

AGENDA FOR REGULAR MEETING OF COMMON COUNCIL

To be held on Tuesday, December 5, 2017 at 6:30 P.M. in the City Hall
Council Chambers, 30 West Central Street, Chippewa Falls, WI

1. **CLERK CALLS THE ROLL**
2. **APPROVAL OF MINUTES OF PREVIOUS MEETING**
 - (a) Approve minutes of the Special Council Meeting of November 28, 2017 *(November 21, 2017 Regular Council Meeting was cancelled due to a lack of quorum).*
 - (b) Approve minutes of the Special Council Meeting of December 5, 2017. *(minutes to be distributed prior to meeting)*
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**
 - (a) Public Hearing regarding amending Section §17.29 C-2 General Commercial District and Section §17.31 C-4 Highway Commercial District of the Chippewa Falls Municipal Code. *(see Ordinance 2017-17)*
5. **COMMUNICATIONS** - None
6. **REPORTS**
 - (a) The Board of Public Works meeting of November 27, 2017 was cancelled due to a lack of agenda items.
7. **COUNCIL COMMITTEE REPORTS** in the order in which they are named in Section 2.21 of the Municipal Code
 - (a) Consider Committee #2 Labor Negotiations, Personnel, Policy and Administration minutes of December 5, 2017. *(minutes to be distributed prior to meeting)*
 - (b) Consider Committee #3 Transportation, Construction, Public Safety and Traffic minutes of November 30, 2017.
8. **APPLICATIONS**
 - (a) Consider Operator (Bartender) Licenses as approved by the Police Department. *(Complete list provided prior to Council meeting).*
 - (b) Consider Street Use Permit Application of Richard DeBauche, 211 Pine Street, to utilize on-street parking in front of his home from December 5, 2017 – March 31, 2018. *(see recommendation of Committee #3 to deny the application)*
 - (c) Consider conditional surrender from Glen Loch Saloon, LLC (Esther Glenz, Agent, 1300 Jefferson Avenue) of their Class "B" / "Class B" Intoxicating Liquor and Malt Beverage License predicated upon the granting of the licenses to Glen Loch, LLC (Jordan Hedrington, Agent).
 - (d) Consider Original Alcohol Beverage Retail License Application from Glen Loch, LLC, Jordan Hedrington, Agent, for a Class "B" / "Class B" Intoxicating Liquor and Malt Beverage License for Glen Loch located at 1300 Jefferson Avenue.
 - (e) Consider Application for Class "B" Dance and Live Music License from Jordan Hedrington for Glen Loch located at 1300 Jefferson Avenue.
 - (f) Consider Original Alcohol Beverage Retail License Application from Gordy's Market, Inc., Jeffrey Schafer, Agent, for a Class "A"/"Class A" Intoxicating Liquor and Malt Beverage License for Gordy's Market, 212 Bay Street.
9. **PETITIONS** - None
10. **MAYOR ANNOUNCES APPOINTMENTS** - None
11. **MAYOR'S REPORT** - None
12. **REPORT OF OFFICERS** – None

13. ORDINANCES

(a) Consider **Ordinance #2017-17 Entitled:** An Ordinance Adding Conditional Uses to the General Commercial District and the Highway Commercial District Code Sections of the Chippewa Falls Zoning Code.

(b) Consider **Ordinance #2017-18 Entitled:** Ordinance Annexing Territory to the City of Chippewa Falls.

(c) Consider **Ordinance #2017-19 Entitled:** An Ordinance Creating Ward 3B in the City of Chippewa Falls Due to Annexation of Real Property Located in a Different County Supervisory District.

14. RESOLUTIONS

(a) Consider **Resolution #2017-43 Entitled:** Resolution Adopting Rates for Wastewater Treatment.

(b) Consider **Resolution #2017-44 Entitled:** Resolution Authorizing the Execution of the 2018 FTA Supplemental Agreement Between the Cities of Eau Claire and Chippewa Falls.

(c) Consider **Resolution #2017-45 Entitled:** A Resolution Authorizing the 2018 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 - None

16. CLAIMS

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

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 1, 2017 at 3:00 pm by BNG.

MINUTES OF THE SPECIAL MEETING OF THE COMMON COUNCIL

The special meeting of the Common Council of the City of Chippewa Falls was held on Tuesday, November 28, 2017 in the City Hall Council Chambers. Mayor Greg Hoffman called the meeting to order at 5:30 pm. The Pledge of Allegiance was recited.

CLERK CALLS THE ROLL

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

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

APPROVAL OF MINUTES OF PREVIOUS MEETING

(a) Motion by Hoekstra/King to approve the minutes of the Regular Council Meeting of November 7, 2017. **All present voting aye, motion carried.**

PERSONAL APPEARANCES BY CITIZENS - None

PUBLIC HEARINGS - None

COMMUNICATIONS - None

REPORTS

(a) Motion by King/Olson to approve the Board of Public Works minutes of November 13, 2017. **All present voting aye, motion carried.**

(b) Motion by Nadreau/King to approve the Plan Commission minutes of November 13, 2017. Discussion was had relative to how large of an area and the exact location that the personal storage units (pods) will encompass for U-Haul. It was suggested that additional details will be required on the Conditional Use Permit including imposing a time limit on the pods. Councilor King called the question. **Roll Call Vote: Aye – Nadreau, King, Olson; No- Hoekstra, Monarski. Motion carried.**

COUNCIL COMMITTEE REPORTS

(a) Motion by Hoekstra/Nadreau to approve the Committee #1 Revenues, Disbursements, Water, and Wastewater minutes of November 9, 2017. **Roll Call Vote: Aye – Hoekstra, Nadreau, Monarski, King, Olson. Motion carried.**

(b) Motion by King/Olson to approve the Committee #1 Revenues, Disbursements, Water, and Wastewater minutes of November 10, 2017. **All present voting aye, motion carried.**

(c) Motion by King/Olson to approve the Committee #1 Revenues, Disbursements, Water, and Wastewater minutes of November 13, 2017. **Roll Call Vote: Aye – King, Olson, Nadreau, Hoekstra, Monarski. Motion carried.**

(d) Motion by Hoekstra/King to approve the Committee #1 Revenues, Disbursements, Water, and Wastewater minutes of November 14, 2017. **All present voting aye, motion carried.**

(e) Motion by Olson/Nadreau to approve the Committee #1 Revenues, Disbursements, Water, and Wastewater minutes of November 16, 2017. **All present voting aye, motion carried.**

(f) Motion by King/Nadreau to approve the Committee #1 Revenues, Disbursements, Water, and Wastewater minutes of November 28, 2017. Mayor Hoffman advised that the proposed increase to the Wastewater and Storm Water Utility Rates will come before Council in the form of a resolution. **Roll Call Vote: Aye – King, Nadreau, Hoekstra, Monarski, Olson. Motion carried.**

(g) Motion by Hoekstra/Monarski to approve the Committee #2 Labor Negotiations, Personnel, Policy and Administration minutes of November 10, 2017. Councilor Olson questioned why negotiations were being conducted with the Water Service Maintenance candidate. Bauer stated that the candidate was a previous employee of the City and was asking to have his previous employment considered relative to vacation time. **Roll Call Vote: Aye – Hoekstra, Monarski, King, Olson, Nadreau. Motion carried.**

(h) The Park Board minutes of November 14, 2017 were presented.

(i) The Library Board minutes of October 11, 2017 were presented.

APPLICATIONS

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

(b) Motion by Monarski/Nadreau to approve the conditional surrender from Falls Bowl, Inc. (Steven Radke, Agent, 9 W Columbia St) of their Class "B" / "Class B" Intoxicating Liquor and Malt Beverage License predicated upon the granting of the licenses to Falls Bowl of Chippewa, LLC (Joseph Minke, Agent) and final closing on the property. **All present voting aye, motion carried.**

(c) Motion by King/Monarski to approve the Original Alcohol Beverage Retail License Application from Falls Bowl of Chippewa, LLC, Joseph Minke, Agent, for a Class "B" / "Class B" Intoxicating Liquor and Malt Beverage License for Falls Bowl located at 9 W Columbia Street. **All present voting aye, motion carried.**

PETITIONS - None

MAYOR ANNOUNCES APPOINTMENTS

(a) Motion by Hoekstra/King to approve the appointment of Debi Waldusky and Teresa Germain to the Redevelopment Authority. **All present voting aye, motion carried.**

MAYOR'S REPORT - None

REPORT OF OFFICERS - None

ORDINANCES

(a) The First Reading of Ordinance #2017-18 Entitled: Ordinance Annexing Territory to the City of Chippewa Falls was held.

(b) The First Reading of Ordinance #2017-19 Entitled: An Ordinance Creating Ward 3B in the City of Chippewa Falls Due to Annexation of Real Property Located in a Different County Supervisory District was held.

RESOLUTIONS

(a) Motion by Nadreau/King to approve **Resolution #2017-37 Entitled:** Resolution Concerning Completion of Willow Creek Subdivision Phase III Utilities and Infrastructure. **Roll Call Vote: Aye – Nadreau, King, Olson, Hoekstra, Monarski. Motion carried.**

(b) Motion by Olson/King to approve **Resolution #2017-41 Entitled:** Resolution Approving a Certified Survey Map (Gerald Holzem – Mansfield/Coleman). **Roll Call Vote: Aye – Olson, King, Nadreau, Hoekstra, Monarski. Motion carried.**

OTHER NEW OR UNFINISHED BUSINESS AS AUTHORIZED BY LAW - None

CLAIMS

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

City General Claims:	\$279,684.74
Authorized/Handwritten Claims:	\$631,287.30
Department of Public Utilities:	\$105,956.77
Total of Claims Presented	<u>\$1,016,928.81</u>

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

CLOSED SESSION - None

ADJOURNMENT

Motion by Hoekstra/King to adjourn at 6:00 pm. **All present voting aye, motion carried.**

Submitted by:
Bridget Givens, City Clerk

CITY COUNCIL ATTENDANCE SHEET - November 28, 2017

NAME	ADDRESS
Stacy M. LANNERS	328 Dwight Street C.F. 54729
Carol A. Greener	315 Dwight Street C.F. 54729
Joseph L Rinke	11334 157th Ave. Blosser 54724
John W. Koumer	321 Dwight St CF 54729
BILL McELROY	14346 41st AVE

**RESCHEDULED FROM NOVEMBER 21, 2017 TO DECEMBER 5, 2017 DUE TO A LACK
OF QUORUM BY COUNCIL.
NOTICE OF PUBLIC HEARING
ORDINANCE AMENDING SECTION §17.29 C-2 GENERAL COMMERCIAL DISTRICT
AND SECTION §17.31 C-4 HIGHWAY COMMERCIAL DISTRICT OF THE CHIPPEWA
FALLS MUNICIPAL CODE
CITY OF CHIPPEWA FALLS, WISCONSIN**

Please take notice that the Common Council of the City of Chippewa Falls, Wisconsin, will conduct a public hearing on the **5th day of December 2017** commencing at 6:30 P.M. in the Council Chambers, Municipal Building, 30 West Central Street, on a proposed ordinance amendment:

1. That § 17.29 (7) of the Chippewa Falls Municipal Code be amended to include as follows:

17.29 C-2 General Commercial District

•••

(7) **CONDITIONAL USES**

(i) Personal Storage Facility (self-storage/mini-warehouse) means the primary use of a building containing individual, compartmentalized and controlled access spaces, rooms or lockers that are leased, rented or owned by different individuals for the storage of individual possessions or personal property. Building materials and architectural design features shall be consistent with the general design theme of the surrounding development.

2. That § 17.31 (6) of the Chippewa Falls Municipal Code be amended to include as follows:

17.31 C-4 Highway Commercial District

•••

(6) **CONDITIONAL USES**

(d) Personal Storage Facility (self-storage/mini-warehouse) means the primary use of a building containing individual, compartmentalized and controlled access spaces, rooms or lockers that are leased, rented or owned by different individuals for the storage of individual possessions or personal property. Building materials and architectural design features shall be consistent with the general design theme of the surrounding development.

Following the hearing, the Common Council may consider adoption of an Ordinance granting this permit.

Information regarding this request and conditions to be considered for inclusion as a part of the permit may be obtained from the Office of the City Clerk or City Engineer at 30 West Central Street during normal business hours.

Bridget Givens
City Clerk



Minutes
Committee #3

Transportation, Construction, Public Safety and Traffic

Committee #3 met Thursday, November 30, 2017 at 4:45 pm in the alleyway adjacent to 211 Pine Street, Chippewa Falls, WI.

Committee Members present: Paul Olson, CW King, and Robert Hoekstra

Council Members present: None

Others present: Director of Public Works/City Engineer/Utilities Manager Rick Rubenzer, Street and Utility Maintenance Manager Rick Ruf, Police Chief Matthew Kelm, City Clerk Bridget Givens, Pat Spilde of the Chippewa County Housing Authority, Richard DeBauche, Paula Dietsche, and Teresa Gunderson.

The meeting was called to order at 4:45 pm.

1. Discuss Street Use Permit from Richard DeBauche, 211 Pine Street, including issues with parking in the alleyway during the winter months. Possible recommendations to Council.

The Committee heard concerns relative to parking for the owner of 211 Pine Street, Richard DeBauche. Mr. DeBauche has a one-car garage and is hoping to find a resolution for parking his second vehicle during the winter months. Mr. DeBauche's garage is at the end of the alleyway which is a dead end with three different intersecting driveways.

Mr. DeBauche indicated that he submitted a Street Use Permit Application requesting one on-street parking space during the winter months. He stated the proposal would be to move his vehicle from the end of the alleyway to Pine Street as soon as it was plowed. This would allow the City to then plow the alleyway (which is done later). The neighbors also had an opportunity to express their concerns to the Committee.

Motion by Hoekstra/King to recommend Council deny the Street Use Permit Application of Richard DeBauche, 211 Pine Street. **All present voting aye, motion carried.**

2. Adjournment

Motion by Hoekstra/King to adjourn at 4:58 pm. **All present voting aye, motion carried.**

Minutes submitted by:
Paul Olson, Chair



CITY OF CHIPPEWA FALLS STREET USE PERMIT APPLICATION

Applicant Name and Address: <i>Richard Debauche 211 Pine St</i>	Applicant Phone Number: <i>907-223-4828</i>
--------------------------------------------------------------------	------------------------------------------------

<input checked="" type="checkbox"/> Please check here if the applicant is the individual in charge of the event. If not, please indicate Name, Address and Phone Number of responsible individual.	Name, Address and Phone Number of the headquarters of the organization and responsible head of such organization:
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------

Name of the event:	Estimated number of persons participating:
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Date and start and end times requested for street use:
11/15/17 - 3/31/18

Accurate description of the portion of the street or streets being requested for use (attach maps if necessary):
street parking → one spot in front of house

Use, described in detail, for which the street use permit is requested:
parking for vehicle so we don't have to park blocks away

City services requested for the event (e.g., Street Department or Police Department staff time)

The applicant agrees to indemnify, defend, and hold the City and its employees and agents harmless against all claims, liability, loss, damage or expense incurred by the City or account of any injury to, or death of, any persons or any damage to property caused by or resulting from the activities for which the permit is granted. This Street Use Permit for the event may be terminated by the Chippewa Falls Police Department if the health, safety, and welfare of the public appears to be endangered by the activities or if the event is in violation of any of the conditions of the permit or regulations adopted by the Common Council. **Applicant understands they shall be present when the Board of Public Works or City Council considers the request for Street Use Permit. Failure to appear may be grounds for denial of the requested permit.**

Signature of Applicant: *Richard Debauche* Date: *11/17/17*

OFFICE USE ONLY

Estimated cost of City services requested (to be completed by Police Chief and Director of Public Works):

Requirements of Applicant:

Approved by: *Richard Debauche* *11/17/17*

Signature of Chief of Police _____ Signature of Director of Public Works _____

Recommendation of Board of Public Works (if required): Approved Denied

Decision of City Council (required): Approved Denied

Bridget Givens

From: Jessica French <22jupiter@gmail.com>
Sent: Monday, November 20, 2017 3:49 PM
To: Bridget Givens
Subject: Re: Parking Permit Request

I've edited the draft to reflect the correct year. Thank you.

Sent from my iPhone

> On Nov 20, 2017, at 2:33 PM, Bridget Givens <bgivens@chippewafalls-wi.gov> wrote:

>

> Thank you, Jessica. I will attach this to the Street Use Permit Application.

>

> Bridget Givens, WCMC

> City Clerk

> City of Chippewa Falls

> 30 West Central Street

> Chippewa Falls, WI 54729

> Population: 14,002 (Estimated)

> Phone: 715-726-2719

> Fax: 715-726-2759

>

>

>

>

>

> -----Original Message-----

> From: Jessica French [mailto:22jupiter@gmail.com]

> Sent: Monday, November 20, 2017 1:15 PM

> To: Bridget Givens

> Subject: Parking Permit Request

>

> To whom it concerns:

>

> My household is applying for a winter street parking permit for 2017-2018 in the town of Chippewa Falls. Our residence shares a parking area with three other homes via alley access, and while we do have access to a one car garage, we are a 2 car family with a 4 year old son. The closest public parking is at the bottom of Central St, at Trinity Methodist, which is a bit of a hike since the Central St staircase is closed. My husband and I both work in the healthcare field, with call shifts requiring a certain response time; parking at a location other than our home would hinder our abilities to respond to those calls as required. We are requesting one parking permit for use this winter.

> Sincere thanks,

> Richard and Jessica DeBauche

> 211 Pine St



CITY OF CHIPPEWA FALLS STREET USE PERMIT APPLICATION

Applicant Name and Address: <i>Richard Debauche 211 Pine St</i>	Applicant Phone Number: <i>907-223-4828</i>
--------------------------------------------------------------------	------------------------------------------------

<input checked="" type="checkbox"/> Please check here if the applicant is the individual in charge of the event. If not, please indicate Name, Address and Phone Number of responsible individual.	Name, Address and Phone Number of the headquarters of the organization and responsible head of such organization:
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------

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parking for vehicle so we don't have to park blocks away

City services requested for the event (e.g., Street Department or Police Department staff time)

The applicant agrees to indemnify, defend, and hold the City and its employees and agents harmless against all claims, liability, loss, damage or expense incurred by the City or account of any injury to, or death of, any persons or any damage to property caused by or resulting from the activities for which the permit is granted. This Street Use Permit for the event may be terminated by the Chippewa Falls Police Department if the health, safety, and welfare of the public appears to be endangered by the activities or if the event is in violation of any of the conditions of the permit or regulations adopted by the Common Council. **Applicant understands they shall be present when the Board of Public Works or City Council considers the request for Street Use Permit. Failure to appear may be grounds for denial of the requested permit.**

Richard Debauche _____ *11/17/17* _____
Signature of Applicant Date

OFFICE USE ONLY

Estimated cost of City services requested (to be completed by Police Chief and Director of Public Works):

Requirements of Applicant:

Approved by: _____ *Richard J. Reub...* *11/17/2017*
Signature of Chief of Police Signature of Director of Public Works

Recommendation of Board of Public Works (if required): Approved Denied

Decision of City Council (required): Approved Denied

Bridget Givens

From: Jessica French <22jupiter@gmail.com>
Sent: Monday, November 20, 2017 3:49 PM
To: Bridget Givens
Subject: Re: Parking Permit Request

I've edited the draft to reflect the correct year. Thank you.

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> Thank you, Jessica. I will attach this to the Street Use Permit Application.

>
> Bridget Givens, WCMC
> City Clerk
> City of Chippewa Falls
> 30 West Central Street
> Chippewa Falls, WI 54729
> Population: 14,002 (Estimated)
> Phone: 715-726-2719
> Fax: 715-726-2759

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> Sincere thanks,
> Richard and Jessica DeBauche
> 211 Pine St

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 1300 JEFFERSON AVE., on the condition that it be granted to the applicant (future licensee) as described below.

Glen Loch Saloon, LLC, d/b/a Wood Fire Bar & Grill

(Current business owner)

(Current business name)

and Glen Loch, LLC, as applicant, make a

(Future business owner)

concurrent application for said license.

CURRENT LICENSEE

Signature  - Diane L. Gazzo Date 11/16/17

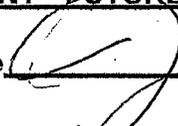
Name WAYNE GARZO / DIANE L. GARZO

Home address 1766 HARPSICHOED WAY

City HENDERSON NV Zip 89012

Phone (702) 401-3806 & (702) 525-8080

APPLICANT - FUTURE LICENSEE

Signature  Date 11/20/17

Name JORDAN HERINGTON

Home address 644 GALLOWAY SQ #1

City EAU CLAIRE, WI Zip 54703

Phone (715) 864-2185

ORIGINAL ALCOHOL BEVERAGE RETAIL LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning November 23 20 17 ;
ending June 30 20 18

TO THE GOVERNING BODY of the: Town of
 Village of } CHIPPewa FALLS
 City of

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

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): GLEN LOCH LLC

Applicant's WI Seller's Permit No. / FEIN Number:	
LICENSE REQUESTED	
TYPE	FEE
<input type="checkbox"/> Class A beer	\$
<input checked="" type="checkbox"/> Class B beer	\$
<input 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	\$

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	Home Address	Post Office & Zip Code
President/Member	<u>MEMBER JORDAN HEARINGTON</u>	<u>644 BALLOWAY ST. EAU CLAIRE, WI</u>	<u>54703</u>
Vice President/Member	_____	_____	_____
Secretary/Member	_____	_____	_____
Treasurer/Member	_____	_____	_____
Agent	<u>JORDAN HEARINGTON</u>	_____	_____
Directors/Managers	_____	_____	_____

3. Trade Name GLEN LOCH Business Phone Number 715-864-2185
4. Address of Premises 1300 JEFFERSON AVE CHIPPewa FALLS, 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 11/17 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

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, OFFICE, KITCHEN, BASEMENT, BEER GARDEN

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? Glen Loch Saloon LLC
12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5d) before beginning business? [phone 1-800-937-8864] 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 signers. Signers agree 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 and each member of a partnership applicant must sign; corporate officer(s), members/managers 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.

SUBSCRIBED AND SWORN TO BEFORE ME
this _____ day of NOV 3, 2017, 20 _____

Julia Marshall
(Clerk/Notary Public)
My commission expires _____

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

(Officer of Corporation/Member/Manager of Limited Liability Company/Partner)

(Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

TO BE COMPLETED BY CLERK			
Date received and filed with municipal clerk	Date reported to council/board	Date provisional license issued	Signature of Clerk / Deputy Clerk
<u>NOV 3, 2017</u>	_____	_____	<u>Julia Marshall</u>
Date license granted	Date license issued	License number issued	_____
_____	_____	_____	_____



APPLICATION FOR DANCE AND LIVE MUSIC LICENSE

Name of Applicant:	Address of Applicant:																									
<i>JORDAN HERRINGTON</i>	<i>644 BALLOWAY #1 EAU CLAIRE, WI 54703</i>																									
Name of Premises to be Licensed:	Address of Premises:	Date(s) of Event (Class "E" Licenses only):																								
<i>OLEN LOCH SALOON</i>	<i>1300 JEFFERSON AVE CF 54729</i>																									
Class of License Applied for:	<table style="width: 100%; border: none;"> <tr> <td style="padding: 2px;">Class "A" Annual</td> <td style="padding: 2px;">[]</td> <td style="padding: 2px;">\$125.00</td> </tr> <tr> <td style="padding: 2px;">Class "B" Annual</td> <td style="padding: 2px;">[X]</td> <td style="padding: 2px;">\$80.00</td> </tr> <tr> <td style="padding: 2px;">Class "C" Annual</td> <td style="padding: 2px;">[]</td> <td style="padding: 2px;">\$30.00</td> </tr> <tr> <td style="padding: 2px;">Class "D" Annual</td> <td style="padding: 2px;">[]</td> <td style="padding: 2px;">\$25.00</td> </tr> <tr> <td style="padding: 2px;">Class "D" If holder of Class "C"</td> <td style="padding: 2px;">[]</td> <td style="padding: 2px;">\$10.00</td> </tr> <tr> <td style="padding: 2px;">Class "E"</td> <td style="padding: 2px;">[]</td> <td style="padding: 2px;">\$10.00/day</td> </tr> <tr> <td style="padding: 2px;">Live Music Annual</td> <td style="padding: 2px;">[]</td> <td style="padding: 2px;">\$30.00</td> </tr> <tr> <td style="padding: 2px;">Juke Box</td> <td style="padding: 2px;">[X]</td> <td style="padding: 2px;">\$30.00 (annual)</td> </tr> </table>		Class "A" Annual	[]	\$125.00	Class "B" Annual	[X]	\$80.00	Class "C" Annual	[]	\$30.00	Class "D" Annual	[]	\$25.00	Class "D" If holder of Class "C"	[]	\$10.00	Class "E"	[]	\$10.00/day	Live Music Annual	[]	\$30.00	Juke Box	[X]	\$30.00 (annual)
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Class "E"	[]	\$10.00/day																								
Live Music Annual	[]	\$30.00																								
Juke Box	[X]	\$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

11-30-17
Date

Attest: *Bridget Owens*
City Clerk/Deputy Clerk

Date of Council Approval: _____

License No.: _____

ORIGINAL ALCOHOL BEVERAGE RETAIL LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning OCTOBER 15 20 17 ;
ending JUNE 30 20 18 ;

TO THE GOVERNING BODY of the: Town of }
 Village of } CHIPPEWA FALLS
 City of }

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

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): GORDY'S MARKET, INC

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

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	Home Address	Post Office & Zip Code
President/Member	<u>JEFFREY DONALD SCHAFER</u>	<u>4295 185TH ST, CHIPPEWA FALLS, WI</u>	<u>54729</u>
Vice President/Member			
Secretary/Member			
Treasurer/Member			
Agent	<u>JEFFREY DONALD SCHAFER</u>	<u>4295 185TH ST, CHIPPEWA FALLS, WI</u>	<u>54729</u>
Directors/Managers			

3. Trade Name GORDY'S MARKET Business Phone Number 715-726-2505
4. Address of Premises 212 BAY ST. Post Office & Zip Code CHIPPEWA FALLS, 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 _____ and date _____ 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.) STORED/SOLD ON PREMISES

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? GORDYS CHIPPEWA FOODS, INC.
12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5d) before beginning business? [phone 1-800-937-8864] 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 signers. Signers agree 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 and each member of a partnership applicant must sign; corporate officer(s), members/managers 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.

SUBSCRIBED AND SWORN TO BEFORE ME

this 25 day of September, 20 17
Lana A Moal
(Clerk/Notary Public)
My commission expires 6.20.20

Jeffrey D Schaf
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner/Individual)
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner)

(Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <u>9/25/17</u>	Date reported to council/board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	<u>B. Muens</u>

AN ORDINANCE ADDING CONDITIONAL USES
TO THE GENERAL COMMERCIAL DISTRICT AND
THE HIGHWAY COMMERCIAL DISTRICT CODE
SECTIONS OF THE CHIPPEWA FALLS ZONING CODE

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

1. That § 17.29(7)(i) of the Chippewa Falls Municipal Code be created to provide as follows:

17.29 C-2 GENERAL COMMERCIAL DISTRICT

• • •

- (7) CONDITIONAL USES.

• • •

- (i) Personal Storage Facilities (self-storage/mini-warehouse) which means the primary use of a building containing individual, compartmentalized and controlled access spaces, rooms or lockers that are leased, rented or owned by different individuals for the storage of individual possessions or personal property. Building materials and architectural design features shall be consistent with the general design theme of the surrounding development.

2. That § 17.31(6)(d) of the Chippewa Falls Municipal Code be created to provide as follows:

17.31 C-4 HIGHWAY COMMERCIAL DISTRICT

• • •

- (6) CONDITIONAL USES.

• • •

- (d) Personal Storage Facilities (self-storage/mini-warehouse) which means the primary use of a building containing individual, compartmentalized and controlled access spaces, rooms or lockers that are leased, rented or owned by different individuals for the storage of individual possessions or personal property. Building materials and architectural design features shall be consistent with the general design theme of the surrounding development.

Dated this 5th day of December, 2017

COUNCIL PRESIDENT: _____
Rob Kiefer

FIRST READING: _____
November 7, 2017

SECOND READING: _____
December 5, 2017

APPROVED: _____
Gregory S. Hoffman, Mayor

ATTEST: _____
Bridget Givens, City Clerk

ORDINANCE ANNEXING TERRITORY TO
THE CITY OF CHIPPEWA FALLS, WISCONSIN

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

SECTION 1: Territory Annexed. In accordance with sec. 66.0217(2) of the Wisconsin Statutes and the Petition for Direct Annexation that was served upon the City Clerk for the City of Chippewa Falls on October 18, 2017 by personal service, signed by the sole owner of a parcel of real property of which said population of said parcel is zero. The following described territory which is located in the Town of Wheaton, Chippewa County, Wisconsin, is hereby annexed to the City of Chippewa Falls, Wisconsin:

Lots 5 and 18, Block 4, Tropicana City, Town of Wheaton, Chippewa County, Wisconsin.

Said parcel is subject to easements and restrictions of record.

SECTION 2: Compliance with Statute. Said Petition of Sole Property Owner for Direct Annexation is a proper petition for Direct Annexation in that said petition stated the purpose for said annexation, contained a legal description of the territory to be annexed, included a scale map of the territory to be annexed which is unincorporated and is contiguous to the City of Chippewa Falls; and

WHEREAS, the Petition for Annexation of the Territory legally described in Section 1, was properly served upon Mark A. Christenson, Town Clerk, for the Town of Wheaton, on October 18, 2017, by certified mail; and

WHEREAS, the Petition for Annexation of the Territory legally described in Section 1 was properly served upon the State of Wisconsin Department of Administration; and

WHEREAS, approval by the State of Wisconsin Department of Administration for the proposed annexation finding it to be in the public interest is pending but approval is expected; and

WHEREAS, this Ordinance is subject to and contingent upon the ultimate approval and advice of the State of Wisconsin Department of Administration; and

WHEREAS, The Common Council of the City of Chippewa Falls believes that annexation of the Territory, legally described in Section 1, in the Town of Wheaton, Chippewa County, Wisconsin, to the City of Chippewa Falls, Wisconsin, is in the public interest.

SECTION 3: Effect of Annexation. From and after the date of this ordinance the Territory legally described in Section 1 shall be a part of the City of Chippewa Falls for any and all purposes provided by law and all persons coming into or residing within said territory shall be subject to all ordinances, rules and regulations governing the City of Chippewa Falls.

SECTION 4: Zoning Classification. Upon recommendation of the Plan Commission, the Territory annexed to the City of Chippewa Falls by this Ordinance is designated to be a part of the following district of the City for zoning purposes and subject to all provisions of the Zoning Ordinance of the City of Chippewa Falls:

R-1B, SINGLE FAMILY

SECTION 5: Ward Designation. The Territory described in Section 1 of this Ordinance is hereby made a part of Ward 3B of the City of Chippewa Falls, either presently existing or to be established by Ordinance, subject to all other ordinances, rules and regulations of the City, County, and State governing wards.

SECTION 6: Severability. If any provision of this Ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

SECTION 7: Effective Date. This ordinance shall take effect upon passage and publication as provided by law.

Dated this 5th day of December, 2017

FIRST READING: November 28, 2017



Rob Kiefer, Council President

SECOND READING: December 5, 2017

APPROVED: _____
Gregory S. Hoffman, Mayor

ATTEST: _____
Bridget Givens, City Clerk

PUBLISHED: _____

AN ORDINANCE CREATING WARD 3B IN THE CITY OF
CHIPPEWA FALLS DUE TO ANNEXATION OF REAL PROPERTY
LOCATED IN A DIFFERENT COUNTY SUPERVISORY DISTRICT

WHEREAS, Ordinance No. 2017-18 annexed real property located in the Town of Wheaton into the City of Chippewa Falls;

WHEREAS, the annexed property is in a different County Supervisory District than the rest of Ward 3 in the City of Chippewa Falls and is not contiguous with the real estate in Ward 3A;

WHEREAS, revised State Statutes require that the annexed real property be located in a different City ward;

WHEREAS, revised State Statutes now allow for and permit the designation of wards with alphabetical letters following a numerical designation;

WHEREAS, the annexed real property has no population and is not expected to have a population which would disproportionately skew aldermanic population representation;

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

1. The City hereby establishes Ward 3B which shall be comprised of the following parcel of real property annexed from the Town of Wheaton into the City of Chippewa Falls by Ordinance No. 2017-18 and which is in a different County Supervisory District, to wit:

Lots 5 and 18, Block 4, Tropicana City, Town of Wheaton, Chippewa County, Wisconsin.

Said parcel is subject to easements and restrictions of record.

Ward 3B, presently with no population, is hereby designated a part of the 3rd aldermanic district and shall have the ward boundaries described above. The boundaries of the 3rd aldermanic district are revised to encompass Ward 3, Ward 3A, and Ward 3B.

Dated this 5th day of December, 2017.



Rob Kiefer, Council President

FIRST READING: November 28, 2017

SECOND READING: December 5, 2017

APPROVED: _____
Gregory S. Hoffman, Mayor

ATTEST: _____
Bridget Givens, City Clerk

PUBLISHED: _____

RESOLUTION ADOPTING RATES FOR WASTEWATER TREATMENT

BE IT RESOLVED, that the Common Council of the City of Chippewa Falls, Wisconsin, hereby adopts the following schedule of rates for wastewater treatment as provided in chapter 13.25 of the Municipal Code of the City of Chippewa Falls:

- A. Quarterly user charge for accounting and collecting accounts of \$17.01.
- B. User charge for pumping and treating domestic wastewater of \$2.85 per 100 cubic feet.
- C. New account setup fee to cover time and material cost of \$20.00
- D. Surcharge for wastewater with BOD, suspended solids, phosphorous and copper average concentration which exceeds the base amount as follows:
 - (1) \$0.36 per pound of BOD greater than 250 mg/l.
 - (2) \$0.34 per pound of suspended solids greater than 250 mg/l.
 - (3) \$4.14 per pound of phosphorous greater than 10 mg/l.
 - (4) \$17.77 per pound of copper greater than 150 ug/l.

BE IT FURTHER RESOLVED, that wastewater utility customers residing outside the corporate limits of the City of Chippewa Falls shall be billed at the regular rates for service plus a 10 percent surcharge.

BE IT FURTHER RESOLVED, that when bills for wastewater service are rendered, they become due and payable on the first of the month following the period for which service is rendered.

A late payment charge of 1 percent per month will be added to bills not paid within 20 days of issuance. This late payment charge will be applied to the total unpaid balance for utility service, including unpaid late payment charges. The late payment charge is applicable to all customers.

BE IT FURTHER RESOLVED, that the Department of Public Utilities shall notify wastewater customers of the Wastewater rates with the first bill issued at the new rates.

User charge for disposal of liquid waste by septic tank haulers be set as follows:

Minimum charge \$25.00

- (1) Holding Tank Wastes:
Volume charge - \$.98 per 100 gallons
- (2) Portable Toilet Wastes:
Volume charge - \$5.87 per 100 gallons
- (3) Septic Tank Wastes:
Volume charge - \$7.18 per 100 gallons

BE IT FURTHER RESOLVED, that this resolution replaces Resolution 2016-40, adopted September 6, 2016.

BE IT FURTHER RESOLVED that this resolution shall become effective on January 1, 2018.

Dated this 5th day of December, 2017.

Council President

ADOPTED: _____

APPROVED: _____
Mayor

ATTEST: _____
City Clerk

RESOLUTION NO. 2017-44

**RESOLUTION AUTHORIZING THE EXECUTION OF
THE 2018 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 2018 FTA Section 5307 Supplemental Agreement with the City of Eau Claire, Wisconsin.

DATED this 5th day of December, 2017.

Council President

ADOPTED: _____

APPROVED: _____
Mayor Gregory Hoffman

ATTEST: _____
Bridget Givens, City Clerk

2018 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

**A RESOLUTION AUTHORIZING THE
2018 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, 2018 to December 31, 2018.

DATED this 5th day of December, 2017.

Council President

ADOPTED: _____

APPROVED: _____
Mayor Gregory Hoffman

ATTEST: _____
Bridget Givens, City Clerk

**CITY OF CHIPPEWA FALLS
SHARED RIDE
GENERAL AGREEMENT
2018**

THIS AGREEMENT made and entered into this 5th day of December, 2017 by and between the City of Chippewa Falls and Running, Inc.

WITNESSETH:

WHEREAS, public funds are available to assist the transit service provider as an element of public transit operating in the City of Chippewa Falls, pursuant to Section 85.20 Wisconsin Statutes, and Section 5307 Federal Statutes, and

WHEREAS, the City is desirous of having Running, Inc. provide mass transit services in the City of Chippewa Falls, and is therefore willing to provide financial assistance through the State of Wisconsin and the Federal Government as set forth above;

WHEREAS, the City is eligible to apply for, and receive public transit funds under the statutory authority as set forth above; and

WHEREAS, the electorate of the City has expressed its desire in having public transit services available to the City as reflected in the referendum ballot held November 2, 1976.

NOW THEREFORE, it is agreed by and between the City of Chippewa Falls and Running, Inc. in consideration of the mutual covenants contained herein as follows:

A. Running, Inc. agrees to:

1. Be bound by the qualifications and requirements as contained in **ATTACHMENT ONE: GENERAL REQUIREMENTS for SHARED RIDE 2018**, which shall be attached and made a part of this contract.
2. Running, Inc. shall execute as appropriate, and shall be bound by the terms and conditions as required under the following and which shall be attached and made part of this contract:
 - a. Appendix A: Pricing Proposal and Affidavit of Non-Collusion
 - b. Appendix B: Standard Terms and Conditions
 - c. Appendix C: Supplemental Terms and Conditions
 - d. Appendix D: Federal Clauses and Certifications
 - e. Appendix E: Vehicle Lease
3. Any subcontractors of the Running, Inc., Inc. shall be bound by the terms and conditions as required under Appendix A, B, C, D, and E.

4. Continue with the fares as established pursuant to **ATTACHMENT TWO: SPECIFICATIONS 2018**, unless given approval by the Common Council of Chippewa Falls for any changes thereto.
5. Continue to provide the level of service as outlined in **ATTACHMENT TWO: SPECIFICATIONS 2018**, without reduction or change, unless such changes are approved by the Common Council and the Wisconsin Department of Transportation (WIDOT).
6. Running, Inc. shall submit requests for reimbursement as provided for in **ATTACHMENT ONE: GENERAL REQUIREMENTS; Paragraph J: Method and Amount of Payment**.
7. The books and records of Running, Inc. shall be available to the Common Council, or its designee, and shall be subject to audit by the Wisconsin Department of Transportation.
8. To provide and maintain insurance as required in **ATTACHMENT TWO: SPECIFICATIONS 2018**.
9. To initiate a drug and alcohol control program in accordance with applicable federal regulations as required by the Federal Transit Administration and as required in **ATTACHMENT TWO: SPECIFICATIONS 2018**.
10. Assist the City in complying with requirements of the Americans with Disabilities Act (ADA).

B. The City of Chippewa Falls agrees to:

1. Issue a subsidy check to Running, Inc. once each month after the second Common Council meeting of each month in an amount which shall be computed at \$27.42 for each vehicle hour per month less revenues per month to equal the subsidy (**See ATTACHMENT ONE: GENERAL REQUIREMENTS for SHARED RIDE 2018; Paragraph J.**)

C. Other:

1. The City of Chippewa Falls reserves the right to terminate this contract if the Running, Inc. total operating hours, as determined in accordance with the foregoing exceeds for the year 2018 in such case, however, Running, Inc. shall be entitled to a ninety (90) day written notice of such termination, served either personally or by certified mail at its last known address.

2. Termination will be subject to Running, Inc. exceeding the total operating expense for 2018 as represented in the foregoing because of not maintaining conformance with **ATTACHMENT ONE: GENERAL REQUIREMENTS for SHARED RIDE 2018.** The total operating expense for the contract period may be exceeded contingent on user demand, conformance with service standards, and Transit Board of Directors recommendations, and City Council approval.
3. This contract shall commence on January 1, 2018, and shall terminate, without notice, on December 31, 2018, with the exception that, under FTA Circular 4220.1E Options, the City will have the exclusive option to extend the terms of the contract each year for not more than a total of one (1) year commencing in 2019.
4. Neither this contract, nor any part thereof, shall be assigned by Running, Inc. to any third person, firm, corporation, or association, without the express, written approval of the City of Chippewa Falls and the Wisconsin Department of Transportation. Only the City of Chippewa Falls may contract with Care Maintenance Organizations (CMO) to provide transportation services. Running, Inc. shall not be a party to contracting with CMO's on behalf of the City of Chippewa Falls Shared Ride Transit Program.
5. Service may be discontinued by the City if anticipated State 85.20 funding and/or Section 5307 Federal funding is not received or is cancelled during the contracted time.

Except as above stated, this contract is binding upon and shall extend to the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF, the parties have caused these presents to be signed and sealed on the date first written below.

BY: _____
 Mayor Greg Hoffman
 City of Chippewa Falls

 Richard Running, President
 Running, Inc.

DATE: December 5, 2017

DATE: December 5, 2017

ATTEST: _____
 Bridget Givens, City Clerk
 City of Chippewa Falls

DATE: December 5, 2017