

# AGENDA CITY COUNCIL MEETING MUNICIPAL BUILDING COUNCIL CHAMBERS 101 N. MAIN STREET, FORT ATKINSON, WISCONSIN NOVEMBER 5, 2019 ~ 7:00 P.M.

- 1. Call meeting to order.
- 2. Roll call.
- 3. Approval of minutes of October 15, 2019 regular Council meeting and October 29 and 30, 2019 Budget Workshops.
- 4. Public Hearings

None.

- 5. Public Comment
- 6. Petitions, Requests and Communications

None.

- 7. Resolutions and Ordinances
  - a. Ordinance rezoning property upon which the Crown of Life Christian Academy is to be constructed north of Montclair Place and west of Premier Place.

Action – Reject—Approve and adopt Ordinance.

- 8. Reports of Officers, Boards and Committees
  - a. Minutes of Plan Commission meeting held October 22, 2019.

Action – Accept and file.

b. Minutes of Historical Society Board meeting held September 19, 2019.

Action – Accept and file.

# 8. Reports of Officers, Boards and Committees (Continued)

c. Building, Plumbing and Electrical Permit Report for October, 2019.

Action – Accept and file.

# 9. Unfinished Business

a. Recommendation from Plan Commission to approve Certified Survey Map creating a new parcel at N3127 Highway K (extra-territorial).

Action – Reject—Approve.

b. Conceptual infill residential development on Grove Street property.

Action – Reject—Approve conceptual design and move forward with planning and platting of six lots.

### 10. New Business

a. Review and approve 911 Joint Powers Agreement with Jefferson County Sheriff's Department.

Action - Reject—Approve Agreement.

### 11. Miscellaneous

a. Approve Special Event for Crown of Life Christian Academy's "Thankful Run and Fellowship" to be held November 16, 2019.

Action - Reject—Approve.

b. Temporary Class "B" License to sell fermented malt beverages for Crown of Life Christian Academy's "Thankful Run and Fellowship" event to be held on November 16, 2019 at 1401 North High Street.

Action – Reject—Approve.

# 11. Miscellaneous (Continued)

c. Granting operator licenses.

Action - Reject-Approve.

# 12. Claims, Appropriations and Contract Payments

a. Verified claims.

Action – Motion to approve list of verified claims presented by the Director of Finance and to authorize payment.

# 13. Adjournment

If you have special needs or circumstances which may make communication or accessibility difficult at the meeting, please call (920) 563-7760. Accommodations will, to the fullest extent possible, be made available on request by a person with a disability.

# CITY OF FORT ATKINSON City Council Minutes ~ October 15, 2019

# CALL MEETING TO ORDER.

Pres. Kotz called the meeting to order at 7:00 pm.

#### ROLL CALL.

Present: Cm. Johnson, Cm. Scherer, Cm. Hartwick and Pres Pro Tem. Becker. Also present City Manager, City Attorney, City Clerk/Treasurer, City Engineer and Building Inspector. Excused absence: Pres Kotz.

# APPROVAL OF MINUTES OF SEPTEMBER 26, 2019 CAPITAL IMPROVEMENT PROGRAM WORKSHOP AND OCTOBER 1, 2019 REGULAR COUNCIL MEETING.

Cm. Hartwick moved, seconded by Cm. Scherer to approve the minutes from September 26, 2019 and October 1, 2019. Motion carried.

#### **PUBLIC HEARINGS**

None.

# **PUBLIC COMMENT**

None.

# PETITIONS, REQUESTS AND COMMUNICATIONS

a. Presentation by UW-Whitewater FERC on Fort Atkinson owner-occupied housing report.

Manager Trebatoski introduced the study provided by UW Whitewater. Representatives reviewed the power point presentation. The major findings and conclusions: there is significant evidence of a shortage of owner-occupied housing in the City; this shortage likely affects home values in all income tiers in a similar way; this shortage may be affecting single-family homes more than two-family homes; the number of currently platted, but undeveloped, lots would likely provide enough housing to achieve equilibrium in the current market, if developed in a very short timeframe.

Inspector Juarez spoke on recent housing construction and the overall square footage of homes. He also commented on the varying lots in the city. Discussion continued on property sales, development and future considerations for growth.

Cm. Hartwick moved, seconded by Cm. Johnson to accept and file the presentation by UW-Whitewater FERC on Fort Atkinson owner-occupied housing report. Motion carried.

#### RESOLUTIONS AND ORDINANCES

a. Resolution authorizing the issuance and awarding the sale of \$7,205,000 General Obligation Refunding Bonds.

Manager Trebatoski presented the borrowing resolutions for the fire department renovation and expansion project. Brad Viegut presented the information. The interest rate for the GO Refunding Bonds is 2.48%. Viegut discussed the Standard & Poors rating of AA-.

#### RESOLUTION NO. 1322

# RESOLUTION AUTHORIZING THE ISSUANCE AND AWARDING THE SALE OF \$6,985,000 GENERAL OBLIGATION REFUNDING BONDS

WHEREAS, the City Council hereby finds and determines that it is necessary, desirable and in the best interest of the City of Fort Atkinson, Jefferson County, Wisconsin (the "City") to raise funds to pay the cost of refinancing certain outstanding obligations of the City, specifically: the Taxable General Obligation Library Bonds (Build America Bonds - Direct Payment), dated March 23, 2010, maturing in the years 2021 through 2030 (the "2010 BABs"); and Note Anticipation Notes, dated August 6, 2019 (the "2019 NANs") (collectively, the "Refunded Obligations") (hereinafter the refinancing of the Refunded Obligations shall be referred to as the "Refunding");

WHEREAS, the City Council deems it to be necessary, desirable and in the best interest of the City to refund the 2010 BABs for the purpose of achieving debt service savings and to refund the 2019 NANs for the purpose of providing permanent financing for the projects financed by the 2019 NANs;

WHEREAS, the City is authorized by the provisions of Section 67.04, Wisconsin Statutes, to borrow money and issue general obligation refunding bonds to refinance its outstanding obligations; and

WHEREAS, it is the finding of the City Council that it is necessary, desirable and in the best interest of the City to sell such general obligation bonds to Robert W. Baird & Co. Incorporated (the "Purchaser"), pursuant to the terms and conditions of its bond purchase proposal attached hereto as Exhibit A and incorporated herein by this reference (the "Proposal").

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City that:

Section 1. Authorization and Sale of the Bonds. For the purpose of paying the cost of the Refunding, there shall be borrowed pursuant to Section 67,04, Wisconsin Statutes, the principal sum of SIX MILLION NINE HUNDRED EIGHTY-FIVE THOUSAND DOLLARS (\$6,985,000) from the Purchaser in accordance with the terms and conditions of the Proposal. The Proposal is hereby accepted and the City Manager and City Clerk or other appropriate officers of the City are authorized and directed to execute an acceptance of the Proposal on behalf of the City. To evidence the obligation of the City, the City Manager and City Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the City, the general obligation bonds aggregating the principal amount of SIX MILLION NINE HUNDRED EIGHTY-FIVE THOUSAND DOLLARS (\$6,985,000) (the "Bonds") for the sum set forth on the Proposal, plus accrued interest to the date of delivery.

Section 2. Terms of the Bonds. The Bonds shall be designated "General Obligation Refunding Bonds"; shall be issued in the aggregate principal amount of \$6,985,000; shall be dated November 18, 2019; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on February 1 of each year, in the years and principal amounts as set forth on the Pricing Summary attached hereto as Exhibit B-1 and incorporated herein by this reference. Interest shall be payable semi-annually on February 1 and August 1 of each year commencing on February 1, 2020. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Bonds is set forth on the Debt Service Schedule attached hereto as Exhibit B-2 and incorporated herein by this reference (the "Schedule").

Section 2A. Designation of Maturities. For purposes of State law, the Bonds of the earliest maturities are designated as being issued to pay and discharge the debt incurred by the City through the issuance of the 2010 BABs.

Section 3. Redemption Provisions. The Bonds maturing on February 1, 2028 and thereafter are subject to redemption prior to maturity, at the option of the City, on February 1, 2027 or on any date thereafter. Said Bonds are redeemable as a whole or in part, and if in part, from maturities selected by the City, and within each maturity by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

Section 4. Form of the Bonds. The Bonds shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit C and incorporated herein by this reference.

#### Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Bonds as the same becomes due, the full faith, credit and resources of the City are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the City a direct annual irrepealable tax in the years 2019 through 2038 for the payments due in the years 2020 through 2039 in the amounts in the amounts set forth on the Schedule.

(B) Tax Collection. So long as any part of the principal of or interest on the Bonds remains unpaid, the City shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Bonds, said tax shall be, from year to year, carried onto the tax roll of the City and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the City for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Bonds when due, the requisite amounts shall be paid from other funds of the City then available, which sums shall be replaced upon the collection of the taxes herein levied.

#### Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the City, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the City may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for General Obligation Refunding Bonds, dated November 18, 2019" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Bonds is fully paid or otherwise extinguished. There shall be deposited into the Debt Service Fund Account (i) all accrued interest received by the City at the time of delivery of and payment for the Bonds; (ii) any premium not used for the Refunding which may be received by the City above the par value of the Bonds and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on

the Bonds when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Bonds when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes,

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Bonds until all such principal and interest has been paid in full and the Bonds canceled; provided (i) the funds to provide for each payment of principal of and interest on the Bonds prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Bonds may be used to reduce the next succeeding tax levy, or may, at the option of the City, be invested by purchasing the Bonds as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

(C) Remaining Monies. When all of the Bonds have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the City, unless the City Council directs otherwise.

Section 7. Proceeds of the Bonds; Segregated Borrowed Money Fund. The proceeds of the Bonds (the "Bond Proceeds") (other than any premium not used for the Refunding and accrued interest which must be paid at the time of the delivery of the Bonds into the Debt Service Fund Account created above) shall be deposited into a special fund (the "Borrowed Money Fund") separate and distinct from all other funds of the City and disbursed solely for the purpose or purposes for which borrowed. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purpose or purposes for which the Bonds have been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose(s) shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the City, charged with the responsibility for issuing the Bonds, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Bonds to the Purchaser which will permit the conclusion that the Bonds are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The City represents and covenants that the projects financed by the Bonds and by the Refunded Obligations and the ownership, management and use of the projects will not cause the Bonds and the Refunded Obligations to be "private activity bonds" within the meaning of Section 141 of the Code. The City further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Bonds including, if applicable, the rebate requirements of Section 148(f) of the Code. The City further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Bonds) if taking, permitting or omitting to take such action would cause any of the Bonds to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Bonds to be included in the gross income of the recipients thereof for federal income tax purposes. The City Clerk or other officer of the City charged with the responsibility of issuing the Bonds shall provide an appropriate certificate of the City certifying that the City can and covenanting that it will comply with the provisions of the Code and Regulations.

The City also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Bonds provided that in meeting such requirements the City will do so only to the extent consistent with the proceedings authorizing the Bonds and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Qualified Tax-Exempt Obligations. (a) The Bonds issued to refund the 2010 BABs are hereby designated as "qualified tax-exempt obligations" for purposes of Section 265 of the Code, relating to the ability of financial institutions to deduct from income for federal income tax purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations.

The Bonds issued to refund the 2019 NANs are deemed designated as "qualified tax-exempt obligations" to the extent permitted by Section 265(b)(2) of the Code. The balance of such Bonds are designated as "qualified tax-exempt obligations"

Section 11. Execution of the Bonds; Closing; Professional Services. The Bonds shall be issued in printed form, executed on behalf of the City by the manual or facsimile signatures of the City Manager and City Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the City of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Bonds may be imprinted on the Bonds in lieu of the manual signature of the officer but, unless the City has contracted with a fiscal agent to authenticate the Bonds, at least one of the signatures appearing on each Bond shall be a manual signature. In the event that either of the officers whose signatures appear on the Bonds shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Bonds and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The City hereby authorizes the officers and agents of the City to enter into, on its behalf, agreements and contracts in conjunction with the Bonds, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Bonds is hereby ratified and approved in all respects,

Section 12. Payment of the Bonds, Fiscal Agent. The principal of and interest on the Bonds shall be paid by the City Clerk or City Treasurer (the "Fiscal Agent").

Section 13. Persons Treated as Owners; Transfer of Bonds. The City shall cause books for the registration and for the transfer of the Bonds to be kept by the Fiscal Agent. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the City Manager and City Clerk shall execute and deliver in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Bond surrendered for transfer.

The City shall cooperate in any such transfer, and the City Manager and City Clerk are authorized to execute any new Bond or Bonds necessary to effect any such transfer. 30/1 Section 14. Record Date. The 15th day of the calendar month next preceding each interest payment date shall be the record date for the Bonds (the "Record Date"). Payment of interest on the Bonds on any interest payment date shall be made to the registered owners of the Bonds as they appear on the registration book of the City at the close of business on the Record Date.

Section 15. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the City agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations, which the City Clerk or other authorized representative of the City is authorized and directed to execute and deliver to DTC on behalf of the City to the extent an effective Blanket Issuer Letter of Representations is not presently on file in the City Clerk's office.

Section 16. Official Statement. The City Council hereby approves the Preliminary Official Statement with respect to the Bonds and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the City in connection with the preparation of such Preliminary Official Statement and any addenda to it or final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate City official shall certify the Preliminary Official Statement and any addenda or final Official Statement to be distributed to the Purchaser.

Section 17. Undertaking to Provide Continuing Disclosure. The City hereby covenants and agrees, for the benefit of the owners of the Bonds, to enter into a written undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Bonds or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the City to comply with the provisions of the Undertaking shall not be an event of default with respect to the Bonds).

To the extent required under the Rule, the City Manager and City Clerk, or other officer of the City charged with the responsibility for issuing the Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the City's Undertaking.

Section 18. Redemption of the 2010 BABs. The 2010 BABs due on and after February 1, 2021 are hereby called for prior payment and redemption on February 1, 2020 at a price of par plus accrued interest to the date of redemption.

The City hereby directs the City Clerk to work with the Purchaser to cause timely notice of redemption, in substantially the form attached hereto as <a href="Exhibit D-1">Exhibit D-1</a> and incorporated herein by this reference (the "Notice"), to be provided at the times, to the parties and in the manner set forth on the Notice. Any and all actions heretofore taken by the officers and agents of the City to effectuate the redemption of the 2010 BABs are hereby ratified and approved.

Section 19. Redemption of the 2019 NANs. The 2019 NANs are hereby called for prior payment and redemption on November 18, 2019 at a price of par plus accrued interest to the date of redemption.

The City hereby directs the City Clerk to take all actions necessary for the redemption of the 2019 NANs on their redemption date. Any and all actions heretofore taken by the officers and agents of the City to effectuate such redemption are hereby ratified and approved.

Section 20. Record Book. The City Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Bonds in the Record Book.

Section 21. Bond Insurance. If the Purchaser determines to obtain municipal bond insurance with respect to the Bonds, the officers of the City are authorized to take all actions necessary to obtain such municipal bond insurance. The City Manager and City Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the City Manager and City Clerk including provisions regarding restrictions on investment of Bond proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Bonds by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Bond provided herein.

Section 22. Conflicting Resolutions: Severability: Effective Date. All prior resolutions, rules or other actions of the City Council or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted, approved and recorded October 15, 2019. Matt Trebatoski City Manager ATTEST: Michelle Ebbert City Clerk/Treasurer

Cm. Hartwick moved, seconded by Cm. Scherer to approve and adopt Resolution authorizing the issuance and awarding the sale of \$6,985,000 General Obligation Refunding Bonds. Motion carried on a roll call vote.

b. Amending Bicycle Ordinance to include e-bikes and e-scooters. Manager Trebatoski stated this is the final reading of the ordinance. No comments or concerns were presented.

Cm. Hartwick moved, seconded by Cm. Johnson to approve and adopt Ordinance amending Bicycle Ordinance to include e-bikes and e-scooters. Motion carried on a roll call vote.

c. Resolution adopting license fee for e-bikes and e-scooters.

Manager Trebatoski introduced the license fees that align with existing bike license fees.

Cm. Scherer moved, seconded by Cm. Hartwick to approve and adopt Resolution adopting license fee for e-bikes and e-scooters. Motion carried on a roll call vote.

d. Ordinance rezoning property upon which the Crown of Life Christian Academy is to be constructed north of Montclair Place and west of Premier Place.

Manager Trebatoski discussed the ordinance rezoning for the future construction of Crown of Life Christian Academy. No concerns or comments have been received.

Cm. Hartwick moved, seconded by Cm. Scherer to send the ordinance to its third reading. Motion carried.

e. Resolution requesting exemption from County Library Tax.

Manager Trebatoski reviewed the annual exemption resolution required under Section 43.57 (3) of the Wisconsin statutes.

Cm. Hartwick moved, seconded by Cm. Johnson to approve and adopt Resolution requesting exemption from County Library Tax. Motion carried on a roll call vote.

#### REPORTS OF OFFICERS, BOARDS AND COMMITTEES

- a. Electrical, Building and Plumbing Permit Report for September, 2019.
- b. Minutes of Sex Offender Residence Board meeting held October 10, 2019. Cm. Hartwick moved, seconded by Cm. Scherer to accept and file the Reports of Officers, Boards and Committees. Motion carried.

#### UNFINISHED BUSINESS

a. Recommendation from License Committee to approve "Class B" Intoxicating Liquor and Class "B" Fermented Malt Beverage License for Candace Bugs dba The Bug House for use at 225 / 227 South Main Street, contingent upon license being surrendered by Hijynx, LLC. Clerk Ebbert reviewed the non-use of the license and surrendering by Hijynx upon approval to Mrs. Bugs.

Cm. Hartwick moved, seconded by Cm. Scherer to approve the recommendation from License Committee to approve "Class B" Intoxicating Liquor and Class "B" Fermented Malt Beverage License for Candace Bugs dba The Bug House for use at 225 / 227 South Main Street, contingent upon license being surrendered by Hijynx, LLC. Motion carried.

b. Update on pedestrian crossing improvements.

Engineer Selle provided an update on locations including Rockwell and Whitewater Avenues and Janesville Avenue. Selle provided an update on the expenses to date on the crossing improvements. No action is being recommended at this time. Staff will return with updates on the project at Janesville Avenue as it is further developed.

Cm. Hartwick moved, seconded by Cm. Scherer to accept and file the update on pedestrian crossing improvements. Motion carried.

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#### **NEW BUSINESS**

a. Review and approve proposal for financial auditing services.

Clerk Ebbert presented the proposal from Baker Tilly for auditing services. After careful review of the five submitted proposals, Staff recommends the services of Baker Tilly. Baker Tilly's history with the City aids in providing sound financial advice from trained, educated auditors.

Cm. Scherer moved, seconded by Cm. Johnson to approve the proposal for financial auditing services by Baker Tilly in 2019 for \$42,500, 2020 for \$43,750 and 2021 for \$45,000 to audit the City's financial statements. Motion carried on a roll call vote.

b. Request by School District's Agriculture Department to use agriculture land owned by the City for planting crops.

Engineer Selle reviewed the request from the High School FFA Advisor. Several of the FFA students presented their request to lease acreage to plant corn and soybean test plots as a learning tool. The land requested is +/- 20 acres recently purchased along Banker Road. The one year lease would not automatically renew and a provision will allow the City to re-occupy the land at any time, should development occur during the crop year, without compensation to the high school.

Cm. Hartwick moved, seconded by Cm. Johnson to approve the request by School District's Agriculture Department to use agriculture land owned by the City for planting crops. Motion carried.

# **MISCELLANEOUS**

a. Temporary Class "B" Beer License for Rock River Heritage, Inc. to use at the Fort Atkinson Club on October 25, 2019 for "Murder Mystery Party".

Cm. Hartwick moved, seconded by Cm. Scherer to approve the Temporary Class "B" Beer License for Rock River Heritage, Inc. to use at the Fort Atkinson Club on October 25, 2019 for "Murder Mystery Party" contingent upon them having licensed bartenders and ordering products from a distributor. Motion carried.

- b. Granting operator license.
- Cm. Scherer moved, seconded by Cm. Johnson to approve the granting of operator license. Motion carried.
- c. Approve Special Event for Friends of Haumerson Pond's Haunted Hike to be held in Rock River Park on October 25-26, 2019.

Cm. Hartwick moved, seconded by Cm. Scherer to approve Special Event for Friends of Haumerson Pond's Haunted Hike to be held in Rock River Park on October 25-26, 2019. Motion carried.

d. City, Sewer, Water and Stormwater Utility Financial Statements as of September 30, 2019.

Cm. Hartwick moved, seconded by Cm. Scherer to accept and file the City, Sewer, Water and Stormwater Utility Financial Statements as of September 30, 2019. Motion carried.

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# CLAIMS, APPROPRIATIONS AND CONTRACT PAYMENTS

a. Verified claims.

Cm. Scherer moved, seconded by Cm. Johnson to approve the list of verified claims submitted by the Director of Finance and authorize payment. Motion carried on a roll call vote.

# **ADJOURNMENT**

Cm. Scherer moved, seconded by Cm. Johnson to adjourn. Meeting adjourned at 8:16 pm.

Respectfully submitted, Michelle Ebbert City Clerk/Treasurer

# CITY OF FORT ATKINSON Budget Workshop Minutes ~ October 29, 2019

#### ROLL CALL

Present: Cm. Becker, Cm. Johnson, Cm. Scherer, Cm. Hartwick and Pres. Kotz. Also present: City Manager, City Engineer and City Clerk/Treasurer.

# **PUBLIC COMMENT:**

None.

# REVIEW OF CITY MANAGER'S BUDGET MESSAGE

Manager Trebatoski introduced the 2020 budget.

The following departments presented their budgets: Library, Public Works, Street Machinery, Garage, Sewer Utility, Municipal Building, Youth Center, Senior Center, Recreation, Aquatic Center, Parks, Fire Department, Emergency Management and EMS Fund.

~ADJOURN UNTIL OCTOBER 30, 2019 7:00 PM~

# CITY OF FORT ATKINSON Budget Workshop Minutes ~ October 30, 2019

### ROLL CALL

Present: Cm. Becker, Cm. Johnson, Cm. Scherer, Cm. Hartwick and Pres. Kotz. Also present: City Manager and City Clerk/Treasurer.

#### PUBLIC COMMENT:

None.

Continuation of Budget Workshop from October 29, 2019

The following departments presented their budgets: Water Utility, Electrical, Police Department, Museum, Building Department, Engineering, Airport, Transportation Improvements, Stormwater and Municipal Court. Manager Trebatoski also reviewed various expenditure accounts, revenues and funds.

Cm. Hartwick moved, seconded by Cm. Scherer that the 2020 Budget as proposed by the City Manager be approved, and that a summary of the proposed Budget calling for operating expenditures of \$9,1724,55.00; debt service of \$1,099,749.00; capital outlay of \$ 225,250.00; capital projects of \$475,000.00; tax increment of \$399,959.33; and total revenues of \$3,409,030.00 for a total of taxes levied for City purposes of \$7,963,383.33 be published for a public hearing at the regular City Council meeting to be held November 19, 2019 at 7:00 pm. Motion carried by a unanimous roll call vote.

Motion by Pres Kotz, seconded by Cm. Becker	to adjourn at 8:48 pm. Meeting adjourned.
	Michelle Ebbert, City Clerk/Treasurer
	·
APPROVED:	
PRESIDENT OF THE COUNCIL	

7-a

# ORDINANCE NO. \_\_\_\_

The City Council of the City of Fort Atkinson does hereby ordain as follows:

That Chapter 15, ZONING ORDINANCE, Section 15.6.5, ZONING MAP, be amended so as to change the zoning of the following described property to R-1 (Single Family Residential) and Conservancy District.

See attached Exhibit "A" for zoning boundaries.

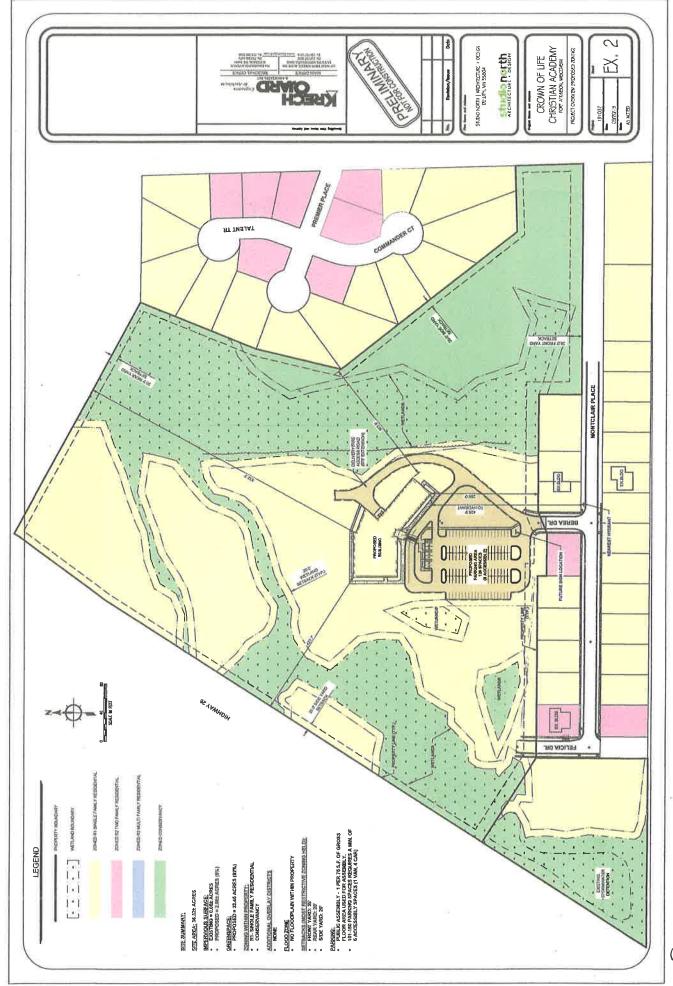
Michelle Ebbert, City Clerk

Said parcel is identified as parcel number 226-0614-3234-000.

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

This ordinance shall take effect and be in force from and after the date of its passage and publication.

Adopted:	, 2019.	
ATTEST:		President of the City Council



# CITY OF FORT ATKINSON Plan Commission ~ October 22, 2019 1,015th Meeting

2-a

# CALL TO ORDER.

The meeting was called to order by Manager Trebatoski in the Council Chambers of the Municipal Building at 4:00 pm.

#### ROLL CALL.

Present: Commissioners Frame, Johnson, Highfield, Greenhalgh, Lescohier, Engineer Selle and Manager Trebatoski. Also present: City Attorney and City Clerk/Treasurer.

<u>APPROVAL OF MINUTES OF SEPTEMBER 24, 2019 PLAN COMMISSION MEETING.</u> Cm. Highfield motioned, seconded by Cm. Greenhalgh to approve the minutes of the September 24, 2019 Plan Commission meeting. Motion carried.

REVIEW AND APPROVE MOBILE MERCHANT LICENSE FOR RABL'S CHRISTMAS TREES TO USE IN THE PARKING LOT AT FROSTIE FREEZE, 208 MADISON AVENUE Clerk Ebbert provided the completed application, license fees and a letter from Frostie Freeze authorizing the use of their property. Departments did not provide any concerns, comments or questions.

Cm. Frame moved, seconded by Cm. Johnson to approve the Mobile Merchant License for Rabl's Christmas Trees to use in the parking lot at Frostie Freeze, 208 Madison Avenue. Motion carried.

# REVIEW AND APPROVE CERTIFIED SURVEY MAP CREATING A NEW PARCEL AT N3217 HIGHWAY K (EXTRA-TERRITORIAL)

Engineer Selle reviewed the submission. No concerns were provided by Staff. The owner is parceling off land to sell to a family member.

Cm. Greenhalgh moved, seconded by Cm. Highfield to approve Certified Survey map creating a new parcel at N3217 Highway K (extra-territorial). Motion carried.

# REVIEW AND APPROVE SITE PLAN FOR ADDITION TO FORT ATKINSON FIRE DEPARTMENT, 124 WEST MILWAUKEE AVENUE

Engineer Selle introduced the site plan for the FAFD addition. The majority of the expansion will be east of the property with some addition to the right.

# Department comments as follows:

Building and Zoning: a lighting plan and photometric will need to be submitted if lighting beyond the current configuration is added.

Lighting information was provided the morning of October 22<sup>nd</sup>, 2019.

Stormwater: As we have done with all new site plan approvals, we have asked that accommodations for improvement are made on the site. Two biofilter basins are included in the parking lot to the east. These will filter stormwater before it enters the river. These basins may be reconfigured slightly during final grading design of the parking lot but will remain a functional part of the project.

1 % 2

Erosion and Sediment Control Plan: An erosion and sediment control plan was submitted and reviewed. The plan includes inlet protection of stormwater drains, but could be improved with a better understanding of construction staging. This is a City owned project. This can be addressed in the building permit phase. The timeline is to break ground the spring of 2020 with estimated completion of 16 months or July 2021.

Cm. Greenhalgh moved, seconded by Cm. Lescohier to approve the Site Plan for addition to Fort Atkinson Fire Department, 124 W. Milwaukee Avenue. Motion carried.

# **ADJOURNMENT**

Cm. Frame moved, seconded by Cm. Highfield to adjourn. Meeting adjourned at 4:07 pm.

Respectfully submitted Michelle Ebbert City Clerk/Treasurer

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8-6



#### FORT ATKINSON HISTORICAL SOCIETY'S BOARD MEETING

Thursday, September 19, 2019 4:00 pm

William D Knox Library and Archives; Hoard Historical Museum

401 Whitewater Ave, Fort Atkinson, WI 53538

920-563-7769 www.hoardmuseum.org

- 1. Call to Order at 4:00 by President Bonnie Geyer
- 2. Roll Call: Jack Blodgett, Bob Cheek, Bonnie Geyer, Karen Gómez (absent), Loren Gray, Don Henning, Sue Johnson (absent), Denice Jones, Jerry McGowan, John Molinaro, Joel Winn (absent)

Standing Positions: Merrilee Lee, Steve Larson (absent), Matt Trebatoski (absent), Jude Hartwick

Also in Attendance: Beverly Dahl (recorder)

- 3. Public Comments: none
- 4. Review and approve board meeting minutes and committee meeting minutes from July and August: Minutes distributed prior to the meeting. Motion to approve J. McGowan, seconded D. Jones. Motion approved.
- 5. Director's Report: Complete report distributed prior to the meeting. Highlights:

80th Anniversary Gala celebration was held August 3, with special programming in the following week. People enjoyed programming opportunities and highlighting the 80-year history.

<u>Volunteer Enrichment Program</u>, visit to the Ward family cemetery. Enjoyed good weather, was well attended by volunteers, including family members of those interred in the cemetery. The same families that started the cemetery are still on the Board of Trustees. Our volunteers particularly enjoy field trips to local places.

<u>Photo exhibit</u> – the museum hosted a private exhibit by Dan Seurer – it included mounds photos, both local and regional.

Collections inventory project is currently on hold after finishing the Hoard House closets.

Volunteers and staff are now <u>photographing quilts</u> which are already documented. We need photos of the quilt patterns, and a current condition report. An internally accessed virtual photo exhibit is a possible future project. The Director estimates there are over 300 quilts in storage, they are stored rolled. Rolls will be externally labeled with photos.

- 6. Treasurer's Report: Loren Gray -none
- 7. Committee Reports: Development by Karen Gomez Reported by M. Lee. Committee has been

working with Deilee Calvert, who has her own marketing firm, on a digital media marketing plan for young families/middle aged residents. They have discussed methods, message, and how to sell memberships to a free admission museum. Director will continue to work with Calvert.

Also under discussion is the creation of videos, of members discussing why they are members, and mothers and children attending Morning at Museum. Goal is to make member buy-in to museum support visible.

Suggestion: Signage to the effect that museum admission is free due to the generosity of its members and city residents. Director will work on possible signage.

- 8. **Approval of Checks over \$500**: Report was distributed L. Gray moved to approve, seconded by J. Hartwick. Motion approved.
- 9. **Review of 2018-2019 undesignated contribution report**: Report distributed prior to the meeting. Director revised the format per August review to highlight where funds originated. Highlights:
  - Lifetime members continue to donate.
  - Increase in donation box income in recent years.
  - Suggestions to simplify: just show total from donation box rather than weekly breakdown; January thru December total from QuickBooks; or, show totals twice a year, January and July. Analyze difference year over year variables of programming, weather, exhibits. Or, show monthly totals to allow for easier analysis.
  - Final board consensus on format: An annual report, breakdown at 6 months and 12 months adequate for board use. Include individual names where known, total for donation box.
- 10. Employee Retirement Update: Greg Misfeldt, long-time maintenance man, is retiring. He has scheduled surgery followed by extended vacation, so would miss approximately 6 months of work in coming months. Staff are working on a formal maintenance manual, first handwritten, then electronically documented. Suggestion to also create a video record of Greg describing procedures. Greg has reiterated that he will be available by phone for inquiries.

Job opening is posted in local paper, on website. 20-24 hours per week.

Board discussion of recognition gift. Motion to recognize retirement with \$100 Chamber Bucks by J. Hartwick, seconded by B. Cheek. Motion approved.

Follow-up discussion - Concern that something more personal be included with gift - staff planning a hat or tote. A book the board can sign, such as Koshkonong History? Staff to decide.

#### 11. Update on PerMar camera updates:

Proposal routed prior to meeting.

- All internal cameras work, external are problematic.
- PerMar is our fire and security alarm company.
- Cost of proposal is quoted as \$8684.74.
- Discussed adding more cameras within building, particularly around major external access

points and the office. Proposal is to upgrade existing cameras, add more, and consolidate into one system.

- Improve access to cameras by computer in real time.
- Concern from Board that Dairy Shrine Board should support security within Shrine with funds. Board also supports having multiple staff trained to review recordings.

Action: Motion to accept proposal by J. McGowan, seconded J. Molinaro. Motion approved.

- 12. **Discussion of Wi-Fi upgrades**: There were two proposals:
- 1. IGNATEK proposal is around \$1000. Company has been used by the city. Director feels proposal is incomplete as it did not include a router upgrade for coverage within the entire building. Also, it did not include labor costs.
- <u>2. Taylor Computer Services</u> company is out of Hartland, and was recommended by Library Staff. Cost of proposal is \$3795, which includes \$1500 labor and improved WIFI coverage. A diagram of the building includes a plan for WIFI signal boosters. Noted that design of building added on to several times requires boosters as some internal walls are actually constructed as external walls.

Suggestion to solicit another proposal from KC Computers in Whitewater, a firm used by local firms including Jones.

Action: Motion to accept Taylor proposal by J. Molinaro, seconded by L. Gray.

Discussion. We have waited for quite some time to resolve this. Taylor is used by Library, which has problems similar to ours.

Motion Approved, although not unanimously. 7 ayes and 2 nays by Hartwick and Jones.

 $Suggestion\ from\ Treasurer\ to\ use\ Technology\ Fund\ resources\ for\ both\ electronic\ upgrades.$ 

13. **Strategic Plan Review update**: Approved plan, with updates, was routed prior to meeting as a reference.

An ad-hoc subcommittee met last week to review current position against Strategic Plan goals.

Noted that document describing actual development of Strategic Plan is a separate document.

Updates of status:

Education and Outreach - Doing well using collection and staff resources.

Marketing Employee Hire - hire of Collections Manager pushed this to a lower priority.

Marketing Plan Alternative – rather than hire a dedicated Marketing employee, hire a consultant as needed. Example, to create a new brochure, or for social media. Revise Strategic Plan to remove hiring employee, replace with use of consultant? Propose that change in upcoming meeting.

Request that Director develop a list of items that a consultant might do for next meeting.

<u>Facility management</u> – Develop a maintenance plan – status, progress, goals. Planned retirement of Maintenance person will facilitate this. Suggestion – video record current maintenance person

3 of 4

demonstrating various maintenance routines.

Fund raising - private membership campaign on social media is a step.

Also note use Required Minimum Distribution letters for retirement funds, planned giving. Question – Who is talking to Julie Short, attorney specializing in trusts and wills. Sue Johnson at Development meeting volunteered to inquire if she would talk to board, members about process.

Gift shop – working on items that say 'Fort Atkinson, WI' with Logo Works, as there is a lack of Fort labeled items in town. Also working with local artists – notecards, postcards, also images from our collection.

Question - does plan include bringing in outside exhibits to promote repeat visitors? Will research.

- 14. Downtown Mural update: Jude Hartwick. City Beautification Committee project.
  - Passed around photos, showed proposed mural. Described local elements of mural and sponsors.
  - Dedication planned October 12 (WD Hoard Day). Proposed 12:30 as dedication time, followed by talk at Museum.
  - Artist Larry Schultz is local and has done other murals, and encourages interaction with observers while working. Mural will be visible from bridges and water.
  - Would like to link to museum for mural history via QR code.

# 13. Project and facility updates:

Two projects to be paid for by city -

- 1. Replace exterior door for second floor Hoard House exit
- 2. Exterior windows Hoard House (2) and Gallery (1) need aluminum wrap.

Foster House fence painting schedule – 2 Boy Scout troops proposing Oct 12 or 19.  $19^{th}$  preferred.

# 14. Upcoming meeting dates:

Development Committee: Thursday, October 3rd at 4:00 pm

Admin meeting: Thursday, October 10th at 4:00 pm

Full Board Meeting: Thursday, October 17th at 4:00 pm

# 15. Items for agenda for next meeting:

Modification of Marketing portion of Strategic Plan.

- 16. Announcements: none
- 17. Adjourn Motion to adjourn by L. Gray, seconded J. Hartwick. Adjourned at 5:15.



# **Permit Report**

10/1/2019 - 10/31/2019

			0/1/2019 - 10	/31/2019		
Permit #	Permit Location	Owner Name	Project type	Permit Description	Estimated Project Cost	Total Fees
Group: Add/A	lter Commerci	al				1,41
20769	611 E Sherman Ave	Fort Healthcare	Add/Alter Commercial	Remodel CT Suite	249,000	\$273.00
						\$273.00
					(	Group Total: 1
Group: Deck						
20770	628 S Main St	Jerry Mooren	Deck	300 sq' deck	8,000	\$75.00
20778	814/816 Banker Rd.	Ethan Foerster	Deck	Two 120'sq decks	2,117	\$66.00
						\$141.00
	-				(	Group Total: 2
Group: detach	ned garage		5			
20738	715 Madison Ave	Chad Weiss	detached garage	New detached garage	15,000	\$159.60
20762	1018 S Main St	Doug Blazier	detached garage	New detached garage	30,000	\$135.60
						\$295.20
Group: Electri	cal				(	Group Total: 2
20739	600 W Rockwell Ave	NHI, LLC	Electrical	8 openings	0	\$36.00
20747	824 Boldt St	LaVerne Bickle	Electrical	200 amp O.H. Service	0	\$60.00
20758	1131 Janesville Ave	Fireside	Electrical	100 openings (bathroom remodeling)	0	\$105.00
20760	1131 Janesville Ave	Fireside	Electrical	2-200 amp services; exhaust fan (wiring for new dish machine)	0 u u	\$95.00

Carol Erdman Electrical

12 openings

Page: 1 of 4

20761 100 Edward

St, #7

194

\$39.00

Permit #	Permit Location	Owner Name	Project type		Estimated Project Cost	Total Fees
20763	213 Washington St	Kirk Stoa	Electrical	Air conditioner	0	\$40.00
20775	231 Hake St	Vanco Properties LLC	Electrical	2-220V outlets	0	\$40.00
20779	619 Robert St	Jacob Nehlsen	Electrical	PV system	0	\$55.00
						\$470.00

**Group Total: 8** 

# **Group: Fence**

338 W Milwaukee Ave	Todd Wileman	Fence	Six foot privacy fence	1,000	\$55.00
413 Oak Ridge Ct	Seth Keime	Fence	Four-foot chainlink fence	500	\$55.00
					\$110.00

**Group Total: 2** 

# **Group: HVAC**

20733	503 N Fourth St	TIM RIMMER	HVAC	Replace 1 Furnace	0	\$65.00
20734	713 Cloute St	MARY ZENTNER	HVAC	Replace 1 Furnace	0	\$65.00
20735	311 Lucile St	DOUG HORNICKLE	HVAC	REPLACE 1 FURNACE AND 1 AC	0	\$100.00
20736	500 Grove St	TINA STOCKTON	HVAC	Replace 1 Furnace	0	\$65.00
20737	10 W Hilltop Tr	MIKE KUTZ	HVAC	Replace Furnace	0	\$65.00
20743	623 Adams St	Shawn Abernathy	HVAC	Gas insert and exhaust	0	\$90.00
20745	1539 Radhika St	Claire Urban	HVAC	Gas piping for gas fireplace, washer, stove	0	\$65.00
20748	1642 Madison Ave	ALB Restaurants	HVAC	Air Handling Unit	0	\$90.00
20750	718 N Main St	John Wawrzonkow ski	HVAC	Replace furnace & A.C.	0	\$100.00
20751	31 Wilson Ave	Mary Ann Weber	HVAC	Replace furnace	0	\$65.00

Page: 2 of 4

Permit #	Permit Location	Owner Name	Project type	Permit Description	Estimated Project Cost	Total Fees
20752	324 Edward St	Marilyn Freeman	HVAC	Replace furnace & A.C.	0	\$100.00
20759	717 Oak St	Paul Reed	HVAC	Replace furnace	0	\$65.00
20766	213 Washington St	Kirk Stoa	HVAC	Replace Furnace & A/C & RTU	0	\$160.00
20767	314 Barrie St	Trinity Lutheran Church	HVAC	Two new boilers	0	\$100.00
20768		FORT HEALTH CARE	HVAC	REPLACE 1 AC	0	\$65.00
20771	1131 Janesville Ave	Fireside Theatre	HVAC	New commercial exhaust hood and system	0	\$90.00
20773	736 Madison Ave	FCCU	HVAC	HVAC for remodel	0	\$330.00
						\$1,680.00

**Group Total: 17** 

**Group: Plumbing** 

20740	317 Wilson Ave	Jamie Guld	Plumbing	Sewer & Water Laterals	0	\$180.00
20741	1505 - 1507 Lena Ln	J&J HEDRICK	Plumbing	Two Sewer and Water Laterals	0	\$180.00
20742	1513 Lena Ln	J&J HEDRICK	Plumbing	Sewer and water laterals	0	\$105.00
20744	1509 - 1511 Lena Ln	J&J HEDRICK	Plumbing	Two Sewer and Water Laterals	0	\$180.00
20746	121 W Blackhawk Dr	Mark Bardenwerper	Plumbing	14 fixtures (new home)	0	\$114.00
20749	412 W Milwaukee Ave	Ted Jones	Plumbing	Repair sewer lateral	0	\$105.00
20754	407 S Fifth St	Richard Kutz	Plumbing	Basement Bathroom	0	\$48.00
20757	510 Whitewater Ave	Dennis Vogel	Plumbing	New water Lateral	0	\$105.00

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3 & 4

Permit #	Permit Location	Owner Name	Project type	A STATE OF THE OWNER, THE PARTY OF THE PARTY	Estimated Project Cost	Total Fees
20772		OSI Fort Atkinson	_	Backflow preventer	0	\$36.00
				OF SECTION S		\$1,053.00

**Group Total: 9** 

**Group: Shed** 

20774	325 Hake St	Lise E Wagner	Shed	10' x 12'	3,500	\$48.00
						\$48.00

**Group Total: 1** 

Group: Sign

	Pacific Restaurant Enterprises	two wall signs and one pole sign	11,101	\$105.00
				\$105.00

**Group Total: 1** 

**Group: Single Family Alteration/Addition** 

20753	407 S Fifth St	Richard Kutz		Waterproofin g basement	5,000	\$31.50
20756	339 Maple St	Jesse Luedke	Single Family Alteration/Ad dition	Ramp for accessibility	600	\$31.50
20764	808 W Blackhawk Dr	Gary & Sandra Werth	Single Family Alteration/Ad dition	Addition of sewing room & bath	77,000	\$84.00
20777	1233 Janette St.	Ryan Huber	Single Family Alteration/Ad dition	Deck stairs and window & door replacement	5,000	\$31.50
						\$178.50

**Group Total: 4** 

\$4,353.70

**Total Records: 47** 

10/31/2019

Submitted this 1st day of Nov., 2019.

Brian Juarez, Mailding Inspector

Page: 4 of 4

FORT ATKINSON

9-a

# CITY OF FORT ATKINSON, Fort Atkinson, WI, 53538

Date: October 22, 2019

**TO:** Plan Commission

**FROM:** Andy Selle, P.E.

**SUBJECT:** County Road K - Extraterritorial Review - CSM

# Background:

This is a request for a certified survey map to split a 3.106 Acre parcel from the larger parcel. The zoning remains the same, A3.

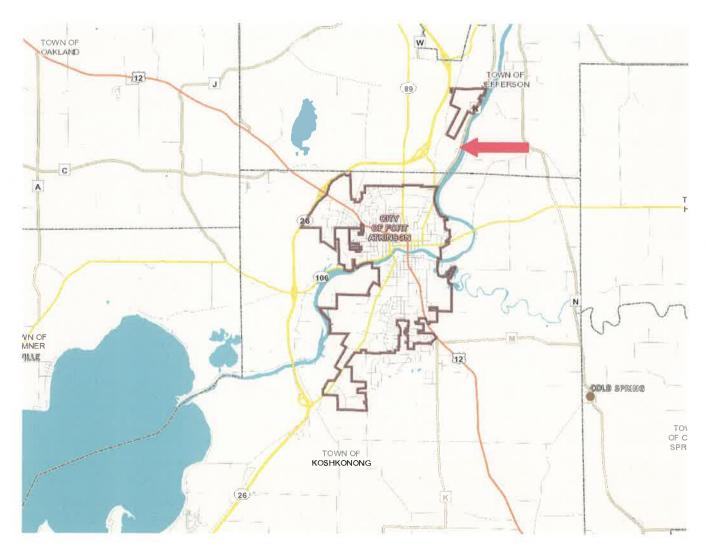


Figure 1: Property location in relation to the City of Fort Atkinson

# City Department Reviews:

City departments have reviewed the submittal without comments.



Figure 2: Proposed land division

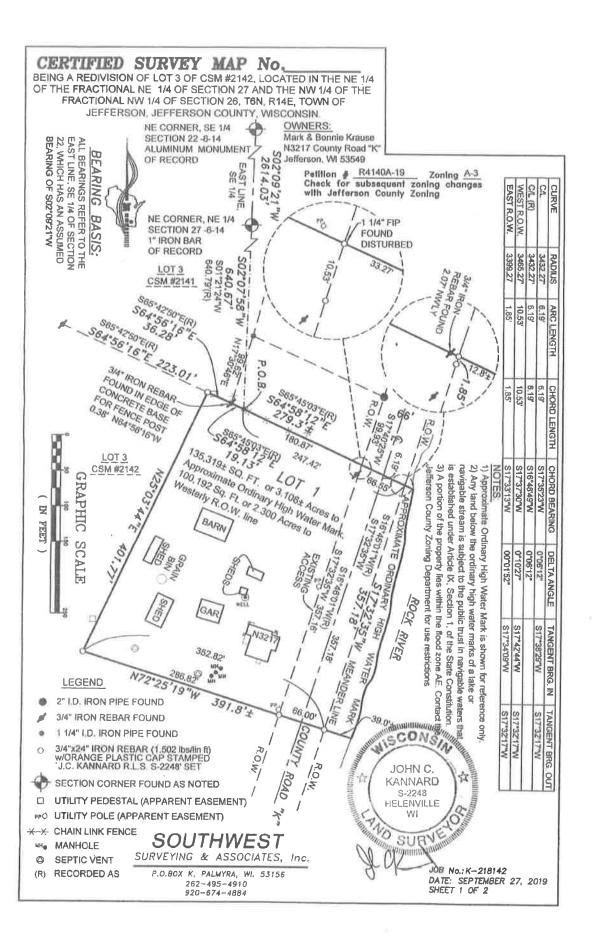
# Recommendation:

Staff recommends approval of the request.

Attachments:

Original Submittal

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2 | Page



3 4 5



FORM ARC-101

### JEFFERSON COUNTY CERTIFIED SURVEY MAP No.

BEING A REDIVISION OF LOT 3 OF CSM #2142, LOCATED IN THE NE 1/4 OF THE FRACTIONAL NE 1/4 OF SECTION 27 AND THE NW 1/4 OF THE FRACTIONAL NW 1/4 OF SECTION 26, T6N, R14E, TOWN OF JEFFERSON, JEFFERSON COUNTY, WISCONSIN.

#### SURVEYOR'S CERTIFICATE

l, John C. Kannard, Registered Land Surveyor No. 2248, hereby certify:

That I have surveyed, divided, mapped this Certified Survey Map being a redivision of Lot 3 of CSM #2142, located in the NE 1/4 of the Fractional NE 1/4 of Section 27 and the NW 1/4 of the Fractional NW 1/4 of Section 26, T6N, R14E, Town of Jefferson, Jefferson County, Wisconsin, bounded and described as follows:

Commencing at the 1" Iron Bar that marks the Northeast corner of the NE 1/4 of said Section 27; Thence S02°07'58"W, a distance of 640.67 feet, to a 1 1/4" I.D. Iron Pipe on the North line of Lot 3 of Certified Survey Map No. 2142 as recorded in the Jefferson County Register of Deeds Office in Volume 7 of Certified Survey Maps on Pages 139-142 as Document No. 842288 that marks the POINT OF BEGINNING of the lands to be described; Thence S64°58'12"E, along said North line, a distance of 247.42' feet, to the Easterly Right of Way line of County Road "K" and to a Set 3/4"x24" Iron Rebar (1.502 lbs/lin ft) with an Orange Plastic Cap stamped 'J.C. Kannard R.L.S. S-2248 (Set 3/4" Rebar) that also marks a meander line, said point being 12.8 feet, more or less from the Westerly Approximate Ordinary High Water Mark of the Rock River, and to a point of curvature, said curve having it's center point in the Easterly direction, a radius of 3399.27 feet, a delta angle of 00°01'52", a chord bearing of S17°33'13"W, a chord length of 1.85 feet; Thence Southwesterly along the arc of said curve, a distance of 1.85 feet, to a Set 3/4" Rebar; Thence S17°32'35"W, along said Right of Way line and meander line, a distance of 357.18 feet, to a Set 3/4" Rebar that marks a Meander corner, said point being 39.0 feet, more or less, from the Westerly Approximate Ordinary High Water Mark of the Rock River; Thence N72°25'19"W, a distance of 352.82 feet, to a Set 3/4" Rebar; Thence N25°03'44"E, a distance of 401.77 feet, to said North line and to a Set 3/4" Rebar; Thence S64°56'16"E, along said North line, a distance of 36.28 feet, to an angle point; Thence S64°58'12"E, along said North line, a distance of 19.13 feet, to the POINT OF BEGINNING including all lands lying in-between said Meander line and the Westerly Approximate Ordinary High Water Mark of said Rock River, containing 135,319 +/- square feet or 3.106 +/- Acres of land, more or less.

Subject to all rights, reservations, restrictive covenants and easements of record.

I further certify that I have made this survey and map under the direction of Mark and Bonnie Krause, owners of said lands, and that this Certified Survey Map is a correct representation of the boundary surveyed and described and that I have complied fully with the provisions of Chapter 236.34 of the State of Wisconsin Statutes, and the Subdivision Ordinance of Jefferson County, Wisconsin in surveying and mapping same.

Certified this 27th day of September, 2019

Dated this \_\_\_\_\_ day of \_\_\_\_\_\_, 2019

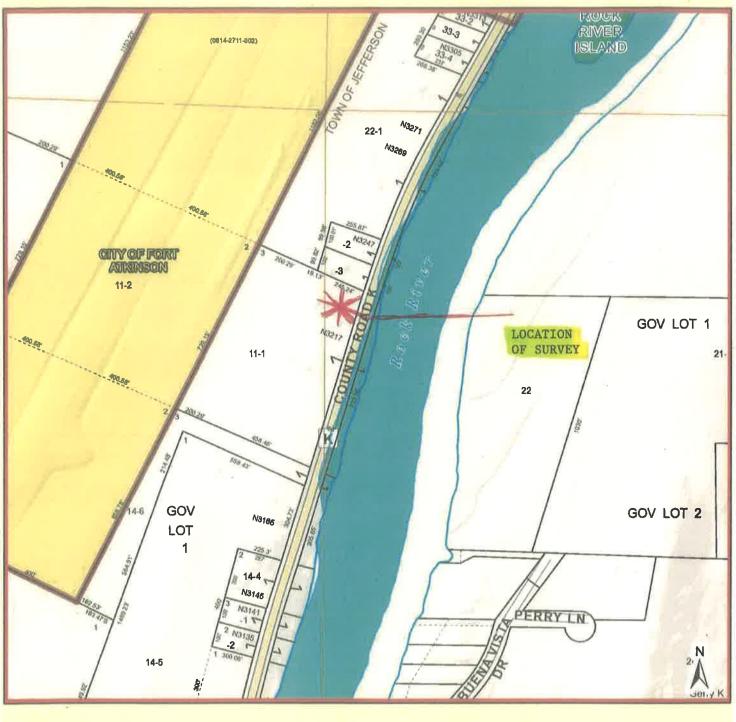
опчинании, CONSIA OHN C. KANNARD 8-2248 HELENVILLE CITY OF FORT ATKINSON EXTRATERRITORIAL APPROVAL: WI This Certified Survey Map is hereby approved by the City of Fort Atkinson City Council. SUP Matt Trebatoski, City Manager

#### PLANNING AND ZONING COMMITTEE APPROVAL:

	O 111111		
This Certified Survey Map is hereby approved by the Planning and Zoning Committee of Jefferson County.			
Dated this day of, 2019			
	Matt Zangl, Department Head		
18			

t & 5

# **Jefferson County Land Information**





-- Old Lot/Meander Lines

Map Hooks

Parcels

Rail Right of Ways

Tax Parcels

Municipal Boundaries

Road Right of Ways

Streams and Ditches

Parcel Lines

Section Lines

- Property Boundary

Surface Water

180

360 Feet

1 Inch = 360 feet

1.1

Printed on: October 3, 2019
Author: Public User

Jefferson County Geographic Information System

DISCLAIMER: This map is not a substitute for an actual field survey or onelle investigation. The accuracy of this map is limited to the quality of the records from which it was assembled. Other inherent inaccuracies occur during the compilation process. Jefferson County makes no warranty whatsoever concerning this information.



9-6

CITY OF FORT ATKINSON, Fort Atkinson, WI, 53538

Date: November 1, 2019

**TO:** City Council

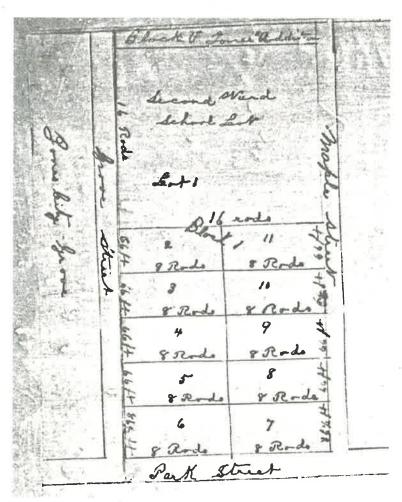
FROM: Tom Williamson, Assistant City Engineer

SUBJECT: Grove Street Conceptual Infill Residential Development

# Background:

Pursuant to a request made by the City Manager, I reviewed the viability of a proposed small land division of City owned land in the 600 block of Grove Street and Maple Street. This area of the City consists of one and two family residential homes, all previously Platted in 1890 and 1904 as 66 feet wide by 132 feet deep lots in two lot back to back blocks bounded by public roads.

Original 1904 Subdivision Plat of Hanna Hall's Addition:





The land proposed for infill redevelopment into residential lots resides in the area shown on the plat as Lot 1 (Second Ward School Lot). Being an infill development it is important to at least attempt to remain true to the existing character of the neighborhood. I reviewed the area, existing homes within the block, and some of the homes in similar neighborhoods around the City to establish a basis with which to consider possible lot sizes.

Existing Residential Homes in and around the area and City:













### Discussion:

The redevelopment of this area should take into consideration a variety of factors prior to determining whether or not a subdivision plat is a viable option for the City of Fort Atkinson. Location (proximity to schools, parks, and other amenities), existing lot sizes, and existing dwellings located nearby are all things to consider. What goals will be met with a redevelopment of this type of City owned land and how will the public look at the new lots and homes thereon is another item to consider.

The existing lots within this block appear to be fairly consistent in width and length, which lends well to a six (6) lot subdivision similar to the existing conditions. Lots with a width of 66 feet and a length of 132 feet provide for large enough building envelopes for smaller homes with attached garages, or slightly larger homes with detached garages, and leaves a little flexibility to the future landowners. A six (6) Lot development maintains a standard in keeping with the previously platted lands, fits well within the borders of the proposed development lands, and simplifies the land platting effort to help control costs. To help maintain the neighborhood feel of the new lots there are many architectural options that may work well in this area, and bring a nice value to the city.

Possible residential dwellings suitable for this type of development:







1600 SqFt.



2200 SqFt.



1600 SqFt.





Below, you will see a financial analysis of the improvements for the proposed development. Please keep in mind these figures are for budget purposes and may differ from the final project costs. The analysis does not reflect any legal fees incurred as a result of platting and/or land deed restrictions, or covenants.

# **Financial Analysis:**

Land Development, Design, and Engineering: To include initial survey fieldwork, preparation of a Preliminary Plat, City of Fort Atkinson review, preparation of Final Plat, submittal of plat to the State of WI Department of Administration Plat Review, placement of lot corner monuments, and Final Plat recording at the Jefferson County WI Register of Deeds Office, erosion control plan, interim grading plan, final grading plan, public utilities plan (water and sanitary sewer plans), and associated details and notes, installation of public utilities (sanitary sewer, water, electric, and gas), mass grading and establishment of proper drainage - \$115,000.00

Expectations for lot sales: 6 Lots @ \$30,000.00 = \$180,000.00

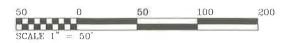
Net return to the City: \$180,000.00 - \$115,000.00 = \$65,000.00

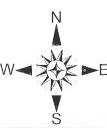
# Recommendation:

This area is ideal for an infill redevelopment and matches the current residential land use. The existing residential subdivision block contains a mix of single family and two family dwelling lots ranging in width from 60.83 feet to 96.83 feet, with a majority of lots at 66 feet. Under our current zoning code, no lots can be platted under 72 feet, but the future zoning proposed in the new code has minimum lot widths as small as 50 feet and this area may benefit from lots of similar size to what is already there. It would be beneficial to wait until the new zoning (with the reduced minimum lot size) is in place and then plat, and improve, this area into a six (6) lot infill redevelopment subdivision with covenants and restrictions controlling the size, type, and architecture of the homes.

4 of 5

# PROPOSED 6 LOT SUBDIVISION









10-a

### CITY OF FORT ATKINSON, Fort Atkinson, WI, 53538

Date: Nov. 1, 2019

TO:

City Council

FROM:

Matt Trebatoski, City Manager

**SUBJECT:** 911 Joint Powers Agreement

Attached is the Joint Powers Agreement with the Jefferson County Sheriff's Department for the County 911 Emergency System for 2020. This is an annual service with the Sheriff's Department for providing emergency services to residents and visitors of the City through their 911 system.

There are no costs to the City associated with this Agreement.

The action would be to authorize the City Manager to sign the Agreement.

# Office of the Sheriff - Jefferson County



411 S. Center Avenue Jefferson, Wisconsin 53549-1703

Paul S. Milbrath, Sheriff

Jeffrey Parker, Chief Deputy

Donald Hunter Administrative Captain Patrol Captain

Travis Maze 

Margareta Gray Jail Captain

October 29, 2019

Honorable Mayor/Chairperson/President/City Manager:

Re: 911 Joint Powers Agreement

Wisconsin Statute 256.35(9)(a)(b) requires that a 911 Joint Powers Agreement be executed and filed with the Attorney General's office on a yearly basis.

The Mayor/President/Chairman/Manager of a municipality, town, or village must sign and return the enclosed Joint Powers Agreement to me. At that time I will endorse the agreement and have the original signed by the Jefferson County Clerk as well. As required by Wisconsin Statute 256.35(9)(c), the original document will then be filed with the Attorney General's office and a copy, with signatures, will be returned to you for your files.

If you have any questions please feel free to contact me at 920.674.7310.

Sincerely,

Paul S. Milbrath

Paul Mellul

Sheriff

Enclosure

PSM:jo

# JOINT POWERS AGREEMENT COUNTY 911 EMERGENCY SYSTEM

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

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

THEREFORE, in consideration of the mutual promises, agreements, and conditions contained herein, it is hereby jointly agreed between Jefferson County and the City of Fort Atkinson, Wisconsin as follows:

- 1. Effective as of January 1, 2020, this Agreement shall, thereafter, be applicable on a daily basis for one year.
- 2. That if an emergency services vehicle operated by the municipality, or operated by an agency with which the municipality contracts for that particular emergency services, is dispatched in response to a request through the Jefferson County Emergency 911 System, such vehicle (whether owned and operated by the municipality or by the agency) shall render its services to the persons needing the services, regardless of whether the vehicle is operating outside the vehicle's normal jurisdictional (or as defined by contract) boundaries.
- 3. That a copy of this Agreement shall be filed with the State Department of Justice, as required by Sec. 256.35(9)(c), Wis. Stats.

JEFFERSON COUNTY (Dispatching agency)				
By: Paul S	. Milbrath, Sheriff	dated:		
JEFFERSON	COUNTY CLERK			
By:Audre	y McGraw	dated:		
	of Fort Atkinson City/ <del>Village</del> of)	_(Participating agency)		
By:Matt Treb	oatoski, City Manager	dated:	J	



11-a

### CITY OF FORT ATKINSON, Fort Atkinson, WI, 53538

Date: November 1, 2019

TO:

City Council

FROM:

Michelle Ebbert, City Clerk/Treasurer

**SUBJECT:** Special Event – Crown of Life Christian Academy Thankful Run

#### Background:

The Special Event Guide and Application was assembled to assist with planning events in the City of Fort Atkinson. The application was created to allow appropriate contact information be obtained and forwarded to Departments. The planning guide is designed to assist members of the community in the planning, preparation and running of events and programs in Fort Atkinson.

#### Discussion:

**Event**: Thankful Run and Event **Date**: Saturday November 16<sup>th</sup>

**Location**: 1401 High Street, parking lot and bike path

Contact Person: Sarah Moore

Hours of Event: 8:30 am to 1:30 pm

Estimated Number of Attendees: 150 +/-

No streets are being requested to be closed.

Music will be onsite provided by a small speaker. A fermented malt beverage will be provided to those of age upon race completion – a Temporary Retailer's License has been applied for. They will be setting up a pop-up tent that does not ground stakes however they are aware of the necessity to contact Digger's Hotline should their plan change.

They will be utilize the bike path along High Street and have coordinated a route with the Police Department.

Information of the event was routed to Departments on October 21, 2019 with no comments or concerns.

# Financial Analysis:

There is no financial impact to the City.

# Staff Recommendation:

Approve the Special Event of Thankful Run for Crown of Life Christian Academy on November 16, 2019 to be held at 1401 High Street.



# CITY OF FORT ATKINSON Special Event Application

Pro-				
Name of Business/Group Organizing Event: Crown of Life Christian Academy				
Contact Person for Event: Sarah Hoore				
Phone Number: 262-490-9737 Email: Sarah.moore a crown of life				
Is the Business/Group Organizing Event: For profit or Special Event Details We are hosting our 2nd				
Event Name: Thankful Run and Event annual Thankful Run with				
Event Date: November 16th				
Event Location: 1401 High Street and bike path				
Estimated Number of Attendees: 150 Hours of Event: 45 8:30 - 1:30 pm				
Check all applicable boxes:				
I am renting a City Park Attach copy of paid park rental from Parks & Recreation (920) 563-7781.				
□ I will be having music   Start and end time of music: 11 - 1:30 pm				
I will be closing a street(s) Attach site diagram with details. Barricades can be provided by Public Works upon request (920) 563-7771.				
I will be selling beer and/or wine* Attach Temporary License and Bartender/Operator Applications. Contact City Clerk (920) 563-7760				
*Restroom Plan also required with sales of beer and/or wine. Refer to the Special Event Guide.				
I will be erecting a tent, canopy or other temporary structure.				
By signing, I agree to the following statements:				
I understand I am responsible for a fire safety and medical plan. I understand it is my responsibility to read the Special Events Guide. I understand I may be required to provide Proof of Insurance. I am responsible to contact each Department to arrange for assistance. I understand I am responsible for timely clean up after the event.				
Responsible Party Signature: SW Josel				
Office Use Only  Date Submitted to Clerk: $10-17-19$ Date Emailed to Departments: $10-21-19$				
Department Comments, Concerns, Action(s) to be taken				
Declerk/Treasurer alcohol license applied for.				
EMS - Ryan Brothers Ambulance None provided				
Engineer and Building Inspection None provided				
Electrician none provided				
Fire and Rescue Department none provided				
Library and Museum none provided				
Parks & Recreation None provided				
Police Department route reviewed				
Public Works Department none promoted				
Wastewater and Water Utility None provided				
Date Reported to City Council (if necessary): 11 - 5 - 2019				
Comments, Contingencies, Findings:				
20/2				



11-6

**Date:** October 21, 2019

#### CITY OF FORT ATKINSON, Fort Atkinson, WI, 53538

TO:

City Council

FROM:

Michelle Ebbert, City Clerk/Treasurer

**SUBJECT:** Application for a Temporary Class B Retailer's License

#### Background:

Temporary Class "B" (picnic) beer and/or wine licenses may sell fermented malt beverages to consumers at a picnic or similar gathering of limited duration. Such license may be issued only to bona fide clubs, chambers of commerce, county or local fair associations, agricultural societies, churches, lodges, societies, veteran's organizations that have been in existence for at least six months.

There is no limit to the number of Temporary Class "B" beer licenses that may be issued to an eligible organization in a calendar year.

There is a limit of two Temporary "Class B" wine licenses that may be issued to an eligible organization in a 12-month period.

Eligible organizations may also hold up to two 'wine walk' licenses in a 12-month period.

Temporary license holders must have licensed operators (bartenders) and they must purchase their products from a Distributor/Wholesaler.

The application was completed and submitted timely by an organization as required by Department of Revenue form AT-315 and City of Fort Atkinson Code of Ordinance Section 6-61(b).

**Organization**: Church

Name: Crown of Life Christian Academy Street Location: 1401 N. High Street Manager of affair: Sarah Moore

Premises: Cloute Property parking lot of 1401 N. High Street

Name of Event: Thankful Event Run and Fellowship

Date of Event: Saturday November 16, 2019

Named Organization Applies for: Class "B" sale of fermented malt beverages

#### Financial Analysis:

The license fee is \$10.00. Publication is not required for these licenses.

#### Staff Recommendation:

I would recommend approval of the Temporary Class B Retailer's License to sell fermented malt beverage for the Crown of Life Christian Academy for use at 1401 N. High Street for an event scheduled for November 16, 2019 contingent upon having licensed operators and purchasing products from a beverage distributor.

# Application for Temporary Class "B" / "Class B" Retailer's License

See Additional Information on reverse side. Contact the municipal	clerk if you have questions.			
FEE \$ /O	Application Date: 10 - 17 - 19			
Town Village VCity of Fort Atkinson	County of Jefferson			
The named organization applies for: (check appropriate box(es).)  A Temporary Class "B" license to sell fermented malt beverage  A Temporary "Class B" license to sell wine at picnics or similar at the premises described below during a special event beginning to comply with all laws, resolutions, ordinances and regulations (stand/or wine if the license is granted.	gatherings under s. 125.51(10), Wis. Stats.  Nov. 16/19 and ending Nov. 16/19 and agrees			
1. Organization (check appropriate box) → ☐ Bona fide Club	Church Lodge/Society			
☐ Veteran's Orga				
	ommerce or similar Civic or Trade Organization organized under			
ch. 181, Wis. S  (a) Name Crown of Life Christian Acade	iais.			
(b) Address 404 Roosevelt Street., A	Town Village City			
	Town Village 🔀 City			
(c) Date organized <b>Walter 11/15</b> 2017				
(d) If corporation, give date of incorporation				
box:	n seller's permit pursuant to s. 77.54 (7m), Wis. Stats., check this			
(f) Names and addresses of all officers:  President John Mielke, N714 Mwli	and Illast Ford Attendant Int 52520			
Vice President Sarah Moore, W5958 1	gan way, Fort Atkinson, WE 53538 ee Drive, Fort Atkinson, WE 53538			
Secretary Jeff Gried N1644 Max	well way, Port Atkinson, WI 53538			
	per, FORALLINSON, WI 53532			
(g) Name and address of manager or person in charge of affair				
Fort Atkinson, WI				
2. Location of Premises Where Beer and/or Wine Will Be Sol Beverage Records Will be Stored:	d, Served, Consumed, or Stored, and Areas Where Alcohol			
(a) Street number 1401 N. High St., Fort Atl	unson, WI 53538			
(b) Lot	Block			
(c) Do premises occupy all or part of building? outside	of the building			
(d) If part of building, describe fully all premises covered under to cover:	this application, which floor or floors, or room or rooms, license is			
3. Name of Event (a) List name of the event  Thankful Event				
(a) List name of the event Thankful Event (b) Dates of event 11/16/19				
DECLARATION				
An officer of the organization, declares under penalties of law that the best of his/her knowledge and belief. Any person who knowingly promay be required to forfeit not more than \$1,000.	re information provided in this application is true and correct to the rovides materially false information in an application for a license			
$SM/_{22}$	Annual Life Ale -1- Annual			
Officer (Signature / Date)	Crown Of Life Charistran Academy (Name of Organization)			
Date Filed with Clerk 10-17-19	Date Reported to Council or Board			
Date Granted by Council License No.				
AT-315 (R. 9-19)	Wisconsin Department of Revenue			



# CITY OF FORT ATKINSON, Fort Atkinson, WI, 53538

Date: November 1, 2019

TO:

City Council

FROM:

Michelle Ebbert City Clerk/Treasurer

**SUBJECT:** Granting Operator Licenses

# Background:

The following are applicants for operator licenses. The applications have been reviewed and approved for accuracy by the Police Department. The following licenses are recommended for approval by the City Council.

#### Discussion:

REGULAR FOR THE TERM OF 2018-2020:

1 -	Jorie Brenner	Paddy Coughlin's
2.	Robert Cartwright	Fat Boyz
3.	Lenert Faytus	Open
4.	Kristina Fedder	Lions Quick Mart
5.	Joshua Fritzshe	Lions Quick Mart
6.	Natalya Hougan	Loeder bp
7	Christopher Mallow	Lions Quick Mart
8.	Sydnee Palmer	Kwik Trip
9.	Scott Schwoegler	Country Inn & Suites

# Financial Analysis:

None.

### Staff Recommendation:

To recommend the approval of operator licenses for the above noted applicants upon completion of successful background checks.