authorizing special charges for current services expressly provides “The authority under this section is in addition to any other method provided by law.” Wis. Stat. § 66.0627(2). Similarly, the special assessment authority granted pursuant to § 66.0703 expressly states that it is a “complete alternative” to other methods provided by law. Wis. Stat. § 66.0703(1)(a). Likewise, we are not aware of any statutory provisions that creation of a transportation utility would logically conflict with, defeat the purpose of, or go against the spirit of. Although there is an argument that Wis. Stat. § 66.0907 preempts municipalities from using transportation utility fees to finance sidewalk construction and repair because it specifies certain ways in which municipalities may cover expenses associated with sidewalks, we believe the stronger argument is that municipalities can use alternative means for financing sidewalks, such as transportation utility fees, because the language in § 66.0907 regarding financing options is permissive rather than mandatory.

The exercise of home rule authority under §§ 62.11(5) or 61.34(5) must also serve a legitimate public purpose. This is usually not a significant bar to action because Wisconsin courts have adopted a very expansive view of public purpose. See *State ex rel. Hammermill Paper Co. v. La Plante*, 58 Wis. 2d 32, 55, 205 N.W.2d 784 (1973). (“Public purpose is not a static concept. The trend of both legislative enactments and judicial decisions is to extend the concept of public purposes in considering the demands upon municipal governments to provide for the needs of the citizens.”) Examples of public purposes that may be served by creating a transportation utility and imposing a user fee include protecting the health, safety, and general welfare of the public as well as acting for the municipality’s commercial benefit

by ensuring the fiscal ability to safely maintain municipal transportation systems and improve such systems to accommodate and facilitate economic growth. Funding and maintaining a transportation system is critically important to a community’s economy, tourism, and ability to attract and retain people and jobs. A well-maintained street network is also vital to ensuring that municipal emergency services can quickly and efficiently access commercial buildings and residences throughout the community.

Constitutional Home Rule Authority

A city or village may also rely on its constitutional home rule authority to create a transportation utility and charge transportation user fees. This authority is found in Article XI, Sec. 3 of the Wisconsin Constitution, which provides:

Cities and villages organized pursuant to state law may determine their local affairs and government, subject only to this constitution and to such enactments of the legislature of statewide concern as with uniformity shall affect every city or every village.

The method of exercising such authority is specified in Wis. Stat. § 66.0101 and requires enacting a charter ordinance.

A charter ordinance exercising home rule authority is preempted if it conflicts with an existing state law that applies to all cities and villages. *Black v. City of Milwaukee*, 2016 WI 47, 369 Wis. 2d 272, 882 N.W.2d 333. However, no state law prohibits municipalities from creating transportation utilities and imposing transportation utility fees. For example, there are no state laws requiring communities to fund local transportation systems in a specific and exclusive way, precluding other options, such as a user fee. Similarly, no statute limits the type of utilities a municipality may create

or the types of user fees it may charge. Indeed, the Legislature has chosen not to prohibit communities from charging transportation utility fees even though several municipalities, like the City of Neenah, Village of Harrison, and Village of Weston, along with the Town of Buchanan have implemented such fees in recent years.

Special Charges for Current Services

In addition to the statutory and constitutional home rule powers mentioned above, Wis. Stat. § 66.0627 provides authority for a municipality to charge property owners for municipal transportation-related services. Under § 66.0627(2), a municipal governing body may impose a special charge against real property for current services rendered by allocating all or part of the cost to the properties served. The statutory definition of “services” includes transportation maintenance activities like “street sprinkling, oiling, and tarring” and repair of sidewalks, curb and gutter. The definition of “services” is not an exclusive list. The examples given are not meant to limit its application in any way, but merely to highlight possible uses. *Rusk v. City of Milwaukee*, 2007 WI App 7, ¶ 17, 298 Wis. 2d 407, 727 N.W.2d 358.

Fees for current services are not invalidated merely because a property does not use the service. In *City of River Falls v. St. Bridget’s Catholic Church*, 182 Wis.2d 436, 512 N.W.2d 673 (Ct. App. 1994), the Wisconsin court of appeals held that charging user fees for making water available for fire protection services was valid, even though the party charged the fee had not used the water. Services under § 66.0627 can be rendered within a district and need not be performed for specific, individual properties. In *Grace Episcopal Church v. City of Madison*, 129 Wis. 2d 331, 385 N.W.2d 200 (Ct. App. 1986), the court of appeals upheld service

charges imposed under a predecessor to § 66.0627 (Wis. Stat. § 66.60(16)) on all properties within the State Street Mall and Capitol Concourse *district*, not just those abutting the pedestrian mall and concourse. The services the city provided to the district included lawn, tree, and shrub care, snow removal from walks and crosswalks, trash cleanup and removal, and bus shelter and fixture maintenance. The city charged a portion of the annual cost of providing such services against property owners adjacent to or near the State Street Mall and Capitol Concourse. Municipalities may, therefore, rely on § 66.0627 to charge all property owners in a community a fee for current maintenance of the community's street network even though not all properties being charged actually abut the streets being reconstructed or maintained with the fee revenue at any one time. The fact

that the entire transportation system is being maintained is sufficient to charge all property owners using the system a fee for current services rendered under § 66.0627.

Fees Must Reasonably Relate to Costs

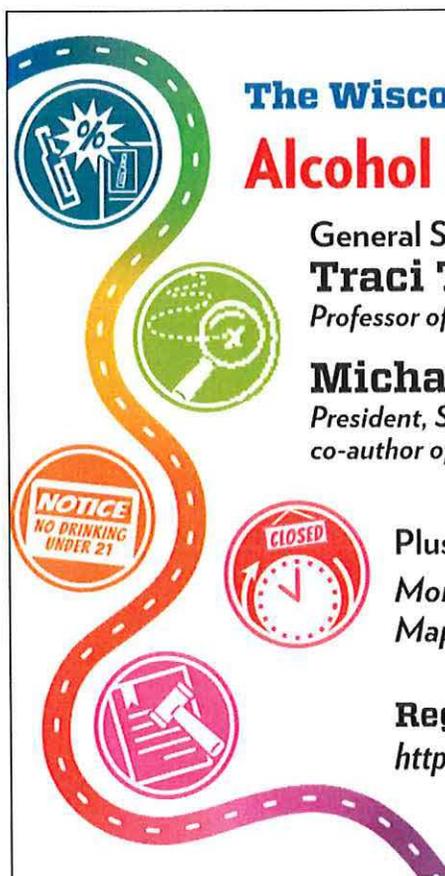
Whether a community relies on its broad statutory or constitutional home rule authority or § 66.0627, a transportation utility fee must bear a reasonable relationship to the service for which it is being charged. Wis. Stat. § 66.0628. That is, the fee amount that a community charges a property owner may not exceed the municipality's reasonable direct costs associated with activities the community takes related to the fee. Wis. Stat. § 66.0628(1).

In addition, the fee amount that any property owner pays should reasonably

relate to how much the property's occupants use the transportation system. According to an expert on the use of transportation utility fees in the U.S., a transportation utility fee with a basis that is most closely related to actual use of the street network has the greatest chances of successful implementation and withstanding critical scrutiny by a court or a tax appeals commission.³ A transportation utility fee is most appropriate if its basis is closely related to property occupants' use of the local street network and is sensitive to local context and individual variation.⁴ For example, a commercial business that generates a high amount of traffic may be charged a higher fee than a one-car household based on the different usage rates of a municipality's transportation system.

Generally, municipalities establish a more convincing link between transportation

► p.22



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infrastructure usage and user fee charges when they base their transportation utility fee on the number of trips generated by the property. That is why, according to the U.S. Department of Transportation Federal Highway Administration, Center for Innovative Finance Support, most transportation utility fee programs in the United States use trip generation rates prepared by the Institute of Transportation Engineers (ITE).⁵

Fees vs. Taxes

Transportation utility fees are susceptible to challenge if the fees resemble an unauthorized tax. The primary difference between a tax and a fee is the source of the municipality's power and, more importantly, the municipality's purpose in imposing the payment requirement. The Wisconsin Court of Appeals explained the primary difference between a tax

and fee as follows in *Bentivoenga v. City of Delavan*, 2014 WI App 118, ¶ 6, 358 Wis. 2d 610, 856 N.W.2d 546:

A tax is an "enforced proportional contribution[] from persons and property" levied to support a government and its needs. *State ex rel. Bldg. Owners & Managers Ass'n v. Adamany*, 64 Wis.2d 280, 289, 219 N.W.2d 274 (1974) (citation omitted). The purpose, and not the name it is given, determines whether a government charge constitutes a tax. *City of Milwaukee v. Milwaukee & Suburban Transp. Corp.*, 6 Wis.2d 299, 305-06, 94 N.W.2d 584 (1959). "[T]he primary purpose of a tax is to obtain revenue for the government" as opposed to covering the expense of providing certain services or regulation. *City of River Falls v. St. Bridget's Catholic Church of River Falls*, 182

Wis. 2d 436, 441-42, 513 N.W.2d 673 (Ct.App.1994). A "fee" imposed purely for revenue purposes is invalid absent permission from the state to the municipality to exact such a fee. *Milwaukee & Suburban Transp.*, 6 Wis. 2d at 306, 94 N.W.2d 584.

Municipal taxing power in Wisconsin is very limited. A municipality cannot impose a tax unless it is specifically authorized by the Legislature. Wisconsin municipalities are authorized to impose only property taxes and room taxes. (Six communities statewide are authorized to levy a sales tax on tourism-related retail sales under the Premier Resort Area tax laws. Wis. Stat. § 66.1113.) In contrast, municipal fees are charged to cover the costs of specific services provided or the costs associated with regulating in a specific area.

► p.23

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As discussed above, a transportation utility fee would be imposed under a community's statutory or constitutional home rule powers or as a special charge for current services under § 66.0627. A transportation utility fee would not be implemented pursuant to a community's power to levy general property taxes under Wis. Stat. Chap. 70.

The Wisconsin Court of Appeals addressed service charges and their relation to general property taxes under the predecessor statute to Wis. Stat. § 66.0627 in *Grace Episcopal Church v. City of Madison*, 129 Wis. 2d 331, 385 N.W.2d 200 (Ct. App. 1986). The court held that since the services provided were authorized by the Legislature by the predecessor to Wis. Stat. § 66.0627, the service charges were not general property taxes and the property tax exemption provided to churches by Wis. Stat. § 70.11(4) did not exempt the church from paying the fees. *Grace Episcopal*, 129 Wis. 2d at 335.

In contrast to the general property tax, the purpose of a transportation utility fee is exclusively to help pay for the cost of a specific governmental service, street maintenance.

A review of case law and scholarly literature on transportation utility fees suggests best practices that municipal officials can implement to avoid having

a transportation utility fee ruled an illegal tax:

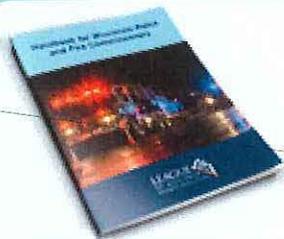
1. Place all transportation utility fee revenue in a separate fund used only on street maintenance and other transportation projects. *Emerson College v. City of Boston*, 462 N.E.2d 1098 (Mass. 1984).
2. Collect the transportation utility fee in the same manner as the community does other municipal utility fees by including the amounts on property owners' utility bills alongside sewer, water, and stormwater service charges.
3. Ensure the formula used to calculate fees is as accurate as possible. Over-generalization of fee-paying entities and ignoring real differences in their use of the street network or end-trip generation gives the fee strong tax-like characteristics. *Clintonville Road Maintenance and Transportation Utility Fee*, Andrew Robert Eveland (2019).
4. Transportation utility fee policies should avoid exempting tax-exempt properties as this gives the fee the appearance of being a tax. For the same reason, such policies should exempt undeveloped properties and vacant buildings. *Clintonville Road Maintenance and Transportation Utility Fee*, Andrew Robert Eveland (2019).

5. To the extent practicable, a transportation utility fee policy should include a process by which users are permitted to demonstrate reduced use of the street system to qualify for a lower fee. (e.g., Austin, Texas transportation utility fee ordinance allows residents who do not own or regularly use a motor vehicle to opt out of fee; Corpus Christi, Texas likewise has a process by which property applicants may appeal their fee level). *A TUF Sell: Transportation Utility Fee as User Fees for Local Roads and Streets*, by Carole Turley Voulgaris, Public Works Management & Policy 2016 Vol. 4.

Avoiding Levy Limit Consequences

The levy limit law requires a municipality to reduce its allowable levy by the estimated amount of fee revenue it collects for providing certain listed services, including snow plowing and street sweeping, if those services were funded in 2013 in part or whole by the property tax levy. Wis. Stat. § 66.0602(2m)(b). To avoid having this statute apply, a community that imposes a transportation utility fee to help pay for street maintenance and other transportation services, must not use the fee revenue to pay for snow plowing or street sweeping services.

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Conclusion

Wisconsin cities and villages struggling to pay for the cost of maintaining quality streets and other transportation services residents and businesses demand, may rely on their broad statutory or constitutional home rule powers or, alternatively, Wis. Stat. § 66.0627, to charge property owners transportation utility fees. Such fees must be reasonably related to the cost of the services provided. Transportation utility fees are

most defensible against a challenge if the basis for the fee is closely related to how much a property's occupants use the local street network. It is possible to design a transportation utility fee policy that is defensible against a challenge that the fee is more like an illegal tax. Finally, to avoid needing to reduce the community's property tax levy, municipalities should not use transportation utility fee revenue to pay for snow plowing or street sweeping.

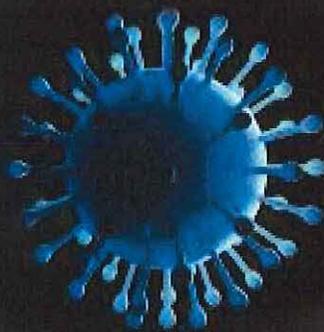
Powers of Municipalities #939

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1. *Ellinwood v. Reedsburg*, 91 Wis. 131 (1895).
2. Wis. Stat. § 66.1113 authorizes six cities and villages to impose a sales tax on tourism-related retail and requires that the revenue be used on infrastructure costs.
3. *A TUF Sell: Transportation Utility Fee as User Fees for Local Roads and Streets*, by Carole Turley Voulgaris, Public Works Management & Policy 2016 Vol. 4 pages 305-323 (2016).
4. *Id.*
5. See *Transportation Utility Fees*, Center for Innovative Finance Support, U.S. Department of Transportation Federal Highway Administration, available at https://www.fhwa.dot.gov/ipd/value_capture/defined/transportation_utility_fees.aspx#. For discussion of the pros and cons of basing transportation utility fees on trip generation rates for different classes of property, see the following sources:
 1. *Transportation Utility Fees: Possibilities for the City of Milwaukee*, a 2007 research paper prepared by students at the Robert M. La Follette School of Public Affairs, UW Madison. <https://lafollette.wisc.edu/images/publications/workshops/2007-tuf.pdf>
 2. *Clintonville Road Maintenance and Transportation Utility Fee*, Andrew Robert Eveland (2019) <https://www.lwm-info.org/DocumentCenter/View/3516/Eveland-Clintonville-TUF-Final-Thesis>
 3. *A TUF Sell: Transportation Utility Fee as User Fees for Local Roads and Streets*, by Carole Turley Voulgaris, Public Works Management & Policy 2016 Vol. 4 pages 305-323 (2016). https://journals.sagepub.com/doi/pdf/10.1177/1087724X16629961?casa_token=RJ3FY9WC7gAAAAA:uzmdZqQTPn5YPKej33W2pYmTkfy3rY0zxmAhw8otjF8gpthKMQcpnA9fjsH2JGwTPhaTHXGDyKun0

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VILLAGE OF WINNECONNE COMMUNITY ENGAGEMENT PLAN

We recognize that the traditional forms of communication are not producing the type of two-way engagement that we need to build and maintain a strong twenty-first century community. Accordingly, we are committed to using both technology and traditional means to meet our residents where they are.

GOALS

1. Build diverse and representative public participation by employing multiple forms of communication to meet residents where they are.
2. Ensure that we are listening to residents and using their feedback to inform decisions that are in the best interest of the entire community.

UNDERSTANDING CONTEXT

It is critically important that we as policymakers understand the context in which we operate and that, through effective communication, help our constituents understand the full context – goals, anticipated costs, constraints, etc. We need to understand the origin of the policy, plan, or project. What is the history? What have we learned from past engagements? What else is going on that might inform this issue?

The most challenging work our communities perform involves the resolution of intractable problems. They do not lend themselves to quick fixes or easy solutions. Indeed, controversial issues often have no right or wrong answers, just conflicting interests. Residents must wrestle with tensions and conflicts to find common ground that represents a shared representative public judgment.

TOOLS FOR SUCCESSFUL ENGAGEMENT

Different types of projects and initiatives require different forms and levels of communication. We will use the ICMA/IAP2 standards to determine the appropriate level of engagement. To expand our geographic and temporal reach, we will rely most heavily on the following tools:

1. **Large-scale displays**, including maps and renderings, of proposed projects available in the foyer of the Village Hall (library patrons, voters). This will allow residents to learn about key projects anytime and without technological mediation.
2. **Pop-up meetings** in the community (weather permitting) – We know that residents have competing demands for their time and often do not attend public meetings. We need to

go where they are. Each pop-up event will have a theme, but residents can and should ask questions about anything. Potential sites include the Gallery Room at the Village Hall, Piggly Wiggly, Village Pub, Fin 'n Feather, Kwik Trip, Lake Winneconne Park, Marble Park, Elementary School pick-up, and HS football games. Village Trustees and the Administrator will take turns – in pairs – each month.

3. **Website** – Our website re-design will go back to the basics, but do the following things exceptionally well:
 - Find and search agendas and minutes
 - Introduce each of our boards and commissions with a description of the duties each one performs and the names of the members
 - Easy access to our Code of Ordinances
 - Easy access to public notices mandated by federal and state law
 - Information about major capital projects – road reconstruction, sidewalks, park facilities, underground utilities, etc.
 - Permit applications – Form fillable applications with available online payment
4. **FlashVote surveys** – Approximately six surveys per year about a variety of topics to inform the Village Board's policy direction.
5. **Customer Relationship Management System** – Administrative staff will record key interactions with our residents/customers, including phone calls, conversations in the office, permit applications, park facility rentals, pier pass purchases, and emails.

COMPILE AND REPORT

Key to our success will be reviewing and analyzing the input we receive and summarizing our findings in a format that is useful to Village staff and trustees as we seek to make and carry out policies and projects. By increasing awareness of what we are doing, deliberately seeking input, and showing all the perspectives that surfaced throughout the process, the Village trustees and staff can co-create with our residents the public value that will strengthen our community and allow us to adapt to new challenges.

DETERMINING LEVELS OF ENGAGEMENT

✓ Indicators for Engagement Level	
Communicate	Project would not interrupt service and/or traffic for an extended period of time (typically < one month)
	Residents and/or businesses would not be disrupted for an extended period (typically < 6 months)
	Project is a direct replacement of infrastructure, materials or other in the same location
✓ Indicators for Engagement Level	
Communicate & Consult	Project addresses a public health and/or safety concern
	Project would not cause loss of or significant** change to facility, program or service to community
	Project changes may be triggered by legislative, regulatory or policy requirements.
✓ Indicators for Engagement Level	
Communicate, Consult & Involve	Project included in approved County Plan (e.g., Master, Sector, Corridor, CIP)
	Project would fundamentally change the size, capacity, and/or intensity of use of space, roadway, etc.
	Project would cause loss of or significant** change to a facility/program/service for broader Arlington
	Project could have significant** impacts on nearby residents and/or businesses (e.g., health/safety, traffic, parking, loss of mature trees, adverse construction impacts)
	Strong community interest (support, concern, differing views, opposition) anticipated for project
✓ Indicators for Engagement Level	
Communicate, Consult, Involve & Collaborate	Project not a capital maintenance or operations project
	Multiple commissions and/or advisory boards would typically provide input on this type of project
	Project did not originate from a previously approved County Plan (e.g., Master, Sector, Corridor, CIP)
	County Board/County Manager has provided high-level direction (e.g., construction of public buildings, studies)



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LEVELS OF ENGAGEMENT

