

AGENDA FOR REGULAR MEETING OF COMMON COUNCIL

To be held on Tuesday, December 18, 2018 at 6:30 P.M. in the City Hall
Council Chambers, 30 West Central Street, Chippewa Falls, WI

The Council will be having a holiday get-together beginning at 5:30 pm with business addressed
as follows beginning at 6:30 pm.

1. CLERK CALLS THE ROLL

2. APPROVAL OF MINUTES OF PREVIOUS MEETING

(a) Approve minutes of the Regular Council Meeting of December 4, 2018.

3. PERSONAL APPEARANCES BY CITIZENS - No matter presented by a citizen shall be acted on
at the meeting except in emergencies affecting the public health, safety or welfare.

4. PUBLIC HEARINGS - None

5. COMMUNICATIONS - None

6. REPORTS

(a) Consider Board of Public Works minutes of December 10, 2018.

(b) The Plan Commission meeting of December 10, 2018 was cancelled due to a lack of agenda
items.

(c) The Transit Board meeting of December 3, 2018 was cancelled due to a lack of quorum.

7. COUNCIL COMMITTEE REPORTS in the order in which they are named in Section 2.21 of the Municipal Code

(a) Park Board minutes of December 11, 2018.

(b) Library Board minutes of November 14, 2018.

8. APPLICATIONS

(a) Consider Operator (Bartender) Licenses as approved by the Police Department. *(Complete list
provided prior to Council meeting)*.

(b) Consider conditional surrender from Dwayne Lambert of his Class "B" / "Class B" Intoxicating
Liquor and Malt Beverage License predicated upon the granting of the licenses to Mystic Grill, LLC,
Nichole Poirier, Agent.

(c) Consider Original Alcohol Beverage Retail License Application from Mystic Grill, LLC, Nichole
Poirier, Agent, for a Class "B" / "Class B" Intoxicating Liquor and Malt Beverage License for Mystic
located at 1 E Canal Street.

(d) Consider Application for Class "B" Dance and Live Music License from Nichole Poirier for Mystic
located at 1 E Canal Street.

9. PETITIONS - None

10. MAYOR ANNOUNCES APPOINTMENTS - None

11. MAYOR'S REPORT - None

12. REPORT OF OFFICERS - None

13. ORDINANCES

(a) Consider **Ordinance #2018-20 Entitled:** An Ordinance Amending the No Parking Provision,
§7.09 (1) (b) of the Chippewa Falls Municipal Code.

14. RESOLUTIONS

(a) Consider **Resolution #2018-41 Entitled:** Resolution Authorizing an Annual Adjustment for 2019
for Non-Represented and Management Employees.

(b) Consider **Resolution #2018-42 Entitled:** Resolution Authorizing the Execution of the 2019 FTA
Supplemental Agreement Between the Cities of Eau Claire and Chippewa Falls.

14. **RESOLUTIONS** (continued)

(c) Consider **Resolution #2018-43 Entitled:** A Resolution Authorizing the 2019 General Public Shared Ride Transit Agreement Between the City of Chippewa Falls and Running, Inc.

15. **OTHER NEW OR UNFINISHED BUSINESS AS AUTHORIZED BY LAW**

(a) Discuss and consider agreement for the administration of the Chippewa Falls Shared Ride Taxi Program from West Central Wisconsin Regional Planning Commission.

(b) Discuss and consider amending the Chippewa Falls Shared Ride Transit hours on December 25, 2018.

16. **CLAIMS**

(a) Consider claims as recommended by the Claims Committee.

(b) Consider claim submitted by Howard Rakes, 1151 Sunset Ln #4, Altoona (refer to insurance company).

17. **CLOSED SESSION** - None

18. **ADJOURNMENT**

The Claims Committee will meet at 6:00 PM to review the claims of various boards and departments of the City.

NOTE: REASONABLE ACCOMMODATIONS FOR PARTICIPATION BY INDIVIDUALS WITH DISABILITIES WILL BE MADE UPON REQUEST. FOR ADDITIONAL INFORMATION OR TO REQUEST THIS SERVICE, CONTACT THE CITY CLERK AT 726-2719.

Please note that attachments to this agenda may not be final and are subject to change.

This agenda may be amended as it is reviewed.

CERTIFICATION OF OFFICIAL NEWSPAPER

I, hereby, certify that a copy of this notice has been posted on the bulletin board at City Hall and a copy has been given to the Chippewa Herald on December 14, 2018 at 1:30 pm by BNG.

MINUTES OF THE REGULAR MEETING OF THE COMMON COUNCIL

The regular meeting of the Common Council of the City of Chippewa Falls was held on Tuesday, December 4, 2018 in the City Hall Council Chambers. Mayor Greg Hoffman called the meeting to order at 6:30 pm. The Pledge of Allegiance was recited.

CLERK CALLS THE ROLL

Council Members present: John Monarski, Rob Kiefer, CW King, Chuck Hull, Paul Olson, and Robert Hoekstra. Absent was Paul Nadreau.

Also Present: City Attorney Robert Ferg, Finance Manager/Treasurer Lynne Bauer, Director of Public Works/City Engineer/Utilities Manager Rick Rubenzer, City Planner/Transit Manager Brad Hentschel, Assistant City Engineer Bill McElroy, Police Chief Matthew Kelm, City Clerk Bridget Givens, and those on the attached sign-in sheet.

APPROVAL OF MINUTES OF PREVIOUS MEETING

(a) **Motion by Kiefer/King** to approve the minutes of the Regular Council Meeting of November 20, 2018. **All present voting aye, motion carried.**

(b) **Motion by Hoekstra/Olson** to approve the minutes of the Special Council Meeting of December 4, 2018. **All present voting aye, motion carried.**

PERSONAL APPEARANCES BY CITIZENS - None

PUBLIC HEARINGS - None

COMMUNICATIONS - None

REPORTS

(a) The Board of Public Works meeting of November 26, 2018 was cancelled due to a lack of agenda items.

COUNCIL COMMITTEE REPORTS

(a) **Motion by Monarski/Olson** to approve the Committee #1 Revenues, Disbursements, Water, and Wastewater minutes of November 27, 2018. **Roll Call Vote: Aye – Monarski, Olson, Hoekstra, Kiefer, King, Hull. Motion carried.**

(b) **Motion by Hull/Monarski** to approve the Joint Committee #1 Revenues, Disbursements, Water, and Wastewater and Committee #2 Labor Negotiations, Personnel, Policy, and Administration minutes of December 4, 2018. **Roll Call Vote: Aye – Hull, Monarski, Kiefer, King, Olson, Hoekstra. Motion carried.**

(c) **Motion by Olson/Monarski** to approve Committee #2 Labor Negotiations, Personnel, Policy, and Administration minutes of December 4, 2018. **Roll Call Vote: Aye – Olson, Monarski, Kiefer, King, Hull, Hoekstra. Motion carried.**

(d) **Motion by Hoekstra/Olson** to approve the Committee on Committees minutes of December 4, 2018. **All present voting aye, motion carried.**

APPLICATIONS

(a) **Motion by King/Olson** to approve the Operator (Bartender) Licenses as approved by the Police Department. **All present voting aye, motion carried.**

(b) **Motion by Monarski/Olson** to approve the Application for Temporary Class "B" / "Class B" Beer and Wine Retailer's License from the Chippewa Youth Hockey Association for a Chippewa Steel Game to be held on December 14 – 15, 2018 at 839 First Avenue. **All present voting aye, motion carried.**

PETITIONS - None

MAYOR ANNOUNCES APPOINTMENTS - None

MAYOR'S REPORT - None

REPORT OF OFFICERS - None

ORDINANCES

(a) The First Reading of Ordinance #2018-20 Entitled: An Ordinance Amending the No Parking Provision, §7.09 (1) (b) of the Chippewa Falls Municipal Code was held.

RESOLUTIONS - None

OTHER NEW OR UNFINISHED BUSINESS AS AUTHORIZED BY LAW - None

CLAIMS

(a) Motion by Olson/Hull to approve the claims as recommended by the Claims Committee.

City General Claims:	\$388,645.22
Authorized/Handwritten Claims:	\$3,162.68
Department of Public Utilities:	\$161,890.15
Total of Claims Presented	<u>\$553,698.05</u>

Roll Call Vote: Aye – Olson, Hull, Hoekstra, Monarski, Kiefer, King. Motion carried.

CLOSED SESSION - None

ADJOURNMENT

Motion by King/Olson to adjourn at 6:39 pm. **All present voting aye, motion carried.**

Submitted by:
Bridget Givens, City Clerk

CITY COUNCIL ATTENDANCE SHEET - December 4, 2018

NAME	ADDRESS
Cindy Boagress	809 W. Columbia, Falls
Sarah Steuber	825 W " .1
Lynne Duckert	2419 Pamphrease Rd CF
Brian M. Nicolichuk	15758 46 th Ave CF

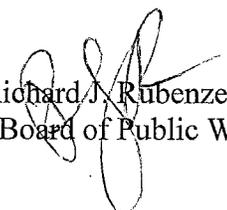
**CITY OF CHIPPEWA FALLS
BOARD OF PUBLIC WORKS
MEETING MINUTES
MONDAY, DECEMBER 10, 2018 – 5:30 PM**

The Board of Public Works met in City Hall on Monday, December 10, 2018 at 5:30 PM. Present were Mayor Greg Hoffman, Director of Public Works Rick Rubenzer, P.E., Finance Manager Lynne Bauer and Alderperson Paul Olson. Absent was Darrin Senn. Assistant City Engineer Bill McElroy, P.E. was also present.

1. **Motion** by Hoffman, seconded by Olson to approve the minutes of the November 12, 2018 Board of Public Works meeting. **All present voting aye. MOTION CARRIED.**

2. The Board of Public Works considered the attached 2019-2023 Tentative Five Year Chippewa Falls Street Improvement Program. Assistant City Engineer Bill McElroy gave background about the program stating new projects had been added for 2023 and that projects remained about the same for 2019-2022. The Board discussed adding to 2019, Marshall Street from Central St. to Spring St. and Old Prairie View Road between Gerald Street and the east termini, adding to 2020, Bridgewater Avenue from Wheaton St. to Willow Creek Parkway and moving Fleet Street from Business Hwy #29, (River Street), to Railroad Tracks from 2023 to 2020. Director of Public Works Rubenzer stated that residents along streets proposed to be added into the program had not received notice of the street improvement and that surveys had not been done for any of the proposed streets. Mayor Hoffman asked about maintaining sections of East Wisconsin Street and Roland Street near Prairie View Road. Director of Public Works Rubenzer stated he would contact McDonald's Restaurant manager for future plans of Old Prairie View Road which is part of the existing McDonald's drive-through path.
Motion by Hoffman, seconded by Olson that the Common Council approve the 2019-2023 Tentative Five Year Chippewa Falls Street Improvement Program and add Marshall Street (2019) from Central St. to Spring St., Old Prairie View Road (2019) between Gerald Street and the east termini, Bridgewater Avenue (2020) from Wheaton St. to Willow Creek Parkway and moving Fleet Street from Business Hwy #29, (River Street) to Railroad Tracks from 2023 to 2020. **All present voting aye. MOTION CARRIED.**

3. **Motion** by Olson, seconded by Bauer to adjourn. **All present voting aye. MOTION CARRIED.** The Board of Public Works meeting adjourned at 5:58 P.M.


Richard J. Rubenzer, PE
Secretary, Board of Public Works

NOTICE OF PUBLIC MEETING

CITY OF CHIPPEWA FALLS, WISCONSIN

IN ACCORDANCE with the provisions of Chapter 19, Subchapter IV of the Statutes of the State of Wisconsin, notice is hereby given that a public meeting of the:

Board of Public Works: XXX

Reasonable accommodations for participation by individuals with disabilities will be made upon request. Please call 715-726-2736.

Will be held on Monday, November 26, 2018 at 5:30 P.M. in the City Hall Council Chambers, Chippewa Falls, Wisconsin. Items of business to be discussed or acted upon at this meeting are shown on the attached Agenda or listed below:

NOTE: If you are a board member and unable to attend this meeting, please contact the Engineering Dept at 726-2736.

NOTE:

THE BOARD OF PUBLIC WORKS MEETING

FOR

MONDAY, NOVEMBER 26, 2018

IS

CANCELLED

DUE TO A LACK OF AGENDA ITEMS.

NOTICE IS HEREBY GIVEN THAT A MAJORITY OF THE CITY COUNCIL MAY BE PRESENT AT THIS MEETING TO GATHER INFORMATION ABOUT A SUBJECT OVER WHICH THEY HAVE DECISION MAKING RESPONSIBILITY.

Please note that attachments to this agenda may not be final and are subject to change. This agenda may be amended as it is reviewed.

CERTIFICATION

I hereby certify that a copy of this Notice was placed in the Chippewa Herald mailbox, 1st floor, City Hall and posted on the City Hall Bulletin Board on Thursday, November 15, 2018 at 2:00 PM by Mary Bowe.

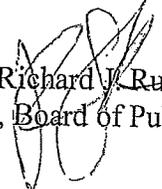
**CITY OF CHIPPEWA FALLS
BOARD OF PUBLIC WORKS
MEETING MINUTES
MONDAY, NOVEMBER 12, 2018 – 5:30 PM**

The Board of Public Works met in City Hall on Monday, November 12, 2018 at 5:30 PM. Present were Mayor Greg Hoffman, Director of Public Works Rick Rubenzer, and Alderperson Paul Olson. Absent were Finance Manager Lynne Bauer and Darrin Senn. Alderperson Paul Nadreau was also present at the meeting.

1. **Motion** by Olson, seconded by Hoffman to approve the minutes of the October 22, 2018 Board of Public Works meeting. **All present voting aye. MOTION CARRIED.**

2. The Board considered the attached petitions to pave the alley in Block 2, Stanley Addition to the South Side and Block A, Southside Plat bounded by Canal St., Depot St., Vine St. and Chippewa St. The signatures on the petitions represent 95% of the alley frontage (988' of 1038'). Director of Public Works Rubenzer noted there will be a public information meeting and public hearing for the alley paving project.
Motion by Olson, seconded by Rubenzer to recommend the Common Council approve the hot mix paving of the alley in Block 2, Stanley Addition to the South Side and Block A, Southside Plat bounded by Canal St., Depot St., Vine St. and Chippewa St.
All present voting aye. MOTION CARRIED.

3. **Motion** by Olson, seconded by Rubenzer to adjourn. **All present voting aye. MOTION CARRIED.** The Board of Public Works meeting adjourned at 5:38 P.M.


Richard V. Rubenzer, PE
Secretary, Board of Public Works

PARKS, RECREATION & FORESTRY BOARD MEETING
Tuesday, December 11, 2018

1. Call to order by Beth Arneberg at 6:00 p.m.
Roll Call: Members Present: Audrey Stowell, Dale Berg, Carmen Muenich, Beth Arneberg, Nate Seckora, Heidi Hoekstra, and Rob Kiefer.
Staff present: Dick Hebert and Josh Kriesel.
2. Approval of November 13, 2018, Minutes: **Motion by Kiefer/Berg to approve the November 13, 2018, minutes. Motion passed.**
3. Personal Appearances By Citizens. Rosemary Haley is present and expresses concern about having more playground equipment for infants/toddlers in Irvine Park. She is willing to donate the funds for such equipment. Item to be placed on the January agenda.
4. Discuss/consider Special Event Applications. None.
5. Discuss/Consider:
 - a. Discuss Improvements and Repairs to Irvine Park Bandshell. Donna Rodgers of Dell Construction presents an estimate for the bandshell repairs. She will review the ceiling and make a recommendation as to whether it can be repaired or a new ceiling is needed.
 - b. Discuss Five Year Outdoor Rec Plan. Chris Straight and Landon Profazier of West Central Wisconsin Regional Planning Committee are present to begin work on the five-year outdoor plan. The Plan is a prerequisite for WDNR stewardship grants. Discussed and provided input on the plan update and community survey. The survey will tentatively be distributed on January 10 and response would be needed within two weeks. Also discussed timeline so that the May 1 deadline can be met.
 - c. Discuss Riverfront Park Improvements, Rules, Policies & Fees. Dick reports that the shelters are scheduled to be worked on this winter.
 - d. Discuss William Irvine Trust. No report.
 - e. Discuss Erickson Park Project. Work will continue throughout winter.
 - f. Improvements to Welcome Center. Work on donor wall & timeline is continuing.
 - g. Recreation Report. Josh Kriesel gives report for Run for the Lights. The run went well and profit was just shy of \$6,000.
 - h. Director Report. Dick reminds us that the January and February meetings will be in the City Hall basement. We will discuss the Park/Rec and Irvine Park Community Funds at our January meeting.

Audrey leaves at 7:55 p.m.

6. Approve Claims. Claims reviewed. **Motion by Muenich/Kiefer to approve claims of \$379,127.33. No discussion. Motion carried.**
7. Park Board Members' Concerns or Comments. Need for bike racks. Suggested idea for the Christmas tree in the lobby of the Welcome Center that would contain tags with needed items for the Park animals on them that people could pick and purchase, such as money for food amounts, toys, etc.
8. Adjournment. **Motion by Muenich/Hoekstra to adjourn at 7:59 p.m. Motion carried.**

Submitted by:

Audrey Stowell, Secretary and
Heidi Hoekstra

**Minutes of the
Meeting of the Chippewa Falls Public Library Board of Trustees
November 14, 2018**

1. Call to Order

Meeting was called to order by President Jeff Newton at 5:00 p.m.

2. Roll Call of Members

Members Present: Ambelang, Drehmel, King, Newton, Rasmus

Members Absent: Hoekstra, Jones

Others Present: Director Joe Niese; Confidential Administrative Assistant Deb Braden

3. Approval of Agenda

Motion by King seconded by Ambelang to approve the agenda. All present Voting Aye. Motion carried.

4. Disposition of the minutes of the regular meeting of October 10, 2018.

Motion made by Ambelang seconded by Drehmel to approve the minutes of the regular meeting of October 10, 2018. All present Voting Aye. Motion carried.

5 Disposition of the vouchers to be paid from the 2018 budget after November 20, 2018.

Motion made by Drehmel seconded by King to approve payment of the vouchers to be paid from the 2018 budget after November 20, 2018. Roll call Vote taken. Aye – Ambelang, Drehmel, King, Newton, Rasmus. All present Voting Aye. Motion carried.

6. Public appearances by citizens.

None

7. Correspondence

Thank you letter from Legacy Community for donation of books and food from the "Food for Fines" drive at the Chippewa Falls Public Library. Thank you from HCE for displaying their Cultural Arts in the Library.

8. Management report

Director Niese presented the Management Report. Several staff members attended workshops and conferences. Heather Swan with the Chippewa Valley Book Festival was well attended. Still working on getting quotes to remove the brick wall in spring.

9. Committee reports

a) None.

10. Current Business

a) Employee Handbook

Motion made by Ambelang seconded by Rasmus to approved the Employee Handbook as presented. All present Voting Aye. Motion carried.

b) 2019 Board Meeting Calendar

Motion made by Drehmel, seconded by Ambelang to approve the dates for the 2019 Board Meeting Calendar. All present Voting Aye. Motion carried.

c) Questions for John Thompson

Director Niese presented the questions that he received from staff members. The Board discussed what other questions they also wanted to add to the list. John Thompson will be at the December meeting.

11. Announcements

a) None

12. Items for future consideration.

a

b)

13. Adjournment

Motion made to adjourn by King seconded by Rasmus. All present Voting Aye. Motion carried.
Meeting adjourned at 5:35 p.m.

Respectfully Submitted,
Deb Braden, Confidential Administrative Assistant

CITY OF CHIPPEWA FALLS

SURRENDER OF LICENSE

This is to advise that, as licensee, I (We) hereby surrender a Combination "Class B" Intoxicating Liquor & Fermented Malt Beverage license for the premise located at 1 E CANAL STREET, on the condition that it be granted to the applicant (future licensee) as described below.

DWAYNE LAMBERT, d/b/a DEWEY'S ROACHHOUSE
(Current business owner) (Current business name)
and NIKKI POIRIER, as applicant, make a
(Future business owner)

concurrent application for said license.

CURRENT LICENSEE

Signature [Signature] Date 12-3-18

Name DWAYNE LAMBERT

Home address 1 E CANAL ST

City CHIPPEWA FALLS WI Zip 54729

Phone (715) 271 4829

APPLICANT - FUTURE LICENSEE

Signature [Signature] Date 12-3-18

Name Nichole Poirier (Muptic Full)

Home address 23583 City SS

City New Auburn Zip 54757

Phone (715) 225-7713

Original Alcohol Beverage Retail License Application

Submit to municipal clerk.

For the license period beginning JAN. 7th 2019
 ending JAN 15th 7/11 2019

TO THE GOVERNING BODY of the: Town of } Chippewa Falls
 Village of }
 City of }

County of _____ Aldermanic Dist. No. _____ (if required by ordinance)

LICENSE REQUESTED ▶	
TYPE	FEE
<input type="checkbox"/> Class A beer	\$
<input type="checkbox"/> Class B beer	\$
<input checked="" type="checkbox"/> Class C wine	\$
<input type="checkbox"/> Class A liquor	\$
<input type="checkbox"/> Class A liquor (cider only)	\$ N/A
<input checked="" type="checkbox"/> Class B liquor	\$
<input type="checkbox"/> Reserve Class B liquor	\$
<input type="checkbox"/> Class B (wine only) winery	\$
Publication fee	\$
TOTAL FEE	\$

1. The named Individual Partnership Limited Liability Company
 Corporation / Nonprofit Organization

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name):

Nichole Marie Poirier Mystic Grill, LLC

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the name, title, and place of residence of each person.

	Title	Name (Last, First, M.I.)	Home Address	Post Office & Zip Code
President/Member	<u>owner/president</u>	<u>Nichole Poirier</u>	<u>23583 Cty Hwy 55</u>	<u>New Auburn WI</u>
Vice President/Member				
Secretary/Member				
Treasurer/Member				
Agent ▶	<u>Nichole Poirier</u>	<u>23583</u>	<u>Cty Hwy 55</u>	<u>New Auburn, WI</u>
Directors/Managers				

3. Trade Name ▶ Mystic Business Phone Number 715-225-7713
 4. Address of Premises ▶ 1 E. Canal St CF, WI Post Office & Zip Code ▶ 54729

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? Yes No
6. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant? Yes No
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? Yes No
8. (a) Corporate/limited liability company applicants only: Insert state WI and date 5/2017 of registration.
 (b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? Yes No
 (c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? Yes No

(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, consumption, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) BAR AREA, Biergarten, Nolley Ball Courts

10. Legal description (omit if street address is given above): _____

11. (a) Was this premises licensed for the sale of liquor or beer during the past license year? Yes No
 (b) If yes, under what name was license issued? Duwayne Labbert / Dewey Roadhouse

12. Does the applicant understand they must register as a Retail Beverage Alcohol Dealer with the federal government, Alcohol and Tobacco Tax and Trade Bureau (TTB) by filing (TTB form 5630.5d) before beginning business? [phone 1-877-882-3277]. Yes No
13. Does the applicant understand they must hold a Wisconsin Seller's Permit? [phone (608) 266-2776]. Yes No
14. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? Yes No

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signer. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000. Signer agrees to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants, or one member of a partnership applicant must sign; one corporate officer, one member/manager of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

[Signature]
 (Officer of Corporation / Member / Manager of Limited Liability Company / Partner / Individual)

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <u>12-318</u>	Date reported to council / board	Date provisional license issued	Signature of Clerk / Deputy Clerk <u>Bridget Guent</u>
Date license granted	Date license issued	License number issued	



APPLICATION FOR DANCE AND LIVE MUSIC LICENSE

Name of Applicant: <i>Nichole Pomer</i>	Address of Applicant: <i>1. E. Canal St CF, WI 54729</i>																									
Name of Premises to be Licensed: <i>Muotic</i>	Address of Premises: <i>1 E. Canal St CF, WI</i>	Date(s) of Event (Class "E" Licenses only):																								
Class of License Applied for:	<table style="width: 100%; border: none;"> <tr> <td style="width: 40%;">Class "A" Annual</td> <td style="width: 10%; text-align: center;"><input type="checkbox"/></td> <td style="width: 50%; text-align: right;">\$125.00</td> </tr> <tr> <td>Class "B" Annual</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: right;">\$80.00</td> </tr> <tr> <td>Class "C" Annual</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: right;">\$30.00</td> </tr> <tr> <td>Class "D" Annual</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: right;">\$25.00</td> </tr> <tr> <td>Class "D" If holder of Class "C"</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: right;">\$10.00</td> </tr> <tr> <td>Class "E"</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: right;">\$10.00/day</td> </tr> <tr> <td>Live Music Annual</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: right;">\$30.00</td> </tr> <tr> <td>Juke Box</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: right;">\$30.00 (annual)</td> </tr> </table>		Class "A" Annual	<input type="checkbox"/>	\$125.00	Class "B" Annual	<input checked="" type="checkbox"/>	\$80.00	Class "C" Annual	<input type="checkbox"/>	\$30.00	Class "D" Annual	<input type="checkbox"/>	\$25.00	Class "D" If holder of Class "C"	<input type="checkbox"/>	\$10.00	Class "E"	<input type="checkbox"/>	\$10.00/day	Live Music Annual	<input type="checkbox"/>	\$30.00	Juke Box	<input checked="" type="checkbox"/>	\$30.00 (annual)
Class "A" Annual	<input type="checkbox"/>	\$125.00																								
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Class "C" Annual	<input type="checkbox"/>	\$30.00																								
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Class "D" If holder of Class "C"	<input type="checkbox"/>	\$10.00																								
Class "E"	<input type="checkbox"/>	\$10.00/day																								
Live Music Annual	<input type="checkbox"/>	\$30.00																								
Juke Box	<input checked="" type="checkbox"/>	\$30.00 (annual)																								

EXCERPT FROM MUNICIPAL CODE 12.04 (3) DANCES

APPLICATION AND REPRESENTATIONS. Each applicant shall represent at the time of application that the premises for the license meets all fire, safety and sanitary requirements of the City Code and the State Department of Health and that the premises comply with any applicable building code requirements together with such other requirements as may from time to time be imposed by the City Council. The applicant shall further represent that such compliance will continue at all times during which the license is held.

I have read and understand the above.

[Signature]
Signature of Applicant

11-28-18
Date

Attest: *Bridget Owens*
City Clerk/Deputy Clerk

Date of Council Approval: _____

License No.: _____

AN ORDINANCE AMENDING THE NO
PARKING PROVISION, § 7.09(1)(b) OF
THE CHIPPEWA FALLS MUNICIPAL CODE

THE COMMON COUNCIL OF THE CITY OF CHIPPEWA FALLS, WISCONSIN, DO ORDAIN AS FOLLOWS:

- 1. That § 7.09(1)(b) of the Chippewa Falls Municipal Code which presently provides as follows:

7.09 PARKING RESTRICTIONS.

(1) NO PARKING.

• • •

- (b) No operator of a vehicle shall park such vehicle in any of the following places in the City:

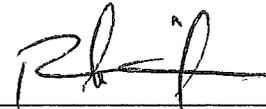
• • •

Park Ave., from the west curblin at Woodward Ave. to 224 feet west along the north side of Park Ave.

be amended to repeal and delete the above cited provision for no parking on Park Avenue.

DATED this 18th day of December, 2018.

COUNCIL PRESIDENT:



Rob Kiefer

FIRST READING: December 4, 2018

SECOND READING: December 18, 2018

APPROVED: _____
Gregory S. Hoffman, Mayor

ATTEST: _____
Bridget Givens, City Clerk

PUBLISHED: _____

**RESOLUTION AUTHORIZING AN ANNUAL ADJUSTMENT FOR 2019 FOR
NON-REPRESENTED AND MANAGEMENT EMPLOYEES**

WHEREAS, Committee #1 has reviewed and approved an annual adjustment of all base wages for 2019 for all regular permanent full-time and regular permanent part-time employees except represented protective service employees as follows:

January 1, 2019 two percent (2.0 %);

NOW BE IT RESOLVED, that all employees in the above categories except for represented protective service employees shall be granted the annual adjustment as specified above, and

NOW BE IT FURTHER RESOLVED that all steps in the non-represented and managerial matrix as adopted in 1999 shall be amended to reflect this adjustment.

Dated this 18th day of December, 2018.

ADOPTED: _____

Council President

APPROVED: _____

Mayor

ATTEST: _____

City Clerk

**RESOLUTION AUTHORIZING THE EXECUTION OF
THE 2019 FTA SUPPLEMENTAL AGREEMENT BETWEEN THE
CITIES OF EAU CLAIRE AND CHIPPEWA FALLS**

WHEREAS, the City of Chippewa Falls intends on filing an application with the Department of Transportation, United States of America, for a grant under the urban Mass Transportation Act of 1964, as amended; and

WHEREAS, it is necessary for the City of Chippewa Falls to enter into a Supplemental Agreement with the City of Eau Claire, the designated recipient for the Eau Claire Urbanized Area under Section 5307 of the Urban Mass transportation Act of 1964, as amended prior to filing an application for operating assistance funds;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Chippewa Falls to authorize the execution of the 2019 FTA Section 5307 Supplemental Agreement with the City of Eau Claire, Wisconsin.

DATED this 18th day of December, 2018.

Council President

ADOPTED: December 18, 2018

APPROVED: _____
Mayor Gregory Hoffman

ATTEST: _____
Bridget Givens, City Clerk

2019 SUPPLEMENTAL AGREEMENT

Eau Claire – Chippewa Falls Urbanized Area

FTA Section 5307

Section 5307 of the Surface Transportation Assistance Act requires a designated recipient to enter into formal Section 5307 project agreements. The Grantee, City of Chippewa Falls, has not been designated a recipient under this Grant Contract. Accordingly, the City of Eau Claire, a recipient designated in accordance with the Act, hereby agrees to permit the City of Chippewa Falls to receive and dispense Federal funds described in the Grant Contract. The City of Chippewa Falls shall assume all responsibilities set forth in this Grant Contract.

The Federal Transit Administration and the City of Chippewa Falls, under the Grant Contract, hereby agree that the City of Eau Claire is not in any manner subject to, or responsible for, the terms and conditions of this Grant, and is a party to the Grant Contract only to assign to the City of Chippewa Falls, the right to receive and dispense Federal funds as described in the Grant Contract.

City Manager
City of Eau Claire

Date

Gregory Hoffman Mayor
City of Chippewa Falls

Date

RESOLUTION NO. 2018-43

**A RESOLUTION AUTHORIZING THE
2019 GENERAL PUBLIC SHARED RIDE TRANSIT AGREEMENT
BETWEEN THE CITY OF CHIPPEWA FALLS AND RUNNING, INC.**

WHEREAS, the Common Council of the City of Chippewa Falls deems public transportation to be in the best interest of the citizens of Chippewa Falls, and

WHEREAS, Wisconsin Statutes 66.30 authorizes the City to contract for public shared ride transit service, and

WHEREAS, the Chippewa Falls Transit Board of Directors, at its October 13, 2015 meeting recommended Running, Inc. as the 2016-2020 City Shared Ride Transit Program service provider.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Chippewa Falls, that the Mayor and City Clerk be authorized, on behalf of the City of Chippewa Falls, to execute a service agreement for General Public Shared Ride Transit Service affixed hereto, and made part hereof, for the period of January 1, 2019 to December 31, 2019.

DATED this 18th day of December, 2018.

Council President

ADOPTED: December 18, 2018

APPROVED: _____
Mayor Gregory Hoffman

ATTEST: _____
Bridget Givens, City Clerk

**Administrative Services Agreement
Between City of Chippewa Falls
and the
West Central Wisconsin Regional Planning Commission**

I. Introduction

This agreement is entered into by and between the West Central Wisconsin Regional Planning Commission (hereinafter referred to as the Commission) and City of Chippewa Falls, Wisconsin (hereinafter referred to as the City).

Witnesseth That:

WHEREAS, the Commission is a regional planning agency duly constituted pursuant to the provisions of Section 66.0309, Wisconsin Statutes, that is authorized to enter into contracts to provide technical assistance to local governments and/or private entities; and

WHEREAS, the City of Chippewa Falls is a subrecipient of Federal Transit Administration Section 5307 Urbanized Area Formula Grants, as administered through the Wisconsin Department of Administration, in addition to Urban Mass Transit Operating Assistance Program funding, as per Wisconsin Statutes 85.20, and other Federal and State transit related funding to meet capital, operating, and planning needs of the Chippewa Falls Shared Ride Taxi System (SRT); and

WHEREAS, the City has determined that, in order to administer the funding and operation of the SRT in an efficient, economical, and effective manner, it is necessary to procure professional administrative and grant management services.

NOW, THEREFORE, in consideration of the mutual covenants and agreements as hereinafter set forth, the parties to this agreement do hereby agree to the following:

II. Scope of Services to be Performed by the Commission

The Commission will work with City staff to assure compliance with all grant requirements as specified in the grant agreements with the Federal Transit Administration and the Wisconsin Department of Transportation and the duties include:

- A. Compile and submit annual State and Federal Operating Assistance Funding applications.
- B. Prepare State and Federal quarterly reports - operating statistics, expenses and revenues.
- C. Implement program in conformance with all State and Federal regulations.
- D. Maintain all contracts between the City and FTA, the City and State, and the City and the Service Provider.
- E. Maintain all program elements for Triennial Review.
- F. Maintain records and provide records as needed for annual State audits.
- G. Prepare and submit required City annual budget documents.
- H. Staff and administer Chippewa Falls Transit Board.
- I. Administer annual budget.
- J. Attend required State and Federal training meetings and conferences.
- K. Maintain records and provide records as needed for annual City audits.
- L. Execute any contract and budget negotiation with service provider in non-bidding years.
- M. Respond to and work with service provider to resolve client complaints.
- N. Monitor contractor performance, insuring conformance with all State and Federal regulations.
- O. Facilitate the purchase of vehicles with federal and local funding, coordinated through WisDOT.
- P. Utilize local vehicle auction facility to sell vehicles taken out of service.
- Q. Prepare all program and capital bid documents, following all bidding policy requirements.

III. Responsibilities of the City

- A. The City will have final responsibility for compliance with all FTA and WisDOT grant requirements as specified in the grant agreement with the Department of Administration and the City.
- B. The City agrees that its officers, elected officials, employees and members of its assigned committees will cooperate with Commission staff in the performance of the services specified in this agreement. The City further agrees to make available files and records related to the administration and operation of the SRT program.
- C. The City will be responsible for an audit of the SRT records, if required, and for the cost of public meetings and notices.
- D. The City will review and approve all contracts and agreements.
- E. The City will maintain daily face-to-face consumer functions of the SRT program, such as any and all certifications of riders and companions/assistants eligibility.
- F. The City will coordinate relevant City budget requirements with WCWRPC.
- G. Transition of agreements and authorizations, as necessary, with State and Federal funding agencies.
- H. Requisition and receive all state and federal funding.
- I. Make all payments, as reviewed by WCWRPC, to service provider.

IV. Time Schedule

- A. The aforementioned services will coincide with the term of the contract between the Federal Transit Administration and Wisconsin Department of Transportation and the City, January 1, 2019 through December 31, 2019, unless such period is amended by mutual agreement between the parties to this agreement.
- B. The Commission and the City shall reserve the right to cancel this agreement upon thirty (30) days notice to either party if either party determines that the other party has not performed properly in any substantial respect or if either party determines that the other party has failed, neglected or refused to carry out the terms of this agreement.

V. Financial Payments

- A. It is expressly agreed by and between the parties to this agreement that the aforementioned services will be provided on an hourly basis, at a cost not to exceed \$38,000.00, unless mutually agreed upon by both parties.
- B. Payments will be made to the Commission by the City in response to invoices submitted quarterly by the Commission.
- C. The services to be completed by the Commission under this agreement shall be performed in a reasonable and professional manner, acceptable to the City and its staff.
- D. In the event that the City decides to discontinue work on the contract before its completion, due to no fault on the part of the Commission, the Commission will charge the City only for work completed.

VI. Title VI Non-Discrimination

During the performance of this contract, the contractor assures that no person shall on the grounds of race, color, national origin, or sex, as provided by Title VI of the Civil Rights Act of 1964, and the Civil Rights Restoration Act of 1987 (P.L. 100.259), as amended, and as addressed in Appendices 1, 2, and 3 to this document, be excluded from participation, be denied the benefits of, or be otherwise subjected to discrimination in the execution of this contract.

VII. Miscellaneous Provisions

- A. It is hereby understood and agreed upon by both parties thereto that this agreement is as and for the provision of certain, defined services, as set forth in Section II. In this respect and in its capacity under this agreement, the Commission and its employees, agents and officers are performing on an independent

contractor basis and in no event shall the Commission, its agents, employees or officers be considered to constitute agents, employees, or officers of the City.

- B. The Commission shall not assign, transfer or subcontract this agreement without the approval of the City.
- C. This agreement may be modified or amended in writing by mutual agreement of the Commission and the City.
- D. The Commission shall furnish full workman's compensation coverage for all Commission employees.
- E. In the event that any problems or disputes arise as to the nature of the obligations enumerated within this agreement or as to the quantity and quality of performance, the parties shall first attempt to resolve the said dispute by arranging for a conference to be held for that purpose. In the event that resolution is not effectuated in such manner, the parties hereby agree to submit the problem or dispute to binding arbitration before an arbitrator to be mutually agreed upon by the parties hereto.
- F. The City and the Commission certify that no payment of money or any form of consideration has been offered to or given to a City employee for the purpose of procuring this agreement.
- I. All communications to the Commission concerning the terms and/or performance under this agreement shall be made to Lynn Nelson, Executive Director or Ann Z. Schell, Senior Planner and all communication pertaining hereto to the City shall be made to Gregory Hoffman, Mayor, Lynne Bauer, City Finance Manager/Treasurer, or Brad Hentschel, Planner.
- J. Each person signing this agreement personally warrants and represents that he or she is duly authorized and empowered to enter into this agreement.

IN WITNESS WHEREOF, the City of Chippewa Falls and the West Central Wisconsin Regional Planning Commission execute this agreement.

City Chippewa Falls

**West Central Wisconsin Regional
Planning Commission**

Gregory Hoffman, Mayor

John L. Frank, Chair

Lynne Bauer, Finance Manager/Treasurer

Joe Waichulis, Jr. , Secretary/Treasurer

Date

Date

Appendix 1

During the performance of this contract, the contractor/consultant, for itself, its assignees and successors in interest (hereinafter referred to as the "contractor") agrees as follows:

1. Compliance with Regulations

The contractor shall comply with the Regulations relative to non-discrimination in federally assisted programs of United States Department of Transportation (USDOT), Title 49, Code of Federal Regulations, part 21, as they may be amended from time to time, (hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.

2. Non-discrimination

The contractor, with regard to the work performed by it during the contract, shall not discriminate on the grounds of race, color, sex, or national origin in the selection and retention of sub-contractors, including procurement of materials and leases of equipment. The contractor shall not participate either directly or indirectly in the discrimination prohibited by Section 21.5 of the Regulations, including employment practices when the contract covers a program set forth in Appendix B of the Regulations.

3. Solicitations for Sub-contracts, Including Procurement of Materials and Equipment

In all solicitations either by competitive bidding or negotiations made by the contractor for work to be performed under a sub-contract, including procurement of materials or leases of equipment, each potential sub-contractor or supplier shall be notified by the contractor of the contractor's obligations under this contract and the Regulations relative to non-discrimination on the grounds of race, color, sex, or national origin.

4. Information and Reports

The contractor shall provide all information and reports required by the Regulations or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the contracting agency or the appropriate federal agency to be pertinent to ascertain compliance with such Regulations, orders and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish this information, the contractor shall so certify to WISDOT or the USDOT as appropriate, and shall set forth what efforts it has made to obtain the information.

5. Sanctions for Non-compliance

In the event of the contractor's non-compliance with the non-discrimination provisions of this contract, the contracting agency shall impose such contract sanctions as it or the USDOT may determine to be appropriate, including, but not limited to:

- Withholding of payments to the contractor under the contract until the contractor complies, and/or;
- Cancellation, termination, or suspension of the contract, in whole or in part

6. Incorporation of Provisions

The contractor shall include the provisions of paragraphs (1) through (5) in every sub-contract, including procurement of materials and leases of equipment, unless exempt by the Regulations, or directives issued pursuant thereto. The contractor shall take such action with respect to any sub-contractor or procurement as the contracting agency or USDOT may direct as a means of enforcing such provisions including sanctions for non-compliance.

Provided, however, that in the event a contractor becomes involved in, or is threatened with, litigation with a sub-contractor or supplier as a result of such direction, the contractor may request WISDOT enter into such litigation to protect the interests of the state and, in addition, the contractor may request the USDOT enter into such litigation to protect the interests of the United States.

Appendix 2

The following clauses shall be included in any and all deeds affecting or recording the transfer of real property, structures or improvements thereon, or interest therein from the United States.

GRANTING CLAUSE

NOW THEREFORE, Department of Transportation, as authorized by law, and upon the condition that the State of Wisconsin will accept title to the lands and maintain the project constructed thereon, in accordance with Title 23, United States Code, the Regulations for the Administration of Federal Aid for Highways and the policies and procedures prescribed by the United States Department of Transportation and, also in accordance with an in compliance with all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, the Department of Transportation WISDOT (hereinafter referred to as the Regulations) pertaining to and effectuating the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252: 42 USC 2000d to 2000d - 4) does hereby remise, release, quitclaim, and convey unto the State of Wisconsin all the right, title, and interest of the Department of Transportation in and to said land described in Exhibit A attached hereto and made a part thereof.

HABENDUM CLAUSE

TO HAVE AND TO HOLD said lands and interests therein unto the State of Wisconsin, and its successors forever, subject, however, to the covenants, conditions, restrictions and reservations herein contained as follows, which will remain in effect for the period during which the real property or structures are used for a purpose for which the federal financial assistance is extended or for another purpose involving the provisions of similar services or benefits and shall be binding on the State of Wisconsin, its successors, and assigns.

The State of Wisconsin, in consideration of the conveyance of said lands and interests in lands, does hereby covenant and agree as a covenant running with the land for itself, its successors and assigns, that (1) no person shall on the grounds of race, color, sex or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subject to discrimination with regard to any facility located wholly or in part on, over, or under such lands hereby conveyed (,)(and)* (2) that the state of Wisconsin, shall use the lands and interests in lands so conveyed, in compliance with all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, part 21, Non-discrimination of federally assisted programs of the Department of Transportation - Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended (,) and (3) that in the event of breach of any of the above mentioned non-discrimination conditions, the department shall have a right to reenter said lands and facilities on said land, and the above described land and facilities shall thereon revert to and vest in and become the absolute property of the Department of Transportation and its assigns as such interest existed prior to this instruction.¹

¹ Reverter Clause and related language to be used only when it is determined that such a clause is necessary in order to effectuate the purpose of Title VI of the Civil Rights Act of 1964.

Appendix 3

The following clauses shall be included in all deeds, licenses, leases, permits, or similar instruments entered into by Sub-Recipient pursuant to the provisions of Assurance 8.

The LESSEE, for himself or herself, his or her heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree as a covenant running with the land that in the event facilities are constructed, maintained, or otherwise operated on the said property described in this lease, for a purpose of which a Department of Transportation program or activity is extended or for another purpose involving the provision of similar services or benefits, the LESSEE shall maintain and operate such facilities and services in compliance with all other requirements imposed pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, part 21, Non-discrimination in federally assisted programs of the Department of Transportation - Effectuation of Title VI of the Civil Rights Act of 1964, as said Regulations may be amended.

That in the event of breach of any of the above non-discrimination covenants, the STATE shall have the right to terminate the lease, and to reenter and repossess said land and the facilities thereon, and hold the same as if said lease has never been made or issued.

The following shall be included in all deeds, licenses, leases, permits, or similar agreements entered into by the Wisconsin State Department of Transportation pursuant to the provisions of Assurance 8.

The LESSEE, or himself or herself, his or her personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree as a covenant running with the land that (1) no person, on the grounds of race, color, sex, or national origin, shall be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities, (2) that in the construction of any improvements on, over or under such land and furnishing of services thereon, no person on the grounds of race, color, sex, and national origin shall be excluded from participation in, denied the benefits of, or otherwise be subjected to discrimination, (3) that the LESSEE shall use the premises in compliance with all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, part 21, Non-discrimination in federally assisted programs of the Department of Transportation - Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended.

That in the event of breach of any of the above non-discrimination covenants, the STATE shall have the right to terminate the lease, and to reenter and repossess said land and the facilities thereon, and hold the same as if said lease had never been made or issued.



CITY OF CHIPPEWA FALLS CLAIM REPORTING FORM

Name of Claimant: <i>Howard Rakes</i>	Claimant Address: <i>1151 Sunset Lane #4, Altoona, WI 54720</i>
Claimant Phone Number: <i>(715) 834-4876</i>	Date of Incident: <i>11/28/18</i>
Time of Incident: <i>9:15 PM</i>	Location of Incident: <i>River St., Chippewa Falls Under railroad bridge</i>
Damages Claimed (attach any relevant receipts and supporting documentation): <i>One front tire punctured and needed to be replaced.</i>	
Description of Incident: <i>On my way home from visiting with a friend, I hit a pothole under the railroad bridge on River Street. The tire immediately punctured, and I had to pull into the River Country Co-op and call my insurance company for assistance. It was snowing at the time of the incident and past sundown, so the pothole was very hard to see. The following day I had to use 2 1/2 hours of personal vacation time in order to address the issue.</i>	
Signature of Claimant: <i>Howard Rakes</i>	Date: <i>12/5/18</i>