



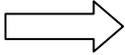
AMENDED

City of Onalaska Meeting Notice

COMMITTEE/BOARD: Common Council
DATE OF MEETING: November 12, 2019 (Tuesday)
PLACE OF MEETING: City Hall – 415 Main Street (Common Council Chambers)
TIME OF MEETING: 7:00 P.M.

* **If on November 11th the Special Common Council meeting recessed then the meeting of the Common Council on November 12th will begin at 6:00 pm instead of 7:00 pm to complete the budget process**

1. Call to Order and Roll Call
2. Pledge of Allegiance
3. Rules of the City of Onalaska Common Council and its Sub Committees – Harassment Free Forum
4. **PUBLIC INPUT: (limited to 3 minutes/individual)**
5. **REPORT FROM THE MAYOR:**
 - A. Library Statistics
 - B. Presentation of Wisconsin Certified Municipal Clerk Certification to JoAnn Marcon, Deputy City Clerk
 - C. Appointment of Steve Bluske, 510 Johnson Street, Onalaska, to Plan Commission



RECOMMENDATIONS FOR APPROVAL AND/OR POSSIBLE ACTION FROM THE FOLLOWING COMMITTEES/COMMISSIONS BOARDS:

All items listed under the consent agenda are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a council member requests removal, in which event the item will be removed from the consent agenda and considered in the order of business in the non-consent agenda.

6. **Consent Agenda**
 - A. Approval of minutes from the previous meeting(s)

FINANCE COMMITTEE

 - B. Approve 2019 Omni Center Financials
 - C. Approve 2019 General Fund Financials
 - D. Approval and authorization for City Clerk to submit Memorandum of Understanding between the Wisconsin Elections Commission and the City of Onalaska regarding election security subgrant program

NOTICES MAILED TO:

*Mayor Joe Chilsen	_____
*Ald. Tom Smith	_____
*Ald. Jim Olson	Adam Fadula
*Ald. Dan Stevens	Jessica Robey
*Ald Boondi Iyer	Travis Pernsteiner
*Ald. Diane Wulf	_____
*Ald. Kim Smith	_____
City Attorney	City Administrator
Dept Heads	La Crosse Tribune
Coulee Courier	_____
WKTY WLXR WLAX WKBT WXOW	Onalaska Public Library Onalaska Omni Center

*Committee Members Date Mailed & Posted: 11-11-19

In compliance with the Americans with Disabilities Act of 1990, the City of Onalaska will provide reasonable accommodations to qualified individuals with a disability to ensure equal access to public meetings provided notification is given to the City Clerk within seventy-two (72) hours prior to the public meeting and that the requested accommodation does not create an undue hardship for the City.

- E. Approve Gundersen Lutheran Parking Ramp Financials for 3rd Quarter 2019
- F. Approval of Emergency Medical Services (EMS) Medical Director Agreement with Gundersen Lutheran Administrative Services

PERSONNEL COMMITTEE

- G. Approval of changes to the job descriptions for:
 - 1. DARE/GREAT Officer
 - 2. School Resource Officer (SRO)
- H. Approval of of VelocityEHS / MSDSONline contract for January 31, 2020 through January 31, 2023
- I. Approval of out of state travel for Kim Isensee to attend Federal Transit Administration (FTA) Triennial Review Conference in Chicago, IL from December 18-20, 2019

JUDICIARY COMMITTEE

- J. Approval of **Ordinance 1654-2019** to annex land located in the Southeast ¼ of the Southeast ¼ in Section 2, Township 16 North, Range 7 West from the Town of Medary to the City of Onalaska (Phillips Annexation)
- K. Approval of **Ordinance 1657-2019** to create Chapter 2 of Title 16 of the Code of Ordinances of the City of Onalaska relating to vacant buildings

ADMINISTRATIVE COMMITTEE

- L. Approval of Operator's Licenses as listed on report dated November 6, 2019
- M. Approval of Class B Liquor License for Wisconsin Apple LLC d/b/a Applebee's Neighborhood Grill and Bar, 9364 State Road 16, Onalaska, WI for remainder of 2019-2020 licensing year
- N. Approval of Special Event Permits for:
 - 1. 2019 Turkey Trot on November 28, 2019 starting at 8am at the Omni Center, 255 Riders Club Road, Onalaska.
 - 2. 2019 Jingle Bell Run/Walk on December 14, 2019 starting at the YMCA, Onalaska
- O. Approval of Secondhand Article Dealer / Pawn Broker Licenses:
 - 1. ecoATM, located at 3107 Market Place, Onalaska
 - 2. Pawn America Minnesota LLC, 1235 Crossing Meadows Drive, Onalaska

BOARD OF PUBLIC WORKS

- P. Approval of 2019 final special assessment costs
- Q. Approval of chemical treatment of Well #8 well column final project costs
- R. Approval of miscellaneous professional engineering services by Strand Associates not to exceed \$8,000
- S. Approval of 2019 Cured in Place Pipe (CIPP) Project bid by Visu-Sewer, Inc. in the amount of \$503,125
- T. Approval of Change Order #1 for 2019 Pavement Project in the amount of \$86,159.30

UTILITIES COMMITTEE

- U. Approval of Shared Ride Financials

PARKS & RECREATION

- V. Approve bid to Staples for chairs and foot stools at the library in an amount not to exceed \$16,857.16
- W. Approve bid to Clemmer Taping and Texture for the painting of the area above the walkway outside of the library in an amount not to exceed \$1,375
- X. Approve bid to Viking Electric for library lighting in an amount not to exceed \$9,464.53
- Y. Approve bid to Kish & Sons Electric for installation of library ceiling fans not to exceed \$5,667
- Z. Approve Option #1 of the Shared Revenue Lease Agreement with MOX Hockey LLC for skate sharpener at Omni Center

Non-Consent Agenda

7. **RECAP ITEMS PULLED FROM THE CONSENT AGENDA**

8. **FINANCE COMMITTEE**

A. Vouchers

9. **BOARD OF PUBLIC WORKS**

A. Review and consideration of 2020 Capital Improvements Budget

1. Review and consideration of proposed 2020 Capital Improvement Budget

2. Set date / time of public hearing on Capital Improvements Budget for Tuesday, December 3, 2019 at 6:30 p.m.

B. Review and consideration of a Storm Sewer Installation Agreement between the Town of Onalaska and the City of Onalaska for storm sewer connection along Kristy Lane to Lawrence Place

C. Review and consideration La Crosse County Solid Waste Department landfill expansion including **Resolution 38-2019**

10. **UTILITIES COMMITTEE**

A. **Resolution 39-2019** - Relating to the Distribution of Sanitary Sewer Charges

B. **Resolution 40-2019** - Relating to Storm Water Utility Rates

11. **CLOSED SESSION**

To consider a motion to convene in Closed Session under Section 19.85(1)(e) of the Wisconsin Statutes for the purpose of deliberating or negotiating the purchasing of public properties, the investing of public funds or conducting other specified public business, whenever competitive or bargaining reasons require a closed session:

- SORD, Supervisory Officers Relation Division – For Bargaining Purposes
- IAFF, International Association of Firefighters Grievance 2019-3
- Potential Purchase of Park Land and Facilities

If any action is required in Open Session, as the result of the Closed Session, the Council will reconvene in Open Session to take the necessary action and/or continue on with the printed agenda

Adjournment

2019 Onalaska Public Library
Monthly Use

#5-A

	January	February	March	April	May	June	July	August	September	October	YTD	% of Use
Bangor	53	24	39	25	41	24	48	57	23	14	348	0.21%
Campbell	146	114	94	117	107	163	220	184	83	124	1352	0.81%
Holmen	923	786	704	908	769	997	1118	987	816	909	8917	5.32%
Onalaska	8960	8660	9457	9152	9366	12168	13472	11474	9185	9893	101787	60.73%
West Salem	201	174	128	143	204	201	160	249	150	95	1705	1.02%
Bangor (Town)	19	18	18	20	6	16	60	43	26	20	246	0.15%
Barre	58	67	74	44	48	84	67	33	96	61	632	0.38%
Burns	14	1	6	29	22	3	11	9	18	57	170	0.10%
Farmington	85	37	51	58	83	136	94	42	19	71	676	0.40%
Greenfield	1	11	8	6	2	25	44	8	5	3	113	0.07%
Hamilton	202	157	232	227	185	194	159	195	131	182	1864	1.11%
Holland	101	266	218	185	250	411	395	198	113	241	2378	1.42%
Medary	233	245	300	250	316	345	519	329	190	206	2933	1.75%
Onalaska (Town)	2078	2293	2435	2053	1955	2510	2951	2388	2000	2086	22749	13.57%
Rockland	23	18	12	11		26	38	4	1	9	142	0.08%
Shelby	16	78	96	94	36	29	61	20	24	17	471	0.28%
Washington	30	6	15	57	3	22	65	1	27	4	230	0.14%
Total Resident	13143	12955	13887	13379	13393	17354	19482	16221	12907	13992	146713	87.53%
City of La Crosse	927	1051	1135	1010	1146	1754	1843	1366	1097	1564	12893	7.69%
WRLS												
Jackson w/o Lib	6	10	19	15	16	41	6	28	64	38	243	0.14%
Monroe w/o Lib	65	29	60	54	45	30	59	26	53	60	481	0.29%
Trempeleau w/o Lib	117	125	146	103	124	225	265	209	160	164	1638	0.98%
Vernon w/o Lib	41	16	37	67	88	40	43	39	29	18	418	0.25%
Buffalo w/o	103	80	16	18	14	3	43	10	3	12	302	0.18%
Juneau w/o				2				2	3	5	12	0.01%
Total w/o	332	260	278	259	287	339	416	314	312	297	3094	1.85%
Other WRLS	218	230	205	206	260	222	265	297	299	247	2449	1.46%
Total WRLS	550	490	483	465	547	561	681	611	611	544	5543	3.31%
Other Wisconsin	105	89	123	174	146	164	241	148	157	164	1511	0.90%
Out of State	89	188	116	83	79	103	71	44	73	106	952	0.57%
Total Non-Resident	1671	1818	1857	1732	1918	2582	2836	2169	1938	2378	20899	12.47%
Total Circulation	14814	14773	15744	15111	15311	19936	22318	18390	14845	16370	167612	
Overdrive Digital Use	2284	2078	2148	2202	2164	2364	2430	2628	2375	2436	23109	
Public Computer Use	1552	919	1171	1139	1300	2364	1373	1556	1156	1338	13868	
Wireless	764	674	781	832	837	847	838	797	808	818	7996	
Reference Count	393	332	318	337	303	334	371	337	325	352	3402	
Door Count	12046	7495	10133	9039	9988	11323	12545	10763	10181	10662	104175	
Meeting Room Groups	14	8	24	19	19	13	19	15	18	19	168	
Meeting Rm Attendance	228	67	358	361	505	670	531	320	321	385	3746	
Revenue	\$ 125.00	\$ 50.00	\$ 150.00	\$ 125.00	\$ 150.00	\$ 50.00	\$ 175.00	\$ 100.00	\$ 125.00	\$ 175.00	\$1,225.00	



Your professional link to excellence

#5-B

October 23, 2019

Chief Elected Official
City of Onalaska
415 Main St.
Onalaska, WI 54650

Dear Chief Elected Official:

I am pleased to inform you that JoAnn Marcon has received the designation of Wisconsin Certified Municipal Clerk (WCMC) from the Wisconsin Municipal Clerks Association as of October 1, 2019. This designation comes only after completing many hours of training and experience related to your municipality's business. This designation shows the dedication that JoAnn has to you and the citizens of your municipality.

Please accept my sincere thank you for allowing JoAnn to attend the training sessions necessary to complete this certification. Your municipality will benefit from her achievement.

Sincerely,

A handwritten signature in black ink that reads 'Diane Coenen'.

Diane Coenen WCMC/CMC
2019-20 WMCA President

fae

#5-C

Bio:

*15 plus year resident of Onalaska

*15 plus year active member of St. Patrick's Parish(lector/commentator/Eucharistic minister/marriage prep/fish fry)

*30 plus years of recruitment, leadership, management and business planning experience with ShopKo

*Current occupation – Traveling Maintenance for Courtesy Corporation

*Education – Bachelors degree "Public Administration" University of Wisconsin La Crosse 1986

*Married – wife (Cindy) and two adult children

*No previous public office experience

* Hobbies; spending time with family, attending sporting events

Thanks again for thinking of me for this post; I'm extremely interested in serving the city(meeting scheduling permitting).

I will await your reply/update!

Sincerely,

Steve Bluske

608-797-0477

scbluske@charter.net

scbluske@gmail.com

#6-J

ORDINANCE NO. 1654-2019

**AN ORDINANCE TO ANNEX LAND LOCATED IN THE SOUTHEAST ¼ OF THE
SOUTHEAST ¼ IN SECTION 2, TOWNSHIP 16 NORTH, RANGE 7 WEST
FROM THE TOWN OF MEDARY TO THE CITY OF ONALASKA**

THE COMMON COUNCIL OF THE CITY OF ONALASKA DOES HEREBY ORDAIN AS
FOLLOWS:

SECTION I. Proper petition for direct annexation by unanimous approval, signed by all the owners of all real property in such territory and all of the electors residing in such territory, having been presented to the Common Council of the City of Onalaska, requesting the annexation of the territories described in Exhibit A which is attached hereto and incorporated herein to the City of Onalaska, Wisconsin from the Town of Medary, La Crosse County, Wisconsin. The population of the area annexed is zero (0).

IT IS HEREBY ORDAINED that the above-described properties and the same is hereby annexed to the City of Onalaska, Wisconsin, and it is further ordained that the corporate limits of the City of Onalaska are hereby amended to include the above-described property within the corporate limits of the City of Onalaska, Wisconsin.

SECTION II. Sec. 2-1-3(b) of the Code of Ordinances of the City of Onalaska entitled "Ward and Aldermanic District Boundaries" is hereby amended to include the above-described properties within the boundaries of the Third Aldermanic District, Ward Eleven.

SECTION III. The properties are hereby zoned Community Business (B-2) and all of the provisions of the Code of Ordinances of the City of Onalaska governing said zoning classification shall apply hereto.

SECTION IV. This Ordinance shall take effect and be in force from and after its passage.

Dated this ___th day of _____, 2019.

CITY OF ONALASKA

By: _____
Joe Chilsen, Mayor

By: _____
Caroline Burmaster, Clerk

PASSED:
APPROVED:
PUBLISHED:

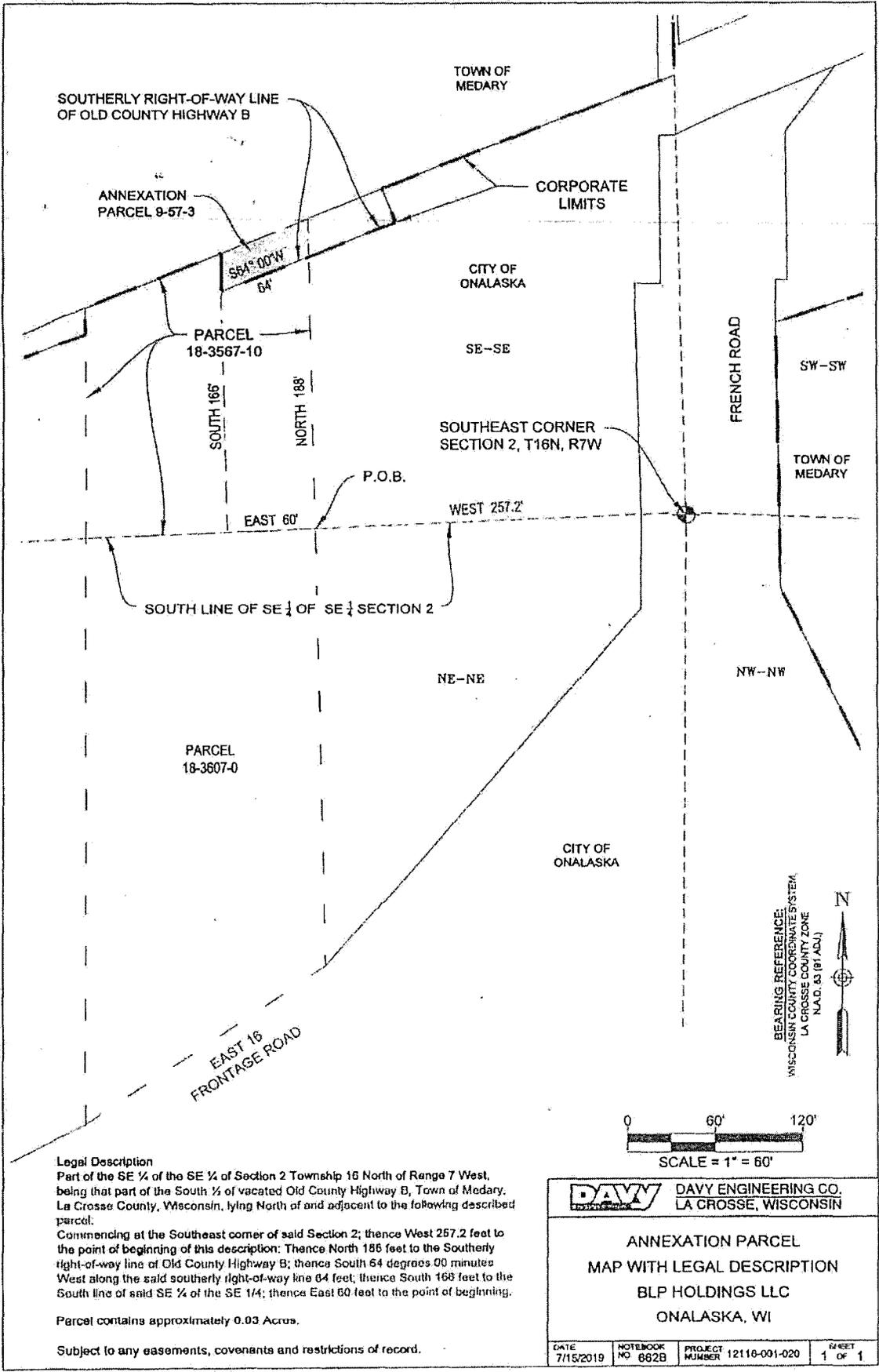
EXHIBIT A

Part of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 2 Township 16 North of Range 7 West, being that part of the South $\frac{1}{2}$ of vacated Old County Highway B, Town of Medary, La Crosse County, Wisconsin, lying North of and adjacent to the following described parcel:

Commencing at the Southeast corner of said Section 2, thence West 257.2 feet to the point of beginning of this description; Thence North 188 feet to the Southerly right-of-way line of Old County Highway B; thence South 64 degrees 00 minutes West along the said southerly right-of-way line 64 feet; thence South 166 feet to the South line of said SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, thence East 60 feet to the point of beginning.

Parcel contains approximately 0.03 Acres.

Subject to any easements, covenants and restrictions of record.



Legal Description
 Part of the SE 1/4 of the SE 1/4 of Section 2 Township 16 North of Range 7 West, being that part of the South 1/2 of vacated Old County Highway B, Town of Medary, La Crosse County, Wisconsin, lying North of and adjacent to the following described parcel:
 Commencing at the Southeast corner of said Section 2; thence West 257.2 feet to the point of beginning of this description; thence North 188 feet to the Southerly right-of-way line of Old County Highway B; thence South 64 degrees 00 minutes West along the said southerly right-of-way line 64 feet; thence South 168 feet to the South line of said SE 1/4 of the SE 1/4; thence East 60 feet to the point of beginning.

Parcel contains approximately 0.03 Acres.
 Subject to any easements, covenants and restrictions of record.

DAVY ENGINEERING CO.
 LA CROSSE, WISCONSIN

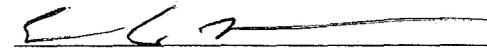
**ANNEXATION PARCEL
 MAP WITH LEGAL DESCRIPTION
 BLP HOLDINGS LLC
 ONALASKA, WI**

DATE 7/15/2019	NOTEBOOK NO 662B	PROJECT NUMBER 12116-091-020	SHEET 1 OF 1
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FISCAL IMPACT OF ORDINANCE 1654 – 2019

Phillips Annexation – Highway 16 Frontage Road
Eric Rindfleisch, Administrator

Please route in this order



(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Jarrold Holter, City Engineer



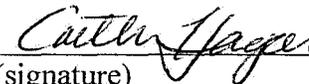
(signature) **Kevin Schubert**
Assistant City Engineer

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Caitlin Hagar, GIS Analyst
check wards, districts and addressing



(signature)

Wards, Districts and Addressing OK

~~Charles Ashbeck~~
~~Troy Miller, Chief of Police~~



(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Fred Buehler, Financial Services Director



(signature) **9-17-19**

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

ORDINANCE NO. 1657 - 2019

AN ORDINANCE TO CREATE CHAPTER 2 OF TITLE 16 OF THE CODE OF ORDINANCES OF THE CITY OF ONALASKA RELATING TO VACANT BUILDINGS

THE COMMON COUNCIL OF THE CITY OF ONALASKA DOES HEREBY ORDAIN AS FOLLOWS:

SECTION I. Chapter 2 of Title 16 Property Maintenance and Vacant Building Code is hereby created as Follows:

Title 16 Property Maintenance and Vacant Building Code

Chapter 02 Vacant Building Code

Division 1 Authority

16.02.11 Vacant Buildings

A. This Chapter shall be known as, referred to and cited as the "Vacant Buildings Code", and is hereinafter referred to as the "Vacant Buildings Code" or "Code".

16.02.12 Purpose

- A. This Chapter is enacted to facilitate the identification of, inspection of, and property maintenance of vacant buildings for purposes of preserving and promoting the public health, safety, prosperity and general welfare, and to abate and prevent property maintenance issues, public and private nuisances and potential fire hazards.
- B. The Common Council of the City of Onalaska, finds that there are now, and may in the future, be vacant buildings which are dilapidated, unsafe, unhygienic and inadequately maintained so as to create or contribute to blight and so as to jeopardize the health, safety, prosperity and general welfare, and so as to create a public and/or private nuisance.
- C. **Intent.** The purpose of this Code is to establish the measures and requirements reasonably necessary to protect the health, safety and welfare of the public from public nuisances, blight and negative market impact of vacant or abandoned buildings and structures.

16.02.13 Public Records

- A. **Finding.** In addition to the purposes in 16.02.12 above, the City finds that vacant buildings are targets for vandalism, arson, squatting, and other illegal activities. The City still further finds that the public disclosure of the identification of any or all vacant buildings would provide to persons with criminal intentions a data source to locate vacant buildings in which to carry out illegal activity. While the City acknowledges the requirements of the Wisconsin Public Records Law embodied in Wisconsin Statutes §§19.31 through 19.39, and the strong public policy underpinning those statutes that all persons are entitled to the greatest possible information regarding the affairs of government, the City also recognizes that against that strong public policy, records custodians must balance contrary public policy such as that found by the City in this subsection A., that would weigh against disclosure of a particular document.
- B. **Policy.** Prior to releasing any records that are received, created, or maintained pursuant to the provisions of this chapter or are received, created, or maintained to accomplish the purpose of this chapter, the records custodian will consider the intent of the City articulated in this section.

Division 2 Interpretation

16.02.21 Rules of Interpretation and Definitions

A. Rules of Interpretation:

1. **Tense.** Words used in the present tense shall be interpreted to include the future tense.
2. **Gender.** Words used stating or implying gender shall be interpreted to include the masculine, feminine and neuter.
3. **Number.** Words used implying the singular shall be interpreted to include the plural, where appropriate, and vice versa.
4. **"May" and "Shall".**
 - a. The word "may" is permissive.
 - b. The word "shall" is mandatory and not directory.
5. **"Used For".** The phrase "used for" shall include the phrases "arranged for", "designed for", "intended for", "maintained for", and "arranged for".

B. Definitions:

1. **Accessory Building/Structure.** A detached building or structure on the same lot, with and of a nature customarily incidental and subordinate to the principal building or structure or use of the land; i.e., a child's playhouse, garden house, greenhouse, garage, carport, shed, fence, or retaining wall.
2. **Building.** Any structure used or intended for supporting or sheltering any use or occupancy. For multi-unit structures, each non-residential unit is deemed a separate "building" subject to this chapter; in multi-unit structures, individual residential units are to be considered a part of the larger building that encompasses the other residential units.
3. **Code of Ordinances.** The Code of Ordinances for the City of Onalaska, Wisconsin, which includes the Vacant Building Code.
4. **Code Official.** Those individuals as set forth in the City of Onalaska Property Maintenance Code Section 16.01.16.A.
5. **Department.** The Planning and/or Inspection Departments of the City of Onalaska, Wisconsin.
6. **Exterior Premises.** The open space on the premises or the portion of the premises upon which there is not a structure.
7. **Garbage.** The animal or vegetable waste resulting from the handling, preparation, cooking and consumption of food.
8. **Good Repair.** "Good Repair" shall mean free from blighting and hazardous conditions, clean and sanitary, in a safe condition and meeting applicable building codes.
9. **Imminent Hazard.** A condition which could cause serious or life-threatening injury or death at any time.
10. **Mixed Occupancy.** Occupancy of a structure in part for residential use and in part for some other lawful use under the Zoning Ordinance, not accessory thereto.
11. **Occupied.** A building is occupied when it is open to the public, when a business or manufacturing activity is performed therein, when people reside therein, or when any personal property is moved therein. Any building or structure shall be deemed to be occupied if one or more persons actually conducts a lawful business or resides in all or any part of the building as the licensed business-occupant; or as the legal or equitable owner/occupant(s) or tenant(s) on a permanent, non-transient basis, or any combination of the same. For purposes of this Chapter, evidence offered to prove that a building is so occupied may include, but shall not be limited to, the regular receipt of delivery of regular mail through the U.S. Postal Service; proof of continual cable television or internet service, electric, gas, heating, water and sewer.
12. **Owner.** Every person, partnership, limited partnership, corporation, service corporation, limited liability company or partnership, or other legally-recognized entity or association, who alone or jointly or severally with others:
 - a. Has the legal title to a Building or Structure;
 - b. Has legal right or obligation to the care, charge, or control of any Building or Structure, in any capacity including, but not limited to, agent; executor, administrator, trustee, guardian, or personal representative of the estate of the holder of legal title; or an agent, trustee, receiver or other person appointed by court order with authority to have possession or control of the Building or Structure; or
 - c. Is a mortgagee, where either:
 - i. The mortgagee has obtained a judgment of foreclosure against the mortgagor with regard to the premises containing the Vacant Building or Structure; or

- ii. The mortgage or note secured by the mortgage contains a provision authorizing the mortgagee to act to secure or repair the property of the mortgagor, and the mortgagor no longer maintains the vacant Building or Structure; or
 - d. Is a land contract vendor, where either:
 - i. The land contract vendor has obtained a judgment of foreclosure against the land contract vendee with regard to the premises containing the vacant Building or Structure; or
 - ii. The land contract contains a provision authorizing the land contract vendor to act to secure or repair the property of the vendee, and the vendee no longer maintains the Vacant Building or Structure.
 - e. "Owner" does not include any real estate licensee providing brokerage services in accordance with Wis. Stat. Chapter 452.
- 13. **Partially Vacant.** A multi-storied building or structure that has one (1) or more stories or suites vacant.
- 14. **Responsible Person.** A natural person who is the owner, operator or manager of any structure or premises.
- 15. **Rubbish.** Combustible and noncombustible waste materials, except garbage. The term shall include the residue from the burning of wood, coal, coke, and other combustible materials, paper, rags, cartons, boxes, wood excelsior, rubber, leather, tree branches, yard trimmings, tin cans, metals, mineral matter, glass, crockery, and dust and other similar materials.
- 16. **Secured.** A Building that has a permanent door or window in each appropriate building opening that is secured to prevent unauthorized entry and has all of its door and window components, including frames, jambs, rails, stiles, muntins, mullions, panels, sashes, lights and panels intact and unbroken.
- 17. **Structure.** Anything constructed or erected, which requires location on the ground or attached to something having location on the ground.
- 18. **Unified Development Code ("UDC").** The Unified Development Code for the City of Onalaska.
- 19. **Vacant.** A building or structure shall be deemed to be vacant if no person or persons, currently conducts a lawfully licensed business, or lawfully resides or lives in any part of the building as the legal or equitable owner(s), tenant- occupant(s), owner-occupants or tenant(s) on a permanent, non-transient basis. Vacant status is determined from a totality of circumstances. For purposes of this chapter only, rebuttable evidence of vacancy includes, but is not be limited to, low or no utility usage, lack of customary furnishing consistent with occupancy, accumulation of newspapers or fliers, and fixtures or window coverings which are not Secured.
- 20. **Waste.** "Waste" shall mean garbage, ashes, rubbish and trash, but not of an earthly or construction nature.
- 21. **Weeds.** "Weeds" or "Noxious Weeds" shall mean those weeds as set forth in Section 23.235, Wisconsin State Statutes.
- C. **Terms Defined Elsewhere.** Where terms are not defined in this Code and are defined in other City Ordinances, Codes or ASHRAE and NFPA 70, such terms shall have the meanings ascribed to them therein.
- D. **Terms Not Defined.** Where terms are not defined herein, or through the methods of interpretation authorized by this Section, such terms shall have ordinarily accepted meanings, such as the context indicates.

16.02.22 Applicability

- A. **General.** The provisions of this Vacant Building Code shall apply to all residential single and two-family dwellings vacant for one-hundred eighty (180) consecutive days and all manufacturing, commercial, institutional, multi-family residential and mixed occupancy buildings vacant for three hundred sixty five (365) consecutive days.
Upon application to the Planning Department, an exemption from the provisions of this code may be granted for a period of up to 365 days for residential and two (2) years for all other property types.

In the event an exemption is granted the premises must be maintained in a clean and sanitary condition with grass/weeds cut and snow removed and the building maintained in good condition during the exemption period consistent with Code of Ordinances. The exemption may be revoked for a failure of the applicant to maintain the Building or the premises associated with the Building free from violation of law.

Any one of the following circumstances may be a basis for an exemption from the provisions of this chapter:

- 1. A Building under active construction, rehabilitation, renovation or repair for which a Building Permit has been obtained.

2. A Building with a raze permit or with a raze order pending from the City of Onalaska.
 3. A Building whose owner is actively seeking in good faith to rent or sell the building, which good faith is supported by evidence to the reasonable satisfaction of the Planning Department of such activity.
- B. **Conflict.** In any case where a provision of this Code is found to be in conflict with a provision of the Unified Development Code or any other provisions of the Code of Ordinances, the provision which established the higher standard for the protection of the public health, safety and welfare shall prevail.
 - C. **Application of Other Ordinances.** Nothing contained herein shall be deemed to authorize the use of a structure or premises contrary to any other provision of the Code of Ordinances or the Unified Development Code. Repairs, additions or alterations to a structure shall be done in accordance with the procedures and provisions of State law, Title 15 of the Code of Ordinances, and NFPA 70. Nothing in this Vacant Building Code shall be construed to cancel, modify or set aside any provision of the Unified Development Code.
 - D. **Existing Remedies.** The provisions in this Code shall not be construed to abolish or impair existing remedies of the City, or its officers or agencies, under State laws or other City Ordinances or Unified Development Code relating to the removal or demolition of any structure which is dangerous, unsafe and unsanitary, or the abatement of public nuisances.
 - E. **Historic Buildings.** The provisions of this Code shall apply to structures designated by the Federal Government, State or City as historic buildings. Any work to said structures shall also comply with the UDC and §101.121 of Wis. Stats.
 - F. **Referenced Statutes, Ordinances, Codes and Standards.** The Statutes, Ordinances, Codes and standards referenced in this Code shall be incorporated herein by reference and be a part of the requirements of this Code to the prescribed extent of each such reference, and include amendments, renumbering and successor acts.
 - G. **Requirements Not Covered By This Code.** The requirements necessary for the strength, stability, or proper operation of an existing structure or equipment, or for the public safety, health and general welfare, not specifically covered by this Code, shall be determined by the Code Official, subject to a right of appeal to the Board of Building Appeals.

16.02.23 Severability

- A. If any provision of this Vacant Building Code is, for any reason, held to be unconstitutional, invalid or unenforceable by any court of competent jurisdiction, such judgment shall not affect the validity of the remaining provisions of this Code, which shall remain in full force and effect.
- B. If the application of any provision of this Vacant Building Code is for any reason held to be an invalid application to a particular premises or structure by any court of competent jurisdiction, such provision shall continue to apply and remain in full force and effect to any premises or structure not specifically included in said judgment.

Division 3 Administration

16.02.31 Code Official

- A. **Code Official.** The Code Official shall have the authority to exercise the powers and duties of the position specified in this Code. The Code Official shall administer and enforce this Code.
- B. **Inspections.** The Code Official has the power to inspect Premises and structures to determine compliance with this Code. All reports of such inspections shall be in writing, signed or initialed and dated. The Code Official is authorized to engage such expert opinion as deemed necessary to report upon unusual technical issues that arise in the course of their duties, in accordance with Department policy.
- C. **Right of Entry.** The Code Official is authorized to enter structures or Premises, at reasonable times, with the express or implied consent of the owner, operator or occupant, to conduct administrative interior and exterior inspections for Code administration and enforcement and Licensing/Permitting purposes specified in other ordinances. If entry is refused or not obtained, the Code Official is authorized to pursue recourse to obtain entry as provided by law.
- D. **Reinspections.** Every owner, operator and occupant of a Premises shall cooperate with and facilitate reinspections of Premises at reasonable times pursuant to reasonable notice by the Code Official to determine Code compliance with an Order to Repair. Failure by said owner, operator or occupant to cooperate with and facilitate such reinspections by the Code Official shall be a violation of this Code.
- E. **Obstruction.** No owner or operator of a Premises may deny the Code Official the right to enter and inspect any portion thereof under the control of a lawful occupant where such occupant has consented to said entry and inspection.

- F. **Denial of Entrance.** No occupant of a Premises shall obstruct the owner thereof from complying with any order(s) of the Code Official made under authority of this Code. Obstruction shall include the denial of entrance into a Premises at reasonable times pursuant to reasonable notice.
- G. **Identification.** The Code Official shall carry Department issued identification when entering and inspecting Premises in the performance of their duties under this Code and display such identification, when asked.
- H. **Notices and Orders.** The Code Official shall, as necessary, issue notices and orders to responsible persons and tenants, where relevant, to obtain compliance with this Code.
- I. **Department Records.** The Inspecting Department is responsible for keeping official records of all business and activities of the Department specified in the provisions of this Code in accordance with State and City record keeping requirements.

Division 4 Regulation

16.02.41 Vacant or Abandoned Building or Structure Requirements

- A. **Vacant Building Permit.** The owner of a vacant building or structure subject to this Code shall obtain a Vacant Building Permit for the period during which it is vacant. When a building or structure becomes vacant, as defined by this Code for the period of time greater than allowed under 16.02.22, the owner of the building or structure shall apply for and obtain an annual Vacant Building Permit. Upon the expiration of a Vacant Building Permit, if the building or structure is still vacant, the owner shall arrange for an inspection of the building and premises with the Code Official pursuant to Section 14.03.42, and renew the permit within fifteen (15) days of expiration in the same manner as the expired permit. All renewed permits shall be subject to all conditions and obligations imposed by this Code.
- B. **Code Compliance.** The owner of a vacant building or structure shall comply with all building, fire, property maintenance, UDC, and other applicable Codes or Ordinances, and shall apply for all necessary building, fire prevention and zoning permits upon application for a Vacant Building Permit.
- C. **Waste Removal.** The owner of a vacant building or structure shall immediately remove all waste from the interior of the structure. The owner of a vacant building or structure shall also immediately remove any waste, debris or excessive vegetation from the exterior premises surrounding the vacant building or structure in accordance with the vacant building maintenance standards of this Code and the Code of Ordinances.
- D. **Owner's Responsibility.** The owner of a vacant building or structure shall immediately lock, barricade or secure all doors, windows and other openings in the building or structure to prohibit entry by unauthorized persons in accordance with the Vacant Building Maintenance Standards of this Code.
If the owner does not reside within the State, the owner shall provide to the Code Official, the name, address and telephone number of an agent who is available for service of process within the State of Wisconsin.
The owner shall provide to the Code Official, the name, address and telephone number of a manager who is a natural person who is available for contact by the Code Official at all times for emergency repairs and maintenance, and who will respond to the vacant building or structure when required by the Code Official.
The agent and manager may be the same person, and/or either may be a Responsible Person.
The owner shall notify the Code Official within thirty (30) business days of any changes to the name, address or telephone number of the agent or manager.
- E. **Owner's Obligations Continuous Through Term of Vacancy.** The obligations of owners of a vacant building or structure are continuing obligations which are effective throughout the time of vacancy, as that term is defined in this Code.

16.02.42 Vacant Building Permit; Inspection; Maintenance Standards

- A. **Permit Application.** Application by the owner of a vacant building or structure for a Vacant Building Permit shall be made on a form provided by the Planning Department. Applicants shall disclose all measures to be taken to ensure that the building will be kept weathertight, secure from trespassers and safe for entry by police officers and firefighters in times of exigent circumstances or emergency. The application shall include, but not be limited to, the following:
 - 1. Contact information for each owner. If the owner is other than a natural person or persons, the following shall apply, as appropriate:
 - a. If the owner is a corporation, limited liability company, limited or liability partnership, the registration statement shall provide the names and residence addresses of all responsible

persons and the name and business address of the registered agent for service of process appointed pursuant to Wisconsin State Statutes.

- b. If an estate, the name and business address of the personal representative of the estate.
 - c. If a trust, the names and addresses of the trustee or trustees.
 - d. If a partnership, the names and residence addresses of the partner or partners.
 - e. If another form of unincorporated association, the name and residence address of a responsible person.
 - f. If an individual person, the name and residence address of that individual person.
2. Any rehabilitation or demolition plans.
 3. An acknowledgment by the owner that grass and weeds shall not exceed a height of eight (8") inches, and that snow and ice shall be removed from the public right-of-way within twenty-four (24) hours of a snowfall.

B. Inspection of Premises.

1. **Purpose.** The Code Official, or their designee, may inspect vacant buildings to determine the structural integrity of the building, the repairs necessary to maintain structural integrity, to determine what repair actions must be undertaken to maintain the premises safe for entry of police officers and firefighters in times of exigent circumstances or emergency, that the building and its contents do not present an imminent hazard to the public during the time that the building remains vacant, and that the building and structure are in compliance with the Vacant Building Maintenance Standards.
2. **Inspector.** The Code Official, or their designee, may conduct inspections made pursuant to the provisions of this Vacant Building Code in conjunction with other officials of the City, police officers, firefighters, or inspectors from other governmental bodies.
3. **Types of Inspections:**
 - a. **Code Official Directed.**
 - i. **Implied Consent.** Any owner of a building, which is either the subject of a Vacant Building Permit or an application filed by a responsible person, for a Vacant Building Permit, is deemed to have given consent to inspections of the building.
 - ii. **Reinspections.** At any time subsequent to the issuance of an Order to Repair, the Code Official may conduct reinspections to determine compliance with the Order to Repair. Such reinspections will be conducted only after a reasonable time has been afforded to a responsible party to comply with portions of the Order. Reinspections are subject to reinspection fees under Section 16.02.51.
 - iii. **Emergency Inspections/Emergency Repairs.** If, at any time, the Code Official has reason to believe that an emergency situation exists with respect to the building, which tends to create an imminent hazard to health, welfare or safety of the general public, the Code Official may enter the building to inspect the premises, without notifying the responsible party or obtaining a warrant. If the Code Official finds an emergency situation exists in fact, which presents an imminent hazard to the health, welfare or safety of the general public, the maintenance of which, until such time as the responsible party could conduct the repairs, would be unreasonable, the Code Official may cause any reasonable action, including the employment of necessary labor and materials, to perform emergency repairs. Costs incurred in the performance of emergency repairs shall be paid by the City and the Code Official shall recover the costs through special assessments levied against the benefited property. A One Hundred (\$100.00) Dollar administrative fee for processing and administering the special assessment shall be added to the special assessment against the benefited property.
 - iv. **Inspections Made Pursuant To A Special Inspection Warrant.** If any responsible party takes any action contrary to the Implied Consent given by the owner in Section 16.02.42.B.3.a.i, above, the owner hereby consents to the issuance of a Special Inspection Warrant by a judge of a court of competent jurisdiction, pursuant to Section 66.0119, Wisconsin Statutes, or any successor thereof. Any interior inspection made pursuant to a Special Inspection Warrant shall be deemed a reinspection for the purpose of imposition of fees pursuant to Section 16.02.51.
 - b. **Responsible Party Requests for Inspection.** Requests from responsible parties for inspections of buildings which are both subject to a Vacant Building Permit and are under the control of the requesting responsible party.

C. Issuance of Orders to Repair. The Code Official, upon inspection, shall issue orders to repair for work needed to:

1. Adequately protect the building from intrusion by trespassers and from deterioration by the weather in accordance with the Vacant Building Maintenance Standards set forth in this Code; and,
2. Ensure that allowing the building to remain will not be detrimental to the public health, safety and welfare, will not unreasonably interfere with the reasonable and lawful use and enjoyment of other premises within the neighborhood, and will not pose an extraordinary hazard to police officers or

firefighters entering the premises in times of emergency. When issuing such orders, the Code Official shall specify the time for completion of the work. All work done pursuant to this Section shall be done in compliance with the applicable Building, Fire, Property Maintenance and Unified Development Code and Ordinances.

- D. **Issuance of Vacant Building Permit.** The Code Official shall issue a Vacant Building Permit upon being satisfied that the building has been inspected and is in compliance with the Vacant Building Maintenance Standards set forth in this Vacant Building Code, and is adequately protected from intrusion by trespassers and from deterioration by the weather. This Permit shall be effective for a period of three hundred sixty five (365) days.
- E. **Vacant Building Maintenance Standards.** A vacant building or structure shall be deemed adequately protected from intrusion by trespassers and from deterioration by the weather if it satisfies the following Vacant Building Maintenance Standards:
1. **Building Openings.** Doors, windows, areaways, and other openings shall be weathertight and secured against entry by birds, vermin and trespassers. Missing or broken glass in doors, windows and other such openings shall be repaired/replaced with glass. No building opening shall be boarded. All first floor or ground level windows, doors and openings shall be free of any posters, paper or fabric coverings.
 2. **Roofs.** The roof and flashings shall be sound and tight, not admit moisture, or have defects which might admit moisture, rain or roof draining; and, allow for drainage to prevent dampness or deterioration in the interior walls or interior of the building.
 3. **Drainage.** The building storm drainage system shall be functional and installed in an approved manner, and allow discharge in an approved manner.
 4. **Building Structure.** The building shall be maintained in good repair, structurally sound, and free from debris, rubbish and garbage. The building shall be maintained in a sanitary manner and in a manner that does not pose a threat to the public health, safety and welfare.
 5. **Structural Members.** The structural members shall be free of deterioration and capable of safely bearing imposed dead and live loads.
 6. **Foundation Walls.** The foundation walls shall be maintained structurally sound and in a sanitary condition so as not to pose a threat to the public health, safety and welfare, shall be capable of supporting the load which normal use may cause to be placed thereon, and shall be free from open cracks and breaks, free from leaks, and be animal and rat-proof.
 7. **Exterior Walls.** The exterior walls shall be free of holes, breaks, and loose or rotting materials. Exposed metal, wood, or other surfaces shall be protected from the elements and against decay or rust by periodic applications of weather-coating materials, such as paint or similar surface treatment.
 8. **Decorative Features.** The cornices, belt courses, corbels, terra cotta trim, wall facings and similar decorative features shall be safe, anchored and in good repair. Exposed metal, wood or other surfaces shall be protected from the elements and against decay or rust by periodic applications of weather-coating materials, such as paint or similar surface treatment.
 9. **Overhanging Extensions.** All balconies, canopies, marquees, signs, metal awnings, stairways, fire escapes, standpipes, exhaust ducts and similar features shall be in good repair, anchored, safe and sound. Exposed metal and wood surfaces shall be protected from the elements and against decay or rust by periodic application of weather-coating materials, such as paint or similar surface treatment.
 10. **Chimneys and Towers.** Chimneys, cooling towers, smokestacks and similar appurtenances shall be structurally safe and in good repair. Exposed metal and wood surfaces shall be protected from the elements and against decay or rust by periodic application of weather-coating materials, such as paint or similar surface treatment.
 11. **Walkways.** Public walkways shall be in good repair, shall be safe for pedestrian travel, and shall be free of snow and ice. Snow and ice removal shall be completed within twenty-four (24) hours of a snowfall.
 12. **Accessory Building/Structures.** Accessory buildings/structures such as garages, sheds and fences shall be free from safety, health and fire hazards; and, shall comply with these Vacant Building Maintenance Standards.
 13. **Exterior Premises.** The premises upon which the structure or building is located shall be clean, safe, sanitary, free from waste, rubbish, garbage, excessive vegetation, exterior storage, and shall not pose a threat to the public health, welfare or safety.

16.02.43 Board of Building Appeals

- A. **Appeal and Fee.** Any person receiving a notice of violation and order which has been issued in connection with the enforcement of any provision of this Code and aggrieved thereby, may appeal the order and shall be granted a hearing on the matter before the Board of Building Appeals, provided that such person shall file in the Planning/Inspection Department a written notice of

appeal and request for hearing, setting forth a brief statement of the grounds therefor, within twenty (20) days after the date the notice of violation and order was served. Upon receipt of such appeal, the Board of Building Appeals shall set a time and place for such hearing and shall give the petitioner written notice thereof. At such hearing the petitioner shall be given an opportunity to be heard and to show why such notice of violation and order should be modified or withdrawn. No appeal to the Board of Building Appeals shall be deemed perfected or shall be heard until the appellant shall pay an appeal fee of as set forth in the City's fee schedule.

Division 5 Enforcement

16.02.51 Reinspection Fees

- A. To compensate the City for inspection and administrative costs related to the enforcement of this Chapter, an escalating fee established by the Common Council through resolution, may be charged for any reinspection following the initial inspection which resulted in an order for corrective action, and the first reinspection to determine compliance with an order for corrective action issued hereunder. There shall be no reinspection fee for a final inspection indicating compliance, or for a reinspection occurring during the period of an approved time extension granted for good cause and involving a good faith effort on the part of the property owner to comply with the order.
- B. Reinspection fees which are not paid by or on behalf of the property owner within thirty (30) days of mailing an invoice to the property owner of record on the City tax roll shall be charged and collected as a special assessment against the real estate upon which the reinspections were made, and shall be a lien upon the real estate until paid in full, with interest accruing on the unpaid balance at the rate of seven (7%) percent per annum. There shall be an administrative fee as set forth on the City's fee schedule added to the charge and special assessment to cover the administrative costs of charging and specially assessing the property.

16.02.52 Penalties

- A. **Violation Penalties.** Any person who shall violate a provision of this Code shall, upon conviction, be subject to a forfeiture of not more than One Thousand (\$1,000.00) Dollars; and, in addition, shall pay the costs and expenses of prosecution. Each day such violation continues shall be considered a separate offense. Failure to promptly pay said forfeiture shall subject the violator to be sentenced to the County Jail for a period not to exceed sixty (60) days.
- B. **Abatement of Violation.** The imposition of the penalties herein prescribed shall not preclude the City Attorney from instituting appropriate action to restrain, correct, or abate a violation, or to prevent illegal occupancy of a structure or premises, or to stop an illegal act, conduct business, or utilization of the structure or premises.

SECTION II. This Ordinance shall take effect and be in force from and after its passage and prior to publication although it will be published in due course.

Dated this ___ day of _____, 2019.

CITY OF ONALASKA

By: _____
Joe Chilsen, Mayor

By: _____
Caroline Burmaster, Clerk

PASSED:

APPROVED:

PUBLISHED:

FISCAL IMPACT OF ORDINANCE 1657 – 2019

Please route in this order

Eric Rindfleisch, Administrator

[Signature]
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Jarrold Holter, City Engineer

[Signature] 10-9-19
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Charles Ashbeck, Chief of Police

[Signature] 10-9-19
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Fred Buehler, Financial Services Director

[Signature] 10-9-19
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

11-06-2019 1:54 PM

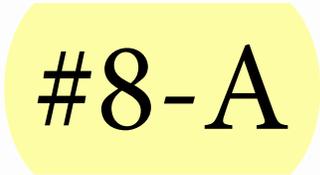
F O R M S R E G I S T E R

PACKET: 02995 Nov Operators Nov Operators

SEQUENCE: License #



ID	PERIOD	-----NAME-----		LICENSE CODE
05959	10/03/19- 6/30/21	CRAIG	MEGAN	OPRATOR OPERATORS - 2 YEAR
05975	10/23/19- 6/30/21	FOX	LYNZEEKAY	OPRATOR OPERATORS - 2 YEAR
05979	10/28/19- 6/30/21	CULLEN	HANNAH	OPRATOR OPERATORS - 2 YEAR
05980	10/28/19- 6/30/21	KEEFE	KATIE	OPRATOR OPERATORS - 2 YEAR
05986	10/31/19- 6/30/21	KRATT	BEVERLY	OPRATOR OPERATORS - 2 YEAR



To: Finance and Personnel Committee
 FROM: Finance Department
 SUBJ: Payables and Approval

The following is a list of monies expended since the last Common Council meeting dated October 08, 2019

The total is:	<u>\$3,128,017.82</u>
10/10/2019 AP Packet 2685 - October 2019	\$174.50
AP Packet 2706 - VOID	-\$511.48
10/11/2019 PY Packet 1078 - City Payroll 10/11/19	\$154,659.70
PY Packet 1077 - PT Fire Payroll 10/11/19	\$5,051.19
AP Packet 1077 - PT Fire Payroll Drafts 10/11/19	\$1,052.96
AP Packet 2682 - Payroll Drafts 10/11/19	\$98,714.14
AP Packet 2683 - Deferred Payables 10/11/19	\$12,480.96
10/11/2019 AP Packet 2686 - October 2019	\$98.80
10/15/2019 AP Packet 2688 - October 2019	\$400.00
10/17/2019 AP Packet 2692 - October 2019 (including ACH)	\$318,972.70
10/24/2019 AP Packet 2697 - October 2019 (including ACH)	\$38,231.17
10/25/2019 PY Packet 1087 - City Payroll 10/25/19	\$160,735.43
AP Packet 2694 - Deferred Payables 10/25/19	\$46,291.24
AP Packet 2693 - City Payroll Drafts 10/25/19	\$100,491.45
10/28/2019 AP Packet 2701 - November 2019	\$5,817.26
10/29/2019 AP Packet 2703 - October 2019 (including ACH)	\$256,880.67
10/31/2019 AP Packet 2709 - REISSUE	\$511.48
AP Packet 2704 - October 2019	\$3,300.00
AP Packet 2705 - DMV Check	\$174.50
11/1/2019 PY Packet 1088 - PT Payroll	\$1,477.54
AP Packet 2710 - PT Payroll Drafts 11/1/19	\$401.76
11/8/2019 PY Packet 1090 - City Payroll 11/8/19	\$155,844.89
PY Packet 1091 - PT Fire Payroll 11/8/19	\$5,744.76
AP Packet 2712 - City Payroll Drafts 11/8/19	\$99,468.92
AP Packet 2711 - PT Fire Payroll Drafts 11/8/19	\$1,239.44
AP Packet 2713 - Deferred Payables 11/8/19	\$12,731.80
11/12/2019 AP Packet 2716 - November 2019 (including ACH)	\$1,647,582.04
Total	<u><u>\$3,128,017.82</u></u>

Finance Committee Signatures

CITY OF ONALASKA
2020 Capital Improvement Projects - Proposed



	<u>Sanitary</u> <u>Sewer</u>	<u>Water</u>	<u>Storm</u> <u>Sewer</u>	<u>Tourism</u>	<u>General</u>	<u>Total Cost</u>	<u>Less Amount</u> <u>Already Bonded</u>	<u>Other</u> <u>Sources</u>	<u>Amount</u> <u>Needed by</u> <u>Borrowing</u>
<u>I. Public Works Department</u>									
1. Sidewalk program - Annual (NEW)									
a. Sidewalk replacement program	\$ -	\$ -	\$ -	\$ -	\$ 75,000	\$ 75,000	\$ -	\$ -	\$ 75,000
b. Miscellaneous repairs throughout City (including ADA ramps)	\$ -	\$ -	\$ -	\$ -	\$ 25,000	\$ 25,000	\$ -	\$ -	\$ 25,000
2. Pavement maintenance (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 300,000	\$ 300,000	2017 CIP \$ 142,000	\$ -	\$ 158,000
3. Green Coulee intersection improvements at East Main St (2015 #16, 2016 #7, 2017 #6, 2018 #6, 2019 #4)									
a. Design									
1) Schematic Design	\$ -	\$ -	\$ -	\$ -	\$ 100,000	\$ 100,000	\$ 100,000	\$ -	\$ -
2) Preliminary Design	\$ -	\$ -	\$ -	\$ -	\$ 100,000	\$ 100,000	\$ 100,000	\$ -	\$ -
3) Final Design	\$ -	\$ -	\$ -	\$ -	\$ 50,000	\$ 50,000	\$ -	\$ -	\$ 50,000
4) Construction (Round about) (\$1,300,000)	\$ -	\$ -	\$ -	\$ -	\$ 50,000	\$ 50,000	\$ -	\$ -	\$ 50,000
4. Sand Lake Rd reconstruction - Redwood St to Riders Club Rd (2016 #14, 2017 #7, 2018 #7, 2019 #5)									
a. Design (2020)	\$ -	\$ -	\$ -	\$ -	\$ 50,000	\$ 50,000	\$ -	\$ -	\$ 50,000
b. Construction (2020) - Mill/Overlay (PASER 3.0)	\$ -	\$ -	\$ -	\$ -	\$ 217,000	\$ 217,000	\$ -	\$ -	\$ 217,000
c. Access improvements & additional capacity (2025)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
5. Railroad quiet zone study 2nd Ave SW & Irvin St									
a. Design Study (2013 #24, 2017 #3 & 2018 #3)	\$ -	\$ -	\$ -	\$ -	\$ 15,000	\$ 15,000	\$ 15,000	\$ -	\$ -
b. Construction (2017 #3, 2018 #3 & 2019 #7)	\$ -	\$ -	\$ -	\$ -	\$ 30,000	\$ 30,000	\$ 30,000	\$ -	\$ -
6. Street paving - Pinecrest Ln, Valley Ct, 13th Ave S, (2017 #22, 2018 #10, 2019 #8) (PASER 2.5)	\$ -	\$ -	\$ -	\$ -	\$ 139,000	\$ 139,000	\$ -	\$ -	\$ 139,000
7. Street paving - Troy St from East Ave to Oak & 6th Ave N from Troy to Vilas (2019 #21) (PASER 3.0)	\$ -	\$ -	\$ -	\$ -	\$ 70,000	\$ 70,000	\$ -	\$ -	\$ 70,000

CITY OF ONALASKA
2020 Capital Improvement Projects - Proposed

	<u>Sanitary</u> <u>Sewer</u>	<u>Water</u>	<u>Storm</u> <u>Sewer</u>	<u>Tourism</u>	<u>General</u>	<u>Total Cost</u>	<u>Less Amount</u> <u>Already Bonded</u>	<u>Less Amount</u> <u>Other</u> <u>Sources</u>	<u>Amount</u> <u>Needed by</u> <u>Borrowing</u>
<u>I. Public Works Department (Cont'd)</u>									
8. Green Coulee water high service zone improvements Reservoir Design (2016 #9, 2017 #17, 2018 #10, 2019 #12)									
a. Design	\$ -	\$ 150,000	\$ -	\$ -	\$ -	\$ 150,000	\$ 150,000	\$ -	\$ -
b. Construction (2020) Est. \$1,000,000)	\$ -	\$ 1,250,000	\$ -	\$ -	\$ -	\$ 1,250,000	\$ 1,250,000	\$ -	\$ -
9. Traffic signal replacement/renovation (2018 #29, 2019 #18)									
a. Theater Rd & East Main St	\$ -	\$ -	\$ -	\$ -	\$ 170,000	\$ 170,000	\$ -	\$ -	\$ 170,000
10. Sand Lake Rd street lighting - Rolling Oaks to CTH SN (2018 #33, 2019 #20) Standard lighting	\$ -	\$ -	\$ -	\$ -	\$ 15,000	\$ 15,000	\$ -	\$ -	\$ 15,000
11. Update existing HVAC controls @ Public Works facility (2019 #34)	\$ 2,500	\$ 2,500	\$ 2,500	\$ -	\$ 2,500	\$ 10,000	\$ -	\$ -	\$ 10,000
12. Fiber computer cable from City Hall to Public Works Facility & Library (2019 #35)									
a. Design (2018)	\$ 10,000	\$ 10,000	\$ 3,000	\$ -	\$ 10,000	\$ 33,000	\$ 33,000	\$ -	\$ -
b. Construction (2019/2020)	\$ 50,000	\$ 50,000	\$ -	\$ -	\$ 200,000	\$ 300,000	\$ 200,000	\$ -	\$ 100,000
						G \$100,000 S \$50,000 W \$50,000			
13. SCADA System upgrades (2020)	\$ 44,000	\$ 76,000	\$ -	\$ -	\$ -	\$ 120,000	\$ 120,000	\$ -	\$ -
14. Street paving - 10th Ave N from Monroe to Well, Pierce St from 10th to 11th, Larch, Monroe St from 9th to end (NEW) (PASER 3.0)	\$ -	\$ -	\$ -	\$ -	\$ 199,000	\$ 199,000	\$ -	\$ -	\$ 199,000
15. End loader - replace 1996 (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 188,000	\$ 188,000	\$ -	\$ -	\$ 188,000
16. Street paving - Oak Ave N from Grove St to Riders (NEW) Club Rd, Green Ridge Dr, Westwood Dr from Pine St to 10th Ave N, Grove St from Cliffview Ave to 10th Ave N, Grove St from Oak to Pine & Parkridge Pl (PASER 2.5)	\$ -	\$ -	\$ -	\$ -	\$ 324,000	\$ 324,000	\$ -	\$ -	\$ 324,000

CITY OF ONALASKA
2020 Capital Improvement Projects - Proposed

	<u>Sanitary Sewer</u>	<u>Water</u>	<u>Storm Sewer</u>	<u>Tourism</u>	<u>General</u>	<u>Total Cost</u>	<u>Less Amount Already Bonded</u>	<u>Less Amount Other Sources</u>	<u>Amount Needed by Borrowing</u>
<u>I. Public Works Department (Cont'd)</u>									
17. Street reconstruction - Sunset Vista Subdivision (2018 #62)							\$ 90,000		G \$207,500
a. West Ave - Troy St to Royal	\$ 90,000	\$ 181,500	\$ 30,000	\$ -	\$ 207,500	\$ 509,000	\$ 278,000		\$ 231,000
									G \$118,000
b. Park Ave W - Troy St to Park	\$ -	\$ -	\$ 43,000	\$ -	\$ 118,000	\$ 161,000	\$ 39,000		\$ 122,000
									G \$195,500
c. Park Ave - Troy St to Royal St	\$ 151,000	\$ 181,000	\$ 30,000	\$ -	\$ 195,500	\$ 557,500	\$ 307,000		\$ 250,500
									G \$243,500
d. 4th Ave N - Troy St to Quincy St	\$ 180,500	\$ 217,000	\$ 23,000	\$ -	\$ 243,500	\$ 664,000	\$ 380,000		\$ 284,000
									G \$127,000
e. Royal St - STH 35 to East Ave	\$ 77,500	\$ 122,500	\$ -	\$ -	\$ 127,000	\$ 327,000	\$ 180,000		\$ 147,000
18. Off street trail paving/maintenance (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 100,000	\$ 100,000	\$ -	\$ -	\$ 100,000
19. Salt brine maker (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 76,500	\$ 76,500	\$ -	\$ -	\$ 76,500
20. Tandem axle dump truck - replace 1999 single axle (NEW)									
a. Cab & chassis	\$ -	\$ -	\$ -	\$ -	\$ 95,000	\$ 95,000	\$ -	\$ -	\$ 95,000
b. Controls, hydraulics, box, plow & equipment	\$ -	\$ -	\$ -	\$ -	\$ 155,000	\$ 155,000	\$ -	\$ -	\$ 155,000
21. SS/Crossing Meadows WIS DOT (NEW) Project #1070-04-75 (see state signed contract)	\$ -	\$ -	\$ -	\$ -	\$ 630,000	\$ 630,000	\$ -	\$ -	\$ 630,000
22. Update City Stormwater Quality (NEW) Management Plan - MS4 Permit	\$ -	\$ -	\$ 47,000	\$ -	\$ -	\$ 47,000	\$ -	\$ 47,000	\$ -
23. South Kinney Coulee lighting upgrades (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 5,000	\$ 5,000	\$ -	\$ -	\$ 5,000
24. Replacement wreaths & banners for (NEW) downtown streetlights	\$ -	\$ -	\$ -	\$ -	\$ 38,000	\$ 38,000	\$ -	\$ 19,000	\$ 19,000

CITY OF ONALASKA
2020 Capital Improvement Projects - Proposed

	<u>Sanitary Sewer</u>	<u>Water</u>	<u>Storm Sewer</u>	<u>Tourism</u>	<u>General</u>	<u>Total Cost</u>	<u>Less Amount Already Bonded</u>	<u>Less Amount Other Sources</u>	<u>Amount Needed by Borrowing</u>
<u>I. Public Works Department (Cont'd)</u>									
25. Broham Investments Development - watermain along (NEW) STH 35, sanitary sewer along City pool site (Annexation in Process)	\$ 82,000	\$ 162,000	\$	\$	\$	\$ 244,000	\$	\$	\$ 244,000
26. 13th Ave N cul-de-sac installation at Hilltopper Heights Park (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 20,000	\$ 20,000	\$ -	\$ -	\$ 20,000
27. Cemetery fence (2018 #26)	\$	\$	\$	\$	\$ 60,000	\$ 60,000	\$	\$	\$ 60,000
<u>II. Planning Department</u>									
28. Urban forestry - general (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 25,000	\$ 25,000	\$ -	\$ -	\$ 25,000
29. Urban forestry - new tree installation (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 50,000	\$ 50,000	\$ -	\$ -	\$ 50,000
<u>III. Fire Department</u>									
30. Land & Facilities (Proposed 2008)- a. Purchase land (1.5 acres @ \$7.00/sq ft) Fire Station #2 - STH 16 & I-90 vicinity	\$	\$	\$	\$	\$ 457,000	\$ 457,000	\$	\$	\$ 457,000
31. Pick up truck (NEW)	\$	\$	\$	\$	\$ 40,000	\$ 40,000	\$	\$	\$ 40,000
32. Emergency Operation Center updates (NEW)	\$	\$	\$	\$	\$ 20,000	\$ 20,000	\$	\$	\$ 20,000
33. Heart Monitors (NEW)	\$	\$	\$	\$	\$ 29,000	\$ 29,000	\$	\$	\$ 29,000
34. Ladder truck/aerial apparatus (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 1,200,000	\$ 1,200,000	\$ -	\$ -	\$ 1,200,000
<u>IV. Parks & Recreation Department</u>									
35. Aquatic center repairs (NEW) #1									
a. Activity pool	\$ -	\$ -	\$ -	\$ -	\$ 145,888	\$ 145,888	\$ -	\$ -	\$ 145,888
b. Tile removal, joint repair & plaster	\$ -	\$ -	\$ -	\$ -	\$ 55,710	\$ 55,710	\$ -	\$ -	\$ 55,710
c. Back of gutter repair	\$ -	\$ -	\$ -	\$ -	\$ 9,345	\$ 9,345	\$ -	\$ -	\$ 9,345
36. Great River Landing (NEW) #3									
a. Building removal	\$	\$	\$	\$	\$ 20,000	\$ 20,000	\$	\$	\$ 20,000
b. Shelter Replacement	\$	\$	\$	\$	\$ 100,000	\$ 100,000	\$	\$	\$ 100,000

CITY OF ONALASKA
2020 Capital Improvement Projects - Proposed

		<u>Sanitary</u> <u>Sewer</u>	<u>Water</u>	<u>Storm</u> <u>Sewer</u>	<u>Tourism</u>	<u>General</u>	<u>Total Cost</u>	<u>Less Amount</u> <u>Already Bonded</u>	<u>Less Amount</u> <u>Other</u> <u>Sources</u>	<u>Amount</u> <u>Needed by</u> <u>Borrowing</u>
<u>IV. Parks & Recreation Department (Cont'd)</u>										
37. ADA improvements (NEW) #2	\$	-	\$	-	\$	-	\$	30,000	\$	30,000
<u>V. Police Department</u>										
38. Squad cars (2 ea) (NEW)	\$	-	\$	-	\$	-	\$	117,250	\$	117,250
39. Squad car - unmarked (NEW)	\$	-	\$	-	\$	-	\$	55,000	\$	55,000
40. Portable radio replacment (NEW) (1/3 Yearly)	\$	-	\$	-	\$	-	\$	24,000	\$	24,000
<u>VI. Omni Center</u>										
41. Rink #2 chiller (NEW)	\$		\$		\$		\$	485,000	\$	485,000
42. Omni Center flooring (NEW)										
a. Carpet Arena #2 entry	\$	-	\$	-	\$	-	\$	15,000	\$	15,000
b. Turf for shelter area (36'X125')	\$	-	\$	-	\$	-	\$	25,000	\$	25,000
c. Locker room flooring	\$	-	\$	-	\$	-	\$	15,000	\$	15,000
43. Omni-Center generator (NEW)	\$		\$		\$		\$	280,000	\$	280,000
44. Walk behind floor scrubber (NEW)	\$	-	\$	-	\$	-	\$	10,288	\$	10,288
45. Replace Glycol (NEW)										
a. Polypropylene (500 gallons)	\$	-	\$	-	\$	-	\$	6,500	\$	6,500
b. Ethylene (500 gallons)	\$	-	\$	-	\$	-	\$	10,270	\$	10,270
46. Hockey goals and nets (2 sets) (NEW)	\$	-	\$	-	\$	-	\$	2,680	\$	2,680
47. ADA upgrades per Transition Plan (NEW)	\$		\$		\$		\$	15,000	\$	15,000
48. Pipes and bases (NEW)										
a. Vertical pipes (40 ea)	\$	-	\$	-	\$	-	\$	750	\$	750
b. Horizontal pipes (25 ea)	\$	-	\$	-	\$	-	\$	750	\$	750
c. Bases (50 ea)	\$	-	\$	-	\$	-	\$	2,000	\$	2,000

CITY OF ONALASKA
2020 Capital Improvement Projects - Proposed

	<u>Sanitary</u> <u>Sewer</u>	<u>Water</u>	<u>Storm</u> <u>Sewer</u>	<u>Tourism</u>	<u>General</u>	<u>Total Cost</u>	<u>Less Amount</u> <u>Already Bonded</u>	<u>Less Amount</u> <u>Other</u> <u>Sources</u>	<u>Amount</u> <u>Needed by</u> <u>Borrowing</u>
<u>VI. Omni Center (Cont'd)</u>									
49. Picnic table replacement - 24 ea (NEW) 6 to be ADA, new lumber	\$ -	\$ -	\$ -	\$ -	\$ 2,500	\$ 2,500	\$ -	\$ 2,500	\$ -
<u>VII. Library</u>									
50. HVAC upgrade (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 5,500	\$ 5,500	\$ 5,500	\$ -	\$ -
51. Parking lot - ADA slope repairs (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 9,000	\$ 9,000	\$ -	\$ -	\$ 9,000
52. Tables & benches in teen area (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 5,000	\$ 5,000	\$ -	\$ -	\$ 5,000
53. Door hardware front entry doors (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 9,000	\$ 9,000	\$ 9,000	\$ -	\$ -
<u>VIII. City Hall</u>									
54. Roof replacement over entire building (2019 #64)	\$ -	\$ -	\$ -	\$ -	\$ 300,000	\$ 300,000	1998 CIP \$ 44,250	\$ -	\$ 255,750
55. City Hall Maintenance Upgrades									
a. HVAC work	\$ -	\$ -	\$ -	\$ -	\$ 15,000	\$ 15,000	\$ -	\$ -	\$ 15,000
b. Construction	\$ -	\$ -	\$ -	\$ -	\$ 15,000	\$ 15,000	\$ -	\$ -	\$ 15,000
56. HVAC controls (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 3,000	\$ 3,000	\$ -	\$ -	\$ 3,000
57. ADA improvements, restroom stalls, sinks (NEW) and grab bars	\$ -	\$ -	\$ -	\$ -	\$ 25,000	\$ 25,000	\$ -	\$ -	\$ 25,000
58. City Hall Capital Improvements Plan (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 10,000	\$ 10,000	\$ -	\$ -	\$ 10,000
59. Emergency management generator upgrade (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 240,000	\$ 240,000	\$ -	\$ -	\$ 240,000
60. PD spring replacement (3) overhead garage (NEW) doors	\$ -	\$ -	\$ -	\$ -	\$ 3,000	\$ 3,000	\$ -	\$ -	\$ 3,000
61. Replace air handler VFD's (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 15,000	\$ 15,000	\$ -	\$ -	\$ 15,000
62. FD floor repair in Station 1 (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 5,000	\$ 5,000	\$ -	\$ -	\$ 5,000
63. FD power drops for tender & brush truck (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 3,500	\$ 3,500	\$ -	\$ -	\$ 3,500
64. Directional/office signage (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 10,000	\$ 10,000	\$ -	\$ -	\$ 10,000

CITY OF ONALASKA
2020 Capital Improvement Projects - Proposed

	<u>Sanitary Sewer</u>	<u>Water</u>	<u>Storm Sewer</u>	<u>Tourism</u>	<u>General</u>	<u>Total Cost</u>	<u>Less Amount Already Bonded</u>	<u>Less Amount Other Sources</u>	<u>Amount Needed by Borrowing</u>
<u>IX. Information Technology Dept</u>									
65. Phone system update, includes phones & installation/setup (2019 #71)	\$ —	\$ —	\$ —	\$ —	\$ 50,000	\$ 50,000	\$ —	\$ —	\$ 50,000
66. Transfer of new hire info from NeoGov to Tyler Technologies (2019 #72)	\$ —	\$ —	\$ —	\$ —	\$ 40,000	\$ 40,000	\$ —	\$ —	\$ 40,000
<u>X. City Clerk</u>									
67. NONE	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
<u>XI. City Attorney</u>									
68. Municipal Code/Ordinance recodification (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 22,000	\$ 22,000	\$ -	\$ -	\$ 22,000
<u>XII. City Administration</u>									
69. Compensation study (NEW)	\$ -	\$ -	\$ -	\$ -	\$ 35,000	\$ 35,000	\$ -	\$ -	\$ 35,000
	\$ 555,500	\$ 2,190,500	\$ 178,500	\$ -	\$ 5,563,931	\$ 8,488,431	\$ 3,182,750	\$ 156,738	\$ 5,148,943

	<u>Projected Costs</u>	<u>Less Already Bonded</u>	<u>Less Other Sources</u>	<u>Net Project Cost</u>	<u>Issuance Costs</u>	<u>Projected Bond Issue</u>
Sewer Projects	\$ 555,500	\$ 506,000	\$ -	\$ 49,500	\$ -	\$ 49,500
Water Projects	\$ 2,190,500	\$ 2,112,000	\$ -	\$ 78,500	\$ -	\$ 78,500
Storm Water Projects	\$ 178,500	\$ 109,000	\$ -	\$ 69,500	\$ -	\$ 69,500
Tourism	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
General Projects	\$ 5,563,931	\$ 455,750	\$ 156,738	\$ 4,951,443	\$ -	\$ 4,951,443
Grand Totals	\$ 8,488,431	\$ 3,182,750	\$ 156,738	\$ 5,148,943	\$ -	\$ 5,148,943

0 *
5,148,943 *
Fire Trk - 1,200,000 *
3,948,943 *

#9-A-2

**NOTICE OF PUBLIC HEARING
BEFORE THE CITY OF ONALASKA
BOARD OF PUBLIC WORKS**

The Board of Public Works will meet in the Common Council Chambers at the Onalaska City Hall on:

**Tuesday, December 3, 2019
6:30 p.m.**

for the purpose of the Public Hearing on the proposed 2020 Capital Improvements Budget for the City of Onalaska. The complete proposed budget is open for inspection in the Office of the City Clerk/Finance Department at the City Hall, 415 Main Street, Onalaska WI 54650, on Monday through Friday of each week between the hours of 8:00a.m. to 5:00p.m.

The proposed capital project fund calls for the total expenditures of \$8,488,431 in project costs. The funds already bonded through public hearings and available are \$3,182,750 plus funds from other revenue sources of \$156,738 for a total of \$5,148,943. In addition, there is an estimated issuance cost of \$129,000 for a grand total of \$5,277,943. Estimated issuance costs includes Underwriter's Discount. It is assumed that a portion, if not all, of the issuance costs will be paid by a "premium" thereby reducing the projected grand total.

Dated this 6th day of November, 2019

Fred Buehler
Financial Services Director/Treasurer

**STORM SEWER INSTALLATION AND MAINTENANCE AGREEMENT
FOR LAWRENCE PLACE**

THIS AGREEMENT made this _____ day of, _____ 20__ by and between the City of Onalaska, a Wisconsin Municipal Corporation with offices at 415 Main Street, Onalaska, Wisconsin, 54650, hereinafter referred to as “City” and the Town of Onalaska, a Wisconsin Municipal Corporation, with principal offices at N5589 Commerce Road, Wisconsin, 54650, hereinafter referred to as “Town”.

RECITALS

WHEREAS, residents of the Town and City are experiencing unique flooding issues along Lawrence Place and whereas the storm sewer issues are affecting both Town and City residents and;

WHEREAS, this is a unique situation where jurisdictional boundaries overlap and residents of both municipalities are being negatively impacted by the joint drainage area as set forth on the map attached hereto as Exhibit A, and;

WHEREAS, the City of Onalaska has agreed that in exchange for installing and maintaining storm sewer services thereof and payment of the applicable ERU by the Town yearly, the City shall allow the installation of City storm sewer service for Lawrence Place for the benefit of both the Town and City residents.

NOW THEREFORE IN CONSIDERATION of the promises and mutual obligations of the parties hereto, each of them does hereby covenant and agree with the other as follows:

MAINTENANCE-RELATED SERVICES

1. The Town shall install a storm sewer to such standards as approved by the City of Onalaska Engineering Department on or before July 31, 2020. The Town shall pay all costs of installation of the storm sewer service and once connected shall transfer ownership of the storm sewer to the City of Onalaska and provide any necessary easements for the storm sewer services over Town property.

2. The Town shall pay the applicable ERU rate as set forth on Exhibit A attached hereto for each property in the Town; such payment shall be made on or before October of each year.

3. The Town shall be responsible for ensuring that Lawrence Place is appropriately maintained and that the City has access to storm sewer service as needed.

INDEMNIFICATION

The Town shall at all times hold the City and its officers, officials, employees and agents harmless from any action, cause, cause of action, damages, costs, expenses, claims or demands whatsoever in law or equity, which may arise from or grow out of, or in any way, be incident to the provisions of the Services to be provided under this Agreement or to any of the duties or obligations of the Agreement to be performed by the City, its officers, officials, employees or agents; provided however, that this provision shall not apply to any action, cause, cause of action, damages, costs, expenses, claims or demands caused by or resulting from any wrongful, intentional, or negligent act or omission of the City, its officers, officials, employees and agents. It is further agreed by the Town and City that nothing in this Agreement, including but not limited to indemnification and hold harmless clauses, shall in any way constitute a waiver on the part of the Town or the City of any immunity, liability, limitation or other protection available to the Town and City under any applicable statute or other law. The Town's indemnification obligations to the City and its officers, officials, employees and agents shall survive the termination of this Agreement. There shall be no other warranties, express or implied in this Agreement.

NOTICES

All notices, demands, certificates or other communications under this Agreement shall be sufficiently given and shall be deemed given when hand delivered or when mailed by first class mail, postage prepaid, properly addressed as indicated below:

To the County

Town of Onalaska
N5589 Commerce Street
Onalaska, WI 54650
Attn: Town Clerk

To the City

City of Onalaska
415 Main Street
Onalaska, WI 54650
Attn: City Clerk

With a copy to:

City Attorney & City Engineer

Any party may, by written notice to the other designate a change of address for the purposes aforesaid.

ASSIGNMENT

This Agreement is not assignable without the prior written consent of each party. Any attempted assignment shall be void.

ENTIRE AGREEMENT

This Agreement shall constitute the entire agreement between the parties. Any prior understanding or representation of any kind proceeding the date of this Agreement shall not be binding by either party except to the extent incorporated in this Agreement.

MODIFICATION OF AGREEMENT

Any modification of this Agreement or additional obligation assumed by either party in connection with this Agreement shall be binding only if placed in writing and signed by each party or an authorized representative of each party.

GOVERNING LAW

This Agreement shall be governed by, construed, enforced in accordance with the laws of the State of Wisconsin.

IN WITNESS WHEREOF, the parties have executed this Agreement effective as of the date listed above.

Town
TOWN OF ONALASKA

CITY
CITY OF ONALASKA

Date

Joe Chilsen, Mayor Date

Town Clerk Date

Caroline Burmaster, City Clerk Date

#9-C

RESOLUTION NO. 38-2019

A RESOLUTION FOR SITING OF THE PROPOSED EXPANSION OF THE NORTHEAST, SOUTHEAST, AND NORTHWEST ¼ OF SECTION 12, T16N, R7W CITIES OF LA CROSSE AND ONALASKA, LA CROSSE COUNTY, WISCONSIN OF THE MUNICIPAL SOLID WASTE LANDFILL OWNED BY LA CROSSE COUNTY SOLID WASTE DEPARTMENT AND AUTHORIZING THE APPOINTMENTS TO THE LOCAL NEGOTIATING TEAM ON BEHALF OF THE CITY OF ONALASKA

WHEREAS, on October 15, 2019, the City of Onalaska Clerk received a certified letter from La Crosse County Solid Waste Department serving formal notice of its intent to expand its current landfill facility with a proposed expansion landfill footprint of Northeast, Southeast, and Northwest ¼ of Section 12, T16N, R7W Cities Of La Crosse And Onalaska, La Crosse County, Wisconsin; and

WHEREAS, Wis. Stat. §289.33 and the standard notice of the State of Wisconsin Waste Facility Siting Board define the City of Onalaska as an affected municipality since the landfill is partially located within the City of Onalaska; and

WHEREAS, the City of Onalaska is a municipal corporation with a street address of 415 Main Street, Onalaska, Wisconsin; and

WHEREAS, La Crosse County Solid Waste Department is the owner and applicant of the landfill with a street address of 3200 Berlin Drive, La Crosse, Wisconsin; and

WHEREAS, the proposed expansion would extend horizontally and vertically and the proposed contiguous expansion occupies approximately 18 acres, which extends 650 feet north of the current permitted limits, within the Cities of Onalaska and La Crosse, and within 1,500 feet of the Town of Hamilton; and

WHEREAS, the City of Onalaska may, as an affected municipality, appoint representatives to the local negotiating committee and pass a siting resolution stating its intent to negotiate, and if necessary, arbitrate with the applicant, La Crosse County Solid Waste Department, concerning the proposed facility, within sixty (60) days of the applicant's initial written request received on October 15, 2019.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Onalaska that it adopts this siting resolution specifically stating Onalaska's intent to negotiate and, if necessary, arbitrate with the applicant La Crosse County Solid Waste Department concerning the proposed facility.

BE IT FURTHER RESOLVED, that Tom Smith, 1631 Sand Lake Road #224, Onalaska Wisconsin; Kim Smith, 436 Mayfair Place, Onalaska, Wisconsin; Jeff Moorhouse, 1971 Sandalwood Drive, Onalaska, Wisconsin and Jim Binash, 700 Westwood Drive, Onalaska, Wisconsin are hereby appointed as City of Onalaska's representatives on the negotiating committee.

BE IT FURTHER RESOLVED that the City Clerk, within seven days of passage, send a certified copy of this siting resolution to the State of Wisconsin Waste Facility Siting Board, La Crosse County Solid Waste Department, City of La Crosse, County of La Crosse and Town of Hamilton.

Dated this ____ day of November, 2019.

CITY OF ONALASKA

BY:

Joe Chilsen, Mayor

Caroline Burmaster, City Clerk

Passed:

Approved:

Published:

#10-A

RESOLUTION NO. 39-2019

**RESOLUTION RELATING TO THE DISTRIBUTION
OF SANITARY SEWER CHARGES**

WHEREAS, the Common Council of the City of Onalaska has held a Public Hearing on and passed the 2020 Sanitary Sewer Budget;

WHEREAS, Section 9-2-11 of the Code of Ordinances of the City of Onalaska, provides a formula for calculation of the treatment rate, transmission charge and a flat fee; and

WHEREAS, the treatment rate, transmission charge and flat fee are intended to generate sufficient revenues to pay for the cost of annual waste/water treatment costs, amortization cost of improvements to La Crosse interceptor sewer system, cost of operation, maintenance and depreciation of the City of Onalaska Sanitary Sewer Collection System.

NOW, THEREFORE BE IT FURTHER RESOLVED, that effective January 1, 2020, the flat fee will be based on meter size and the treatment rate will be \$1.76 per 100 cubic feet and the transmission rate will be \$1.90 per 100 cubic feet.

BE IT FURTHER RESOLVED, that the new flat fee, treatment rate and transmission charge will be reflected in the April 1, 2020 billing.

Date this 12th of November 2019.

CITY OF ONALASKA

By: _____
Joe Chilsen, Mayor

By _____
Caroline Burmaster, City Clerk

PASSED:
APPROVED:
PUBLISHED:

545 has outlined \$50 million in upgrades, and Jarrod said the upgrades are consistent with
546 engineering practices. Jarrod noted the plant was constructed in 1936, and has been upgraded
547 twice (1952, 1972). Jarrod also noted the plant still is utilizing apparatus from the 1952 upgrade.
548 Approximately \$10 million is designated for increased phosphorus treatment; \$20 million is
549 designated for handling solids; and \$20 million is designated for plant upgrades. Jarrod said over
550 the next three years La Crosse is proposing increasing the wholesaler rate for treatment of
551 sanitary sewer by 48 percent. Jarrod said an 18-percent increase in that number has been
552 included in this budget, and he told committee members not to focus too much on the actual
553 budgeted number because what through the metering system is close to what is sent through the
554 meter pit. Jarrod said, "If we get a large user, that goes up and we'll be over budget. But we'll
555 compensate it with revenue from the treatment rate. ... The treatment part of it really has no
556 bearing on what the cost is with our staff, our collection system. It's totally based upon what La
557 Crosse charges as a wholesale user."

558
559 Fred noted Jarrod had received a memo speculating that the increase would exceed 18 percent
560 and said he believes there still is sufficient funding.

561
562 Jarrod said an increase of slightly more than 20 percent is projected and noted the figures still are
563 being finalized. The financial figures will be analyzed at an upcoming meeting September 19.
564 Jarrod said the entire process will last three years and predicting there will be "some smoothing"
565 of those figures over time, adding, "Two percent is a large number, but I think they're trying to
566 be at a budgetary level right now where it's planning estimated. They want get things going and
567 start bringing in that revenue because they're going to apply for clean water loans. They have to
568 show they have part of the revenue coming in and what their plan is for those loans to be able to
569 get those. I think with what we projected we will be fine next year."

570
571 Fred referred to the "Estimated Sewer Cash Flow" handout from HABCO, noting the city's
572 current treatment rate is \$1.51 and that Monica is projecting that the city should increase that rate
573 to \$1.76. Increasing the rate by 25 cents will produce the necessary funding to pay the
574 expenditure line item.

575
576 Jarrod told committee members the rate of \$1.76 is for 2020 and said he anticipates there will be
577 another 25-cent increase to \$2.01 in 2021, and another 25-cent increase to \$2.26 in 2022.

578
579 3. Changes to the Treatment rate for 2020

580
581 Motion by Ald. K. Smith, second by Ald. Olson, to approve increasing the Treatment rate for
582 2020 from \$1.51 per 100 cubic feet to \$1.76 per 100 cubic feet.

583
584 On voice vote, motion carried.

585
586 4. Changes to the Transmission rate for 2020

Utilities Committee

Wednesday, September 4, 2019

15

587
588 Jarrod noted the city experienced an operating loss both in 2017 and 2018 and said the reserve
589 funds have been utilized to forego those expenses. Jarrod said Monica has pointed that out
590 during the March 2019 cycle of meeting, and he directed committee members' attention to the
591 "Estimate 2020 for rate increase column" on HABCO's "Estimated Sewer Cash Flow" handout.
592 Jarrod said, "If we do nothing in the expense side right now, we'd be over \$600,000 in the
593 negative." Jarrod referred to the bottom of the column and told committee members the city
594 would collect \$456,574 in revenue over two years if the rate adjustment is approved through the
595 budget process. Jarrod said a majority of the changes in the budget are debt service, noting the
596 city had a large mortgage revenue bonding in that time. Jarrod also said employee costs are
597 among the few line items that have been changed in the budget. Jarrod said, "We are proposing
598 through the Sewer and Water Budget to add Utility billing assistance in our Utility billing area.
599 The Water and Sewer Utility did fund an IT position previously, and now we're going to backfill
600 that with an actual water and sewer system operator. Those are the only large changes you see
601 within the budget, and the majority of that is the debt service and the fact we've been so far
602 behind that we actually would be going back to the positive and trying to build up our reserve
603 again."

604
605 Fred told committee members that when the city did the Mortgage Revenue Bond for Water and
606 Sewer, the goal was to do two years, meaning 2019 and 2020. Staff examined all the different
607 projects within the Water and Sewer Utility, and the city borrowed approximately \$8.6 million
608 and did a Water and Sewer Mortgage Revenue Bond issue. Fred reminded committee members
609 there must be sufficient incoming funds so the rate of return is 1.25 percent. Fred noted the
610 city's current transition rate is \$1.40 per 100 cubic feet, and he said Monica's projections state
611 the city will need to increase that amount 50 cents to \$1.90 per 100 cubic feet in 2020, and
612 another 50 cents to \$2.40 per 100 cubic feet in 2021. Fred noted the average user in the city
613 utilizes 1,500 cubic feet per quarter, and the change in customers' bills would be as follows:

614

Average user (1,500 CF/qtr).	2019 bill	2020 bill	Increase
615 Transmission charge	\$21.00	\$28.50	\$7.50
616 Treatment charge	\$22.65	\$26.38	\$3.73
617 Base charge	\$6.50	\$6.50	--
618 Total bill	\$50.15	\$61.38	\$11.23 (22 percent)

619
620

621 **Motion by Ald. K. Smith, second by Ald. Olson, to approve to approve increasing the**
622 **Transmission rate for 2020 from \$1.40 per 100 cubic feet to \$1.90 per 100 cubic feet.**

623
624 Jarrod noted the city is replacing two of the city's seven lift stations and purchasing equipment
625 with mortgage revenue bonding. Jarrod also noted the Transmission budget includes staffing,
626 and he said he would put the City of Onalaska's infrastructure up against that of any other
627 municipality. Jarrod noted other municipalities are experiencing difficulties with their
628 infrastructure, and he said his department has had support in keeping up the city's infrastructure,

#10-B

RESOLUTION NO. 40-2019

RESOLUTION RELATING TO STORM WATER UTILITY RATES

WHEREAS, the Common Council of the City of Onalaska has held a Public Hearing on and passed the 2020 Storm Sewer Budget;

WHEREAS, Section 9-6-11 of the Code of Ordinances of the City of Onalaska, provides a formula for calculation of the ERU's (Equivalent Runoff Units) charged for each parcel in the City of Onalaska (formula calculation as outlined in Sec. 9-6-11[d]).

NOW, THEREFORE BE IT RESOLVED that effective January 1, 2020, the ERU rate will be \$84.56. The stormwater charges are billed to the utility customer and payable at the same time, and in the same manner as water and wastewater charges.

BE IT FURTHER RESOLVED, that the new ERU rate will be reflected in the April 1, 2020 billing.

Date this 12th day of November, 2019.

CITY OF ONALASKA

BY: _____
Joe Chilsen, Mayor

BY: _____
Caroline Burmaster, City Clerk

PASSED:
APPROVED:
PUBLISHED:

Utilities Committee

Wednesday, September 4, 2019

12

460 benefits – City mechanic (larger percentage of duties) (\$4,500); and Increase in
461 equipment maintenance due to age of sweepers (\$3,500).
462

463 Jarrod noted that there were 12,119 ERUs as of July 1, 2019, and he said 12,173 ERUs were
464 projected. Jarrod noted there were developments that had not yet been constructed during the
465 2019 budget process, but are now coming on. Jarrod said 12,203 ERUs are being projected for
466 2020.

467
468 Fred referred to the data prepared by Monica Hauser of HABCO and said Monica had projected
469 an annual rate of \$84.56, compared to Jarrod’s projection of \$82.80. Fred also noted Monica had
470 projected a quarterly rate of \$21.14, compared to Jarrod’s quarterly projection of \$20.70.
471

472 Jarrod noted HABCO has more depreciation in its analysis and said he takes the debt service and
473 the expenses in a more simplistic view so there is sufficient revenue coming in. Jarrod noted
474 HABCO’s depreciation increased by \$70,000 from 2019 as more assets have been put into
475 service through mortgage revenue bonding process. Jarrod said that is the difference between
476 the two calculations.
477

478 Ald. Stevens referred to a recent discussion about a decrease in interest rates and asked if that has
179 been reflected in the figures before the committee.
480

481 Fred said the funds that were borrowed occurred in March, April, and May, and he described
482 them as “concrete numbers.” Fred referred to when Brad Viegut of Robert W. Baird had
483 addressed the Finance and Personnel Committee and said, “It was based on the sale of those
484 Mortgage Revenue Bonds. This is the actual principal and interest payments that were used in
485 these projections.”
486

487 Jarrod explained that the debt cannot be refinanced and said the city had received favorable
488 interest rates that have been locked in. Jarrod also noted the callback for the loans is 10 years.
489

490 Motion by Ald. K. Smith, second by Ald. Olson, to accept the 2020 Storm Water Budget.
491

492 On voice vote, motion carried.
493

494 3. Establish 2020 ERU Rate
495

496 Jarrod said the committee must choose between his projected ERU rate and Monica Hauser’s
497 projected ERU rate.
498

499 Motion by Ald. K. Smith, second by Ald. Olson, to establish the 2020 ERU Rate at \$84.56, as
500 proposed by HABCO.
501

502 On voice vote, motion carried.
Reviewed 9/9/19 by Fred Buehler

2019 -
ERU = 68.96
vs
2020 - 84.56
15.60
↑

$84.56 / 4 = 21.14 / QTR$
 $68.96 / 4 = 17.24 / QTR$

*