



**City of Neenah
COMMON COUNCIL AGENDA
Organizational Meeting
Tuesday, April 21, 2020 – 7:00 p.m.
Neenah City Hall
Virtual Meeting**

Due to the Public Health Emergency caused by the COVID-19 Pandemic, this meeting will occur at a virtual location accessed by the below link or conference call. Committee members and the public should use the following information:

Link: <https://global.gotomeeting.com/join/453735317>

OR

Conference Telephone Number (AUDIO ONLY): [+1 \(571\) 317-3122](tel:+15713173122)

Access Code: 453-735-317

- Members of the public who join the meeting will be asked for their name and address and whether they wish to speak during the Public Forum.**
- The web link or conference call-in number may be accessed from any location.**
- For members of the public unable to access this meeting online or via conference call, the Mayor and a staff member will be present in the Council Chambers, City Hall, 211 Walnut Street, Neenah, to assist those wishing to attend the meeting. The Council Chambers will be open to eight (8) people in addition to the Mayor and one staff person, consistent with the social distancing rules established under Emergency Order 12 (Safer at Home Order).**

I. Roll Call and Pledge of Allegiance

SWEARING IN CEREMONY

- Alderperson District One – Cari Lendrum
- Alderperson District Two – Tami Erickson
- Alderperson District Three – Jane Lang

PRESENTATIONS ON COVID-19 PANDEMIC & IMPACT ON NEENAH

- **Dr. Imran Andrabi, President & CEO, Thedacare Health Systems**
- **Director Doug Gieryn, Director of Public Health, Winnebago County**

ORGANIZATIONAL MEETING

- Election of Officers:
 - **President of the Council.**

- Mayor's appointments to the Standing Committees, one-year terms expire April 2021.
 - Finance & Personnel – (4) Aldermen & the Council President. Previously held by Aldermen Erickson, Boyette, Kunz, Steele and Council President Stevenson.
 - Public Services & Safety – (4) Aldermen & the Council President. Previously held by Aldermen Bates, Lang, Lendrum, Spellman, and Council President Stevenson.
 - N-M Joint Fire Finance and Personnel Committee – the Council President, a member of the Finance & Personnel Committee and an at large Alderperson. Previously held by Council President Stevenson, Alderperson Boyette and Alderperson Kunz.
 - **Motion to confirm the Mayor's appointments to the Standing Committees.**
- Mayor's appointments to the Special Council Committees, one-year terms expire April 2021.
 - Committee on Rules – (3) Aldermen. Previously held by Aldermen Kunz, Steele, and Spellman.
 - Legislative Review – Mayor Kaufert, the Council President and the Chair of the Finance & Personnel Committee. Previously held by Mayor Kaufert, Council President Stevenson, and Alderperson Erickson.
 - **Motion to confirm the Mayor's appointments to the Standing Committees.**
- Short recess to permit organizational meetings of the Standing / Special Council Committees to elect chair, vice-chair, and set meeting date.
 - Organizational report of the Standing / Special Council Committees
 - Finance and Personnel Committee
 - Report elected Chair, Vice-Chair and meeting dates
 - Public Services and Safety Committee
 - Report elected Chair, Vice-Chair and meeting dates.
 - Committee on Rules
 - Report elected Chair, Vice-Chair. Committee meets on call.
 - Legislative Review Committee
 - Report elected Chair, Committee meets on call.
- Mayor's appointment of:
 - Dir. of Finance Easker to Fox Cities Room Tax Commission for a one-year term to expire April 2021.
 - James B. Gunz to Fox Cities Room Tax Commission for a one-year term to expire April 2021.
 - **Chris A. Haese to the Fox Cities Tourism and Convention Bureau for a one-year term to expire April 2021.**
 - (1) Appointee to the Fox Cities Transit Commission for a one year term to expire April 2021.

- Himself to the Appleton Redevelopment Authority (ARA) Exhibition Center Advisory Committee of the Appleton Redevelopment Authority. Term to expire December 2021.
 - (1) Appointee to the Joint Review Board for a one-year term to expire April 2021.
 - (1) Alderperson to chair the Neenah Arts Council for a one-year term to expire April 2021, previously held by Alderperson Erickson.
 - (4) Appointees to the Neenah Arts Council for three-year terms to expire April 2023.
 - (2) members of the Public Services & Safety Committee to the Liquor Licensing Review Subcommittee for a one-year term to expire in April 2021. Previously held by Alderperson Bates & Stevenson
 - (2) members of the Public Services & Safety Committee to the Board of Public Works for a one-year term to expire April 2021. Previously held by Alderpersons Lang and Bates
 - (2) Appointees to the Library Board for a three-year term commencing May 1, 2020 and ending April 30, 2023.
 - (1) Alderperson to the Community Development Authority (CDA) for a term coinciding with their Aldermanic term to expire April.
 - (2) Appointees to the Community Development Authority (CDA) for a term to expire April 2023.
 - (1) Appointee to the Plan Commission for a three-year term to expire April 2023.
 - (1) Neenah Joint School District Appointee to the Plan Commission for a one-year term to expire April 2021.
 - (1) Park and Recreation Board Appointee to the Plan Commission for a one-year term to expire April 2021.
 - Mayor, Fire Chief Kloehn, City Attorney Godlewski, Deputy City Clerk Cheslock, Director of Community Development & Assessment Haese, Director of Finance Easker, Director of Public Works Kaiser, Director of the Water Utility Mach, Police Chief Olson, Director of Information Systems Wenninger, Director of Parks & Recreation Kading, Director of Library Services Raab, Director of Human Resources & Safety Barber, Council representative (Previously held by Alderperson Lendrum), Winnebago County Health Representative Doug Gieryn, School Superintendent Pfeiffer and a Red Cross Representative to the Emergency Government Committee for a one-year term to expire April 2020.
 - (1) Alderperson as his representative on the Bergstrom Mahler Museum Board of Directors for a one-year term to expire April 2021. Previously held by Alderperson Spellman.
 - **Motion to confirm the Mayor's appointments.**
- Council appointment of:

- (1) Alderperson as Council representative to the Joint Review Board for a one-year term to expire April 2021. Previously held by Alderperson Steele.
- (1) Alderperson as Council representative to the Water Works Commission for a one-year term to expire April 2021. Previously held by Alderperson Boyette.
- (1) Alderperson as Council representative to the Plan Commission for a one-year term to expire April 2021. Previously held by Alderperson Lang.
- (1) Alderperson as Council representative to the Loan Assistance Board for a one-year term to expire April 2021. Previously held by Alderperson Lendrum
- (1) Alderperson as Council representative to Park & Recreation Commission for a one-year term to expire April 2021. Previously held by Alderperson Kunz
- (1) Alderperson as Council representative to the Landmarks Commission for a one-year term to expire April 2021. Previously held by Alderperson Lang
- (1) Alderperson as Council representative to the Library Board for a one-year term expires April 2021. Previously held by Alderperson Erickson.
- (1) Alderperson as Council representative to the BID Board for a one-year term to expire April 2021. Previously held by Alderperson Lang.
- **Motion to confirm the Council appointments.**

MAYOR KAUFERT, STATE OF THE CITY REPORT

- II. Introduction and Confirmation of Mayor's Appointment(s) **(None)**
- III. Approval of Council Proceedings
 - A. Approval of the Council Proceedings of April 1, 2020
- IV. Public Hearings
- V. Plan Commission report pertaining to the Public Hearing
 - A. Alderperson Lang reported from the regular Plan Commission meeting of April 14, 2020:
 - 1. Commission recommends Council approve Ordinance No. 2020-01 partially rezoning 1313 S Commercial Street and rezoning parcel number 02-0618-00-00 to M-1, Multi-Family Residence District. **(RollCall-Pro)**
- VI. Public Forum
 - A. Speakers should give their name and residential address (not mailing address) and are allowed five minutes to speak on any topic.
- VII. Mayor/Council consideration of public forum issues

VIII. Consent Agenda

- A. Approve a temporary Class “B” (picnic) beer license to Future Neenah, Inc., for their Summer Kick Off: Bike to Boogie to be held at 200 W Wisconsin Avenue on June 10, 2020. (From February 25, 2020 PSSC Meeting) **(UC)**

IX. Reports of standing committees

- A. Special Public Services and Safety Committee meeting of April 21, 2020:
 - 1. Consideration of Committee’s recommendation regarding authorizing the Neenah Police Department to purchase the Fresh Gear RSS, out of Capital Equipment Reserves **(RollCall-Pro)**
- B. Regular Public Services and Safety Committee meeting of April 14, 2020: (Minutes can be found on the City web site)
 - 1. Committee recommends Council direct staff to proceed with design and bidding for Option 3 (offset trail) on Lakeshore Avenue. **(RollCall-Pro)**
 - 2. Committee recommends Council authorize the Neenah Police Department to continue to provide LWAM with an investigator with an additional duty of being LWAM’s K9 handler at no cost to the City of Neenah. **(RollCall-Pro)**
- C. Regular Finance and Personnel Committee meeting **(Cancelled)**

X. Reports of special committees and liaisons and various special projects committees

- A. Regular Plan Commission meeting of April 14, 2020: (Minutes can be found on the City web site) **(None)**
- B. Board of Canvass meeting of April 13, 2020: (Council President Stevenson) (Minutes can be found on the City web site)
 - 1. Report the results of the April 7, 2020 Spring Election.
- C. Board of Public Works meeting of April 15, 2020: (Minutes can be found on the City web site)
 - 1. Information Only Items:
 - a) The Board approved Change Order No. 1 for Contract 1-19, for Sewer and Water Main Construction and Street Construction to Carl Bowers & Sons Construction Co., Inc., Kaukauna, in the amount of \$40,539.07.
 - b) The Board to approved Change Order No. 2 for Contract 2-19, for Miscellaneous Sewer and Water Main Construction and Street Construction to Robert J. Immel Excavating, Inc. Greenville, in the amount of (\$36,445.67).
 - c) The Board approved Pay Estimate No. 1 for Contract 1-20, Sewer and Water Main and Street Construction to Kruczek Construction, Inc. in the amount of \$95,340.10.
 - d) The Board approved Pay Estimate No. 1 for Contract 2-20, Miscellaneous Sewer and Water Main Construction to Carl Bowers & Sons Construction Co., Inc., Kaukauna, in the amount of \$427,922.75.

- e) The Board approved Pay Estimate No. 1 for Contract 5-20, Sewer and Water Main Construction to Robert J. Immel Excavating Inc., Greenville, in the amount of \$92,228.55.
- 2. Council Action Items:
 - a) The Board recommends Council award Contract 7-20, Re-Roof Apparatus Garage, Neenah-Menasha Fire Station #32, 125 E. Columbian Ave, Neenah WI to Oshkosh Industrial Roofing & Sheet Metal for the low bid of \$39,000.00 with an alternate bid of \$2,500 for a total of \$41,500.00. **(RollCall-Pro)**
 - b) The Board recommends Council approve the Final Payment for Contract 1-19, Miscellaneous Sewer and Water Main Construction to Carl Bowers & Sons Construction Co., Inc., Kaukauna, in the amount of \$73,832.52. **(RollCall-Pro)**
 - c) The Board recommends Council approve the Final Payment for Contract 2-19, Miscellaneous Sewer and Water Main Construction to Robert J. Immel Excavating, Inc., Greenville, in the amount of \$113,543.15. **(RollCall-Pro)**
 - d) The Board recommends Council approve the Amendment to Development Agreement for the First Addition to Integrity Acres. **(RollCall-Pro)**
- D. Community Development Authority
 - 1. Report from the CDA - Dir. Haese
- E. Library Board
 - 1. Report from the Library Board – Alderperson Erickson
- F. Neenah Arts Council
 - 1. Report from Neenah Arts Council – Alderperson Erickson
- XI. Presentation of petitions
 - A. Any other petition received by the City Clerk’s Office after distribution of the agenda.
- XII. Council Directives
- XIII. Unfinished Business
- XIV. New Business.
 - A. Discuss dates for Council picture – availability of Alderperson/staff
 - B. Mayor Kaufert’s announcement of his appointment to fill the expired term of Patrick Lewis on the Neenah-Menasha Joint Fire Commission, term expires May 2022. (To be announced at the May 6, 2020 Council meeting)
 - C. Mayor Kaufert’s announcement of his appointment to fill the expired term of Robert Spence on the Police Commission, term expires May 2024. (To be announced at the May 6, 2020 Council meeting)
 - D. Mayor Kaufert’s announcement of his appointment to fill the unexpired term of Larry Stelow as second alternate, term expires June 2024. (To be announced at the May 6, 2020 Council meeting)

- E. **Ratification Of Mayoral Proclamation No. 2020-03** Implementing Policy 2020-04 Pursuant to Emergency Authority as Provided by Wis. Stat. §323.14(4)(B) and The Declaration Of A Health Emergency In the City of Neenah By Mayoral Proclamation 2020-01
- F. Any announcements/questions that may legally come before the Council

XV. Adjournment

In accordance with the requirements of Title II of the Americans with Disabilities Act (ADA), the City of Neenah will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities. If you need assistance, or reasonable accommodation in participating in this meeting or event due to a disability as defined under the ADA, please call the Clerk's Office (920) 886-6100 or the **City's ADA Coordinator at (920) 886-6106 or e-mail attorney@ci.Neenah.wi.us** at least 48 hours prior to the scheduled meeting or event to request an accommodation.

COMMON COUNCIL MINUTES

Wednesday, April 1, 2020 - 7:00 p.m.

The Common Council of the City of Neenah, Winnebago County, Wisconsin, met in regular session at 7:00 p.m., April 1, 2020 held at a virtual location accessed by video conference call. Council members and the public used the following call-in information: join the meeting from a personal computer, tablet or smartphone from the following link:

<https://global.gotomeeting.com/join/132474093>

Or dial in using your phone.

United States: [+1 \(872\) 240-3412](tel:+18722403412)

Access Code: 132-474-093.

Mayor Kaufert in the chair.

Present: Alderpersons Boyette, Bates, Lang, Lendrum, Erickson, Spellman, Steele, Kunz & Stevenson, Director of Finance Easker, Director of Community Development & Assessment Haese, Director of Public Works Kaiser, & City Attorney Godlewski.

Also present, Deputy City Attorney Adam VandenHeuvel and Deputy Director of Community Development & Assessment Schmidt

In the absence of the City Clerk, and Deputy City Clerk, the City Attorney took the minutes of the meeting.

Mayor Kaufert called the meeting to order at 7:00 pm.

I. Roll Call and Pledge.

City Attorney called a voice roll call which showed that all alderpersons were present. The Mayor led the Council in the Pledge of Allegiance. Due to the virtual meeting style, Roll Call Pro voting system was not used.

II. Introduction and Confirmation of Mayor's Appointments

None.

III. Proceedings

None.

IV. Public Hearing

None.

V. **Committee/Commission Reports Pertaining to the Public Hearings**

None.

VI. **Public Forum**

There being no appearances, Mayor Kaufert declared the public forum closed.

VII. **Mayor/Council Consideration of Public Forum Issues**

None.

VIII. **Consent Agenda**

MS Lendrum / Steele to approve the Consent Agenda as follows:

- A. Approve Beverage Operator License Applications for: Maci Trzcinski. **(PSSC)**
- B. **(UC) There being no objections the motion was approved by unanimous consent.**

IX. **Reports of the Standing Committees.**

A. **Public Services and Safety Committee**

Chairman Bates reported the regular meeting of March 24, 2020:

- 1. Committee recommends Council approve a contract for outside services with Neighborhood Planners, LLC in the amount not to exceed \$15,000 for the S. Commercial Street Revitalization Plan funded by a grant from the Winnebago County Industrial Development Board. **MSCRП Bates / Lendrum,**
 - a) Ald. Kunz expressed excitement over the project and inquired about the Council's visibility and how the Council could be kept informed of progress.
 - b) Deputy Dir. Schmidt stated the project will form a steering committee, possibly with a council representative, for which and minutes will be kept and distributed to the public as well as Council.
 - c) **There being no further discussion, the City Attorney called the roll; all voting aye 9-0.**
- 2. Committee recommends Council approve the agreement and authorize the appropriate city officials to sign the Intermunicipal Agreement for the Abby Avenue Reconstruction project. **MSCRП Bates / Lendrum,**
 - a. Ald. Stevenson lauded Dir. Kaiser for his work in developing the spreadsheet and other documents to ensure that costs are appropriately divided between the two Cities.
 - b. There being no further discussion, **Mayor called for a voice vote; all voting aye 9-0.**

B. Finance & Personnel Committee

1. Regular Finance and Personnel Committee meeting of March 23, 2020: **(Cancelled)**

X. Reports of the Commissions and Special Committees.

A. Landmarks Commission – no report

B. Sustainable Neenah Committee-no report

C. Business Improvement District (BID) Board

1. Alderperson Lang reported from the Business Improvement District Board (BID Board); They have scheduled a meeting for Friday April 3 at 9 a.m. to discuss the ongoing planning efforts in combatting the Covid 19 pandemic.

Bergstrom Mahler Museum

- I. Alderperson Spellman reported from the Bergstrom Mahler Museum meeting of March 25th.
 - A. The Museum welcomed two new members to its board
 - B. The Museum continues its planning for the Covid-19 Pandemic. It is now closed to the public, but the staff is seeking ways to connect to the public online.
 - C. The next meeting of the Museum Board will occur on April 22, 2020 at 5:30 p.m.

Petitions

- I. Annexation Petition Armstrong Street and Public Right-of-Way. **MS by Stevenson/Lang, to refer to Plan Commission and Finance and Personnel Committee.**
 - A. City Attorney Godlewski reported that in discussions with the Town, and in lieu of the Town filing an action in Court to challenge the City's annexation, they would agree to hold final action on this annexation pending talks on the boundary agreement between the Town and City.
 - B. Ald. Kunz expressed surprise by the expansion of the scope of this action to include a broader discussion of boundary agreement disagreements. He indicated that he was not sure what action was appropriate.
 - C. Ald. Stevenson was surprised by expansion of scope as well, but referral seems to be an appropriate action. He stressed the need to bring the Council in on the process.
 - D. The Mayor indicated that talks often occur between Town and City leaders, and he would ensure the Council has input in the process.
 - E. City Attorney likewise agreed that Council input would be a central part of the process.

- F. Director Kaiser indicated that Shootingstar and Armstrong were bid as alternates in contract 3-20 and action on the bids was held pending resolution of the issues with the town.
- G. **There being no further discussion, the Mayor called for Unanimous Consent; there being no objection, Motion carried.**
- II. Annexation Petition 1490 Breezewood Lane. (Motion to refer to Plan Commission and Finance and Personnel Committee) **(UC)**
 - A. **MS by Stevenson/Kunz to refer to Finance Committee and Plan Commission items B, C, D.**
 - B. The Mayor called on Dep. Dir. Schmidt, who explained the background of these annexations by agreement on Breezewood Lane.
 - C. **Mayor called for Unanimous Consent, there being no objection, Motion Carried.**
- III. Annexation Petition 1510 Breezewood Lane. (Motion to refer to Plan Commission and Finance and Personnel Committee) **(UC)**
 - A. **MS by Stevenson/Kunz to refer to Finance Committee and Plan Commission items B, C, D.**
 - B. **Mayor called for Unanimous Consent, there being no objection, Motion Carried**
- IV. Annexation Petition 1480 Breezewood Lane. (Motion to refer to Plan Commission and Finance and Personnel Committee) **(UC)**
 - A. **MS by Stevenson/Kunz to refer to Finance Committee and Plan Commission items B, C, D.**
 - B. **Mayor called for Unanimous Consent, there being no objection, Motion Carried.**

The Co Council Directives

None

Unfinished Business

None

New Business

- A. Registration for Davis/Kuelthau's 42nd Annual Public Officials Program. Wednesday April 29, 2020 at the Comfort Suites – Rock Garden, Green Bay from 5:00 pm to 8:15 pm. Any Alderperson interested in attending please let Dep. Clerk Cheslock know so reservations can be made. This has been converted to on line presentation
- B. Mayor Kaufert's appointment to fill the expired terms of Merry Whipple, Carol Codner on the Library Board for a three- year term to expire April 2023. (To be considered at the April 21, 2020 Organizational Meeting)
- C. Mayor Kaufert's appointment to fill the expired terms of Tom Martin and Grant Birtch on the Community Development Authority for four years term to expire April 2024. (To be considered at the April 21, 2020 Organizational Meeting)

- D. Mayor Kaufert's appointment to fill the expired term of Gerry Andrews on the Plan Commission for a three year term to expire April 2023. (To be considered at the April 21, 2020 Organizational Meeting)
- E. Ratification of Mayoral Proclamation 2020-02: Defining Emergency Responder for City of Neenah.
 - 1. Dep City Attorney VandenHeuvel explained the nature of the proclamation and the policy regarding definition of emergency responder under the federal legislation.
 - 2. **MS Stevenson/Bates to ratify Mayoral Proclamation 2020-02. Motion carried on a voice vote unanimously.**

Adjournment

- I. **MSC Boyette /Steele to adjourn into closed session as stated below at 8 p.m., City Attorney called the roll, all voting aye.**
- I. The Council will convene in closed session pursuant to Wis. Stat. 19.85(1)(g) for the purpose of conferring with legal counsel concerning litigation strategy.. Ulrich v. City of Neenah 20cv270

James G. Godlewski
City Attorney



AN ORDINANCE: By the Neenah Plan Commission
Re: Rezoning land located 1313 S. Commercial Street from C-1, General Commercial District to M-1, Multi-Family Residence District and land located at Parcel Number 02-0618 from R-1, Single-Family Residence District to M-1, Multi-Family Residence District.

ORDINANCE NO. 2020-01
Introduced _____ April 14, 2020
Committee/Commission Action:
RECOMMENDED FOR PASSAGE

AN ORDINANCE

The Common Council of the City of Neenah, Wisconsin, do ordain as follows:

Section 1. Section 26-123 of the Neenah Municipal Code pertaining to zoning districts, and the map therein described, is hereby amended by rezoning 1.50 Acres of land located 1313 S. Commercial Street from C-1, General Commercial District to M-1, Multi-Family Residence District and land located at Parcel Number 02-0618 from R-1, Single-Family Residence District to M-1, Multi-Family Residence District. The property is more particularly described as follows:

Of part of Lot 7 of J.H. Peckham's Addition being part of the Southeast 1/4 of the Northeast 1/4 of Section 33, Township 20 North, Range 17 East, City of Neenah, Winnebago County, Wisconsin, described as follows:

Commencing at the East 1/4 corner of said Section 33; Thence South 89°28'58" West along the South line of said Northeast 1/4, 192.10 feet; Thence North 00°12'14" West, 39.70 feet to the monumented North right-of-way line of Byrd Avenue; Thence South 89°20'41" West along said monumented North right-of-way line, 466.08 feet to the monumented West line of said Lot 7 of J.H. Peckham's Addition; Thence North 00°08'14" West along said monumented West line, 290.90 feet; Thence North 00°20'32" West along said monumented West line, 250.78 feet to the monumented North line of the West 110 feet of the South 189 feet of the North 320 feet of said Lot 7 of J.H. Peckham's Addition and the point of beginning; Thence North 89°42'30" East along said monumented North line, 110.47 feet to the monumented East line of said West 110 feet of the South 189 feet of the North 320 feet of Lot 7 of J.H. Peckham's Addition; Thence South 00°11'55" East along said monumented East line, 188.35 feet to the monumented South line of said West 110 feet of the South 189 feet of the North 320 feet of Lot 7 of J.H. Peckham's Addition; Thence South 89°30'56" West along said monumented South line, 110.00 feet to said

monumented West line of said Lot 7 of J.H. Peckham's Addition; Thence North 00°20'32" West along said West line 188.72 feet to the point of beginning.

Of part of Lot 8 of J.H. Peckham's Addition being part of the Southeast 1/4 of the Northeast 1/4 of Section 33, Township 20 North, Range 17 East, City of Neenah, Winnebago County, Wisconsin, described as follows:

Commencing at the East 1/4 corner of said Section 33; Thence South 89°28'58" West along the South line of said Northeast 1/4, 192.10 feet; Thence North 00°12'14" West, 39.70 feet to the monumented North right-of-way line of Byrd Avenue and the West line of the East 192.10 feet of said Lot 8 of J.H. Peckham's Addition; Thence North 00°12'14" West along said West line and the West line of Lot 1 of Certified Survey Map Number 6972 recorded in Volume 1 on Page 6972 as Document Number 1692201, 289.81 feet to the South line of the North 61.3 feet of the South 391.9 feet of Lot 8 of J.H. Peckham's Addition and the point of beginning; Thence South 89°28'44" West along said South line, 66.08 feet; Thence North 00°25'09" West, 62.06 feet to the monumented North line of said North 61.3 feet of the South 391.9 feet of Lot 8 of J.H. Peckham's Addition; Thence North 89°22'25" East along said North line, 102.81 feet; Thence 89°30'56" East along said North line, 186.92 feet; Thence South 89°30'56" West to the monumented South line of said West 110 feet of the South 189 feet of the North 320 feet of Lot 7 of J.H. Peckham's Addition, 110.00 feet; Thence North 00°20'32" West, 62.06 feet; Thence North 89°28'44" East, 399.65 feet to the Point of Beginning.

Parcel ID: 80206180000 & 80206280000

Section 2. Severability. In the event any section, subsection, clause, phrase or portion of this ordinance is for any reason held illegal, invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remainder of this ordinance. It is the legislative intent of the Common Council that this ordinance would have been adopted if such illegal provision had not been included or any illegal application had not been made.

Section 3. Repeal and Effective Date. All ordinances or parts of ordinances and resolutions in conflict herewith are hereby repealed. This ordinance shall take effect from and after its passage and publication.

Adopted: _____

Approved:

Published: _____

Dean R. Kaufert, Mayor

Attest:

Stephanie Cheslock, Deputy City Clerk

CITY OF NEENAH
PUBLIC SERVICES AND SAFETY COMMITTEE MEETING MINUTES
Tuesday, February 25, 2020 - 6:30 PM
Hauser Room - City Administration Building

Present: Alderpersons Bates, Lang, and Stevenson

Excused: Alderpersons Lendrum, and Spellman

Also Present: Mayor Kaufert, Director of Public Works Kaiser, Public Works, Director of Community Development and Assessment Haese, Police Chief Olson, Superintendent Radtke, Traffic Engineer Merten, Ald. Erickson, Jim Erickson, Ardythe Rasmussen, Dan McIntosh, Bette McIntosh, Rick Mosbacher, Beth Resch, Greg Derhaag, Cari Ullrich, Natalie Ullrich, Scott Springmier,

Minutes: **Motion/Second/Carried Lang/Stevenson to approve the minutes of the February 11, 2020 Regular Meeting.** All voting aye.

Public Appearances: None

Request for a Stop Sign for Whittier Drive & Kraft Street Intersection: Traffic Engineer Merten reviewed his memo of February 6, 2020, evaluating the 2-Way Stop warrant analysis for the intersection of Whittier Drive and Kraft Street, which was prepared in response to a request to replace the existing Yield signs on Kraft Street with Stop signs. He noted that the warrants are part of the controlled intersection policy and are based, in part, on the Manual on Uniform Traffic Control Devices. He stated that the School/Park Warrant may be met, depending on its interpretation. His recollection was that the warrant was intended for regional parks, which are high traffic generators than neighborhood parks and cause traffic that is more comparable to a school.

Ald. Erickson, 1402 Whittier Drive, addressed the Committee to express support for the change. She noted the three crashes that have occurred there since 2007. She stated that each of the cars involved in the crashes had to be towed because of the extent of damage. She also noted a near miss that occurred in January.

Joyce Argall, 1350 Whittier Drive, addressed the Committee to express support for the change. She described the crash that occurred in November 2019.

Chairman Bates noted that the initial Stop sign request, after the 2007 crash, also requested that the controls be moved from Kraft Street to Whittier Drive. Ald. Erickson noted that she was told that Whittier is the more major street of the two. Traffic Engineer Merten confirmed this.

Jim Erickson, 1402 Whittier Drive, addressed the Committee to express support for the change. He stated that the City can't just be concerned with statistics in these evaluations since they don't take into account the "almost" events. He expressed that the view of the people who see and use the intersection on a regular basis should carry more weight. He encouraged the City to be pro-active in addressing these.

Ald. Erickson addressed the Committee to state that residents Steve Terrien and Tim Peeters were unable to attend the meeting but also supported the change.

Traffic Engineer Merten described the rationale behind and application of the criteria and noted the frequency of these types of requests. He described how he applies the criteria.

Jim Erickson addressed the Committee to note the road configuration and difficulty in seeing traffic approach from the north. Traffic Engineer Merten noted that there are a couple of trees that could be trimmed to improve sight lines. Ald. Erickson noted that there was not consistency in the direction that vehicles were traveling in each of the three accidents.

Committee discussed the compliance with Yield signs versus Stop signs. Traffic Engineer Merten confirmed that the 2-Way Stop criteria would have been satisfied if the Schools/Parks warrant was met. Ald. Stevenson noted that vision clearance issues should be corrected regardless of any signing change.

REPORT

Following discussion, **Motion/Second/Carried Stevenson/Lang to recommend Council approve the installation of a Stop Sign at the Intersection of Whittier Drive and Kraft Street on a trial basis for one year and to direct staff to follow up with trees in the vision clearance area.** All voting aye.

Lakeshore Avenue Schedule: Director Kaiser reviewed the public input schedule for the Lakeshore Avenue project. He stated that the materials provided to the Committee would be available at the two open house-style public input sessions. He requested input from the Committee on the materials. Committee noted a discrepancy in the concept numbering between a two of the displays. Committee suggested that the dimensions shown on the cross-sections correlate directly with the dimensions listed on the display boards. Director Kaiser reviewed the creation of the abutting trail concept. He stated that it was a concept to use the same overall footprint as the on-street lane option but uses curbing to provide some physical separation between vehicle traffic and pedestrian traffic.

Dan McIntosh, 234 Lakeshore Avenue, provided the Committee with an email from Director Kaiser that included a table of the street cross-section for the on-street lane concept (attached). He noted a number of concerns with the other concepts including the ability to accommodate service vehicles without blocking traffic on the road.

Greg Dehaag, 260 Lakeshore Avenue, addressed the Committee to express a concern with the road width for the offset trail option, especially as it relates to backing a trailer into the driveway.

Rick Mosbacher, 256 Lakeshore Avenue, addressed the Committee to note a similar concern with the road width under the offset trail option. He also noted that people and service vehicles occasionally park on the street and the narrower road will cause them to block traffic. He expressed that the on-street lane option provides a more functional road.

Scott Springmier, 270 Lakeshore Avenue, addressed the Committee to express a similar concern with the functionality of the narrower road under the abutting trail and offset trail options.

Ardythe Rasmussen, 117 N. Park Avenue, addressed the Committee to state that her measurement of the Riverside Park roadway width was 14 feet and stated that this was insufficient to have vehicles pass. Director Kaiser stated that the Riverside Park road was designed to be 17 feet wide from back of curb to back of curb. He noted that staff had placed two vehicles, a full size pick up and a car, side-by-side on the road without issue.

Dan McIntosh addressed the committee to express a concern with using the Riverside Park roadway as a comparable since Lakeshore Avenue isn't in a park. He also expressed concern with the paper form of the survey and the potential lack of control on the number of times that people can vote. Traffic Engineer Merten stated that the data from the paper survey entries can be segregated from the on-line surveys. Mr. McIntosh provided the Committee with other written comments (attached).

Beth Resch, 256 Lakeshore Avenue, addressed the Committee to express concern that the option renderings displayed the project at its widest and most open point. She noted that there were no renderings of the Wisconsin Avenue end of the project or the Kimberly Point Park end. Committee discussed the trail connection to Kimberly Point Park.

Committee discussed the survey collection. They noted that it is intended to be another piece of information about the proposals, not winner take all vote.

Ald. Erickson addressed the Committee to ask if the tree types impacted were known. Director Kaiser stated that inventories from Parks Superintendent Fink and R.A. Smith National were correlated to the topographic survey prepared by OMNNI Associates to determine the trees that were impacted.

Fourth Quarter Statistics for Neenah Police Department: Committee discussed the fourth quarter statistics. Chief Olson noted that some of the data trends are affected by the way that the new records management system codes calls. He stated that the department's data analyst will review the coding of past data to bring it into consistency with the current coding.

Chief Olson noted trends in firearms offenses and drug seizures. He noted prostitution offenses and described the manner in which the department works with human services organizations to assist the women involved. He noted causes and impact of gang activity in the area.

Following discussion, **Motion/Second/Carried Stevenson/Lang to accept and place on file the Fourth Quarter Statistics for the Neenah Police Department.** All voting aye.

Final Resolution No. 2020-05: Sanitary Sewer Installation Construction (Abby Avenue, Bond Street, Center Street, Clybourn Street, Monroe Street, and Van Street)

Following discussion, **Motion/Second/Carried Stevenson/Lang to recommend Council adopt Final Resolution No. 2020-05 for installation of sanitary sewer laterals for properties served by sanitary sewers on Abby Avenue, Bond Street, Center Street, Clybourn Street, Monroe Street and Van Street.** All voting aye.

County/Municipal Agreement with Winnebago County regarding CB/JJ Roundabout: Director Kaiser reviewed the agreement terms. He noted that the agreement calls for splitting the cost of design and construction. Winnebago County would cover the cost of the right-of-way acquisition. The estimated City share of the project cost is \$999,000. He noted that the project is included in the 2021 TID 11 capital improvement program at a budget estimate of \$1,200,000. He reviewed other terms and conditions of the agreement. He noted that the City will have ongoing responsibility for street lighting costs and pedestrian facility maintenance. He noted that design will be done in 2020, real estate in 2021 and construction on 2022.

Committee discussed the project timetable and the possible impact on the capital improvement budget. Director Kaiser confirmed that the Town of Neenah was not a project participant since the roads involved are not under their jurisdiction.

REPORT

Following discussion, **Motion/Second/Carried Lang/Stevenson to recommend Council approve the County/Municipal Agreement with Winnebago County for the design and construction of a roundabout at the CTH CB/CTH JJ intersection and authorize the Director of Public Works to sign the agreement.** All voting aye.

Licenses:

Beverage Operator License Application:

C.A.

Following discussion, **Motion/Second/Carried Stevenson/Lang to recommend Council approve beverage operator license applications for Ruben Hernandez, Steven Konrad and Lashia Lee.** All voting aye

Temporary Class "B" (Picnic) Beer License Application, Future Neenah, Inc.

The Committee reviewed the request for a temporary Class "B" (picnic) beer license application from Future Neenah, Inc. for their Summer Kick Off: Bike to Boogie to be held on June 10, 2020. Mayor Kaufert noted that he would be interested in exploring a requirement to have non-alcoholic beer at these events.

Following discussion, **Motion/Second/Carried Lang/Stevenson to recommend Council grant a temporary Class "B" (picnic) beer license to Future Neenah, Inc., for their Summer Kick Off: Bike to Boogie to be held at 200 W Wisconsin Avenue on June 10, 2020.** All voting aye. *(Council action on this license will be deferred until the Special Event Agreement is processed.)*

Retail Liquor/Beer Application

Committee reviewed the Class B retail liquor/beer license application for Little Siam, LLC. Chairman Bates stated that the Liquor License Review Subcommittee had recommended approval of the application. She noted that the subcommittee had discussed the transfer of this license with previous owners. It was stated that the new license will have the same operating premise and approvals as those that have existed previously.

C.A.

Following discussion, **Motion/Second/Carried Stevenson/Lang to recommend Council approve the Retail “Class B” Malt & Liquor License application for Little Siam, LLC, 208 W Wisconsin Avenue, Thong Vue, agent.** All voting aye.

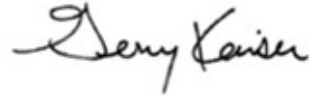
Public Works General Construction and Department Activity:

- 1) Contract 1-19 (Caroline, Stevens, Fifth) – Work is complete. A final estimate is being prepared.
- 2) Contract 2-19 (Stanley Ct, Stanley St, Thomas) – Work is complete. A final estimate is being prepared.
- 3) Contract 7-19 (Breezewood Sanitary Sewer) – The sanitary sewer interceptor has been installed from Breezewood Lane to a point approximately 2,300 feet north. When weather improves later this year, the work in Breezewood Lane will be done. We tentatively expect that to happen in early to mid March.
- 4) Contract 1-20 (Abby, Bond, Center, Clybourn) – Bids will go to the Board of Public Works on 2/25 with award anticipated at the 3/4 Council meeting. A pre-construction meeting is scheduled for 2/25. A memorandum of understanding with the City of Menasha is being finalized and will be brought to a future Committee meeting.
- 5) Contract 2-20 (Utilities - Van, Monroe) – Bid opening is scheduled for 2/27.
- 6) Contract 3-20 (Street - Van, Monroe, Gillingham, Shootingstar, Armstrong) – Bid opening is scheduled for 2/27. Work on Shootingstar and Armstrong is being bid as an alternate to the base bid.
- 7) Contract 4-20 (Green Bay, Tullar) – Design work is ongoing. Green Bay Road has been submitted for Municipal Street Improvement Program – Discretionary funding. We should learn the outcome of that application in March. If our application is successful, this would provide funding for up to 50% of eligible project costs.
- 8) Contract 5-20 (Utilities - Lakeshore) – Bid opening is scheduled for 3/11.
- 9) Contract 6-20 (Street - Lakeshore) – Work is on-hold pending the design decision.
- 10) Contract 7-20 (Fire 32 Apparatus Bay Roof) – Specifications are being prepared. A bid date has not been set.
- 11) Contract 8-20 (Epoxy Pavement Marking) – Plans are being prepared. Committee suggested including the markings on the Breezewood Interchange.
- 12) Contract 9-20 (Millview Drive Utility Relocations) – Storm sewer and sanitary sewer relocation plans are being prepared. Work is being done in preparation for development on Site 6. Committee inquired as to the status of the Millview warehouse site. Mayor Kaufert stated that there was no update.
- 13) Courtney Court – Work is complete for the winter. The topcoat of asphalt will be placed later this year.
- 14) Drop-off Site – Opening is scheduled for 3/2. There will be some work remaining on the new layout, so we will be in a transition period for about two months, weather dependent.

Announcements/Future Agenda Items: None

Motion/Second/Carried Lang/Stevenson to adjourn at 8:40 p.m. All voting aye.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Gerry Kaiser". The signature is written in a cursive, flowing style.

Gerry Kaiser, PE
Director of Public Works

Subject: Re: Road widths
From: GKaiser@ci.neenah.wi.us
Date: 2/18/2020, 10:35 AM
To: "Dan McIntosh" <dmcintosh@new.rr.com>
CC: JEckhart@ci.neenah.wi.us

Dear Mr. McIntosh,

I apologize for the delay in getting back to you on this.

When it comes to the overall road width of the on-street lane concept, we're not too far apart. There are a couple of things that I'd like to point out.

1. One detail that isn't necessarily clear in the AASHTO policy is that, per standard practice, the gutter pan width is not included in the lane width for a street. If we use a 10-foot vehicle lane, that width would be to the edge of the gutter pan. Drivers generally shy away from driving on the gutter pan.
2. The bike lane that you describe would be one-way only. We are planning to accommodate two-way bicycle traffic.

The list below shows how we arrived at the 24-foot width.

Item	Width (feet)
Curb head. (This width is the same whether a vertical curb or an angled curb is used.)	0.5
Gutter pan. (The gutter pan width is narrower than we typically use, but will be sufficient for drainage purposes on this street.)	1.0
Vehicle travel lane.	10.0
Separator (combination striping/rumble strip)	2.0
Bicycle/Pedestrian lane. (As with the vehicle lane, bicyclists and pedestrians shy away from being on the curb pan, so it is not included in the lane width.)	9.0
Gutter pan.	1.0
Curb head	0.5
TOTAL	24.0

As was discussed at the Committee meeting several weeks ago, the on-street bicycle/pedestrian lane will not be available for parking except for emergencies. Once we designate that area of the street for bicycle and

Comments made at the February 24, 2020 meeting of the P S and S Committee

Recently, several questions were posed to Director Kaiser concerning the rationale for the proposed street width of 24' and for the varying number of trees removed in Option #1. Director Kaiser provided a very detailed response applying standard practice guidelines with a helpful illustrative table explaining how he arrived at the 24' street width. The following points were clarified:

- 1) The bike lane was designed to allow for two-way bike traffic vs. one-way.
- 2) A two-foot wide separator strip ("combination striping/rumble strip") between the road and the on-road trail would be a part of the design.
- 3) The vehicle travel lane width will be 10' wide versus 22' wide currently.

We have directed some additional questions and comments to Director Kaiser in our email of February 21, 2020, that mainly relate to the decision-making process regarding why and how specific plans evolved.

Going forward, we'd like to offer few suggestions for consideration in explaining the Concepts and Options to the public:

- 1) Point out, and /or clearly label, the 2' separator strip on the diagrammed cross section in Concept A.
- 2) Align Concepts A, B and C with Options 1, 2 and 3, whereas now Concept B is Option 3.
- 3) Comparing the road through Riverside Park to the narrowed road in Option 3 is problematic because:
 - a) the functional use of the Riverside Park road is not comparable to Lakeshore Ave. because Lakeshore Ave. is a residential street with right angle ingress/egress points, has more traffic, has regularly stopped service vehicles, etc.
 - b) it misleads people to conclude that the Lakeshore Ave. green space is a City Park e.g. see comments on Facebook.
- 4) Use objective measures in your public presentations as was done in the survey, for example: \$ costs, feet of width, number of trees. Avoid subjective value judgments such as rating scales and aesthetics.

Lakeshore Ave. residents have major concerns with Option #3 with its narrower street (14' travel lane) configuration. Many pedestrians and bicyclists will continue to use the street as they are doing now on other streets which have sidewalks or adjacent paths. The 8' narrower travel lane will put pedestrians and bicyclists in much closer proximity to vehicles than they are now with the current 22' travel lane. Consequently, we believe that there will be more congestion and the creation of a safety risk with this narrower travel space.

As you may be aware, Lakeshore Ave. residents are permitted to have boat docks and piers because of the Riparian rights granted by the 1934 WI Supreme Court decision. These Riparian rights encompass the "Riparian Management Zone" (RMZ) . The RMZ, per the DNR, extends 35' landward from the normal high water mark of Lake Winnebago. This RMZ ownership conveys the right and responsibility to take care of the RMZ. We believe our ownership responsibility includes maintaining and protecting the trees which provide natural habitat and shoreline stability. This responsibility also includes the management of the turf to prevent runoff and to minimize impervious hard surface in this zone. We want to work cooperatively with the City to effectively discharge our responsibility.

CITY OF NEENAH
PUBLIC SERVICES AND SAFETY COMMITTEE MEETING MINUTES
Tuesday April 14, 2020 - 6:40 PM

Due to the Public Health Emergency caused by the COVID-19 Pandemic, these meeting minutes are from a virtual web link (Audio & Video) and conference call (Audio only). There were no in-person attendees from the public.

Present: Alderpersons Bates, Lang, Lendrum, Spellman, and Stevenson

Excused: None

Also Present: Mayor Kaufert, City Attorney Godlewski, Director of Public Works Kaiser, Police Chief Olson, Police Captain Van Sambeek, Director of Community Development and Assessment Haese, Deputy Director of Community Development and Assessment Schmidt, Traffic Engineer Merten, Special Agent in Charge of LWAM Ray Taylor, Ald. Erickson, Ald. Boyette, Ald. Steele, Lee Hillstrom, Joe Bachman, Rick Mosbacher, Scott Springmier, Kathy Springmier, Dan McIntosh, Jean Maurice Boyer, Brian Walter, Joyce Argall, John DeBruin, Rodney Carter, David DeWitt, Liza DeWitt, Robert Dove, Ned Hughes, Cari Ullrich, Director of Information Systems Wenninger

Minutes: Motion/Second/Carried Lendrum/Lang to approve of the minutes of the meeting of March 24, 2020. All voting aye.

Public Appearances:

Chairman Bates received Committee consent to have Traffic Engineer Merten review the Lakeshore Avenue survey results prior to proceeding with Public Appearances.

Traffic Engineer Merten reviewed the timeframe of the Lakeshore Avenue Project Alternatives Survey and the means by which the public was made aware of the survey. He noted that 1,741 surveys were submitted either in electronic or paper form. He reviewed the number of surveys received through the various means of notification. He reviewed the survey results for residency, frequency of use of Lakeshore Avenue, and transportation mode used on Lakeshore Avenue. He noted that the overall preferred design alternative results were 63% for the offset trail, 22% for the on-street lane and 15% for the abutting trail. He reviewed the preferred design alternative selection grouped by the means of notification. He reviewed the preferred design alternative selection grouped by residency. He discussed the comments that were received and how they were categorized.

Rodney Carter, attorney with Hubsch Blackwell, Milwaukee, addressed the Committee. He noted that he was retained by a number of residents on and near Lakeshore Avenue. He requested that Committee stay action on a design alternative selection until a consultant report prepared on behalf of the residents can be provided to the Council. He also asked the Committee to consider a modification to Option 1. He noted that they are in the process of obtaining a consultant to address environmental concerns with the goal of presenting a report with input and options for Council consideration. He asked that if the Committee wishes to proceed that they consider a modified Option 1 by resurfacing the street, placing a stripe to separate vehicle from pedestrian traffic, placing a rumble strip and not providing storm water drainage into the lake. The residents feel that this will minimize the impacts of the improvement. Their goal is to have their consultant's information before the Council on May 6. He indicated that the name of the consultant can be provided to the City when they are formally engaged. Committee questioned Atty.

Carter on the consultant qualifications being sought. He indicated that they are seeking a firm with expertise in environmental issues and public safety.

Rick Mosbacher, 256 Lakeshore Avenue, noted his observations with the ongoing utility work. He related that he halted work by the utility contractor that, he felt, would have impacted a tree. He noted the location of a nearby flume and encouraged that it be used for storm drainage instead of installing a storm water pipe. He encouraged the need to preserve the shoreline.

Lee Hillstrom, 1021 Sterling Avenue, thanked staff for preparing the survey. He noted that 1700 surveys was an impressive response. He noted that the first choice of the respondents was the safety offered by the offset trail. He noted the late request for a delay on the decision and expressed a concern that additional delays could push road construction beyond this year.

Scott Springmier, 270 Lakeshore Avenue, stated that the City has missed an important step by not addressing environmental concerns and by harming more trees. He stated that the offset trail will have negative impacts on shoreline erosion. He stated that an environmental impact assessment needs to be prepared to identify the issues and a plan developed for riparian area management including the long-term management of trees in the riparian area. He stated that the study would be completed as soon as possible and stressed the importance of considering environmental values and long-term planning in this project.

Kathy Springmier, 270 Lakeshore Avenue, questioned if the survey respondents understood the environmental impact of the alternatives. She requested that Council wait for a study. She stated that survey respondents may have mistakenly believed that the City owns and maintains the riparian zone.

Dan McIntosh, 234 Lakeshore Avenue, stated that the survey results were information not a referendum. He stated that the survey taking was not controlled and indicated that he had multiple opportunities to take it. He stated that non-resident opinions should not be given the same weight as resident opinions. He questioned the value of considering the input of high school students since they don't vote or pay taxes. He stated that survey respondents through Facebook would be biased to a younger demographic. He questioned why Option 2 was allowed for consideration. He expressed that Option 3 does not provide a roadway of a practical width.

John DeBruin, 620 E. Wisconsin Avenue, expressed that the area should be enjoyed by everyone and noted the quaintness of the lakeshore area and the architecture in the neighborhood. He stated that there is very little greenspace between the road and the lake. He expressed a concern with the possibility of on-street parking under Option 3. He expressed a surprise that safety was identified as a concern in the survey comments. He noted that people may still walk on the street even if a trail is constructed. He noted the damage to turf that can result from plowing snow on a meandering trail.

David DeWitt, 173 N. Park Avenue, stated that the project started as a safety concern when there were no reported accidents. He noted the speed limit reduction to 15 mile per hour. He stated that having a mix of users on the road results in a heightened awareness for drivers who know that they have to share the road with bicyclists and pedestrians. He expressed concern with areas where the proposed path would abut the road. He stated that residents are looking out for community safety and shoreline protection. He

suggested that the project start with an on-street lane since an offset trail could be added at a later time if it was deemed necessary.

Jean Maurice Boyer, 1101 Nicolet Boulevard, addressed the Committee to express support for an offset trail. He stated that this will create a safe and welcoming space to take full advantage of Lakeshore Avenue, Kimberly Point Park and Riverside Park. He noted that surveys performed by the Wisconsin Bike Federation have shown that people with young families will avoid an area if they don't feel that it is safe so reliance on historical crash information may not provide a complete picture.

Brian Walter, 1542 Whitetail Drive, addressed the Committee to express support for an offset trail. He provided background on his involvement in the matter. He stated that users want the option of being off of the street. He noted observation of lawn care treatment in the area that could impact the lake water quality. He noted the removal of at least five trees in the past 12 years at the request of the neighbors. He noted the impact that the resident boat docks has on the ambiance and environmental issues along the shore. He noted that safety measures are taken to prevent an accident. He noted a concern with distracted drivers on the road. He noted that this street and offset trail design was also used in Riverside Park.

Cari Ullrich, 143 N. Park Avenue, disagreed with Mr. Walter's comments about tree removals that have occurred. She noted that she has been wanting to plant more trees in the area between the road and the shoreline but has held off at the request of the City. She stated the need to preserve this area of Neenah. She expressed that the step of considering the environmental impact has been skipped. She expressed a concern with increasing impervious area.

Ned Hughes, 1140 Manor Drive, noted the positive work done by the City in several locations where off-street facilities were added to provide space for walkers and runners. He noted his experience using Lakeshore Avenue over the past 30 years. He stated that this is a popular and important corridor for the City. He stated that the safety of all of the various users should be considered and encouraged the Committee to recommend Option 3.

Lakeshore Avenue Public Input/Project Selection:

On questioning, from the Committee, Director Kaiser confirmed that an environmental report was not been prepared. He noted contacts with several organizations to gather information about shoreline protection options. He noted staff experience with storm water management issues. He noted the need to account for storm water control and management regardless of the street design. He noted the potential impact of poorly drained roadway on the pavement structure.

Committee requested a status of the utility work on Lakeshore Avenue. Director Kaiser noted that several of the storm sewer outfalls have been placed. He noted that staff is reviewing a slight change in the storm work at the Wheeler Street intersection to see if a potential tree impact can be avoided. He noted the comment made by Mr. Mosbacher relative to a tree impact at an outfall north of Wheeler Street. He stated that the sewer outfall is located 13 feet away from the tree in question. He also reviewed the purpose of the storm outfall in that area and noted that the nearby flume would not be adequate. He noted that the contractor is currently working on water main. City Attorney Godlewski updated the Committee on the status of the lawsuit.

Ald. Lendrum expressed a desire to consider every possible option for the road project. She stated that she would like to know more about the option being suggested by the residents but expressed a concern with the amount of delay that would cause. Director Kaiser reviewed the project bidding and construction timeline. He noted concern with pushing the project to a point of completion late in the year. He also noted that the alternative developed by the consultant would need to be reviewed by City staff. Ald. Lendrum expressed a willingness to table the design selection if information could be received more quickly from the resident's consultant but reiterated her concern with the timeframe outlined by their attorney.

Chairman Bates noted past inclusions of consulting services for this project design in the capital improvement budget. She noted that the timeframe for making this decision has been known for some time and that delaying the bid will impact project cost. She also expressed a concern that the proposed environmental study will not take into account the safety concerns that were expressed in the survey.

Committee questioned the potential legal action if the offset trail option were selected. Atty. Carter stated that he couldn't speak for the residents on that at this point but suggested that the City could hold them to a firm date to have their information available. He also noted that, if a design selection moves forward, he would do his best to get something before the Council to articulate the views of the residents.

Committee discussed the resident goals for conducting an environmental study and the presumption that the residents hope that such a review will show that there are negative environmental consequences to including an off-street trail on this project.

Ald. Stevenson noted his support for Option 1 for reasons of retaining the ambiance of the area and because of the safety experience that is documented. He noted that the survey had value but was not a referendum on the project. He expressed disappointment that the residents filed suit against the City. He noted that the utility construction work should have surprised no one. He asked Atty. Carter if the residents would still proceed with the environmental study if Option 1 were selected. Atty. Carter noted that Option 1 is preferred by the residents. Ald. Stevenson noted that if a plan that addressed both resident and City concerns were available, it should have been provided prior to the meeting. He reiterated his disappointment in their actions on this. Atty. Carter noted that nature of the lawsuit goes to the City's authority to work in the greenspace between the road and the shoreline not to the project design.

Ald. Bates addressed Mr. McIntosh's concern about including Option 2 in the survey. She noted that there was nothing formal needed to include that option in the survey. She noted that reviewing the comments was the most valuable aspect of the survey. She stated that we need to think ahead to what the future would be and not be stuck in the past. She expressed that the opinions of the high school students and Facebook users have value because they are the future.

Ald. Spellman noted the traffic speed analysis that has been provided along with the vehicle and pedestrian counts that were performed. She had felt that Option 2 was doable but after reading the survey results and noting the concerns that were expressed for separating vehicle and pedestrian traffic, she feels that Option 3 is the best choice. She noted that if an environmental study is prepared, she would like to see a comparison of

Option 2 to Option 3. She noted that while she doesn't want to see trees come down, she understands that it may need to happen.

City Attorney Godlewski discussed the possible outcomes of action at this meeting. Committee discussed the possible scope of work being requested and the timeframe needed to complete an environmental report. Director Kaiser noted that WDNR was contacted regarding permitting needed for the project for the storm water outfalls and the notice of intent when a road construction plan is known. He noted that WDNR was also contacted regarding shoreline protection and riprap. Ald. Stevenson noted that the Council must keep in mind that the environmental report is being sponsored by the residents and will say what they want it to say. Committee noted that they would be disappointed if staff had not considered environmental concerns in developing the project.

Mayor Kaufert questioned various distances between the proposed trail and the shoreline and the existing road and the shoreline. Director Kaiser reviewed the road construction timeframe and the rest period needed after the utility installation.

Committee discussed plowing for the trail. Director Kaiser noted that the Public Works superintendent and Parks superintendent would be determining the equipment and prioritization to maximize the efficiency of equipment and personnel.

Ald. Boyette addressed the Committee regarding the storm sewer work. City Attorney Godlewski clarified for her the status of the lawsuit. Ald. Lang noted that the proposed curb/gutter design includes a rolled curb, not a standard vertical curb. Ald. Bates noted that this style also is more traversable.

Ald. Lendrum suggested that the Committee give the residents until April 20 to provide staff with a new design and an environmental report and schedule a special meeting prior to the April 21 Council meeting to assess the report. Ald. Bates expressed a concern with overweighting an option that has not been seen by anyone. Ald. Spellman expressed a preference to proceed with a recommendation to Council.

Motion/Second Spellman/Bates to recommend that the Council direct staff to proceed with design and bidding for Option 3 (offset trail) on Lakeshore Avenue.

Ald. Lang noted that Neenah prides itself on thinking of the greater good. She reviewed the proposed options. She noted that Option 1 maintains all travel on the roadway. She noted that Option 2 was not favored by the residents because of the curb on the east side of the street. She stated that Option 3 provides separation for pedestrians. She noted that car drivers today are different from car drivers in the past especially as it relates to distracted driving. She expressed that the City needs to balance the property interests with a desire to provide the community with a safer, more accessible route to access Kimberly Point Park. She stated that the off-street trail is the best design for that. She stated that this should be part of the larger vision encompassing Kimberly Point Park, Riverside Park, and N. Park Avenue. She encouraged the residents to drop the lawsuit and allow the project to proceed.

Mayor Kaufert addressed the Committee. He reviewed the budget history of the project. He expressed that ambiance and aesthetics are important. He expressed a concern with the loss of trees. He stated that if Option 3 is selected then the City needs to look at the entire area including work in Kimberly Point Park. He noted that numerous cities use marked on-street lanes. He expressed a preference for Option 2 using rolled curb. He

expressed a concern that if Option 3 is built, there will still be people walking in the street. Ald. Bates noted that people may still walk in the street but they will also have an option to not be in the street.

Ald. Lendrum stated that she didn't care for any of the options. She concurred that there will still be people walking in the street if Option 3 is constructed.

There being no further discussion, Chairperson Bates called for the question. Motion passed 4-1 (Ald. Stevenson voting No).

Authorize the Neenah Police Department to continue to provide LWAM with an investigator, with an additional duty of being LWAM's K9 handler, at no cost to the City of Neenah: Chief Olson introduced Special Agent in Charge Ray Taylor, Project Director of the Lake Winnebago Area Metropolitan Enforcement Group- Drug Unit (LWAM). SAC Taylor outlined to the Committee a proposal, by which LWAM would purchase a K9 and the Neenah Police Department would provide a handler. The current Neenah Police Department member of LWAM is the K9 handler for Cedric. He would continue in that role with LWAM with the new K9. SAC Taylor noted that LWAM would be responsible for all costs related to purchase and upkeep of the K9.

Committee discussed the continuing participation of this investigator in LWAM. They noted that officers are commonly cycled through this type of assignment. They questioned if the investigator was willing to continue an assignment in LWAM. Chief Olson and SAC Taylor confirmed that he was. Committee discussed the City's cost to house Cedric and train the investigator and noted that the new K9 will also benefit from those items. Ald. Stevenson suggested that those infrastructure costs be recognized in the agreement. Committee discussed the current Neenah PD K9s in service. Chief Olson noted that the Department has two K9 patrols. He stated that the LWAM K9 may be used to assist in the City if it is available. He confirmed that, under the proposal, LWAM will provide the dog and Neenah would provide the handler. SAC Taylor noted that the infrastructure that is in place is due to a prior agreement. He outlined the benefits of City participation in LWAM. Chief Olson noted that LWAM is a group effort and that it didn't seem right to him to back bill for costs related to Cedric. He indicated that the costs for Cedric came from donations but that he would confirm. Ald. Stevenson stated that he would request that Chief Olson provide the agreement for our participation in LWAM.

Ald. Boyette addressed the Committee to question the impact on the vehicle life. Chief Olson described the fleet arrangement. He noted that the handler's currently assigned vehicle would be sufficient and didn't need to be outfitted in the same manner as a patrol K9 unit.

Following discussion, **Motion/Second/Carried Lang/Lendrum to recommend that Council authorize the Neenah Police Department to continue to provide LWAM with an investigator with an additional duty of being LWAM's K9 handler at no cost to the City of Neenah.** All voting aye.

REPORT

REPORT

Public Works General Construction and Department Activity

1. Contract 1-19 (Caroline, Stevens, Fifth) – A final estimate is being taken to the Board of Public Works on April 15.
2. Contract 2-19 (Stanley Ct, Stanley St, Thomas) – A final estimate is being taken to the Board of Public Works on April 15.
3. Contract 7-19 (Breezewood Sanitary Sewer) – The sanitary sewer interceptor has been installed from Breezewood Lane to a point approximately 2,300 feet north. When weather improves later
4. this year, the work in Breezewood Lane will be done. We tentatively expect that to happen in late April.
5. Contract 1-20 (Abby, Bond, Center, Clybourn) – Sanitary sewer, water main, and storm sewer work on Center Street is ongoing.
6. Contract 2-20 (Utilities - Van, Monroe) – Sanitary sewer, water main, and storm sewer work are ongoing.
7. Contract 3-20 (Street - Van, Monroe, Gillingham) – An award recommendation is being taken to the Board of Public Works for the base bid.
8. Contract 4-20 (Green Bay, Tullar) – Bids were opened on April 8. Director Kaiser noted that an award recommendation will be taken to the Board of Public Works after we learn of the results of our application for discretionary funding for the work.
9. Contract 5-20 (Utilities - Lakeshore) – Sanitary sewer installation is ongoing. Several storm water outfalls have also been placed. Committee discussed the status of the utility work overall and the status of storm work specifically. Director Kaiser noted that the contractor has completed the sanitary sewer main work. The contractor is now working on water main. The contractor had chosen to hold off on installing the storm sewer outfall north of Wheeler Street for the time being. City Attorney Godlewski noted that the contractor had contacted the city and was requesting an indemnification in order to proceed with that outfall's installation given the appearance made by nearby resident Richard Mosbacher that a stop work order had been issued. City Attorney Godlewski noted that no such order has been filed.
10. Contract 6-20 (Street - Lakeshore) – Work is on-hold pending the design decision.
11. Contract 7-20 (Fire 32 Apparatus Bay Roof) – Bids were opened on 3/31. An award recommendation is being taken to the Board of Public Works on April 15.
12. Contract 8-20 (Epoxy Pavement Marking) – A single bid was received for this contract. An award recommendation is being taken to the Board of Public Works on April 15.
13. Contract 9-20 (Millview Drive Utility Relocations) – Storm sewer and sanitary sewer relocation plans are being prepared. Work is being done in preparation for development on Site 6.
14. Courtney Court – Work is complete for the winter. The topcoat of asphalt will be placed later this year.
15. Yard waste – Weekly yard waste collection starts on April 14. The first round of the special leaf collection will be completed early the week of April 13. The second round will start on April 20. Director Kaiser noted the high volume of drop-off site use for yard waste deposit. He clarified for the Committee that while staff prefers that tenants coordinate with their landlord for use of the property's drop-off card, tenants can receive a drop-off card. Proper identification must be provided.

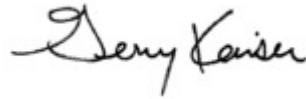
Public Services and Safety Committee

April 14, 2020

Page 8

Adjournment: **Motion/Second/Carried Lendrum/Stevenson to adjourn at 9:50 p.m. All voting aye.**

Respectfully submitted,

A handwritten signature in black ink that reads "Gerry Kaiser". The signature is written in a cursive, flowing style.

Gerry Kaiser, PE
Director of Public Works

MINUTES OF THE NEENAH PLAN COMMISSION
Tuesday, April 14, 2020
4:15 p.m.

Present:

Mayor Dean Kaufert, Chairman	PRESENT	Gerry Kaiser, Director of Public Works	PRESENT	Nick Piergrossi, Vice Chairman	ABSENT
Kate Hancock-Cooke	PRESENT	Karen Genett	PRESENT	Betsy Ellenberger	PRESENT
Gerry Andrews	ABSENT	Ald. Jane Lang	PRESENT		

Also present:

Brad Schmidt, Deputy Director of Community Development	Cassandra Kohls, Administrative Assistant Community Development	Joseph Wenninger, Director of Information Systems
Chris Haese, Director of Community Development & Assessments	Keith Walkowski - Riverside Land Surveying, LLC 5310 Willow St, Weston, WI	Beverly Winger, 2024 Henry St
Victor Anderson – Lokre Companies, 119 Scott Street, Wausau, WI		

Minutes: MSC Kaiser/Ellenberger to approve the March 18, 2020 meeting minutes. Ald. Lang cited a correction to the minutes for a typo as “Ally Aye” should be changed to “All Aye”. All Aye. Motion passed.

Public Appearances: Mayor Kaufert opened for Public Appearances.

Deputy Director Schmidt indicated that the applicant and land surveyor were in attendance to address questions.

Victor Anderson (Lokre Companies, Wausau, WI) indicated the reason they are redeveloping the Atrium site is the building site had 3 zoning categories. He would like to make the zoning uniform to M-1, Multi-Family Residence District. There are no plans to expand what is already on this parcel.

Keith Walkowski (Riverside Land Surveying, LLC, Weston, WI) introduced himself as the surveyor of the subject site. He indicated he was available to answer questions.

Mayor Kaufert closed the Public Appearances.

Public Hearings: None.

Action Items:

- Rezoning – Part of 1313 S. Commercial St. and Parcel No. 02-0618 – Rezone to M-1, Multi-Family Residence District (Ord. No. 2020-01) continued from February 25, 2020.**

Deputy Director Schmidt indicated the intent was to take several single parcels and consolidate to the 125 Byrd Avenue parcel. The city requires one zoning category. This rezoning would change one parcel from R-1, Single Family Residence District to M-1, Multi-Family Residence District and another parcel from C-1, Commercial District to M-1, Multi-Family Residence District. Deputy Director Schmidt presented the Certified Survey Map. He clarified that 125 Byrd Avenue was not being rezoned as it currently is zoned M-1, Multi-Family Residence District.

Mayor Kaufert asked for clarification that the current Vallhaven parcel is zoned M-1, Multi-Family Residence District. Deputy Director Schmidt indicated that it was. He explained the owner is attempting to consolidate the site so that it is one parcel verses multiple parcels.

Ald. Lang explained the lack of questions from the Plan Commission on this item as there was a thorough discussion on this item at the last Plan Commission meeting.

Mayor Kaufert stated there was some concern about the lot at the back being used for constructing a single-family home. He reiterated that the applicant stated there were no plans for this. Mayor Kaufert asked if someone wanted to build a building, would that need to come back to Plan Commission.

Deputy Director Schmidt indicated any development on this site would require Plan Commission approval. Neighbors have expressed concern regarding the construction of a 3-story apartment building in their backyards. He indicated development standards show the building setback will limit where a building could be placed. He displayed the setbacks on a map. He further explained the setbacks restrict any apartment complex from developing in this area.

Member Hancock-Cooke inquired about the parcel on the north side of the site.

Deputy Director Schmidt explained the city purchased that parcel and a portion of 1313 S. Commercial Street. The owner negotiated with the city to purchase this property. The owner didn't need this parcel and the city could utilize it for a potential stormwater pond and increase the marketability of the former Harn's site.

Plan Commission Minutes

April 14, 2020

Page 2

Ord. 2020-01

MSC Lang/Ellenberger, Plan Commission recommends Common Council approve Ordinance No. 2020-01 partially rezoning 1313 S. Commercial Street and rezoning parcel number 02-0618-00-00 to M-1, Multi-Family Residence District. All Aye. Motion passed.

2. Certified Survey Map – 3 Lots – S. Commercial Street/Byrd Avenue - *continued from February 25, 2020.*

Deputy Director Schmidt provided an overview indicating the certified survey map will create 3 lots, two of which are city property.

Mayor Kaufert expressed some neighbors were concerned that subsidized housing will be developed in this location. He inquired whether the owner could remodel the current building and asked if the city would provide a permit for such a project.

Deputy Director Schmidt indicated the conversion of the former assisted living facility would require a change of use and this would come back to the Plan Commission. The existing use has been discontinued. To demolish the existing building and build a new apartment complex would also require Plan Commission approval.

Mayor Kaufert clarified that all the permitted uses would be allowed in the M-1, Multi-Family Residence District; however, they would have to come back to Plan Commission for review. Deputy Director Schmidt indicated that is correct.

Member Hancocke-Cooke stated that if the new owner wished to build multi-family housing, the Plan Commission would have no ability to deny the permitted use, but Plan Commission could indicate the type of finishes that would be allowed.

Deputy Director Schmidt indicated there are a number of different types of subsidized housing. We cannot discriminate against low-income housing. However, low-income housing may require Common Council approval if they are requesting city funding.

MSC Kaiser/Ellenberger, Plan Commission approves the 3 lot CSM for the property located along S. Commercial Street and Byrd Avenue. All Aye. Motion passed.

Discussion Items: None.

Announcements and Future Agenda Items:

Next Plan Commission meeting is scheduled for April 28, 2020.

Adjournment: The Commission adjourned its meeting at 4:38 P.M. MSC Ellenberger/Lang. All Aye.

Respectfully Submitted,



Cassandra Kohls
Administrative Assistant, Community Development

MINUTES OF THE BOARD OF CANVASS

April 13, 2020 4:00pm

Present: Members Jim Koziczkowski, Ann Voges, and Deputy Clerk Cheslock

The Board compared the Image Cast Evolution (ICE) machine printout with the immediate return sheets as filed by the Elections Board of the City of Neenah and confirmed Aldermanic election votes of April 7, 2020 as follows:

Aldersperson – District 1

Cair Lendrum	1609
Write-Ins	38

Cari Lendrum, having received the highest number of votes cast, is hereby declared elected Aldersperson in the First Aldermanic District of the City of Neenah for a three-year term, expiring April 2023.

Aldersperson - District 2

Tami Erickson	1880
David Williams	821
Write-Ins	10

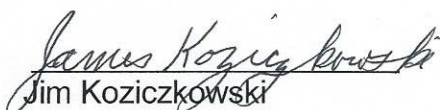
Tami Erickson, having received the highest number of votes cast, is hereby declared elected Aldersperson in the Second District of the City of Neenah for a three-year term, expiring April 2023.

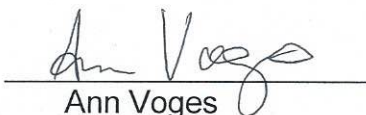
Aldersperson – District 3

Jane Lang	2348
Write-Ins	21

Jane Lang, having received the highest number of votes cast, is hereby declared elected Aldersperson in the Third District of the City of Neenah for a three-year term expiring April 2023.

WITNESS OUR HANDS at the office of the City Clerk at City Hall, City of Neenah, Winnebago County, Wisconsin this **13th day of April 2020**.


Jim Koziczkowski


Ann Voges


Stephanie Cheslock

**Minutes of the Board of Public Works Meeting
Wednesday, April 15, 2020, 12:00pm Noon
Virtual Meeting**

<https://global.gotomeeting.com/join/745832829>

MEMBERS PRESENT: Mayor Kaufert, City Attorney Godlewski, Director of Public Works Kaiser, Director of Finance Easker, Director of Community Development & Assessment Haese, and Alderpersons Bates & Lang.

ALSO PRESENT: Deputy City Clerk Cheslock, Director of Water Utility Mach, Deputy Director of Community Development Schmidt, and Traffic Engineer Merten.

Mayor Kaufert called the meeting to order at 12:07 p.m.

MINUTES: MSC Kaiser/Haese to approve the minutes from the March 18, 2020 meeting, all voting aye.

APPEARANCES: None.

UNFINISHED BUSINESS: None.

NEW BUSINESS:

Public Works:

1. Award Contract 4-20: Postponed action until the next Board of Public Works Meeting.
2. Award Contract 7-20: Dir. Kaiser shared the five bids: Oshkosh Industrial Roofing & Sheet Metal for \$39,000.00 with an alternate bid of \$2,500.00; Jamar Roofing for \$50,400.00 with an alternate bid of \$2,000.00; Northeastern Roofing, Inc. for \$50,775.00 with an alternate bid of \$1,500.00; Borsche Roofing for \$53,406.00 with an alternate bid of \$3,655.39; and Weinert Roofing for \$55,296.00 with an alternate bid of \$3,750.00. Dir. Kaiser recommended approval of the low bid from Oshkosh Industrial Roofing & Sheet Metal in the amount of \$ \$39,000.00 with an alternate bid of \$2,500.00. The board discussed the variations in bid amounts and requested recommendations on the chosen company since their bid is so much lower than the others. **MSC Kaiser/Godlewski to recommend to Council award Contract 7-20, Re-Roof Apparatus Garage, Neenah-Menasha Fire Station #32, 125 E. Columbian Ave, Neenah WI to Oshkosh Industrial Roofing & Sheet Metal for the low bid of \$39,000.00 with an alternate bid of \$2,500.00 for a total of \$41,500.00. Roll Call 7-0. Motion passed.**
3. Award Contract 8-20: Postponed action until the next Board of Public Works Meeting.
4. Change Order No. 1 for Contract 1-19: Dir. Kaiser requested approval of Change Order No 1 for Contract 1-19, for Sewer and Water Main Construction and Street Construction to Carl Bowers & Sons Construction Co., Inc., Kaukauna, in the amount of \$40,539.07. Dir. Kaiser discussed details of the change order, noting the total for the project will still be under the original budgeted amount. Some water main breaks are normal in a project like this due to the age of the piping, change in pressure during the project, and the heavy equipment being driven over the surface of the project. **MSC Kaiser/Haese to approve Change Order**

Report

Info Only

No. 1 for Contract 1-19, for Sewer and Water Main Construction and Street Construction to Carl Bowers & Sons Construction Co., Inc., Kaukauna, in the amount of \$40,539.07. Roll Call 7-0. Motion passed.

Info Only

5. Change Order No. 2 for Contract 2-19: Dir. Kaiser requested approval of Change Order No. 2 for Contract 2-19, for Miscellaneous Sewer and Water Main Construction and Street Construction to Robert J. Immel Excavating, Inc. Greenville, in the amount of (\$36,445.67). No discussion. **MSC Kaiser/Easker to approve Change Order No. 2 for Contract 2-19, for Miscellaneous Sewer and Water Main Construction and Street Construction to Robert J. Immel Excavating, Inc. Greenville, in the amount of (\$36,445.67). Roll Call 7-0. Motion passed.**

Info Only

6. Pay Estimate No. 1 for Contract 1-20: Dir. Kaiser requested approval of Pay Estimate No. 1 for Contract 1-20, Sewer and Water Main and Street Construction to Kruczek Construction, Inc. in the amount of \$95,340.10. No discussion. **MSC Kaiser/Godlewski to approve Pay Estimate No. 1 for Contract 1-20, Sewer and Water Main and Street Construction to Kruczek Construction, Inc. in the amount of \$95,340.10. Roll Call 7-0. Motion passed.**

Info Only

7. Pay Estimate No. 1 for Contract 2-20: Dir. Kaiser requested approval of Pay Estimate No. 1 for Contract 2-20, Miscellaneous Sewer and Water Main Construction to Carl Bowers & Sons Construction Co., Inc., Kaukauna, in the amount of \$427,922.75. Dir. Kaiser expects completion of this project in the next few weeks. The Board discussed this project being a little ahead of schedule, which is the reason there are some item amounts that are higher than usual. **MSC Kaiser/Godlewski to approve Pay Estimate No. 1 for Contract 2-20, Miscellaneous Sewer and Water Main Construction to Carl Bowers & Sons Construction Co., Inc., Kaukauna, in the amount of \$427,922.75. Roll Call 7-0. Motion passed.**

Info Only

8. Pay Estimate No. 1 for Contract 5-20: Dir. Kaiser requested approval of Pay Estimate No. 1 for Contract 5-20, Sewer and Water Main Construction to Robert J. Immel Excavating Inc., Greenville, in the amount of \$92,228.55. Dir. Kaiser stated this project is for utility work being done on Lakeshore Ave, the bulk of which is sanitary sewer. No discussion. **MSC Kaiser/Godlewski to approve Pay Estimate No. 1 for Contract 5-20, Sewer and Water Main Construction to Robert J. Immel Excavating Inc., Greenville, in the amount of \$92,228.55. Roll Call 7-0. Motion passed.**

Report

9. Final Payment for Contract No. 1-19: Dir. Kaiser requested approval of the Final Payment for Contract 1-19, Miscellaneous Sewer and Water Main Construction to Carl Bowers & Sons Construction Co., Inc., Kaukauna, in the amount of \$73,832.52. Dir. Kaiser stated this is for work being done on Caroline, Stevens, and Smith Streets and includes the change order acted on above. No discussion. **MSC Kaiser/Haese to recommend Council approve the Final Payment for Contract 1-19, Miscellaneous Sewer and Water Main Construction to Carl Bowers & Sons Construction Co., Inc., Kaukauna, in the amount of \$73,832.52. Roll Call 7-0. Motion passed.**

Report

10. Final Payment for Contract No. 2-19: Dir. Kaiser requested approval of the Final Payment for Contract 2-19, Miscellaneous Sewer and Water Main Construction to Robert J. Immel Excavating, Inc., Greenville, in the amount of \$113,543.15. Dir. Kaiser noted this final payment incorporates the change order acted on above. No discussion. **MSC Kaiser/Lang to recommend Council approve the Contract 2-19, Miscellaneous Sewer and Water Main Construction to Robert J. Immel Excavating, Inc., Greenville, in the amount of \$113,543.15. Roll Call 7-0. Motion passed.**

Community Development

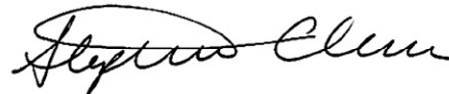
Report

11. Amendment to Development Agreement for the First Addition to Integrity Acres: Deputy Dir. Schmidt gave some background on the development agreement, stating the Common Council approved the First Addition to Integrity Acres Development and Fee Agreement on December 18, 2019. The Agreement was negotiated in good-faith between City Staff and the Developer, Integrity Custom Homes, LLC, in the months preceding Common Council approval. The approved Agreement inadvertently left out language regarding the reimbursement of costs associated with the land purchase and construction of Honor Street. More specifically, Staff originally agreed to hold one half the cost (approximately \$25,000) of constructing (grading and graveling) Honor Street on the two parcels west and immediately adjacent to the proposed street. When those parcels develop, they will be assessed proportionally their share of the grading and graveling cost based on their frontage along Honor Street and the City will reimburse the Developer. There is no cost to the City or utilities for this action. **MSC Bates/Easker to recommend Council approve the Amendment to Development Agreement for the First Addition to Integrity Acres. Roll Call 7-0. Motion passed.**

ADJOURNMENT

MSC Godlewski/Haese to adjourn at 12:40 p.m., all voting aye.

Respectfully Submitted,



Stephanie Cheslock,
Deputy City Clerk

Pay To: Carl Bowers & Sons Const. Co., Inc.
N1844 Maloney Road
Kaukauna, WI 54130

Contract No. Contract 1-19 Miscellaneous Sewer and Water Main Construction
and Street Construction on Caroline Street, Stevens Street, Fifth Street

Water Work Order No: 410, 414, 415

Date: April 7, 2020

Estimate No. Final

Account Description	Account #	Payment	Contract Breakdown	Budget	Change Orders	Pd to Date
Sanitary - Caroline (Union to Van)	046-5081-743-0236	\$12,698.25	\$94,000.00	\$100,000		\$95,624.76
Water Main - Caroline (Union to Van)	400-0000-207-0410	\$4,909.50	\$117,488.00	\$80,900	\$10,530.00	\$93,280.50
Storm - Miscellaneous Repairs	049-5203-743-0236	\$9,800.59	\$93,000.00	\$123,000		\$89,658.99
Street - Caroline (Union to Van)	012-4394-743-0236	\$114.64	\$145,000.00	\$185,000		\$140,006.99
Sanitary - Stevens (Congress to Doty)	046-5082-743-0236	\$4,468.00	\$109,000.00	\$100,000		\$128,402.00
Water Main - Stevens (Congress to Doty)	400-0000-207-0414	\$4,671.25	\$140,000.00	\$94,400		\$88,753.75
Storm - Miscellaneous Repairs	049-5203-743-0236	\$11,268.27	\$52,000.00	\$135,000		\$62,007.52
Street - Stevens (Congress to Doty)	012-4398-743-0236	\$163.42	\$145,000.00	\$180,000		\$127,106.21
Sanitary - Miscellaneous Repairs	046-5001-743-0236	\$1,607.25	\$45,320.00	\$45,320	\$21,465.00	\$78,116.75
Water Main - 5th (Clark to Lincoln)	400-0000-207-0415	\$4,895.50	\$117,487.00	\$86,600		\$122,342.50
Storm - Miscellaneous Repairs	049-5203-743-0236	\$19,129.48	\$75,130.00	\$116,975		\$60,895.43
Street - 5th (Clark to Lincoln)	012-4301-743-0236	\$106.37	\$66,104.00	\$65,000	\$8,544.07	\$80,040.16
TOTAL		\$73,832.52	\$1,199,529.00	\$1,312,195	\$40,539.07	\$1,166,235.56

Prepared by Public Works Department April 7, 2020

Approved by Public Works Department April 7, 2020 

Approved by Board of Public Works _____

Approved by Common Council
 (final payments only) _____

Approved by Water Commission
 (final payments only) _____

Sent to Finance _____

Number of Attachments 2

City of Neenah
 Public Works Department
 Contract Payment Form

April 7, 2020

The following is the Final Estimate for Contract 1-19, Miscellaneous Sewer and Water Main Construction and Street Construction on Fifth Street, Stevens Street and Caroline Street to Carl Bowers & Sons Construction Co., N1844 Maloney Road, Kaukauna, WI 54130

DESCRIPTION	Unit Price	Original Bid		Estimate No. 4		Final Estimate	
		Quantity	Total	Quantity	Total	Quantity	Total
Part 1 Fifth St. / Stevens St. / Caroline St.							
A. Sanitary Sewer							
1. Furnish and relay 15-inch PVC sanitary sewer	\$80.00	40 Lin Ft	\$3,600.00	0 Lin Ft	\$0.00	0 Lin Ft	\$0.00
2. Furnish and relay 12-inch PVC sanitary sewer	\$89.00	30 Lin Ft	\$2,670.00	32 Lin Ft	\$2,848.00	32 Lin Ft	\$2,848.00
3. Furnish and relay 10-inch PVC sanitary sewer	\$71.00	750 Lin Ft	\$53,250.00	764 Lin Ft	\$54,244.00	764 Lin Ft	\$54,244.00
4. Furnish and relay 8-inch PVC sanitary sewer	\$70.00	845 Lin Ft	\$59,150.00	848 Lin Ft	\$59,360.00	848 Lin Ft	\$59,360.00
5. Furnish and relay 6-inch sanitary lateral in ROW (51)	\$52.00	1,400 Lin Ft	\$72,800.00	1,215 Lin Ft	\$63,180.00	1,215 Lin Ft	\$63,180.00
6. Furnish and relay 6-inch sanitary lateral ROW to house	\$50.00	100 Lin Ft	\$5,000.00	0 Lin Ft	\$0.00	0 Lin Ft	\$0.00
7. Furnish and pipeburst sanitary lateral	\$15.00	400 Lin Ft	\$6,000.00	1,831 Lin Ft	\$27,465.00	1,831 Lin Ft	\$27,465.00
8. Reconnect sanitary lateral at foundation - pipeburst	\$1,600.00	2 Each	\$3,200.00	4 Each	\$6,400.00	4 Each	\$6,400.00
9. Reconnect under basement floor - pipeburst	\$2,100.00	13 Each	\$27,300.00	40 Each	\$84,000.00	40 Each	\$84,000.00
10. Reconnect lateral to wye at main	\$300.00	3 Each	\$900.00	3 Each	\$900.00	3 Each	\$900.00
11. Furnish and install Standard manhole (3)	\$300.00	30 Ver Ft	\$9,000.00	30 Ver Ft	\$9,940.00	30 Ver Ft	\$9,940.00
12. Remove sanitary manhole	\$300.00	6 Each	\$1,800.00	4 Each	\$1,200.00	4 Each	\$1,200.00
13. Adjust sanitary manhole (with slurry backfill)	\$300.00	6 Each	\$1,800.00	0 Each	\$0.00	0 Each	\$0.00
14. Clean and Televis Sewer (Sanitary only)	\$1,850.00	1 Lump Sum	\$1,850.00	1 Lump Sum	\$1,850.00	1 Lump Sum	\$1,850.00
Part 1 A. Sanitary Sewer Total			\$248,320.00		\$310,387.00		\$310,387.00
B. Water Main							
1. Furnish & install 16-inch PVC C-900 main	\$230.00	85 Lin Ft	\$19,550.00	0 Lin Ft	\$0.00	0 Lin Ft	\$0.00
2. Furnish & install 12-inch PVC C-900 main	\$225.00	95 Lin Ft	\$21,375.00	137 Lin Ft	\$30,825.00	137 Lin Ft	\$30,825.00
3. Furnish & install 8-inch PVC C-900 main	\$60.00	2,465 Lin Ft	\$147,900.00	2,543 Lin Ft	\$152,580.00	2,543 Lin Ft	\$152,580.00
4. Furnish & install horizontal 16-inch valve w/ box	\$8,400.00	1 Each	\$8,400.00	0 Each	\$0.00	0 Each	\$0.00
5. Furnish & install horizontal 12-inch valve w/ box	\$2,800.00	3 Each	\$8,400.00	4 Each	\$11,200.00	4 Each	\$11,200.00
6. Furnish & install 8-inch valve w/ box	\$1,700.00	10 Each	\$17,000.00	8 Each	\$13,600.00	8 Each	\$13,600.00
7. Furnish & install 8-inch tapping sleeve and valve w/ box	\$4,000.00	1 Each	\$4,000.00	0 Each	\$0.00	0 Each	\$0.00
8. Furnish & install 1-inch long side service	\$2,125.00	26 Each	\$55,250.00	20 Each	\$42,500.00	20 Each	\$42,500.00
9. Furnish & install 1-inch short side service	\$1,200.00	28 Each	\$33,600.00	21 Each	\$25,200.00	21 Each	\$25,200.00
10. Furnish & install 1-inch service from ROW to house by excavation	\$40.00	25 Lin Ft	\$1,000.00	23 Lin Ft	\$920.00	23 Lin Ft	\$920.00
11. Furnish & install 1-inch service from ROW to house by excavation in same trench as san. lateral	\$30.00	25 Lin Ft	\$750.00	0 Lin Ft	\$0.00	0 Lin Ft	\$0.00
12. Furnish & install 1-inch service from ROW to house by pulling w/ sanitary sewer pipeburst	\$12.00	400 Lin Ft	\$4,800.00	709 Lin Ft	\$8,508.00	709 Lin Ft	\$8,508.00
13. Furnish & install 1-inch service from ROW to house by pulling	\$40.00	25 Lin Ft	\$1,000.00	0 Lin Ft	\$0.00	0 Lin Ft	\$0.00
14. Water service connection to structure	\$350.00	15 Each	\$5,250.00	17	\$5,950.00	17	\$5,950.00
15. Furnish & install hydrant, lead and valve	\$5,400.00	5 Each	\$27,000.00	5 Each	\$27,000.00	5 Each	\$27,000.00
16. Abandon hydrant	\$300.00	5 Each	\$1,500.00	2 Each	\$600.00	2 Each	\$600.00
17. Abandon Valve manhole	\$400.00	2 Each	\$800.00	0 Each	\$0.00	0 Each	\$0.00
18. Abandon Valve Box	\$150.00	8 Each	\$1,200.00	0 Each	\$0.00	0 Each	\$0.00
C.O. 1 - Item 1	\$7,530.00	0 Lump Sum	\$0.00	0 Lump Sum	\$0.00	1 Lump Sum	\$7,530.00
C.O. 1 - Item 2: 12 inch lead	\$750.00	0 Each	\$0.00	0 Each	\$0.00	4 Each	\$3,000.00
			\$0.00	0	\$0.00	0	\$0.00
Part 1 B. Water Main Total			\$374,975.00		\$318,853.00		\$329,383.00
C. Storm Sewer							
1. Furnish and relay 24-inch storm sewer	\$60.00	376 Lin Ft	\$22,600.00	367 Lin Ft	\$22,020.00	367 Lin Ft	\$22,020.00
2. Furnish and relay 21-inch storm sewer	\$60.00	385 Lin Ft	\$23,100.00	385 Lin Ft	\$23,100.00	385 Lin Ft	\$23,100.00
3. Furnish and relay 15-inch storm sewer	\$46.00	50 Lin Ft	\$2,300.00	0 Lin Ft	\$0.00	0 Lin Ft	\$0.00
4. Furnish and relay 12-inch storm sewer	\$44.00	910 Lin Ft	\$40,040.00	913 Lin Ft	\$40,172.00	913 Lin Ft	\$40,172.00
5. Furnish and relay 10-inch storm sewer	\$43.00	1,230 Lin Ft	\$52,890.00	1,214 Lin Ft	\$52,202.00	1,214 Lin Ft	\$52,202.00
6. Furnish and install 4-inch storm sewer lateral	\$38.00	925 Lin Ft	\$35,150.00	1,034 Lin Ft	\$39,292.00	1,034 Lin Ft	\$39,292.00
7. Furnish and install storm manhole (10)	\$300.00	55 Ver Ft	\$16,500.00	55 Ver Ft	\$16,440.00	55 Ver Ft	\$16,440.00
8. Furnish and install catch basin	\$1,400.00	13 Each	\$18,200.00	13 Each	\$18,200.00	13 Each	\$18,200.00
9. Remove Storm Manhole	\$200.00	11 Each	\$2,200.00	9 Each	\$1,800.00	9 Each	\$1,800.00
10. Remove Storm catch basin	\$150.00	9 Each	\$1,350.00	11 Each	\$1,650.00	11 Each	\$1,650.00
11. Adjust storm manhole (w/ slurry backfill)	\$450.00	1 Each	\$450.00	0 Each	\$0.00	0 Each	\$0.00
12. Adjust storm catch basin	\$300.00	6 Each	\$1,800.00	0 Each	\$0.00	0 Each	\$0.00
13. Install and Maintain Type "D" Inlet Protection	\$80.00	20 Each	\$1,600.00	0 Each	\$0.00	9 Each	\$720.00
14. Clean and Televis Sewer (Storm only)	\$1,850.00	1 Lump Sum	\$1,850.00	2 Lump Sum	\$3,700.00	2 Lump Sum	\$3,700.00
Part 1 C. Storm Sewer Total			\$220,130.00		\$219,446.00		\$219,446.00

DESCRIPTION	Unit Price	Original Bid		Estimate No. 4		Final Estimate	
		Quantity	Total	Quantity	Total	Quantity	Total
D. Street (HMA Pavement)							
1. Remove existing pavement and maintain utility trench	\$1.00	9,000 Lin. Ft.	\$9,000.00	6,835 Lin. Ft.	\$6,835.00	6,835 Lin. Ft.	\$6,835.00
2. Sawcut existing bituminous pavement	\$2.00	700 Lin. Ft.	\$1,400.00	632 Lin. Ft.	\$1,264.00	632 Lin. Ft.	\$1,264.00
3. Remove existing bituminous pavement	\$1.20	8,750 Sq. Yd.	\$10,500.00	8,000 Sq. Yd.	\$9,600.00	8,000 Sq. Yd.	\$9,600.00
4. Remove concrete curb and gutter	\$2.25	3,600 Lin. Ft.	\$8,100.00	3,542 Lin. Ft.	\$7,968.83	3,542 Lin. Ft.	\$7,968.83
5. Remove concrete sidewalk/driveway apron	\$0.60	8,000 Sq. Ft.	\$4,800.00	9,533 Sq. Ft.	\$5,719.99	9,533 Sq. Ft.	\$5,719.99
6. Unclassified Excavation	\$10.00	3,600 Cu. Yd.	\$35,000.00	3,360 Cu. Yd.	\$33,600.00	3,360 Cu. Yd.	\$33,600.00
7. Furnish and Install geogrid (Stevens & Caroline)	\$2.80	5,500 Sq. Yd.	\$15,400.00	6,067 Sq. Yd.	\$16,987.60	6,067 Sq. Yd.	\$16,987.60
8. Furnish and Install crushed aggregate base	\$11.00	2,500 Ton	\$27,500.00	3,474 Ton	\$38,218.84	3,474 Ton	\$38,218.84
9. Furnish and Install 30-inch concrete curb and gutter (various local)	\$25.20	500 Lin. Ft.	\$12,600.00	322 Lin. Ft.	\$8,101.80	322 Lin. Ft.	\$8,101.80
10. Furnish and Install 30-inch concrete curb and gutter (continuous)	\$12.55	3,100 Lin. Ft.	\$38,905.00	3,220 Lin. Ft.	\$40,413.51	3,220 Lin. Ft.	\$40,413.51
11. Furnish and Install 4-inch concrete sidewalk	\$4.85	3,000 Sq. Ft.	\$14,550.00	4,122 Sq. Ft.	\$19,989.28	4,122 Sq. Ft.	\$19,989.28
12. Furnish and Install 6-inch concrete sidewalk/driveway apron	\$5.50	5,000 Sq. Ft.	\$27,500.00	5,412 Sq. Ft.	\$29,764.96	5,412 Sq. Ft.	\$29,764.96
13. Fine grading and base preparation	\$0.50	2,750 Sq. Yd.	\$1,375.00	2,900 Sq. Yd.	\$1,450.00	2,900 Sq. Yd.	\$1,450.00
14. Furnish and Install HMA Pavement	\$73.00	1,650 Ton	\$120,450.00	1,400 Ton	\$102,200.00	1,856.36 Ton	\$135,514.28
15. Furnish and install 1/2-inch rods	\$1.00	600 Lin. Ft.	\$600.00	560 Lin. Ft.	\$560.00	560 Lin. Ft.	\$560.00
16. Install detectable warning fields (supplied by City)	\$42.00	22 Each	\$924.00	22 Each	\$924.00	22 Each	\$924.00
17. Terracing, fertilize, seed & hydromulch	\$8.00	2,500 Sq. Yd.	\$20,000.00	2,055 Sq. Yd.	\$16,440.00	2,055 Sq. Yd.	\$16,440.00
18. Install and Maintain Traffic Control	\$7,500.00	1 Lump Sum	\$7,500.00	1 Lump Sum	\$7,500.00	1 Lump Sum	\$7,500.00
Part 1 D. Street Total			\$356,104.00		\$347,537.79		\$380,852.07
TOTAL			\$1,199,529.00		\$1,196,223.79		\$1,240,068.07

C.O. 1	\$40,539.07	Work to date	\$1,196,223.79	Work to date	\$1,240,068.07
C.O. 2		Retainage ¹	\$29,988.23	Retainage ¹	\$0.00
C.O. 3		Due Contractor	\$1,166,235.56	Due Contractor	\$1,240,068.07
	\$1,240,068.07	Previously paid	\$817,672.77	Previously paid	\$1,166,235.56
		Due this estimate	\$348,562.79	Due this estimate	\$73,832.52

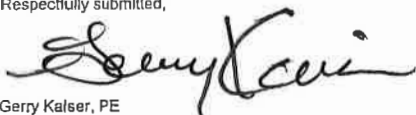
NOTE (1): Retainage set per Wis. Statute 66.0901(9).

Retainage is 5% of the estimate until 50% of the work is completed.

At 50% completion, no additional amounts are retained.


For Final Estimates, there is no retainage.

Respectfully submitted,



Gerry Kalser, PE

Director of Public Works

Contractor Signature	
Date	4/9/20

Pay To: Robert J. Immel Excavating, Inc.
PO Box 135
Greenville, WI 54942

Contract No. Contract 2-19 Miscellaneous Sewer and Water Main Construction
and Street Construction on Stanley Street, Stanley Court, Thomas Court

Water Work Order No: 411, 412, 413

Date: April 7, 2020

Estimate No. Final

Account Description	Account #	Payment	Contract Breakdown	Budget	Change Orders	Pd to Date
Sanitary - Miscellaneous Repairs	046-5001-743-0236	\$1,226.13	\$15,525.00	\$15,525		\$28,296.36
Water Main - Stanley Court	400-0000-207-0411	\$12,670.75	\$237,642.00	\$196,400	\$7,974.30	\$202,218.55
Storm - Miscellaneous Repairs	049-5203-743-0236	\$3,179.10	\$75,000.00	\$75,000		\$66,607.90
Street - Stanley Court	012-4395-743-0236	\$11,119.00	\$275,000.00	\$475,000		\$272,493.05
Sanitary - Miscellaneous Repairs	046-5001-743-0236	\$1,595.00	\$20,000.00	\$20,000		\$36,305.95
Water Main - Thomas Court	400-0000-207-0412	\$10,654.00	\$237,643.00	\$196,400	\$6,900.00	\$210,591.00
Storm - Miscellaneous Repairs	049-5203-743-0236	\$2,189.93	\$46,000.00	\$46,000	\$4,557.50	\$49,151.08
Street - Thomas Court	012-4396-743-0236	\$11,763.10	\$275,000.00	\$475,000		\$262,496.82
Sanitary - Miscellaneous Repairs	046-5001-743-0236	\$137.03	\$10,000.00	\$10,000		\$7,603.48
Water Main - Stanley St (Marathon to Commercial)	400-0000-207-0413	\$13,587.50	\$160,000.00	\$138,600	\$6,882.50	\$177,465.00
Storm - Miscellaneous Repairs	049-5203-743-0236	\$1,571.03	\$38,690.00	\$38,690		\$34,349.48
Street - Stanley St (Marathon to Commercial)	012-4397-743-0236	\$43,850.58	\$187,970.50	\$150,000		\$107,217.30
TOTAL		\$113,543.15	\$1,578,470.50	\$1,836,615	\$26,314.30	\$1,454,795.97

Prepared by _____ April 7, 2020

Approved by Public Works Department _____ April 7, 2020 

Approved by Board of Public Works _____

Approved by Common Council _____
 (final payments only)

Approved by Water Commission _____
 (final payments only)

Sent to Finance _____

Number of Attachments 3

City of Neenah
Public Works Department
Contract Payment Form

The following is the Final Estimate for Contract 2-19, Miscellaneous Sewer and Water Main Construction and Street Construction on Stanley Street, Stanley Court and Thomas Court to Robert J. Immel Excavating, Inc., PO Box 135, Greenville, WI 54942

DESCRIPTION	Unit Price	Original Bid		Estimate No. 7		Final Payment	
		Quantity	Total	Quantity	Total	Quantity	Total
Part 1 -Sanley Ct. / Stanley St. / Thomas Ct.							
A. Sanitary Sewer							
1. Spot Repair 8-inch sewer main (Sta. 24+30)	\$4,025.00	1 Each	\$4,025.00	1 Each	\$4,025.00	1 Each	\$4,025.00
2. Furnish and relay 6 inch sanitary lateral in ROW (5)	\$65.00	150 Lin. Ft.	\$9,750.00	0 Lin. Ft.	\$0.00	0 Lin. Ft.	\$0.00
3. Furnish and relay 6 inch sanitary lateral ROW to house	\$60.00	150 Lin. Ft.	\$9,000.00	0 Lin. Ft.	\$0.00	0 Lin. Ft.	\$0.00
4. Furnish and pipeburst sanitary lateral	\$10.50	300 Lin. Ft.	\$3,150.00	1,218 Lin. Ft.	\$12,789.00	1,218 Lin. Ft.	\$12,789.00
5. Reconnect sanitary lateral at foundation - pipeburst	\$1,550.00	1 Each	\$1,550.00	7 Each	\$10,850.00	7 Each	\$10,850.00
6. Reconnect under basement floor - pipeburst	\$2,100.00	5 Each	\$10,500.00	15 Each	\$31,500.00	15 Each	\$31,500.00
7. Adjust sanitary manhole (with slurry backfill) and install chimney	\$500.00	15 Each	\$7,500.00	32 Each	\$16,000.00	32 Each	\$16,000.00
8. Clean sanitary sewer	\$50.00	1 Lump Sum	\$50.00	0.0 Lump Sum	\$0.00	0.0 Lump Sum	\$0.00
Part 1.A. Sanitary Sewer Total			\$45,525.00		\$75,164.00		\$75,164.00
B. Water Main							
1. Furnish & install 8-inch PVC C-900 main	\$65.00	4,800 Lin. Ft.	\$312,000.00	4,842 Lin. Ft.	\$314,730.00	4,842 Lin. Ft.	\$314,730.00
2. Furnish & install 6-inch PVC C-900 main	\$140.00	120 Lin. Ft.	\$16,800.00	58 Lin. Ft.	\$8,050.00	58 Lin. Ft.	\$8,050.00
3. Furnish & install 8-inch valve w/ box	\$1,450.00	16 Each	\$23,200.00	16 Each	\$23,200.00	16 Each	\$23,200.00
4. Reconnect 2" copper service to water main	\$1,875.00	3 Each	\$5,625.00	0 Each	\$0.00	0 Each	\$0.00
5. Reconnect 1" copper service to water main	\$1,430.00	90 Each	\$128,700.00	33 Each	\$47,190.00	33 Each	\$47,190.00
6. Remove and replace stop box and stem	\$520.00	93 Each	\$48,360.00	33 Each	\$17,160.00	33 Each	\$17,160.00
7. Furnish & install 1-inch long side service	\$2,500.00	2 Each	\$5,000.00	0 Each	\$0.00	0 Each	\$0.00
8. Furnish & install 1-inch short side service	\$1,750.00	2 Each	\$3,500.00	61 Each	\$106,750.00	61 Each	\$106,750.00
9. Furnish & install 1-inch service from ROW to house by excavation	\$50.00	70 Lin. Ft.	\$3,500.00	0 Lin. Ft.	\$0.00	0 Lin. Ft.	\$0.00
10. Furnish & install 1-inch service from ROW to house by excavation in same trench as san. lateral	\$20.00	175 Lin. Ft.	\$3,500.00	0 Lin. Ft.	\$0.00	0 Lin. Ft.	\$0.00
11. Furnish & install 1-inch service from ROW to house by pulling w/ sanitary sewer pipeburst	\$10.50	300 Lin. Ft.	\$3,150.00	0 Lin. Ft.	\$0.00	0 Lin. Ft.	\$0.00
12. Furnish & install 1-inch service from ROW to house by pulling	\$50.00	50 Lin. Ft.	\$2,500.00	0	\$0.00	0	\$0.00
13. Water service connection to structure	\$400.00	6 Each	\$2,400.00	0 Each	\$0.00	0 Each	\$0.00
14. Furnish & install hydrant, lead and valve	\$5,500.00	13 Each	\$71,500.00	13	\$71,500.00	13	\$71,500.00
15. Abandon hydrant	\$400.00	8 Each	\$3,200.00	8 Each	\$3,200.00	8 Each	\$3,200.00
16. Abandon Valve manhole	\$350.00	2 Each	\$700.00	4 Each	\$1,400.00	4 Each	\$1,400.00
17. Abandon Valve Box	\$150.00	11 Each	\$1,650.00	8 Each	\$1,200.00	8 Each	\$1,200.00
C.O. 1 Item 1 - Curb Box Extensions Stanley Court	\$300.00	0 Each	\$0.00	14 Each	\$4,200.00	14 Each	\$4,200.00
C.O. 1 Item 2 - Curb Box Extensions Thomas Court	\$300.00	0 Each	\$0.00	23 Each	\$6,900.00	23 Each	\$6,900.00
C.O. 1 Item 5 - Water main break repair Stanley Court (5)	\$3,774.30	0 Lump Sum	\$0.00	1 Lump Sum	\$3,774.30	1 Lump Sum	\$3,774.30
C.O. 1 Item 6 - Water main break repair Stanley Street (7)	\$6,882.50	0 Lump Sum	\$0.00	1 Lump Sum	\$6,882.50	1 Lump Sum	\$6,882.50
C.O. 2 Item 1 - 1 1/2 inch water service corp to curb stop	\$2,000.00	0 Each	\$0.00	0 Each	\$0.00	2 Each	\$4,000.00
C.O. 2 Item 2 - Furnish & install 2 inch short side service	\$2,350.00	0 Each	\$0.00	0 Each	\$0.00	3 Each	\$7,050.00
Part 1.B. Water Main Total			\$635,285.00		\$616,136.80		\$627,186.80

DESCRIPTION	Unit Price	Original Bid		Estimate No. 7		Final Payment	
		Quantity	Total	Quantity	Total	Quantity	Total
C. Storm Sewer							
1. Furnish and relay 18-inch storm sewer	\$100.00	10 Lin. Ft.	\$1,000.00	0 Lin. Ft.	\$0.00	0 Lin. Ft.	\$0.00
2. Furnish and relay 15-inch storm sewer	\$58.00	50 Lin. Ft.	\$2,900.00	0 Lin. Ft.	\$0.00	0 Lin. Ft.	\$0.00
3. Furnish and relay 12-inch storm sewer	\$42.00	295 Lin. Ft.	\$12,390.00	231 Lin. Ft.	\$9,702.00	231 Lin. Ft.	\$9,702.00
4. Furnish and relay 10-inch storm sewer	\$41.50	1,060 Lin. Ft.	\$43,990.00	1,008 Lin. Ft.	\$41,832.00	1,008 Lin. Ft.	\$41,832.00
5. Furnish and install 4-inch storm sewer lateral	\$33.00	900 Lin. Ft.	\$29,700.00	945 Lin. Ft.	\$31,185.00	945 Lin. Ft.	\$31,185.00
6. Furnish and install storm manhole (9)	\$520.00	35 Ver. Ft.	\$18,200.00	30 Ver. Ft.	\$15,392.00	29.60 Ver. Ft.	\$15,392.00
7. Furnish and install catch basin	\$1,600.00	21 Each	\$33,600.00	21 Each	\$33,600.00	21 Each	\$33,600.00
8. Remove Storm Manhole	\$270.00	6 Each	\$1,620.00	7 Each	\$1,890.00	7 Each	\$1,890.00
9. Remove Storm catch basin	\$200.00	19 Each	\$3,800.00	21 Each	\$4,200.00	21 Each	\$4,200.00
10. Adjust storm manhole (w/ slurry backfill)	\$500.00	8 Each	\$4,000.00	17 Each	\$8,500.00	17 Each	\$8,500.00
11. Adjust storm catch basin	\$200.00	9 Each	\$1,800.00	0 Each	\$0.00	0 Each	\$0.00
12. Install and Maintain Type "D" Inlet Protection	\$100.00	40 Each	\$4,000.00	35 Each	\$3,500.00	35 Each	\$3,500.00
13. Clean and Televiser Storm Sewer	\$2,690.00	1 Lump Sum	\$2,690.00	1 Lump Sum	\$2,690.00	1 Lump Sum	\$2,690.00
C.O. 1 Item 3 - Retrofit manholes/inlets	\$1,837.50	0 Lump Sum	\$0.00	1 Lump Sum	\$1,837.50	1 Lump Sum	\$1,837.50
C.O. 1 Item 4 - Connect existing sump pump lines	\$170.00	0 Each	\$0.00	16 Each	\$2,720.00	16 Each	\$2,720.00
Part 1.C. Storm Sewer Total			\$159,690.00		\$157,048.50		\$157,048.50
D. Street (HMA Pavement)							
1. Remove existing pavement and maintain utility trench	\$1.00	10,800 Lin. Ft.	\$10,800.00	7,685 Lin. Ft.	\$7,685.00	7,685 Lin. Ft.	\$7,685.00
2. Sawcut existing bituminous pavement	\$2.75	200 Lin. Ft.	\$550.00	280.00 Lin. Ft.	\$770.00	280.00 Lin. Ft.	\$770.00
3. Full depth sawcut concrete pavement	\$3.75	200 Lin. Ft.	\$750.00	100.00 Lin. Ft.	\$375.00	100.00 Lin. Ft.	\$375.00
4. Remove existing bituminous pavement	\$1.03	16,750 Sq. Yd.	\$17,252.50	17,000 Sq. Yd.	\$17,510.00	17,000 Sq. Yd.	\$17,510.00
5. Remove concrete curb and gutter	\$2.15	7,300 Lin. Ft.	\$15,695.00	7,140.00 Lin. Ft.	\$15,351.00	7,362 Lin. Ft.	\$15,828.30
6. Remove concrete sidewalk/driveway apron	\$0.77	15,000 Sq. Ft.	\$11,550.00	12,659.93 Sq. Ft.	\$9,748.15	12,659.93 Sq. Ft.	\$9,748.15
7. Unclassified Excavation	\$9.95	9,000 Cu. Yd.	\$89,550.00	7,504.00 Cu. Yd.	\$74,664.80	7,504.00 Cu. Yd.	\$74,664.80
8. Furnish and install geogrid (Stanley Ct. & Thomas Ct.)	\$1.75	12,000 Sq. Yd.	\$21,000.00	12,800 Sq. Yd.	\$22,400.00	12,800 Sq. Yd.	\$22,400.00
9. Furnish and install crushed aggregate base	\$10.10	11,500 Ton	\$116,150.00	10,865 Ton	\$109,736.50	10,865 Ton	\$109,736.50
10. Furnish and install 30-inch concrete curb and gutter (various loc)	\$25.50	700 Lin. Ft.	\$17,850.00	512.00 Lin. Ft.	\$13,056.00	512.00 Lin. Ft.	\$13,056.00
11. Furnish and install 30-inch concrete curb and gutter (continuous)	\$11.40	6,600 Lin. Ft.	\$75,240.00	6,628.00 Lin. Ft.	\$75,559.20	6,628.00 Lin. Ft.	\$75,559.20
12. 8-inch concrete pavement repair	\$68.00	50 Sq. Yd.	\$3,400.00	59.20 Sq. Yd.	\$4,025.60	59.20 Sq. Yd.	\$4,025.60
13. Furnish and install 4-inch concrete sidewalk	\$5.15	2,000 Sq. Ft.	\$10,300.00	727.17 Sq. Ft.	\$3,744.93	727.17 Sq. Ft.	\$3,744.93
14. Furnish and install 6-inch concrete sidewalk/driveway apron	\$5.50	13,000 Sq. Ft.	\$71,500.00	16,076.60 Sq. Ft.	\$88,421.30	16,076.60 Sq. Ft.	\$88,421.30
15. Furnish and install tie bar	\$10.00	40 Each	\$400.00	30 Each	\$300.00	30 Each	\$300.00
16. Fine grading and base preparation	\$3.75	4,900 Sq. Yd.	\$18,375.00	4,900 Sq. Yd.	\$18,375.00	4,900 Sq. Yd.	\$18,375.00
17. Furnish and install HMA Pavement	\$60.70	3,200 Ton	\$194,240.00	2,200 Ton	\$133,540.00	3,221.22 Ton	\$195,528.05
18. Furnish and install 1/2-inch rods	\$1.02	1,000 Lin. Ft.	\$1,020.00	500 Lin. Ft.	\$510.00	500.00 Lin. Ft.	\$510.00
19. Install detectable warning fields (supplied by City)	\$36.00	18 Each	\$648.00	7 Each	\$252.00	7 Each	\$252.00
20. Terracing, fertilize, seed & hydromulch	\$5.00	8,000 Sq. Yd.	\$40,000.00	4,950 Sq. Yd.	\$24,750.00	5,750 Sq. Yd.	\$28,750.00
21. Install and Maintain Traffic Control	\$21,700.00	1 Lump Sum	\$21,700.00	1.00 Lump Sum	\$21,700.00	1.00 Lump Sum	\$21,700.00
Part 1.D. Street Total			\$737,970.50		\$642,474.47		\$708,939.83
TOTAL			\$1,578,470.50		\$1,490,823.77		\$1,568,339.13

NOTE (1): Retainage set per Wis. Statute 66.0901(9).
Retainage is 5% of the estimate until 50% of the work is completed.
At 50% completion, no additional amounts are retained.
For Final Estimates, there is no retainage.

C.O. 1	\$26,314.30	Work to date	\$1,490,823.77	Work to date	\$1,568,339.13
C.O. 2	(\$36,445.67)	Retainage ¹	\$36,027.80	Retainage ¹	\$0.00
C.O. 3		Due Contractor	\$1,454,795.97	Due Contractor	\$1,568,339.13
	\$1,568,339.13	Previously paid	\$1,067,025.62	Previously paid	\$1,454,795.97
		Due this estimate	\$387,770.35	Due this estimate	\$113,543.16

Respectfully submitted,



Gerry Kaiser, PE

Director of Public Works

Contractor Signature

Date



M E M O R A N D U M

DATE: March 27, 2020
TO: Mayor Kaufert and Members of the Board of Public Works
FROM: Brad Schmidt, AICP, Deputy Director
RE: Development Agreement Amendment – First Addition to Integrity Acres Subdivision

Common Council approved the First Addition to Integrity Acres Development and Fee Agreement on 12/18/2019. The Agreement was negotiated in good-faith between City Staff and the Developer, Integrity Custom Homes, LLC in the months preceding Common Council approval. The approved Agreement inadvertently left out language regarding the reimbursement of costs associated with the land purchase and construction of Honor Street. More specifically, Staff originally agreed to hold one-half the cost (approximately \$25,000) of constructing (grading and graveling) Honor Street on the two parcels west and immediately adjacent to the proposed street. When those parcels develop, they will be assessed proportionally their share of the grading and graveling cost based on their frontage along Honor Street and the City will reimburse the Developer. There is no cost to the City or utilities for this action.

Appropriate action at this time is to recommend Common Council approve the First Addition to the amended Integrity Acres Development Agreement.

11. **Honor Street Reimbursement.** It is recognized that Honor Street, as identified on the Final Plat, will benefit future development west and directly adjacent to the subject Development and therefore, these parcels shall share in the purchase price and construction of the street.

Purchase Price - The Developer incurred a cost of \$50,000 (per Doc. No. 1788672 Winnebago County Register of Deeds) for the above mentioned land. The City agrees to immediately reimburse the Developer \$18,235.00 and hold the remaining amount of one-half the total cost in the amount of \$6,765.00 as a deferred assessment on property directly west of the subject land (Parcel Numbers 0260260 & 0260259). The City will collect the deferred assessment at time of annexation of said parcels and transfer the funds to the Developer. The City will also collect \$18,235.00 at time of annexation of said parcels to reimburse the City. A total of \$25,000 is deferred on the two parcels mentioned above. Parcel number 0260260 accounts for 63.3% of the frontage and therefore assumes \$15,831 of the deferred assessment amount and parcel number 0260259 accounts for 36.7% of the frontage and therefore assumes \$9,169 of the deferred assessment amount.

Grading and Graveling Honor Street - In addition, the City agrees to hold as a deferred assessment one-half the cost to grade and gravel Honor Street on the two parcels west of Honor Street reimbursable to the Developer. A total of \$25,000 is deferred on the two parcels mentioned above for grading and graveling Honor Street. Parcel number 0260260 accounts for 63.3% of the frontage and therefore assumes \$15,831 of the deferred assessment amount and parcel number 0260259 accounts for 36.7% of the frontage and therefore assumes \$9,169 of the deferred assessment amount.

FIRST ADDITION TO INTEGRITY ACRES

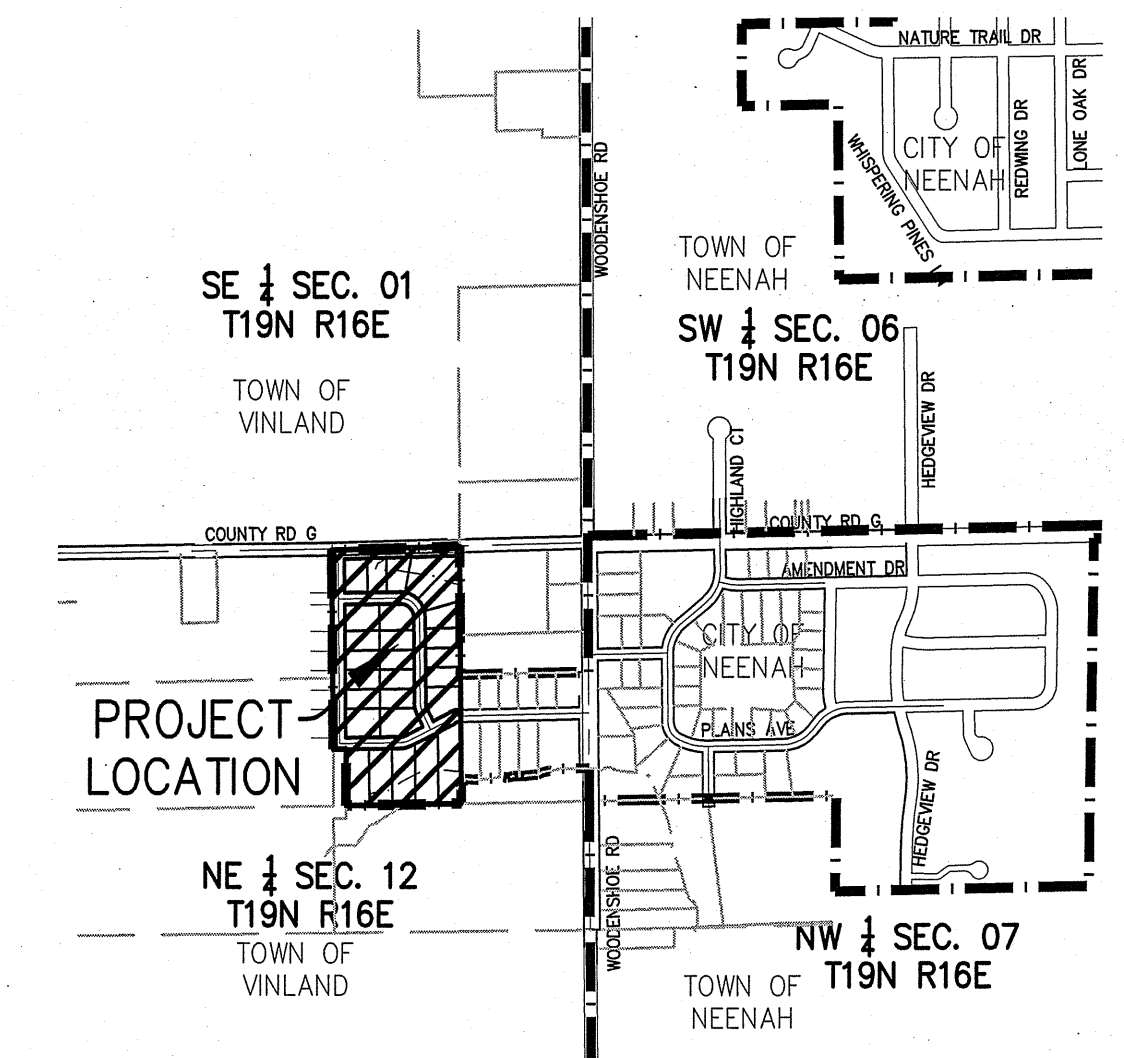
PART OF LOT 1 OF CERTIFIED SURVEY MAP NO. 2931 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 2931 AS DOCUMENT NO. 878981 AND A PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4, ALL LOCATED IN THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 12, TOWNSHIP 19 NORTH, RANGE 16 EAST, CITY OF NEENAH, WINNEBAGO COUNTY, WISCONSIN

APPROVAL AGENCIES
CITY OF NEENAH

AGENCIES HAVING AUTHORITY TO OBJECT
DEPARTMENT OF ADMINISTRATION
WINNEBAGO COUNTY PLANNING & ZONING

OWNER/SUBDIVIDER
INTEGRITY CUSTOM HOMES LLC
2835 W. COLLEGE AVE.
APPLETON, WI 54915
(920) 209-9493

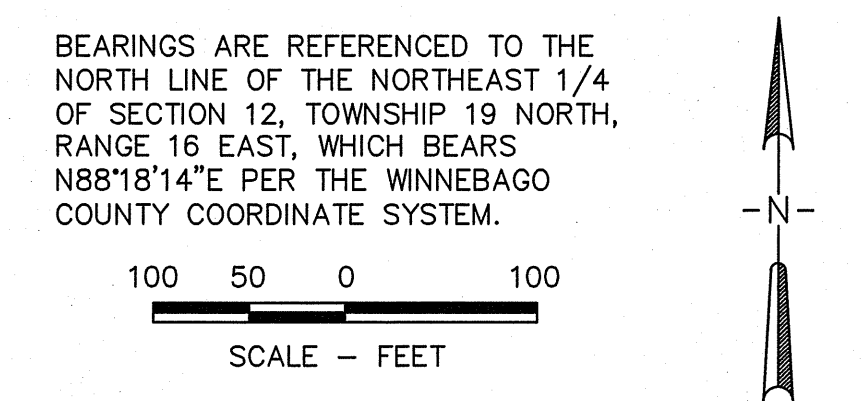
SURVEYOR
DAVID M. SCHMALZ
1445 MCMAHON DRIVE
NEENAH, WI 54956
(920) 751-4200



LOCATION MAP

LEGEND

- - 1 1/4" x 30" ROUND STEEL REBAR WEIGHING 4.3 lbs./lineal ft. SET
 - ✕ - 3/4" STEEL REBAR FOUND
 - - 1" IRON PIPE FOUND (1.315" O.D.)
 - ✕ - 1 1/4" STEEL REBAR FOUND
 - ⊙ - CERTIFIED LAND CORNER WINNEBAGO COUNTY
 - () - RECORDED BEARING AND/OR DISTANCE
 - S.F. - SQUARE FEET
 - - - - - EXISTING WETLANDS DELINEATED BY STACEY CAPLAN McMAHON DATED JAN. 22, 2019 & AUG. 6, 2019.
 - - - - - UTILITY EASEMENT (12' UNLESS NOTED)
 - =====
/ / / / / ACCESS RESTRICTED HIGHWAY AND/OR ROAD
- ALL OTHER LOT CORNERS STAKED WITH 3/4" x 24" ROUND STEEL REBAR, WEIGHING 1.50 LBS./LIN. FT.



ACCESS RESTRICTION

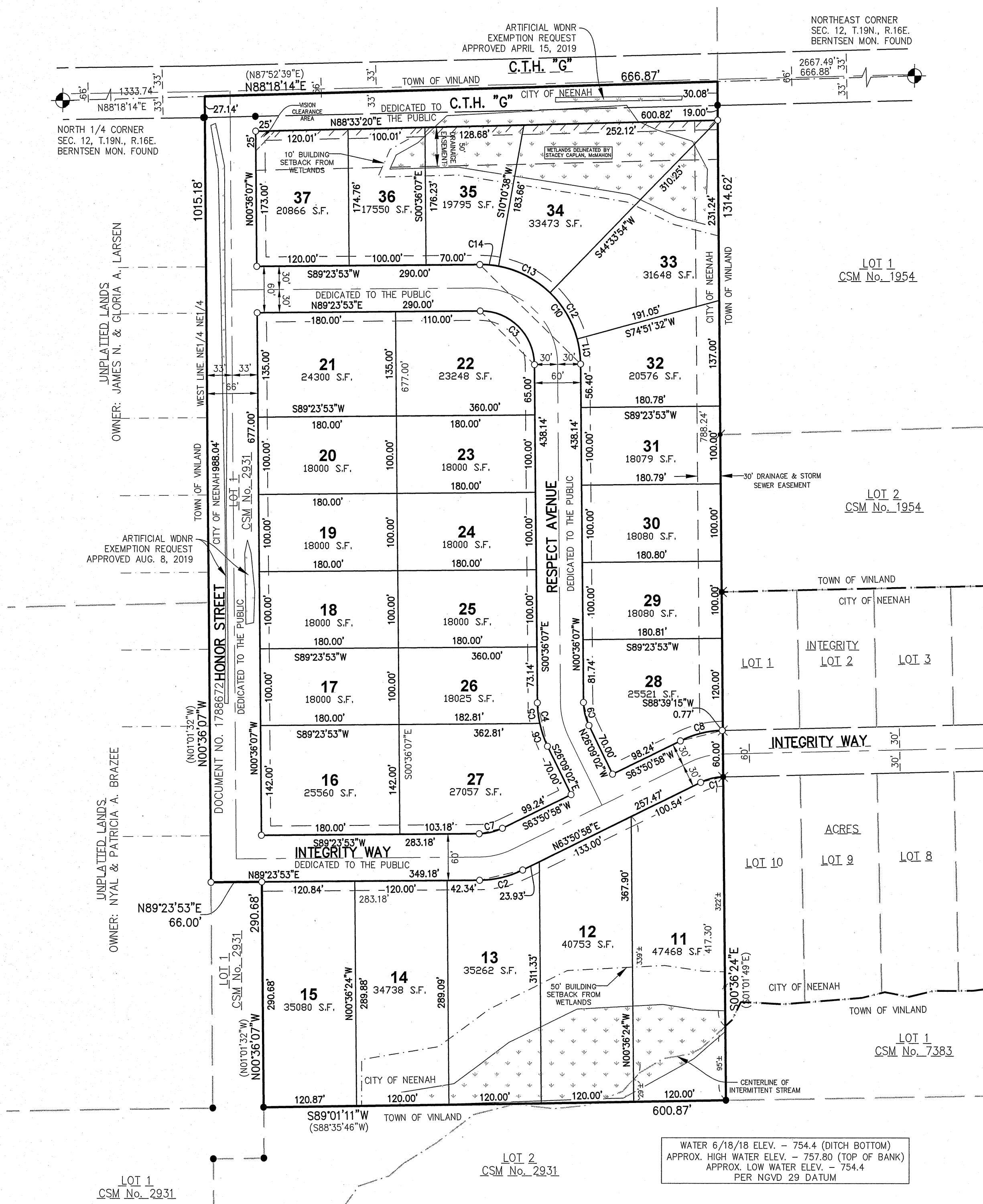
LOTS 34-37 IS HEREBY RESTRICTED SO THAT NO OWNER, POSSESSOR, USER, LICENSEE OR OTHER PERSON MAY HAVE ANY RIGHT OF DIRECT VEHICULAR INGRESS FROM OR EGRESS TO C.T.H. G. IT IS EXPRESSLY INTENDED THAT THIS RESTRICTION CONSTITUTE A RESTRICTION FOR THE BENEFIT OF THE PUBLIC AS PROVIDED IN S. 236.293, STATS., AND SHALL BE ENFORCEABLE BY THE CITY OF NEENAH OR WINNEBAGO COUNTY OR ITS ASSIGNS.

- NOTES**
- ANY LAND BELOW THE ORDINARY HIGH WATER MARK OF A LAKE OR A NAVIGABLE STREAM IS SUBJECT TO THE PUBLIC TRUST IN NAVIGABLE WATERS THAT IS ESTABLISHED UNDER ARTICLE IX, SECTION 1, OF THE STATE CONSTITUTION.
 - SIDEWALKS WILL BE INSTALLED ALONG BOTH SIDES OF INTEGRITY WAY WITHIN THE PUBLIC RIGHT-OF-WAY.
 - THE FRONT YARD SETBACK PER THE CITY OF NEENAH ZONING ORDINANCE IS A MINIMUM OF 25 FEET. (SEE RESTRICTIVE COVENANTS FOR ADDITIONAL SETBACK REQUIREMENTS.)
 - NO STRUCTURES CAN BE PLACED WITHIN THE VISION CLEARANCE AREA.
 - NO ACCESS IS PERMITTED ALONG THE WEST SIDE OF HONOR STREET WITHOUT THE WRITTEN APPROVAL OF THE CITY OF NEENAH PUBLIC WORKS DEPARTMENT.

CITY OF NEENAH DRAINAGE & DETENTION EASEMENT RESTRICTIONS

- MAINTENANCE OF ALL DRAINAGE WAYS AND ASSOCIATED STRUCTURES WITHIN THE SUBDIVISION OR SERVING THE SUBDIVISION IS THE SOLE RESPONSIBILITY OF THE PROPERTY OWNER(S) WITHIN THE SUBDIVISION.
- UPON FAILURE OF THE PROPERTY OWNER(S) TO PERFORM MAINTENANCE OF THE DRAINAGE WAYS AND ASSOCIATED STRUCTURES, THE CITY OF NEENAH RETAINS THE RIGHT TO PERFORM MAINTENANCE AND/OR REPAIRS. THE PAYMENTS OF SAID MAINTENANCE AND/OR REPAIRS SHALL BE ASSESSED AMONG THE PROPERTY OWNER(S) OF THE SUBDIVISION WITH A DRAINAGE COVENANT.
- A DRAINAGE PLAN AND STORM WATER MANAGEMENT PLAN HAS BEEN FILED WITH THE CITY OF NEENAH WHICH STATES THE REQUIRED LEVELS OF MAINTENANCE FOR ALL THE IDENTIFIED STORM WATER MANAGEMENT SYSTEMS.
- UPON FINAL GRADING, THE DEVELOPER AND/OR OWNER SHALL COMPLY WITH THE SURFACE WATER DRAINAGE PLAN AS APPROVED BY AND ON FILE WITH THE CITY OF NEENAH.
- NO BUILDINGS OR FILL ALLOWED WITHIN THE WETLANDS UNLESS PERMITTED BY THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES AND/OR US ARMY CORPS OF ENGINEERS.
- SUMP PUMP DISCHARGE ARE TO BE CONNECTED TO THE STORM SEWER LATERAL PROVIDED.
- ROOF DOWNSPOUTS SHALL DISCHARGE AT GRADE AND SHALL NOT BE CONNECTED TO THE STORM SEWER SYSTEM.
- GARAGES ARE RECOMMENDED TO BE LOCATED ON THE "HIGH" SIDE OF THE LOT.
- LOTS 11-13 SHALL HAVE A MINIMUM GRADE AT FOUNDATION ELEVATION OF 763.00. NO LOOK-OUT OR EXPOSED WINDOWS BELOW ELEVATION 765.00.

Curve Table					Tangent Bearing		
Curve #	Radius	Delta	Length	Chord Direction	Chord Length	Tangent In	Tangent Out
C1	70.00'	24°48'17"	30.30'	N76°15'06"E	30.07'	S88°39'15"W	
C2	130.00'	25°32'55"	57.97'	N76°37'25"E	57.49'		
C3	70.00'	90°00'00"	109.96'	N45°36'07"W	98.99'		
C4	130.00'	25°32'55"	57.97'	S13°22'35"E	57.49'		
C5	130.00'	11°55'33"	27.06'	S06°33'54"E	27.01'		
C6	130.00'	13°37'22"	30.91'	S19°20'21"E	30.84'		
C7	70.00'	25°32'55"	31.21'	S76°37'25"W	30.96'		
C8	130.00'	24°48'17"	56.28'	S76°15'06"W	55.84'		
C9	70.00'	25°32'55"	31.21'	N13°22'35"W	30.96'		
C10	130.00'	90°00'00"	204.20'	N45°36'07"W	183.85'		
C11	130.00'	14°32'21"	32.99'	S07°52'18"E	32.90'		
C12	130.00'	31°11'47"	70.78'	S30°44'22"E	69.91'		
C13	130.00'	33°29'07"	75.98'	S63°04'48"E	74.90'		
C14	130.00'	10°46'46"	24.46'	N85°12'45"W	24.42'		



There are no objections to this plat with respect to s. 236.15, 236.16, 236.20 and 236.21 (1) and (2), Wis. Stats. as provided by s. 236.12, Wis. Stats.

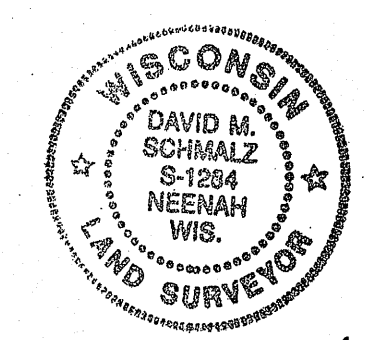
Certified January 28, 2020

Rene M. Poneg
Department of Administration

David M. Schmalz
Dec. 3, 2019
REVISED 1/21/2020
SHEET 1 OF 2

McMAHON
ENGINEERS ARCHITECTS
1445 MCMAHON DRIVE NEENAH, WI 54956
Mailing: P.O. BOX 1025 NEENAH, WI 54957-1025
Tel: (920) 751-4200 Fax: (920) 751-4284
www.mcgrp.com

THIS INSTRUMENT DRAFTED BY: *Marty Abing*



FIRST ADDITION TO INTEGRITY ACRES

PART OF LOT 1 OF CERTIFIED SURVEY MAP NO. 2931 AS RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS ON PAGE 2931 AS DOCUMENT NO. 878981 AND A PART OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4, ALL LOCATED IN THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 12, TOWNSHIP 19 NORTH, RANGE 16 EAST, CITY OF NEENAH, WINNEBAGO COUNTY, WISCONSIN

SURVEYOR'S CERTIFICATE

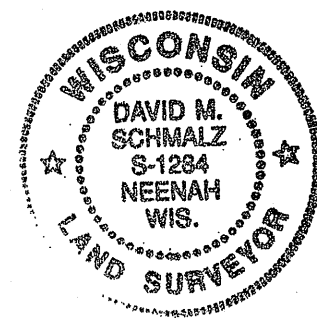
I, David M. Schmalz, Wisconsin Professional Land Surveyor, PLS-1284, certify that I have surveyed, divided and mapped part of Lot 1 of Certified Survey Map No. 2931 as recorded in Volume 1 of Certified Survey Maps on Page 2931 as Document No. 878981 and a part of the Northeast 1/4 of the Northeast 1/4, all located in the Northeast 1/4 of the Northeast 1/4 of Section 12, Township 19 North, Range 16 East, City of Neenah, Winnebago County, Wisconsin, containing 854,614 square feet (19.619 acres) of land, being more fully described as follows:

Commencing at the North 1/4 corner of said Section 12; thence N88°18'14"E, 1333.74 feet along the North line of the Northeast 1/4 of said Section 12 to the Northerly extension of the West line of Lands described in Document No. 1788672 and the Point of Beginning; thence continue N88°18'14"E, 666.87 feet along said North line to the Northerly extension of the West line of Lot 1 of Certified Survey Map No. 1954 as recorded in Volume 1 of Certified Survey Maps on Page 1954 as Document No. 715811; thence S00°36'24"E, 1314.62 feet along said Northerly extension and the Southerly extension of said West line to the Southwest corner of Lot 1 of Certified Survey Map No. 7383 recorded as Document No. 1771789; thence S89°01'11"W, 600.87 feet along the North line of Lot 2 of said Certified Survey Map No. 2931 to the Northwest corner thereof; thence N00°36'07"W, 290.68 feet along the East line of Lot 1 of said Certified Survey Map No. 2931 to the Southeast corner of Lands described in Document No. 1788672; thence S89°23'53"W, 66.00 feet along the South line of said Lands to the Southwest corner thereof; thence N00°36'07"W, 1015.18 feet along the West line of said Lands and its Northerly extension to the Point of Beginning.

That I have made such survey, land division, and plat under the directions of the owners of said land. That such plat is a correct representation of all exterior boundaries of the land surveyed and the subdivision thereof made. That I have fully complied with the provisions of chapter 236 of the Wisconsin Statutes and the Subdivision regulations of the City of Neenah in surveying, dividing and mapping the same.

Dated this 3RD day of DECEMBER, 2019

David M. Schmalz
David M. Schmalz, PLS-1284
Wisconsin Professional Land Surveyor



UTILITY EASEMENT PROVISIONS

An easement for electric, natural gas, and communications service is hereby granted by Integrity Custom Homes LLC, Grantor, to

WISCONSIN PUBLIC SERVICE CORPORATION, a Wisconsin corporation, Grantee,

AT&T Wisconsin, a Wisconsin corporation, Grantee, and

SPECTRUM MID-AMERICA, LLC by: Charter Communications, Inc., its Manager, Grantee

their respective successors and assigns, to construct, install, operate, repair, maintain and replace from time to time, facilities used in connection with overhead and underground transmission and distribution of electricity and electric energy, natural gas, telephone and cable TV facilities for such purposes as the same is now or may hereafter be used, all in, over, under, across, along and upon the property shown within those areas on the plat designated as "Utility Easement" and the property designated on the plat for streets and alleys, whether public or private, together with the right to install service connections upon, across, within and beneath the surface of each lot to serve improvements, thereon, or on adjacent lots; also the right to trim or cut down trees, brush and roots as may be reasonably required incidental to the rights herein given, and the right to enter upon the subdivided property for all such purposes. The Grantees agree to restore or cause to have restored, the property, as nearly as is reasonably possible, to the condition existing prior to such entry by the Grantees or their agents. This restoration, however, does not apply to the initial installation of said underground and/or above ground electric facilities, natural gas facilities, or telephone and cable TV facilities or to any trees, brush or roots which may be removed at any time pursuant to the rights herein granted. Structures shall not be placed over Grantees' facilities or in, upon or over the property within the lines marked "Utility Easement" without the prior written consent of Grantees. After installation of any such facilities, the grade of the subdivided property shall not be altered by more than six inches without written consent of grantees. This Utility Easement Provision does not prevent or prohibit others from utilizing or crossing the Utility Easement as the Utility easement(s) are non-exclusive.

The grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.

NO UTILITY TRANSFORMERS OR PEDESTALS ARE TO BE SET WITHIN 2 FEET OF A LOT CORNER MONUMENT.

NO CONDUCTORS ARE TO BE BURIED WITHIN 1 FOOT OF A LOT CORNER MONUMENT.

CERTIFICATE OF CITY TREASURER

I, Michael K. Easker being the duly elected qualified and acting City Treasurer of the City of Neenah do hereby certify that the records in my office show no unpaid taxes or special assessments as of _____ affecting the lands included in First Addition to Integrity Acres.

Date _____ City Treasurer - Michael K. Easker

CITY OF NEENAH APPROVAL

Resolved that "First Addition to Integrity Acres" in the City of Neenah, Integrity Custom Homes LLC, as Owner(s) is hereby approved by the Common Council.

Date _____ Approved _____
Mayor - Dean R. Kaufert

Date _____ Signed _____
Mayor - Dean R. Kaufert

I certify that the foregoing is a copy of a resolution adopted by the Common Council of the City of Neenah.

City Clerk _____
Patty A. Sturm

STATE OF WISCONSIN))SS
WINNEBAGO COUNTY)

I, Patty A. Sturm, being the duly elected, qualified and acting Clerk of the City of Neenah, do hereby certify that the common council of the City of Neenah, authorizing me to issue a certificate of approval of the Final Plat of First Addition to Integrity Acres upon satisfaction of certain conditions, Integrity Custom Homes LLC and I do hereby certify that all conditions were satisfied and the approval was granted and effective on this _____ day of _____, 20____.

Patty A. Sturm, Clerk Dated _____

COUNTY TREASURER'S CERTIFICATE

I, Mary E. Krueger being the duly elected qualified and acting County Treasurer of the County of Winnebago, do hereby certify that the records in my office show no unredeemed tax sales and no unpaid taxes or special assessments as of _____ affecting the lands included in First Addition to Integrity Acres.

Date _____ County Treasurer
Mary E. Krueger

OWNER'S CERTIFICATE

Integrity Custom Homes LLC, as Owner(s), I/We hereby certify that I/we caused the land described on this plat to be surveyed, divided, mapped and dedicated as represented on First Addition to Integrity Acres. We also certify that this plat is required by s. 236.10 or s. 236.12 to be submitted to the following for approval or objection.

Approving Authority City of Neenah
Agencies having Authority to Object Wisconsin Department of Administration Winnebago County Planning & Zoning

Dated this _____ day of _____, 20____

Printed Name and Title _____ Authorized Signature _____

Printed Name and Title _____ Authorized Signature _____

Printed Name and Title _____ Authorized Signature _____

State of _____)
_____)ss
_____ County)

Personally appeared before me on the _____ day of _____, 20____, the above named persons to me known to be the persons who executed the foregoing instrument, and acknowledged the same.

Notary Public _____

My commission expires _____ County, _____

CONSENT OF MORTGAGEE

Nicolet National Bank, a corporation duly organized and existing under and by virtue of the laws of the State of Wisconsin, mortgagee of the above described land, does hereby consent to the surveying, dividing, mapping and dedication of the land described on this plat, and does hereby consent to the certificate of Integrity Custom Homes LLC, as Owner(s).

IN WITNESS WHEREOF, the said Nicolet National Bank has caused these presents to be signed by an Authorized Officer, and countersigned by an Authorized Officer at Green Bay, Wisconsin, and its corporate seal to be hereinto affixed this _____ day of _____, 20____.

In the Presence of:

NICOLET NATIONAL BANK OF GREEN BAY

Authorized Officer _____ Authorized Officer _____

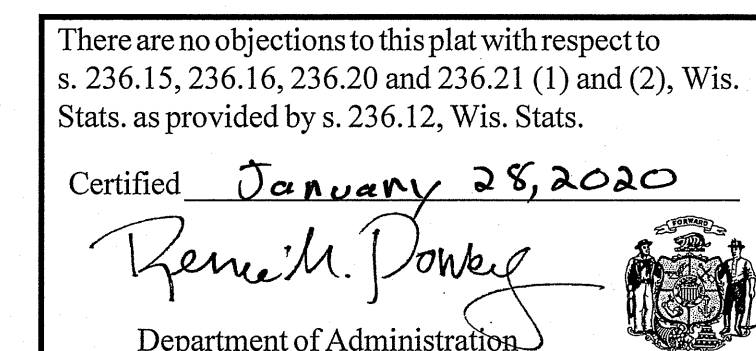
Print Name Title _____ Print Name Title _____

(State of Wisconsin))SS
_____ County)

Personally came before me this _____ day of _____, 20____, the above named persons to me known to be the persons who executed the foregoing instrument and acknowledged the same.

Notary Public, _____ County, Wisconsin

My Commission Expires: _____



STATUS OF COUNCIL DIRECTIVES ISSUED SINCE JULY 1, 1981

Date: April 21, 2020

Date of Directive: 4/17/2018

Item: Review the street assessment policy – Ordinance Chapter 13.5(D) (2).

Responsible Party: Ald. Lendrum

Status: Pending



EMERGENCY PROCLAMATION NO. 2020-03

A MAYORAL PROCLAMATION IMPLEMENTING POLICY 2020-04 PURSUANT TO EMERGENCY AUTHORITY AS PROVIDED BY WIS. STAT. §323.14(4)(b) AND THE DECLARATION OF A HEALTH EMERGENCY IN THE CITY OF NEENAH BY MAYORAL PROCLAMATION 2020-01

WHEREAS, on the 13th day of March, 2020, Mayor Dean Kaufert declared a public health emergency in response to the COVID-19 pandemic; and,

WHEREAS, the federal government passed the Families First Coronavirus Response Act (FFCRA) which, among other things, gives employees 80 hours of emergency paid leave for reasons related to COVID-19; and,

WHEREAS, positions classified as emergency responders have been exempted from the provision of the FFCRA; and,

WHEREAS, the City wishes to ensure that exempt employees are afforded the same benefits in the event that they get sick with COVID-19;

NOW THEREFORE, IT IS PROCLAIMED BY MAYOR DEAN R. KAUFERT OF THE CITY OF NEENAH, WISCONSIN this 10th day of April, 2020, that Policy 2020-04 is adopted and implemented to ensure that non-represented employees exempt from the FFCRA are able to receive 80 hours of emergency sick leave in the event they require leave due to Corona Virus.

BE IT FURTHER RESOLVED that this Proclamation shall be submitted to the Neenah Common Council for consideration and ratification at its organizational meeting on April 21, 2020 Pursuant to Wis. Stat. §323.14.

CITY OF NEENAH

Office of the Mayor

Mayoral Proclamation 2020-03

Defining Emergency Responder

April 10, 2020, 2020 -- Page Two

CITY OF NEENAH, WISCONSIN

By 
:

Dean R. Kaufert, Mayor

ATTEST:



Stephanie A Cheslock, Deputy City Clerk



Dept. of Human Resources and Safety
211 Walnut St. • P.O. Box 426 • Neenah WI 54957-0426
Phone 920-886-6102 • e-mail: lkehl@ci.neenah.wi.us
LINDSAY KEHL
DIRECTOR OF HUMAN RESOURCES & SAFETY

MEMORANDUM

DATE: April 10, 2020
TO: Mayor Kaufert
FROM: Lindsay Kehl, Human Resources
RE: Policy 2020-4: Policy for Paid Sick Leave for Non-Represented Employees Exempt from the FFCRA

The Families First Coronavirus Response Act (FFCRA) was recently signed into law; FFCRA requires certain employers to provide employees additional paid sick leave and expanded family and medical leave for specified reasons related to COVID-19 and is effective April 1, 2020 – December 31, 2020.

The FFCRA allows municipalities to exempt employees defined as emergency responders from the provisions of the FFCRA to ensure the continuation of essential government functions necessary to provide and support the health, safety and welfare of the public. For the City of Neenah, emergency responders include all Public Works and Water Utility personnel with the exception of administrative staff, Police Department's professional staff, represented Police personnel, and all Fire personnel.

The attached policy outlines the City's protocol for non-represented employees that are exempt from the federal law to receive up to 80 hours of paid sick leave if the employee is unable to work or telework due to reasons related to COVID-19.

Staff recommends Mayor Kaufert approve Policy 2020-4: Paid Sick Leave for Certain Employees Exempted From the FFCRA under his emergency powers and send to the Common Council for approval on their next scheduled meeting.



P O L I C Y

DATE: 4/10/2020 **EFFECTIVE DATE** Immediately **POLICY NO:** 2020 - 4

TITLE: Policy for Paid Sick Leave for Non-Represented Employees Defined as Emergency Responders

ISSUER: Human Resources Office

COVERAGE: Non-Represented Emergency Responders

AUTHORITY Common Council Approval

DURATION: April 10, 2020 through December 31, 2020

SYNOPSIS: This policy addresses the protocol for paid sick leave for non-represented employees exempt from the FFCRA throughout the Coronavirus outbreak.

BACKGROUND

The CDC is responding to an outbreak of respiratory disease caused by a novel (new) coronavirus that was first detected in China and which has now been detected in more than 100 locations internationally, including in the United States. The virus has been named "SARS-CoV-2" and the disease it causes has been named "coronavirus disease 2019" (abbreviated "COVID-19"). On March 11, 2020, the World Health Organization declared COVID-19 a global pandemic.

As a result, the federal government issued the Families First Coronavirus Response Act (FFCRA) effective April 1, 2020 – December 31, 2020. FFCRA requires certain employers to provide employees additional paid sick leave and expanded family and medical leave for specified reasons related to COVID-19. The FFCRA allows municipalities to exempt employees defined as emergency responders from the provisions of the FFCRA to ensure the continuation of essential government functions necessary to provide and support the health, safety and welfare of the public.

The following policy outlines the City's response for non-represented employees that are exempt from the FFCRA to receive paid sick leave if the employee is unable to work or telework due to reasons related to COVID-19.

ELIGIBLE EMPLOYEES

Eligible employees are those non-represented employees who are currently exempt under the provisions of the FFCRA.

Employees, regardless of their time with the City, are eligible for up to two weeks of fully or partially paid sick leave for COVID-19 related reasons as outlined in the “Qualifying Reasons for Leave” below. Notably, as with Public Health Emergency Leave, it is required that the employee using the leave is not able to telework.

QUALIFYING REASONS FOR LEAVE

Eligible employees may qualify for paid sick leave if the employee is unable to work (and unable to telework) due to a need for leave because the employee:

- 1) is subject to a Federal, State, or local quarantine or isolation order related to COVID-19;
- 2) has been advised by a health care provider to self-quarantine related to COVID-19;
- 3) is experiencing COVID-19 symptoms and is seeking a medical diagnosis;
- 4) is caring for an individual subject to an order described in (1) or self-quarantine as described in (2);
- 5) is experiencing any other substantially-similar condition specified by the Secretary of Health and Human Services, in consultation with the Secretaries of Labor and Treasury.

Paid sick leave hours are only eligible to be utilized during time in which the employee was actually scheduled to work.

DURATION OF LEAVE

A full-time employee is eligible for 80 hours of leave, and a part-time employee is eligible for the number of hours of leave that the employee works on average over a two-week period. After the first 80 hours, employees would fall under regular FMLA guidelines and be required to either use their own accrued time or take the time unpaid.

CALCULATION OF PAY

- 1) **Paid Sick Leave for Reasons 1-3:** Employees taking leave are entitled to pay at either their regular rate or the applicable minimum wage, whichever is higher, up to \$511 per day and \$5,110 in the aggregate (over a 2-week period).
- 2) **Paid Sick Leave for Reasons 4 and 5:** Employees taking leave are entitled to pay at 2/3 their regular rate or 2/3 the applicable minimum wage, whichever is higher, up to \$200 per day and \$2,000 in the aggregate (over a 2-week period).

Employees not receiving full pay for qualifying leave are eligible to substitute their own accruals during this time – not to exceed the number of hours of leave that the employee works on average over a two-week period.

An employer cannot require an employee to use other available paid leave before using leave under the emergency paid sick leave, but employees may choose to do so. However, after an employee has used the emergency paid sick leave, they are able to use other available paid leave.

Employee Notice Requirements:

The City asks that employees follow reasonable notice procedures after the first workday (or portion thereof) that an employee receives emergency paid sick leave in order to continue receiving benefits. Contact Human Resources for additional information and paperwork related to the FFCRA provisions.