

140130

December 10th, 2013

Note: These minutes are subject to review and approval at the next regular Common Council meeting.

The Common Council of the City of Merrill met on the above date in Regular Session, at the City Hall Council Chambers, 1004 East First Street. Mayor William R. Bialecki called the meeting to order at 7:00 P.M.

131210 Invocation by Pastor Paul Hohman, New Testament Church

131215 Pledge of Allegiance

131220 Roll Call showed the following Common Council members present (8 of 8): Alderman Chris Malm (First District), Alderman Steve Hass (Second District), Alderman Ryan Schwartzman (Third District), Alderwoman Kandy Peterson (Fourth District), Alderman John Burgener (Fifth District), Alderman Dave Sukow (Sixth District), Alderman Rob Norton (Seventh District) and Alderwoman Anne Caylor (Eighth District).

The following were also in attendance: Transit Director Rich Grenfell, City Attorney Tom Hayden, City Clerk Bill Heideman, City Administrator Dave Johnson, Utility Superintendent Kim Kriewald, Street Commissioner Richard Lupton, Airport Manager/FBO John Miller, Police Chief Ken Neff, Fire Chief Dave Savone, Library Director Stacy Stevens and Finance Director Kathy Unertl.

131230 Minutes of November Meeting

Motion (Hass/Sukow) to dispense with the reading of the minutes of the November 12th, 2013 Common Council meeting and approve them as published. Carried.

131240 Revenue and Expense Report – November 2013

Motion (Hass/Caylor) to approve, as submitted, the November 2013 Revenue and Expense report. Carried.

131260 Communications and Petitions

131261 Claim filed by Myron Dallman, 1500 O'Day Street, for bodily injuries and damages he sustained as a result of a fall because of an allegedly "defective and improperly maintained elevator" at Park Place, 215 Grand Avenue on June 19th, 2013. The City's insurance carrier recommends that the claim be denied. The basis for their recommendation is that the City of Merrill does not own or maintain the building at 215 Grand Avenue. The building at that location is owned and maintained by the Merrill Housing Authority.

Motion (Hass/Sukow) to deny the claim. Carried.

131262 Employee Recognition

City Clerk Heideman read a certificate of recognition for the following City employee: Michael J. Hamann, 30 years of service.

131290 Committee of the Whole

131291 Consider recommendation(s) from December 10th, 2013 Committee of the Whole meeting on the request from Street Commissioner Lupton to lift hiring freeze in order to replace retiring Street Department employee.

At that meeting, the Committee of the Whole recommended lifting the hiring freeze.

Motion (Schwartzman/Hass) to approve the recommendation. Carried.

1312230 Placing Committee Reports on file

Motion (Sukow/Burgener) to place the following committee reports on file: Housing Authority, Committee of the Whole, Board of Public Works, Health and Safety Committee, Personnel and Finance Committee, Library Board and Airport Commission. Carried.

1312240 Mayor's Appointments

1312241 Election Officials for 2014-2015

Motion (Hass/Caylor) to approve the appointments. Carried.

1312260 **RESOLUTION NO. 2347**

**A RESOLUTION TERMINATING THE FICA ALTERNATIVE
RETIREMENT PLAN FOR THE CITY OF MERRILL, WISCONSIN**

WHEREAS, the Common Council of the City of Merrill on November 12th, 2002 authorized establishment of a FICA Alternative Retirement Plan for City employees working less than 600 hours per year effective January 1st, 2003; and

WHEREAS, the program was implemented with incorrect employee deductions of 6.2% instead of 7.5% and the City of Merrill has made both employer and employee Social Security and Medicare contributions into the Internal Revenue Service for impacted employees for the period from January 2003 through June 2005; and

WHEREAS, former City employees have been allowed to withdraw their contributions from the FICA Alternative Plan; and

WHEREAS, Section 10.2 of the 2005 FICA Alternative Retirement Plan allows the Employer to terminate or discontinue the Plan in whole or in part at any time and to make distributions to Participants;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of December, 2013, that the Finance Director is authorized to sign paperwork terminating the FICA Alternative Plan and proceed with disbursement of employee contributions to remaining Plan participants.

Motion (Schwartzman/Caylor) to adopt. Carried.

1312261 RESOLUTION NO.

A RESOLUTION RATIFYING THE JANUARY 1, 2014 to DECEMBER 31, 2015 CONTRACT BETWEEN THE CITY OF MERRILL AND THE MERRILL PROFESSIONAL POLICE ASSOCIATION

WHEREAS, negotiations between the City of Merrill and the Merrill Professional Police Association have culminated a tentative contract agreement;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of December, 2013, that the City of Merrill accept the terms and conditions for the January 1, 2014 to December 31, 2015 employment years according to the terms of the contract between the City of Merrill and the Merrill Professional Police Association on file in the City Clerk's office. Said changes and amendments in the terms and conditions to the January 1, 2014 to December 31, 2015 contract shall be effective January 1, 2014. The existing agreement shall be modified accordingly.

Motion (Hass/Caylor) to refer to the City negotiation team. Carried.

1312262 RESOLUTION NO.

A RESOLUTION RATIFYING THE JANUARY 1, 2014 to DECEMBER 31, 2015 CONTRACT BETWEEN THE CITY OF MERRILL AND THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL 847

WHEREAS, negotiations between the City of Merrill and the International Association of Firefighters Local have culminated a tentative contract agreement;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of December, 2013, that the City of Merrill accept the terms and conditions for the January 1, 2014 to December 31, 2015 employment years according to the terms of the contract between the City of Merrill and the International Association of Firefighters Local 847 on file in the City Clerk's office. Said changes and amendments in the terms and conditions to the January 1, 2014 to December 31, 2015 contract shall be effective January 1, 2014. The existing agreement shall be modified accordingly.

Motion (Hass/Sukow) to refer to the City negotiation team. Carried.

1312263 RESOLUTION NO. 2348

A RESOLUTION DESIGNATING THE RIVER BEND TRAIL AS PART OF THE CITY OF MERRILL'S TRANSPORTATION SYSTEM

WHEREAS, the City of Merrill, in cooperation with the River District Development Foundation of Merrill, Inc. has been planning and working toward the development of a trail along and in the vicinity of the Wisconsin River in the City of Merrill; and,

WHEREAS, it is anticipated that the trail shall initially be utilized as a pedestrian walkway and bike path; and

WHEREAS, the City of Merrill, with funding from the River District Development Foundation of Merrill, Inc. has acquired the property designated on Exhibit "A", attached; and,

WHEREAS, it is necessary and desirable that the River Bend Trail property described in Exhibit "A" be designated as part of the City of Merrill's transportation system;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 10th day of December, 2013, that the property, described above, shall be recognized and caused to be recognized, administered and managed, as part of the City's public transportation system.

Motion (Hass/Burgener) to adopt. Carried.

1312270 Mayor's Communications

On December 11th, the Transit Department will be having their 25th annual Tour of Lights from 5:30 P.M. to 7:30 P.M. Anyone interested in having their lights displayed should contact the Transit Department.

Mayor Bialecki urged everyone to help the needy, including making donations to the Food Pantry, during the Christmas season.

Residents were reminded that, for the sake of safety, sidewalks be kept clear of snow and/or ice.

Mayor Bialecki wished everyone a Merrill Christmas and a Happy New Year.

Anyone interested in running for an elected municipal office can still pick up the necessary materials at the City Clerk's office. In order to a candidate's name to appear on the ballot, all necessary materials must be completed and returned to the City Clerk's office before 5:00 P.M. on Tuesday, January 7th, 2014.

The annual Christmas parade has been rescheduled for 5:30 P.M. on Friday, December 13th.

1312280 Public Comment Period

Alderman Hass requested that Mayor Bialecki report on the items that Mayor Bialecki addressed on the radio.

Mayor Bialecki reported that the new fire station should be ready for occupancy in approximately four weeks.

The Lincoln House building will be taken down soon.

Due to the weather, the concrete work on the Highway 64 project has been suspended and will continue in the spring.

The Merrill Area Development Corporation has purchased the property at 201 North Prospect Street. Lincoln County Economic Development Director Ryman is working with the new owners to assist them in relocating to that building.

1312999 Motion (Hass/Caylor) to adjourn. Carried. Adjourned at 7:18 P.M.



William R. Bialecki
Mayor



William N. Heideman, CMC, WCMC
City Clerk

I, William N. Heideman, City Clerk of the City of Merrill, Wisconsin, do hereby certify that the Mayor approved the above action of the Common Council on December 12th, 2013.



William N. Heideman, CMC, WCMC
City Clerk

140130

December 19th, 2013

Note: These minutes are subject to review and approval at the next regular Common Council meeting.

The Common Council of the City of Merrill met on the above date in Special Session, at the City Hall Council Chambers, 1004 East First Street. Mayor William R. Bialecki called the meeting to order at 5:30 P.M.

131220S Roll Call showed the following Common Council members present (8 of 8): Alderman Chris Malm (First District), Alderman Steve Hass (Second District), Alderman Ryan Schwartzman (Third District), Alderwoman Kandy Peterson (Fourth District), Alderman John Burgener (Fifth District), Alderman Dave Sukow (Sixth District), Alderman Rob Norton (Seventh District) and Alderwoman Anne Caylor (Eighth District).

The following were also in attendance: City Attorney Tom Hayden, City Clerk Bill Heideman, City Administrator Dave Johnson, Police Chief Ken Neff and Fire Chief Dave Savone.

1312280S Public Comment Period

Alderwoman Caylor expressed disappointment that, prior to this special meeting being scheduled, Common Council members were not offered options for various meeting dates and times, in light of this busy time of year.

Closed session

Motion (Schwartzman/Malm) to convene in closed session pursuant to Wisconsin State Statutes Section 19.85(1)(e) for deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session, to consider 2014-2015 labor contract with International Association of Firefighters Local 847 and 2014-2015 labor contract with Merrill Professional Police Association. Carried 7-1 on roll call vote. Voting No – Alderman Norton.

Convened in closed session at 5:33 P.M.

Attending: Malm, Hass, Schwartzman, Peterson, Burgener, Sukow, Norton, Caylor, Bialecki, Johnson, Hayden, Neff, Savone and Heideman.

In closed session, City Administrator Johnson reported on recent amendments made to the proposed 2014-2015 labor contracts with the International Association of Firefighters Local 847 and the Merrill Professional Police Association.

Motion (Hass/Schwartzman) to reconvene in open session. Carried.

Reconvened in open session at 5:43 P.M.

1312260S RESOLUTION NO. 2349

A RESOLUTION RATIFYING THE JANUARY 1, 2014 to DECEMBER 31, 2015 CONTRACT BETWEEN THE CITY OF MERRILL AND THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL 847

WHEREAS, negotiations between the City of Merrill and the International Association of Firefighters Local have culminated a tentative contract agreement;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 19th day of December, 2013, that the City of Merrill accept the terms and conditions for the January 1, 2014 to December 31, 2015 employment years according to the terms of the contract between the City of Merrill and the International Association of Firefighters Local 847 on file in the City Clerk's office. Said changes and amendments in the terms and conditions to the January 1, 2014 to December 31, 2015 contract shall be effective January 1, 2014. The existing agreement shall be modified accordingly.

Motion (Schwartzman/Sukow) to adopt. Carried.

1312261S RESOLUTION NO. 2350

A RESOLUTION RATIFYING THE JANUARY 1, 2014 to DECEMBER 31, 2015 CONTRACT BETWEEN THE CITY OF MERRILL AND THE MERRILL PROFESSIONAL POLICE ASSOCIATION

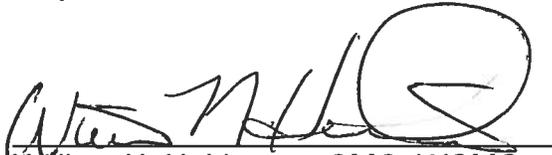
WHEREAS, negotiations between the City of Merrill and the Merrill Professional Police Association have culminated a tentative contract agreement;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 19th day of December, 2013, that the City of Merrill accept the terms and conditions for the January 1, 2014 to December 31, 2015 employment years according to the terms of the contract between the City of Merrill and the Merrill Professional Police Association on file in the City Clerk's office. Said changes and amendments in the terms and conditions to the January 1, 2014 to December 31, 2015 contract shall be effective January 1, 2014. The existing agreement shall be modified accordingly.

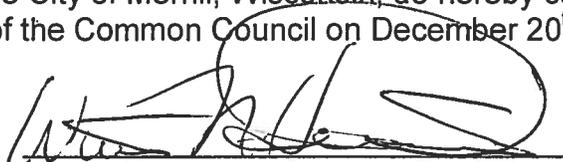
Motion (Schwartzman/Norton) to adopt. Carried.

1312999S Motion (Hass/Caylor) to adjourn. Carried. Adjourned at 5:45 P.M.


 William R. Bialecki
 Mayor


 William N. Heideman, CMC, WCMC
 City Clerk

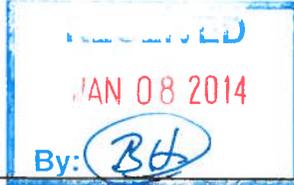
I, William N. Heideman, City Clerk of the City of Merrill, Wisconsin, do hereby certify that the Mayor approved the above action of the Common Council on December 20th, 2013. ,


 William N. Heideman, CMC, WCMC
 City Clerk

1004 East First Street
Merrill, Wisconsin 54452
Phone (715) 536-5594
Fax (715) 539-2668
E-Mail Kathy.Unertl@ci.merrill.wi.us

The City of Merrill

140140



To: Alderpersons

Kathy Unertl, Finance Director

Mayor Bill Bialecki

Date: January 8, 2014

Re: **Revenue & Expense – December 2013**

with February 2014 Council agenda packet

For Action For Information Please Review Please Reply Per Your Request

The December 2013 Revenue & Expense Reports will be provided with the February 2014 Common Council agenda.

There are numerous pending 2013 year-end fiscal transactions including mid-January accounts payable checks that will be posted to December 31st, 2013.

1401131

4a RECEIVED

APPLICATION FOR TEMPORARY CLASS "B"/"CLASS B" RETAILER'S LICENSE DEC 05, 2013

See Additional Information on reverse side. Contact the municipal clerk if you have questions.

FEE \$ 10.00

Application Date: 11/12/13 BY:

Town Village City of Merrill County of Lincoln

The named organization applies for: (check appropriate box(es).)

- A Temporary Class "B" license to sell fermented malt beverages at picnics or similar gatherings under s. 125.26(6), Wis. Stats.
A Temporary "Class B" license to sell wine at picnics or similar gatherings under s. 125.51(10), Wis. Stats.

at the premises described below during a special event beginning February 8 '14 and ending February 8 '14 and agrees to comply with all laws, resolutions, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages and/or wine if the license is granted.

1. ORGANIZATION (check appropriate box) Bona fide Club Church Lodge/Society Veteran's Organization Fair Association

(a) Name Rotary Club of Merrill

(b) Address merrill WI (Street)

(c) Date organized 1800's Town Village City

(d) If corporation, give date of incorporation

(e) If the named organization is not required to hold a Wisconsin seller's permit pursuant to s. 77.54 (7m), Wis. Stats., check this box: X

(f) Names and addresses of all officers: President Jeremy Cordova, Vice President Tom Hayden, Secretary Terri Marten 907 E. Main St. Merrill WI, Treasurer Brian Richards

(g) Name and address of manager or person in charge of affair: Sr. Peggy Jackson, Administrator for Bell Tower Residence

2. LOCATION OF PREMISES WHERE BEER AND/OR WINE WILL BE SOLD:

(a) Street number 1500 O'Day Street

(b) Lot Block

(c) Do premises occupy all or part of building? Part (Assisi Hall Only)

(d) If part of building, describe fully all premises covered under this application, which floor or floors, or room or rooms, license is to cover:

3. NAME OF EVENT

(a) List name of the event Artisan's Showcase

(b) Dates of event February 8, 2014

DECLARATION

The Officer(s) of the organization, individually and together, declare under penalties of law that the information provided in this application is true and correct to the best of their knowledge and belief.

Officer Jeremy J. John (Signature/date)

Officer Tom Hayden (Signature/date)

Date Filed with Clerk 12/5/13

Date Granted by Council

Rotary Club of Merrill (Name of Organization)

Officer Terri Marten (Signature/date)

Officer Brian Richards (Signature/date)

Date Reported to Council or Board

License No.

KJN 12/13

5

RETAIL LICENSE TRANSFER - PREMISES TO PREMISES

Wisconsin Department of Revenue

FEE \$ 10.00

pd 12/4/13

APPLICATION FOR TRANSFER OF LICENSES FOR SALE OF FERMENTED MALT BEVERAGES AND/OR INTOXICATING LIQUOR FROM ONE PREMISES TO ANOTHER

Bentonville, Arkansas, ~~Wisconsin~~

November, 20 13

To the governing body of the [X] City [] Village [] Town of Merrill
County of Lincoln Wisconsin.

The undersigned hereby applies for a transfer of Class A license from
3500 East Main Street (present location) to 505 South Pine Ridge Avenue (proposed location)
on or about March 1, 2014 (date)

- 1. APPLICANT: (print name and address plainly)
(a) Full name of applicant Wal-Mart Stores East, LP
(b) Address 702 SW 8th Street, Licensing Dept. 8916, Bentonville, AR 72716-0500
2. LOCATION AND DESCRIPTION OF PREMISES TO WHICH APPLICATION FOR TRANSFER IS MADE: Describe building or buildings where alcohol beverages are to be sold, served and stored.
(a) Street number 505 South Pine Ridge Avenue
(b) Trade name of establishment Wal-Mart #1366
(c) Physical description of building, buildings and/or land area comprising licensed premises. 1 room, 1 story, approximately 118,687 sq. ft.
(d) Legal description (omit if street address is given above.)
(e) Is any other business conducted on same premises? [] Yes [X] No If so, what?
(f) Was this location licensed for beer or liquor during the past year? [] Yes [X] No
(g) Give name and address of previous licensee. N/A
(h) Will the previous licensee surrender its license? N/A [] Yes [] No

RECEIVED

DEC 04 2013

1401151

REQUEST TO INCLUDE ITEM ON AGENDA

Board or Committee: Water & Sewage Committee

Date of Meeting: 12/18/2013

Request by: Kathy Unertl, Finance Director

Describe below the item(s) you wish to have put on the agenda:
(please attach any pertinent information)

Consider 3.0% adjustment to Water & Sewage Service Fees for 2014

City of Merrill - Water and Sewage Charges			
	2012	2013	2014
Water Tap 3/4" (Includes Corp.)	\$71.60	\$73.75	\$75.95
	3.0%	3.0%	3.0%
Water Tap 1" (Includes Corp.)	\$83.45	\$85.95	\$88.55
	3.0%	3.0%	3.0%
Water Tap 1 1/2" (Includes Corp.)	\$167.15	\$172.15	\$177.35
	3.0%	3.0%	3.0%
Water Tap 2"	\$274.75	\$283.00	\$291.50
	3.0%	3.0%	3.0%
Flush Private Hydrant	\$250.00	\$257.50	\$265.25
		3.0%	3.0%
Water Tap - Larger than 2"	At Cost	At Cost	At Cost
Raise "New" Curb Boxes	At Cost	At Cost	At Cost
Sewer Tap 4" (Includes Saddle)	\$105.25	\$108.50	\$111.75
	3.0%	3.1%	3.0%
Sewer Tap 6" (Includes Saddle)	\$117.15	\$120.65	\$124.25
	3.0%	3.0%	3.0%
Public Labor Charge	\$35.25	\$36.30	\$37.40
	3.0%	3.0%	3.0%
Backhoe & Operator	\$80.10	\$82.50	\$85.00
	3.0%	3.0%	3.0%
Thawing Machine (Including personnel - 2)	\$86.05	\$88.65	\$91.35
Outside normal hours - \$15.00/hr. for machine plus labor cost	#VALUE!	3.0%	3.0%
Valve Turned on at curb stop (PSC)	PSC	PSC	PSC
Reinstallation of meter/valving curb stop (PSC)	PSC	PSC	PSC
Jet Vactor Truck (Including personnel - 2)	\$149.50	\$154.00	\$158.65
Outside normal hours - \$52.00/hr. for truck plus labor cost.	3.0%	3.0%	3.0%
Laboratory Cost - Test Observation Wells	\$1,941.55	\$2,000.00	\$2,060.00
	3.0%	3.0%	3.0%
B.O.D. Test	\$29.75	\$30.65	\$31.55
	2.9%	3.0%	2.9%
Suspended Solids Test	\$14.35	\$14.80	\$15.25
	2.9%	3.1%	3.0%
Total Solids Test	\$14.35	\$14.80	\$15.25
	2.9%	3.1%	3.0%
PH Test	\$10.15	\$10.45	\$10.75
	3.0%	3.0%	2.9%
C.O.D. Test	\$23.30	\$24.00	\$24.75
	3.1%	3.0%	3.1%
Phosphorus Test	\$28.65	\$29.50	\$30.40
	3.0%	3.0%	3.1%
Holding Tank Disposal	\$8.00	\$8.25	\$8.50
	3.2%	3.1%	3.0%
Fixed Charge Per Load - Holding Tank	\$9.25	\$9.55	\$9.85
	2.9%	3.2%	3.1%

Reviewed by
Water Sewage Committee -
Common Council - Adopted

1401250 =

FROM OCTOBER 2ND PARK + REC
COMMISSION MEETING

***Motion by Schroeder, seconded by Willman to accept the budget as printed and send it to Council.

***Carried unanimously.

The next item on the agenda was to discuss Normal Park Plan. Wendorf stated that he included in the packet a design on how Normal Park could look in the future. Wendorf stated that he is currently working with an organization that will donate a playground to the Normal Park Project. The Park and Recreation Commission would like this agenda item back on the agenda next month for more discussion.

The next item on the agenda was to discuss potential implementation of Normal Park Reservation Policy. Wendorf stated that because of all the people who would like to utilize the park it would be nice to be able to reserve the park so that you could make plans without having to worry that someone else will take the park before you get there because currently it is a first come first serve basis.

***Motion by Schroeder, seconded by Harris, to put Normal Park on the park reservation forms charging the same amount as we charge for Riverside, Ott's and Stange Park.

***Carried unanimously.

The next item on the agenda was a continued discussion on the new MARC parking area. Wendorf stated that he has not received any of the estimates back that he has requested for the parking lot from Street Department. As soon as the estimates are turned in he will bring to the next meeting. Harris commented about the new concession stand at the MARC. Harris wants to know why the power panel is on the outside of the building for people to get into. Harris stated that there is no lock on the power panel. Harris would like the issue to be addressed.

The next item on the agenda was monthly reports by Wendorf. Wendorf asked if anyone had any questions. Wendorf stated all is going good.

***Motion by Schroeder, seconded by Willman to approve the monthly report.

***Carried Unanimously

The next regular meeting is scheduled for November 6, 2013 at 4:15 p.m.

No public comment.

Dan Novitch read the following: The Committee may convene in closed session pursuant to Wis. State Statues Sec. 19.85(1)(e) for deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session to consider Hockey Contract terms.

Roll Call:

Dan Novitch: yes

Mike Willman: yes

Melissa Schroeder: yes

1401261

**NORTHCENTRAL EMERGENCY RESPONSE TEAM/MUTUAL
RESPONSE TEAM**

The undersigned agencies agree pursuant to Wisconsin Statutes as follows:

Section 1. PURPOSE OF AGREEMENT

This agreement is made in recognition of the fact that situations may occur which are beyond the ability of the individual law enforcement agency to deal with effectively in terms of personnel, equipment, and available resources. Each agency identified on Appendix 1 intends to assist the other agencies identified on Appendix 1 by assigning some of its personnel, equipment, and available resources to a requesting agency as resources and situations allow. The specific intent of this agreement is to permit the law enforcement agency of each municipality to more fully safeguard the lives, persons, and property of all citizens.

Section 2. DEFINITIONS

For the purpose of this agreement, the following terms are defined as follows:

A. "NORTHCENTRAL EMERGENCY RESPONSE TEAM/MUTUAL ASSISTANCE RESPONSE TEAMS"

An organization of Northern Wisconsin law enforcement agencies participating in this mutual aid agreement.

B. "INCIDENT"

An emergency situation that threatens or causes loss of life and property and exceeds the physical and organizational capability of a unit of local government.

C. "AGENCY"

A law enforcement organization recognized by its city, village, or county.

D. "MUTUAL AID"

A definite and prearranged written agreement and plan whereby regular response and assistance is provided in the event of incidents by requesting agencies by the aiding agency in accordance with the police incident assignments as developed by the Police Chiefs/Sheriffs of the participating agencies.

E. "PARTICIPATING AGENCY"

An agency that commits itself to this mutual aid agreement by adopting an ordinance or resolution authorizing participation in the program with other agencies for rendering and receiving mutual aid in the event of an incident in accordance with the police incident assignments.

F. "REQUESTING AGENCY"

The municipality in which an incident occurs that is of such magnitude that it cannot be adequately handled by the local law enforcement agency.

G. "AIDING AGENCY"

A municipality furnishing police equipment and personnel to a requesting agency.

H. "POLICE INCIDENT ASSIGNMENTS"

A predetermined listing of personnel and equipment that will respond to aid a requesting agency.

Section 3. AGREEMENT TO EFFECTUATE THE MUTUAL AID PLAN

The Mayor, Village President or Town Chairman of each participating municipality is authorized on behalf of that municipality to enter into and alter and amend on the advice of the Police Chief/Sheriff and with the consent and authorization of the governing body of that municipality, and with the agreement of other municipalities for mutual aid according to the following:

- A. Whenever an incident (emergency) is of such magnitude and consequence that it is deemed advisable by the senior on-duty officer of the requesting agency to request assistance of the aiding agencies through the senior on-duty officer, he or she is hereby authorized to do so under the terms of the mutual aid agreement, and they are authorized to and shall forthwith take the following action:
1. Immediately determine what resources are required according to the mutual aid police incident assignment.
 2. Immediately determine if the required equipment and personnel can be committed in response to the request from the requesting agency.
 3. Dispatch immediately the personnel and equipment required to the requesting agency in accordance with the police incident assignment.
- B. The rendering of assistance under the terms of this mutual aid agreement shall not be required in accordance with the police incident assignments if the commanding officer of the aiding agency determines that the available personnel and equipment are required for the protection of the aiding agency. In that event it is the responsibility of

the aiding agency to immediately notify the requesting agency of same. The judgment of the commanding officer shall be final.

- C. The senior officer present, of the requesting agency, shall assume full responsibility and command for operations at the scene. He or she will assign personnel and equipment, of the aiding agencies, to positions when and where deemed necessary.
- D. It is expected that requests for mutual aid under this agreement will be initiated only when the needs exceed the resources of the requesting agency. Aiding agencies will be released and returned to duty in their own community as soon as the situation is restored to the point which permits the requesting agency to adequately handle it with its own resources or is no longer able to provide assistance per paragraph (3)(b) herein.
- E. All service performed under this agreement shall be rendered without reimbursement of any party from the other(s). Request for indemnification for unusual or extraordinary and unanticipated costs incurred in the performance of mutual aid may be submitted by the aiding agency to the requesting agency for consideration of its Board or Council which may authorize payment in the exercise of discretion.
- F. Pursuant to S.66.305 Wis. Stats., law enforcement personnel who provide mutual aid assistance shall be deemed an employee of the requesting agency for the purpose of S.895.35 and S.895.36 Wis. Stats.
- G. The Police Chiefs/Sheriffs of the participating agencies shall maintain a governing board and establish an operational plan for giving and receiving aid under this agreement. Said plan shall be reviewed, updated, and tested at regular intervals.

Section 4. TERMINATION

Any agency may withdraw from the North Central Emergency Response Team Mutual Assistance Team agreement by notifying the Police Chiefs/Sheriffs of the other participating agencies in writing, whereupon the withdrawing agency will terminate participation ninety (90) days from the date of written notice.

Section 5. ADOPTION

This mutual aid agreement shall be in full force and effect with the passage and approval of a companion ordinance or resolution by all participating municipalities, in the manner provided by law, and in the signing of this agreement by the Village President, City Mayor, or other governing body of the municipality.

IN WITNESS WHEREOF, this agreement has been duly executed by the following parties:

CITY OF MERRILL

(William Bialecki, Mayor)

(Kenneth J. Neff, Chief of Police)

ATTEST:

(William Heideman, City Clerk)

1401262

City of Merrill – TIF Development Incentive Overview

TID No. 6 (Downtown)

Property Owner: Shelby Dzwonkowski

Business Entity: Studio 808

Location: 808 East 1st Street

Purchasing Building, remodeling, and façade improvements.

Development: New ceramic, mosaics, and glass fusing studio.

Business will also service ice cream, candy, other food treats, and pizza.

Wholesale ceramic, green-ware, and bisque distributor

Jobs: The two business owners anticipate hiring several part-time employees.

Infrastructure: N/A

TID Development Incentives:

Business/Building Owner: \$10,000 upon new business opening

TID Lifespan Tax Increment:

Spreadsheet provided – projected at \$10,172

City of Merrill - TID No. 6					
Projected Tax Increment for 808 E. 1st Street					
Studio 808 - Shelby Dzwonkowski					
Projected Assessment:					
	Land Valuation	Improved Valuation	Total RE Valuation		
2013	\$16,600	\$38,700	\$55,300		
2015	\$16,600	\$42,500	\$59,100		Personal Property
New Tax Increment	\$0	\$3,800	\$3,800		\$13,500
Projected Tax Increment:					
Const. Year	Value Year	Revenue Year	TID Value Increment	Tax Rate	Projected Tax Increment
2014	2015	2016	\$17,300	28.00	\$484
2015	2016	2017	\$17,300	28.00	\$484
2016	2017	2018	\$17,300	28.00	\$484
2017	2018	2019	\$17,300	28.00	\$484
2018	2019	2020	\$17,300	28.00	\$484
2019	2020	2021	\$17,300	28.00	\$484
2020	2021	2022	\$17,300	28.00	\$484
2021	2022	2023	\$17,300	28.00	\$484
2022	2023	2024	\$17,300	28.00	\$484
2023	2024	2025	\$17,300	28.00	\$484
2024	2025	2026	\$17,300	28.00	\$484
2025	2026	2027	\$17,300	28.00	\$484
2026	2027	2028	\$17,300	28.00	\$484
2027	2028	2029	\$17,300	28.00	\$484
2028	2029	2030	\$17,300	28.00	\$484
2029	2030	2031	\$17,300	28.00	\$484
2030	2031	2032	\$17,300	28.00	\$484
2031	2032	2033	\$17,300	28.00	\$484
2032	2033	2034	\$17,300	28.00	\$484
2033	2034	2035	\$17,300	28.00	\$484
2034	2035	2036	\$17,300	28.00	\$484
					\$10,172 Total