

**CITY OF MERRILL
COMMON COUNCIL
TUESDAY, MAY 13, 2014
7:00 P.M.
CITY HALL COUNCIL CHAMBERS**

AGENDA

- 140510** Invocation by Pastor Bob Smallman, Bible Presbyterian Church
- 140515** Pledge of Allegiance
- 140520** Roll Call
- 140530** Minutes of April 8th, 2014 and April 15th, 2014 Common Council meetings
- 140540** Revenue & Expense Report – April 2014
- 140560** Communications and Petitions
- 140561** Presentation of 2013 City Audit by Schenck SC representatives
- 140562** Employee Recognition
 - Terri R. Akey, 25 years (Library)
 - Michael D. Weix, 25 years (Street Department)
 - Thomas C. Teetzen, 10 years (Fire Department)
- 140580** Housing Authority – No Action
- 140590** Committee of the Whole – No Action
- 1405110** Parks and Recreation Commission – No Action
- 1405120** Board of Public Works – No Action
- 1405130** Health and Safety Committee
- 1405131** The Commission recommends approving the applications from the Lincoln County Rodeo Association Inc. for three temporary Class “B” (picnic) licenses to sell fermented beverages from the Eagles Stand at the Lincoln County Fairgrounds during a Wisconsin River Pro Rodeo event on June 6-8, 2014.

1405132 Consider applications from Merrill Baseball Boosters for Merrill Baseball Boosters for 27 temporary Class "B" picnic licenses to sell fermented malt beverages at Athletic Park during baseball games on the following dates in 2014: May 18th, May 21st, June 1st, June 12th, June 13th, June 16th, June 18th, June 19th, June 22nd, June 23rd, June 24th, June 25th, June 26th, June 30th, July 1st, July 2nd, July 7th, July 8th, July 9th, July 11th, July 12th, July 13th, July 15th, July 16th, July 18th, July 20th and July 21st. Alderman Sukow is bringing the applications directly to the Common Council.

1405140 Personnel and Finance Committee - No meeting

1405150 Water and Sewage Disposal Committee

1405151 The Committee recommends paying, from the Utility account, the bill that Russ Davis Wholesale received from Nova Enterprises, Inc. (Invoice #42465, charges of \$1,160.50), for charges related to snow and ice removal in the main water line at Russ Davis Wholesale, 1200 Commerce Street.

1405152 Consider bids submitted for the River Crossing force main and water main project. Becher-Hoppe Engineers and Architects, the City's engineering consultant on the project, is recommending approval of the bid of \$462,205 from James Peterson Sons, Inc. – Utility Division. City Administrator Johnson is bringing this agenda item directly to the Common Council.

1405160 City Plan Commission – No Action

1405170 Transit Commission – No Action

1405180 Library Board – No Action

1405200 Enrichment Center Committee on Aging – No Action

1405210 Airport Commission – No Action

1405225 Tourism Commission – No Action

1405230 Placing Committee Reports on File

1405240 Mayor's Appointments

Eugene Simon, Diane Goetsch, Missy Holdorf, Art Lersch and Mary Ball, to the Committee on Aging, all terms to expire May 1st, 2015

ORDINANCES

1405250 An Ordinance Amending Chapter 26, Article II, Sections 26-21, 26-22 (e)(1), to add bow hunting and for clarifications and updating (from April 28th, 2014 Health and Safety Committee meeting)

- 1405251** An Ordinance Amending Chapter 8 to add Pawn Shops (from April 28th, 2014 Health and Safety Committee meeting)
- 1405252** An Ordinance Amending Chapter 16, Fees. Rates and Deposits Customarily Used, to add Pawn Shop Fees (from April 28th, 2014 Health and Safety Committee meeting)
- 1405253** An Ordinance Amending Chapter 38, Article II, Division 2, Section 38-40 to add fire protection fee to the fee schedule (from April 23rd, 2014 Water and Sewage Committee meeting)
- 1405254** An Ordinance Amending Chapter 38, Article II, Division 2, Section 38-51 – Remote reading registers; MR-1 (from April 23rd, 2014 Water and Sewage Committee meeting)
- 1405255** An Ordinance Amending Chapter 38, Article IV, Section 38-283 to change the fluoride parts introduced into the water supply system (from April 23rd, 2014 Water and Sewage Committee meeting)
- 1405256** An Ordinance Amending Chapter 38, Article IV, Section 38-284(b) to eliminate reference to galvanized steel and other substandard piping (from April 23rd, 2014 Water and Sewage Committee meeting)
- 1405257** An Ordinance Amending Chapter 16, Section 1 to update fee schedules for Chapter 38 – Utilities (from April 23rd, 2014 Water and Sewage Committee meeting)
- 1405258** An Ordinance Amending Chapter 2, Article IV, Section 80 to increase salary – President of the Council (from November 12th, 2013 Common Council meeting – part of passing the 2014 City budget)
- 1405259** An Ordinance Amending District Zoning Map of the City of Merrill, Wisconsin for property located at 1905 E. 14th Street, to rezone from Industrial to Thoroughfare Commercial (from May 6th, 2014 City Plan Commission meeting)

RESOLUTIONS

- 1404261** A Resolution authorizing a Development Agreement by and between the City of Merrill, Wisconsin and Pine Ridge Restaurant, LLC (referred from April 8th, 2014 Common Council meeting)
- 1405260** A Resolution establishing a vision and a mission statement for City government (from Committee of the Whole Strategic Planning meetings)
- 1405261** A Resolution authorizing the vacation of a part of Water Street (from January 22nd, 2014 Board of Public Works meeting and February 4th, 2014 City Plan Commission meeting)

- 1405262** A Resolution authorizing acceptance of property from Development and Leasing Corporation (from May 3rd, 2014 Committee of the Whole meeting)
- 1405263** A Resolution setting forth and authorizing loan repayment provisions pertaining to the "Zastrow Development" and "201 South Prospect Street" property (from May 3rd, 2014 Committee of the Whole meeting)
- 1405264** A Resolution approving a Conditional Use Permit for a portion of the building to be used for a church at 1905 East 14th Street in Merrill, Wisconsin (from May 6th, 2014 City Plan Commission meeting)
- 1405265** A Resolution affirming support for the Northcentral Technical College and the Public Safety Training Facility in Merrill, Wisconsin (from Mayor Bialecki)
- 1405266** A Resolution commemorating the 100th anniversary of Wisconsin 4-H Youth Development (from Mayor Bialecki)
- 1405267** A Resolution honoring Merle "Jim" Sheridan for his Extended Service and Great Contribution to the City of Merrill (from the Common Council)
- 1405270** Mayor's Communications
- 1405280** Public Comment Period
- 1405999** Adjournment

William N. Heideman, CMC, WCMC
City Clerk

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REGULAR MONTHLY MEETING OF THE HOUSING AUTHORITY
COMMISSIONERS OF THE CITY OF MERRILL, WISCONSIN

Wednesday, April 16, 4:00 P.M. Jenny Towers Library, Merrill, WI

PRESENT: Chairman Kathy Colclasure, Denise Humphrey, Richard Weissinger, Amanda Kostman, Paul Wagner, Rob Norton (Ex-Officio), LaDonna Fermanich and Kay Tautges.

PUBLIC HOUSING - PARK PLACE and WESTGATE MEETING called to order by Chairman Kathy Colclasure. Motion to approve the minutes of March 12, 2014 meeting and today's agenda: Wagner/ Kostman. Motion passed unanimously.

Discussion and motion to approve Checks #21646 thru #21678 and Billings to date for March 2014 with attached list of expenditures: Kostman/Wagner. Passed unanimously by roll call vote: Humphrey-aye, Wagner-aye, Kostman-aye, Colclasure-aye, and Weissinger-aye. ACH rent payments will begin on May 5th; with 15 tenants signed up to date.

Move-ins and Move-outs for March 2014: Motion to accept report and place on file. Humphrey/Weissinger. Motion passed unanimously.

Report on Park Place Investments: LaDonna reported that we continue to make small but consistent gains on the investments. Motion to accept and place on file the Park Place Investment report. Wagner/Kostman. Passed unanimously.

Westgate Updates – doors, furnace project: LaDonna reported that the contractor has worked everything out with the manufacturer regarding the replacement of all of the problem doors at Westgate. These are scheduled to be replaced the last week of April. Two bids were received for the heating project. Brandenburg Heating & Cooling will be doing the work. We will receive a \$250.00 Focus on Energy rebate for each furnace installed. Limiting thermostats will also be installed in each unit as part of this project. Commissioners suggested that LaDonna should request to have an air balance report completed after the furnaces are installed.

GPNA Preliminary Information regarding Park Place & Westgate: LaDonna reported that the GPNA has been completed. She feels that information generated from this assessment will be helpful to us now and in the long run. The complete report will be ready for us by the end of May, but LaDonna wanted to share some of the concerns which Martin/Riley has already passed on to us. These include foundation problems under the Westgate additions, stairways outside at Woodbine leaning in and causing doors to rot, and concerns with tuck pointing at Jenny Towers.

Discussion of Charter Cable Service vs. Dish Network: LaDonna determined that it is up to the individual Housing Authorities to set cable rates. She suggested timing any future cable rate increases to coincide with the October lease updates. Charter informed LaDonna that they will not support our buildings because of concerns they have with our wiring and the potential for on-going service calls related to the wiring. At the present time, the office is converting internet service from Charter to Frontier. Frontier is associated with Dish Network. They have looked at the wiring and think that they could provide satellite service for television without upgrading the wiring. Motion to convert to Dish Network for Park Place. Kostman/Wagner. Passed unanimously. Cable service through Charter at Westgate and Scattered Sites will be dependent on whether or not bulk rates will remain in place.

Discussion of MHA Mission, Future of Housing in Merrill, RAD options: LaDonna sent a letter to HUD which reinforces the intent and plans for future redevelopment at MHA along with our current need/request for the vacancy waivers. In the letter, she also expressed interest in converting to RAD. To date, she has learned that

there would be many positive reasons for changing to that form of assistance (see RAD handout). Currently, the only downside to a RAD conversion seems to be the time involved for getting approval from HUD, since it is something many HAs are now applying for. LaDonna asked for input/direction regarding the MHA mission statement. The Board feels that our mission statement should include "provide affordable housing to meet the needs of Merrill." LaDonna noted that when a project developer is hired, they would then commission a Market Study to determine what the current and future housing needs are in the Merrill area.

Discussion of vacancy and redevelopment of Park Place – HUD input/RFQ: LaDonna reported that most of the applications she is currently receiving are for family housing. She feels that there is a market for low income family housing, ADA housing for families and housing for younger adults and/or vets who need ADA accessible units. LaDonna provided Commissioners with some additional information about Dimension Development . She has been asking other HA's for their references and she did have the opportunity to speak with Dimension Development at the recent WAHA convention. LaDonna also provided an overview of the steps to date Wisconsin Rapids Housing Authority has taken in going through the RFQ and tax credit application process with Dimension Development. LaDonna would like to get the RFQ out next month. She doesn't think the RFQ we currently have would need much revision. Commissioners asked to have the RFQ sent to them for final approval before it is sent out.

For the Good and Betterment of the Public Housing Program:

1. Commissioner Items/Comments: Amanda asked to have the smoking policy put back on the agenda for review.
2. Executive Director's Report:
 - LaDonna began meeting with Nancy McKenzie, Rhinelander HA Director on April 11th. They have been working on the ACOP policy revisions. She thinks it is a good tool; very in depth and clearly spells things out.
 - LaDonna attended the WAHA Spring Conference April 8-10 where she spoke with John Finger (HUD). He said that he would be willing to share information and answer questions about our redevelopment plans via phone conference call with Kathy.
 - The building is now locked 24 hours. There has been an adjustment period, but overall it is going well.
 - The REAC inspection will be next week on 4/23. Tim has been busy preparing for this and we hope to do well.
 - LaDonna informed Commissioners that we may be required to have a public comment period after any policy revision.
 - LaDonna has been working to complete Lease updates and amendments and would like to plan for having them signed in October to co-inside with the Annual Recertification process.
 - The date required for submission of a 5-year plan is coming up. We will have to have it ready by July/August.
3. Public Comment Period: None

The next regular meeting of the Commissioners of the Housing Authority will be held on **Wednesday, May 14, 2014, 4:00 p.m. Jenny Towers Library, 711 E. First Street, Merrill, WI.**

Motion to adjourn at 5:30 P.M. and open Section-8 Housing - Jenny Towers Meeting. Kostinan/Wagner.
Passed unanimously.

Kathy Colclasure, Chairman

Kay Tautges, Recording Secretary

LaDonna Ferimanich, Executive Director

**REGULAR MONTHLY MEETING OF THE HOUSING AUTHORITY
COMMISSIONERS OF THE CITY OF MERRILL, WISCONSIN**

Wednesday, April 16, 2014, 5:30 P.M., Jenny Towers Library, Merrill, WI 54452

PRESENT: Chairman, Denise Humphrey, Amanda Kostman, Richard W, Paul Wagner, Rob Norton (Ex-Officio), LaDonna Fermanich and Kay Tautges. (There were no absences).

SECTION-8 HOUSING- JENNY TOWERS and SCATTERED SITES MEETING called to order by Chairman Kathy Colclasure. Motion to approve minutes of March 12, 2014 meeting and today's agenda: Wagner/Humphrey. Passed unanimously.

Discussion and motion to approve Checks #16885 thru #16920 and Billings to date for March 2014 with attached list of expenditures: Wagner/Kostman. Passed unanimously by roll call vote: Wagner-aye, Kostman- aye, Humphrey-aye, Colclasure-aye, and Weissinger-aye.

Discussion and Approval of Move-ins and Move-outs for March 2014: Motion to accept report and place on file. Kostman/ Humphrey. Motion passed unanimously.

Report on Jenny Tower Investments: LaDonna reported that we had a small gain for the month. Motion to accept and place on file the Investment Report. Kostman/Wagner. Passed unanimously.

Further Discussion of Charter Cable Rates and Wiring Options: LaDonna reported that based on the information provided earlier in the meeting, she would recommend taking the same action here as was previously decided for Park Place. Motion to convert to Dish Network for Jenny Towers. Kostman/Wagner. Passed unanimously.

Update on Legal Counsel: LaDonna reported that she has been working with Mark Seidel at Seidel Law Services. She has found him to be helpful and easy to work with.

Closed Session: Legal matters and Property concerns: Motion to go into closed session and to include Kay Tautges in the closed session. Kostman/Wagner. Passed unanimously. Motion to go out of closed session. Kostman/Humphrey. Passed unanimously. Minutes of closed session filed separately and confidentially.

For the Good and Betterment of the Section-8 Housing Program:

1. Commissioner Items/Comments – None.
2. Executive Director's Report – The Architect will have bids ready to go out very soon for the Elevator update and for the project at St. Paul. We should also be able to get some better ideas regarding what would be involved in planning for a large scale wiring project at Jenny Towers. The building doors will be locked 24/7 sometime early in May.
3. Public Comment - None.

The next regular meeting of the Commissioners of the Housing Authority will be held on **Wednesday, May 14, 2014, 4:00 p.m. Jenny Towers Library, 711 E. First Street, Merrill, WI.**

Motion to adjourn meeting at 5:55 p.m. Kostman/Wagner. Motion passed unanimously.

Kathy Colclasure, Chairman

Kay Tautges, Recording Secretary

LaDonna Fermanich, Executive Director

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City of Merrill
Committee of the Whole
Strategic Planning Session
Thursday, March 27, 2014 at 5:30 P.M.
City Hall Common Council Chambers
1004 East First Street

Committee of the Whole members present (7 of 9): Mayor Bill Bialecki, Alderman Chris Malm (First District), Alderman Steve Hass (Second District), Alderman Ryan Schwartzman (Third District), Alderwoman Kandy Peterson (Fourth District), Alderman Dave Sukow (Sixth District) and Alderman Rob Norton (Seventh District). Alderman John Burgener (Fifth District) and Alderwoman Anne Caylor (Eighth District) had excused absences.

Other attendees included: City Administrator Dave Johnson, Enrichment Center Director Jane Deau, City Attorney Tom Hayden, Utility Superintendent Kim Kriewald, Street Commissioner Richard Lupton, Police Chief Ken Neff, Fire Chief Dave Savone, Library Director Stacy Stevens, Finance Director Kathy Unertl, City Hall Maintenance Supervisor Ramona Vanderkam, Park and Recreation Director Dan Wendorf, Greg Hartwig, Judy Woller, Michael Caylor Jr., Lincoln County Economic Development Director Susan Ryman, Lincoln County Community Development Educator Art Lersch and City Clerk Bill Heideman. A student was in attendance to videotape the meeting for the Cable Access Channel.

Call to order

Mayor Bialecki called the meeting to order at 5:30 P.M.

Motion to convene in closed session

Motion (Schwartzman/Peterson) to convene in closed session pursuant to Wisconsin State Statutes 19.85(1)(e) for the purpose of 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 negotiation of the rural fire contracts. Motion was tied 3-3 on roll call vote. Voting Yes – Alderman Schwartzman, Alderman Peterson and Alderman Sukow. Mayor Bialecki broke the tie by voting Yes. Therefore, the committee convened in closed session.

Closed session

Convened in closed session at 5:33 P.M. Attending: Malm, Hass, Schwartzman, Peterson, Sukow, Norton, Bialecki, Johnson, Hayden, Unertl, Savone and Heideman.

The closed session minutes will be filed separately and confidentially.

Motion to reconvene in open session

Motion (Schwartzman/Peterson) to reconvene in open session. Carried.
Reconvened in open session at 6:48 P.M.

Strategic long-term planning session/discussion #3 (facilitated by Art Lersch)

Mayor Bialecki turned the meeting over to Lincoln County Community Development Educator Lersch.

The Session #2 Report was reviewed. There were no changes or corrections to the report.

Lincoln County Community Development Educator Lersch distributed information prepared by various City department heads. The information was related to services currently being provided by the City of Merrill government. Some departments have not yet submitted reports, those reports will be distributed as they are received. Lincoln County Community Development Educator Lersch requested that participants review the reports prior to the next meeting.

A "SOAR" analysis of city government was continued from the previous meeting. Opportunities, aspirations and results were discussed.

Information on core values was distributed. Lincoln County Community Development Educator Lersch asked that participants think about core values and success, and how to convey the message on both. He also requested that participants begin to think about a City government mission statement, as that will be discussed at the next meeting.

The next strategic planning meeting will be held in the City Hall Common Council Chambers, on April 17th, beginning at 5:30 P.M. A meeting was also tentatively scheduled for May 7th. That meeting will also begin at 5:30 P.M.

Note: After the meeting, Lincoln County Community Development Educator Lersch prepared and submitted a meeting report. That report will be filed with these minutes and is also available on the City website.

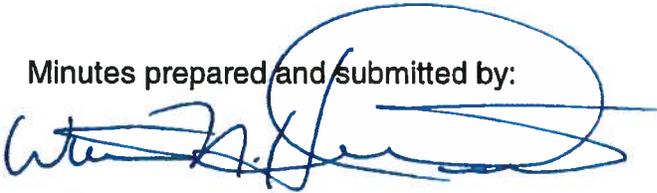
Public Comment

Alderman Sukow expressed disappointment that only one "new" candidate seeking office in the April 1st election was in attendance.

Adjournment

Motion (Hass/Schwartzman) to adjourn. Carried. Adjourned at 7:03 P.M.

Minutes prepared and submitted by:

A handwritten signature in blue ink, appearing to read "William N. Heideman", is written over a horizontal line. The signature is somewhat stylized and includes a large loop at the end.

William N. Heideman, CMC, WCMC
City Clerk

City of Merrill, Wisconsin

Strategic Planning Report

Session #3

Meeting facilitated and report developed by
Art Lersch, University of Wisconsin-Extension, Lincoln County
March 27, 2014

Introduction

Twenty-two City of Merrill stakeholders including interested citizens, the mayor, council members, the city administrator, and department heads attended the third city government strategic planning session. The session was facilitated by Art Lersch, UW-Extension, Lincoln County. During the meeting, the group completed a city government SOAR analysis.

Any Additions or Changes to the Session #2 Report?

No additions or changes were requested.

Update: Public Involvement in the Process

The facilitator mentioned that he will be submitting an article to the Foto News and if possible the Merrill Courier with a form asking people for their comments. He requested that the form be made available through the city website. He will continue to encourage citizens to send their comments via email and will arrange for comments to be provided through websites and social media.

Continue SOAR Analysis

No additions were made to the "strengths" list developed during session #2.

Opportunities:

- o Become even more involved in regional efforts that will allow for the pooling of resources.

- Work more closely with more of the entities that promote regional efforts such as Centergy, Grow North, and North Central Regional Plan Commission.
- Increase the openness and transparency of city government by improving internal and external communications.
- Communicate by using a wider variety of means including social networking and other online options.
- Focus on just a few specific, potentially very impactful economic development projects (Lincoln House; Guys Shop, etc.). Create a marketing strategy to persuade developers, including those who live in the area, to take on the projects.
- Continue to explore multijurisdictional ways (intergovernmental cooperation) to provide services (e.g. city and county; both cities working together, etc.).
- Search and apply for state and federal grants to offset equipment and perhaps other costs.
- Hold meetings with other governments to learn about their “best practices” and apply those methods if/when it makes sense.
- Continue attending North Central Wisconsin fire and police chief meetings (learning more about regional issues).
- City IT department needs to provide training to Council members and residents on how to best use social media and other communication strategies.
- Develop or join multi-city/county cooperatives that purchase supplies. Cooperatives drive down prices because they buy in bulk. Take a similar approach to providing employee benefits (check out UW-Platteville arrangement.)

Aspirations:

Group members were asked to use the city government and community vision statements as references for the discussion.

- Focus of residential development in the central city area rather than in the outskirts of the city.
 - Continue blight elimination

- Develop whole areas rather than just isolated lots
 - Review and change when it makes sense zoning ordinances that impede residential re-development
- Aspire to be responsive to the changing needs of the community.
 - City government needs to have a user friendly attitude while stressing to residents that it can't do it all.
 - Aspire to educate people how city government works.
 - City government needs to be friendlier to businesses. Help business owners through the process of locating here or expanding. If a regulation cannot/should not be changed, give business owners other options that will help them do what they need to do.
 - More open and transparent communication should be fostered. There needs to be communication improvements between city departments. Information should be out sooner. (IT can help facilitate this). Department reports to oversight committees should be forwarded to alderpersons. Committee minutes should be completed and distributed in a more timely fashion. Make it easier for people to watch MP3 broadcasts (now only on cable; IT can help facilitate).
 - Aspire to be the best we can be; we should be developing and communicating best practices in government management.

Results (expected)

- City government should do all it can to recruit businesses to the area. It should be more strategic about what businesses are recruited. Specifically, there are opportunities to target insurance industry businesses because this is a regional hub for that service.
- City government should do all it can to squelch the area rumor mill.
- City government should have stronger ties to the local hospital and be more active in promoting the health of the community. The hospital is a vital institution in our community and losing it would be devastating.
- "Nurture" business growth. City government should do everything it can to promote the economic health of the community by working closely with businesses that wish to expand or relocate here. Be a facilitator rather than an entity that throws up road blocks to business expansion, retention, and relocation. (The city with the county

economic development director as the point person is currently finalizing details that will likely bring a business incubator to Merrill).

- City government should embrace technology (make information about city government and the community more available).
- City government should pass more ordinances that enhance residents' quality of life. A recent example would be the "chicken ordinance" allowing residents to raise chickens and have home grown, healthier eggs.
- City government should help foster a healthier community (e.g. support of River Bend Trail project).
- City government should take specific actions to attract new residents and increase the tax base.
- City government should take specific actions to help bring more family supporting jobs to Merrill. Many of these jobs can be realized by promoting industrial growth.
- City government should help foster a greener, more eco – friendly community.
- City government should utilize more highly sophisticated technology uses.
- City government should help find and implement ways to attract and retain young professionals.
- Each department needs to do a better job of communicating successes. This will help to develop pride in both the community and city government.
- City government helps solve regional problems. Solving regional problems will help strengthen the city.

Next Meetings

The next meeting is scheduled to take place **Thursday, April 17 from 5:30-7:30 p.m. in City Council Chambers**. The next meeting after that is scheduled for Wednesday, May 7 from 5:30-7:30 p.m., also in City Council Chambers.

Strategic Planning Report

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Session #4

Meeting facilitated and report developed by
Art Lersch, University of Wisconsin-Extension, Lincoln County
April 17, 2014

Introduction

Twenty-one City of Merrill stakeholders including interested citizens, the mayor, council members, the city administrator, and department heads attended the fourth city government strategic planning session. The session was facilitated by Art Lersch, UW-Extension, Lincoln County. During the meeting, the group completed a mission statement for city government and began identifying the most crucial strategic issues that city government will likely have to address in the next several years.

Any Additions or Changes to the Session #3 Report?

No additions or changes were requested.

Discussion: Overview of Services Provided by City Government

There were no further questions about the reports that were provided. The Merrill Area Community Enrichment Center distributed its outline of services. No additional reports are pending.

City Government Mission Statement Development

After once again reviewing the city government core values that were identified during the first planning session, the group created a list of the current primary purposes of Merrill city government.

- Provide public services to residents and non-residents
- Good level of affordable services
- Promote quality of life

- Customer driven government; responsive to customer needs
- Provide information and education on city government to the public
- Uniformity (consistency in how city government acts and provides services)
- Doing the business of the city (managing policy)
- Carrying out the “nuts and bolts” of democracy
- Discovering and fulfilling the majority’s needs
- Be informed and share that information
- Continuously educate (there is no such thing as over communication; we need to be constantly communicating with one another and the public). Part of this constant communication should be more widespread advertisements of when and where city committee meetings are taking place. Attempt to provide more advance notice when/if feasible. (Note: The city clerk explained that more advanced notice is often not feasible depending on when the meetings are to be held and when agenda items are brought forth.)
- Brag about/promote the city
- Engaging the public

Following this exercise, the large group was split into two smaller work units. Using both the core values and “purpose” lists, each work unit developed draft mission statements. Those statements were:

“Through innovative and dynamic leadership, the City of Merrill is committed to provide a high level of public services to enhance the quality of life in a consistent, open, and fiscally responsible manner.”

“Our mission is to consistently provide high quality services to the City of Merrill.”

The work units were brought together to consolidate the draft statements. After several iterations, the group agreed on the following:

“The mission of the City of Merrill government is to provide high quality services in an innovative, consistent, and efficient manner.”

As will be the case with the two vision statements that were previously drafted, the mayor and city administrator indicated that the mission statement will also be presented in a formal resolution to the City Council and/or the Committee of the Whole for consideration.

Begin Strategic Issue Identification

Group members were asked to think in terms of important, complex issues that city government will likely have to address in the coming years. More potential issues will be added to what is mentioned below during the May 7 meeting. Once the list is complete, each issue's level of importance and urgency will be further examined before priorities are chosen.

- € Rising costs of providing public services while the city's tax base is declining or stagnate (blight issues contribute greatly to this issue)
 - Economic development, including the creation of such amenities like the River Bend Trail, and job creation are important elements in the attempt to strengthen the tax base
 - Increasing and maintaining the optimal city population is key to increasing the tax base

- € Are there any services that we need to provide that we currently are not? Are there services that we may not be able to provide any longer or should not be offering?
 - If services are to be maintained at current levels or even increased, how will that be funded? (Note: It was mentioned that successful efforts to grow the city's tax base and to maintain or increase the city's population will be key components in helping city government pay for the services people need and want.)

- € What is Merrill city government's budget philosophy?

- € How can Merrill city government help to better engage the public and organizations in projects that will enhance quality of life? Government can no longer do anything important without the help of organizational partners and citizens.

- € How can city government facilitate partnerships with entities that are working to address regional issues? (i.e. with other governments, with nonprofit organizations, with private business, etc.)

- € How can city government help foster a cultural change within Merrill where its citizens are more trusting of one another, their city government, and have more hope for and faith in the future?
 - Perhaps some of this can be done by promoting the positive things that are already happening in the city.

Next Meeting

The next city strategic planning meeting is scheduled to take place **Wednesday, May 7, 2014, from 5:30 – 7:30 p.m. in the City Council Chambers.**

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- PARKS AND RECREATION COMMISSION

April 2, 2014

The Merrill Parks and Recreation Commission met on Wednesday, April 2, 2014 at 4:15 p.m. at the City Hall, with a public hearing at 6:00 p.m.

Members Present: Ralph Sturm, Dorwin Harris, Dan Novitch, Melissa Schroeder and Mike Willman.

Members Excused Absent: Brian Artac and Anne Caylor

Department Staff Present: Dan Wendorf and Dawn Smith

Visitors: Dave Johnson, Kandy Peterson, Judy Sukow, David Sukow, Don Heyel and Cory McCorkle

***Motion by Schroeder, seconded by Harris, to approve the minutes from the previous meeting.

***Carried unanimously.

***Motion by Willman, seconded by Sturm, to approve the claims.

***Carried Unanimously.

The first item on the agenda was to discuss usage and prioritization of Memorial Forest Salvage Timber Sale (referred back to Commission by the Council). Wendorf stated that Mayor Bill Bialecki would like to see some of the Memorial Forest Salvage Timber Sale money go towards a parking lot out at the MARC near the soccer fields. Wendorf stated that an estimate was given to him by Mayor Bill Bialecki, on the cost for a parking area of 150' by 250', which would park close to 80 vehicles. Wendorf stated that a few years back a petition went around in favor of a parking lot closer to the soccer fields for the handicap and the elderly. After some discussion a motion was made.

***Motion by Schroeder, seconded by Harris, to adjust the Memorial Forest Salvage prioritization to include the recommendation from the Council and explore the idea of a parking lot at the MARC for up to \$22,000.

Willman stated that he would prefer to build a smaller parking lot and if need arises to go bigger.

***Carried: Sturm, Schroeder and Harris

***Nay – Willman

Wendorf stated the deductions should be: \$5,000 from the Memorial Forest continued improvements, \$5,000 from the Park Endowment Fund, \$5,000 from the Riverside Trail rehab work and \$7,000 for the fund for the Normal Park Bathrooms.

***Motion by Willman, seconded by Schroeder, to approve the deductions given by Director Wendorf for the parking lot at the MARC and forward to Council.

***Carried Unanimously.

The next item on the agenda was to review/approve mower bids. Wendorf stated that they put the bids out and only received one bid back from Central Wisconsin Cooperative for \$21,200.

***Motion by Sturm, seconded by Willman to approve the bid from Central Wisconsin Cooperative for \$21,200 for a new mower.

***Carried Unanimously.

The next item on the agenda was to review/approve Normal Park plaque/bench from Lincoln County retired teachers association (follow up from fall 2013 item). Wendorf stated that a drawing and pictures have been enclosed in your packets of the bench and plaque. The bench will be located on the north side of the existing flower bed. Wendorf stated they have a little more fund raising to do and the bench is being done by Tomahawk Monument.

***Motion by Schroeder, seconded by Sturm, to approve the bench/plaque to be placed at Normal Park by the Retired Teachers Association.

***Carried Unanimously.

The next item on the agenda was to review/approve resolution of support for WDNR Stewardship Grant for development of River Bend Trail. Wendorf stated that the River Bend Trail Committee will be writing a grant for the development of the paving of the trail. The grant is due by May 1, 2014. The grant will be for \$390,000 with the foundation matching the grant 50%. Sturm questioned if the River Bend Trail Committee would be writing the grant. Wendorf stated they would. Schroeder questioned if there will be any attachments coming with the grant. Wendorf stated there would not.

***Motion by Schroeder, seconded by Willman, to approve the resolution of support for the WDNR Stewardship Grant for the development of River Bend Trail.

***Carried Unanimously.

The next item on the agenda was monthly reports by Wendorf. Wendorf stated that the weather is not being very friendly for getting spring sports and restrooms ready. Wendorf asked if anyone had any questions.

***Motion by Willman, seconded by Schroeder to accept the monthly reports given by Director Wendorf.

***Carried Unanimously.

The next regular meeting is scheduled for May 7, 2014 at 4:15p.m., in the lower level in the conference room at City Hall.

Public Comment: None

The next item was to go into closed session:

Willman – yes

Schroeder – yes

Sturm – yes

Harris – yes

Novitch – yes

Meeting reconvened into open session at 5:45. There was a short break before the public hearing at 6:00 p.m.

The next item on the agenda was a Public Hearing regarding the location of the proposed future Outdoor Swimming Pool.

***Motion by Schroeder, seconded by Sturm, to open up the Public Hearing.

***Carried unanimously.

Public Present: Erin McCarthy, Kandy Peterson, Don Heyel, David Sukow, Judy Sukow, Jill Schmunk, Karen Karow, Cody Weber, Ryan Schwartzman, Brad Bacher, Dean Haas, Greg Hartwig, Harold Schultz, Kristin Novitch, Ralph Schultz, Charlotte Peters, Jean Ravn, Collin Ludwick, Steve Hass, Gus Caylor, Crystal Duwe, Heather Duwe, David Mootz, Carol Mootz.

Wendorf went over some the pool drawings and invited the public to come up and view them. Wendorf also talked about the process that has taken place to get to this point. Novitch asked Johnson to explain what the city would be paying towards the pool. Johnson stated that the city will not be responsible for paying for the outdoor pool. This meeting is not a guarantee that a pool will be built, it is for the purpose of knowing where you would like a pool if funds can be raised to pay for the pool.

*** (No Name) Old pool liner would be around \$27,000, make it handicap accessible and open the old pool back up, was not even an option.

***Harold Schultz – Children in the community are less and less every year, why a big water park now. Wants to know why Wausau can have 3 pools next to the river and Merrill can't. MARC is too far for kids to travel, keep the old pool open, and fix it.

***Jill Schmunk – Who would provide transportation to the MARC for the kids? The MARC is too far for kids to walk. Bigger pool, more lifeguards, who pays for that?

***Crystal Duwe – Who closed the old pool and why. Stay where it is, refurbish the pool and open it back up. We have to consider the safety of the kids; the MARC is too far out.

***Cody Weber – A big pool is not feasible for Merrill, who will oversee the project.

***Karon Karow – Stange Park, redo old pool, or build at Stange Park.

***Gus Caylor – Was in EMS for 20 years and it is a terrible idea to put the pool at the MARC, traffic is going to fast and it is just a crazy idea. Stange Park is a nice park and should stay there. Trying to push everything out to the MARC seems like.

***Brad Bacher – Keep old pool, Merrill does not have the money for a new pool. How many more people will it take to run a bigger pool, who pays for it.

***David Mootz – Stange Park is the best place for the kids. Disappointed that the city did not consider putting any money aside for a new pool before closing the old pool.

***Don Heyel – What is current capacity – 300 – reopen old pool.

***Greg Hartwig – Why not build a splash pad, no lifeguards, will save money in the end. If you go with a pool, Stange Park.

***Brad Bacher – Against spending money on the pool, would like this to be done by all fund raisers and volunteer work and build what you can afford.

***Dean Haas – what was the daily usage at the old pool?

***Wendorf – at times we were at capacity of 300.

***Crystal Duwe – Safety first for the kids. What are we supposed to do for swimming in the summer until money is raised for a pool.

Wendorf stated that the Merrill Park and Recreation Department will be taking a bus down to Weston Aquatic Center every other Wednesday and this bus will be open to the public, you do not have to be part of the Summer Playground Program to participate in the trip. Also, PRMS pool, Council Grounds, Tug Lake, Otter Lake all have public beaches.

***Harold Schultz – Will there be bussing to the Council Grounds and who pays for it. Talk with the motels around town to see if you can use their pools.

***Karon Karow – I think the committee should repair the old pool and also think people need to stop thinking the government is responsible for taking care and making arrangements for their kids. Parents need to take more responsibility upon themselves.

***Dave Sukow – the old pool is not ADA compatible that is why it was closed. It would cost too much money to make ADA compatible. The potential of lawsuits is always looming. It is imperative to comply. Not in favor of bonding and increasing taxes for this.

***Don Heyel – what would the cost be to redo the pool
Wendorf stated it would cost between 1 and 2 million dollars.

***Jean Ravn – would like to see the pool at the MARC. Merrill is on the move, keep it moving. Cannot expand pool or facilities if at Stange Park.

***Charolette Peters – Would like it at Stange Park, the committee needs to make a decision and go with it. Tear the old pool down, put up a sign that says future home of new pool. More people are in favor of Stange Park than the MARC.

Novitch stated that the public hearing was closed and thanked everyone for coming and sharing their thoughts.

***Motion by Schroeder, seconded by Sturm, to adjourn at 6:50 p.m.

***Carried unanimously.

Dawn Smith
Recording Secretary

May 7, 2014

The Merrill Parks and Recreation Commission met on Wednesday, May 7, 2014 at 4:15 p.m. at the City Hall.

Members Present: Ralph Sturm, Dorwin Harris, Don Heyel, Melissa Schroeder, Dave Sukow and Mike Willman.

Members Excused Absent: Brian Artac

Department Staff Present: Dan Wendorf and Dawn Smith

Visitors: Dave Johnson, Kortney Pike and Cory McCorkle

***Motion by Sukow, seconded by Willman, to approve the minutes from the previous meeting.

***Carried unanimously.

***Motion by Sukow, seconded by Schroeder, to approve the claims.

Sturm questioned how Lamers charge for trips. Wendorf stated that they charge by millage.

***Carried Unanimously.

The first item on the agenda was public comment. Cory McCorkle President Merrill Youth Hockey stated that Merrill Youth Hockey would like to resolve the contract between the City of Merrill and Merrill Youth Hockey. Cory stated that both the City and MYH can benefit from getting the contract resolved. Cory stated that if he is not allowed in closed session he would like to sit down with the commission and talk about the contract. Willman stated that he thought it would be appropriate to allow Cory McCorkle in closed session. It was agreed by the commission to allow Cory McCorkle into closed session by roll call. Willman also stated that he wanted to update the commission on a grant that the River Bend Trail wrote. Willman wanted to clarify because last meeting it was stated the grant was going to be \$390,000. Willman stated that the grant was written was for \$120,000 and the River Bend Trail would meet half that amount to do the area from Polk Street to Hwy 64 next year.

The next item on the agenda was to elect a Chairperson and Vice Chairperson for the Park and Recreation Commission. Sukow nominated Mike Willman for Chairperson, Mike respectfully declined his nomination. Schroeder nominated Don Heyel for Chairperson. Harris seconded the nomination for Heyel as Chairperson. Don Heyel nominated Harris for Vice Chairperson. Harris accepted. Sturm seconded the nomination. Carried.

***Motion by Schroeder, seconded by Harris, to nominate Don Heyel as Chairperson of the Park and Recreation Commission.

***Carried Unanimously.

***Motion by Heyel, seconded by Sturm, to nominate Dorwin Harris as Vice Chairperson of the Park and Recreation Commission.

***Carried Unanimously.

The next item on the agenda was discussion and recommendation on location of future outdoor pool. Wendorf stated that a decision has to be made on location so that we are able to move forward with getting the new outdoor pool started. Wendorf stated that once a location is decided and approved a more specific drawing can be done and progress can be begin. Sturm questioned what the old bather load was in the old pool. Wendorf stated it was 250, with about 100 – 150 people attending regularly. New bather load would be 300, using the mid-range hybrid option.

***Motion made by Sukow, seconded by Schroeder, to build the new pool at Stange Park, per public input on the pool location.

Willman stated that there was people at the first public hearing wanting the pool out at the MARC. Willman stated he felt that would be a better location for the pool and more people at the MARC would utilize it. Willman also suggested the vote to be taken on roll call vote.

Sukow – Stange
Heyel – Stange
Schroeder – Stange
Harris – Stange
Willman – MARC
Sturm – Stange

***Motion carried for the new pool to be placed at Stange Park.

The next item on the agenda was discussion on Bicycle & Pedestrian Facilities Grant with Fred Heider from NCWRPC. Fred Heider stated that he has been working with Wendorf and a committee on the bike pedestrian planning grant in the Merrill Community. Heider went over some of the concerns from the group and some ideas on resolving the concerns of the group. Heider stated that he would like to put a group together to do a walk/bike audit and send them out to some concerned locations and then discuss how to resolve or reroute around some of these concerned locations. The groups will consist of about 4 people per group and will be sent out during the peak hours of driving and when schools are dismissed. Locations that will be looked at is Scott and 1st, Center Ave. and 6th St. and the Bridge by the 3 way stop on Hwy 64. Heider will work with Wendorf on a date and time. When the observation is done Heider will report back to the Commission.

The next item on the agenda was to discuss bike route designation. Wendorf stated that there is money that was awarded in 2011 by the City Council to complete some bike lanes with signage and road stripping. Wendorf stated after the money was given the City Council did not approve the bike routes. After some discussion it was decided to change some of the routes in the downtown area. The map that was provided was changed by the Commission eliminates the bike route portion from Mill St. to Cleveland St.

***Motion by Schroeder, seconded by Sukow, to approve the Bike Route with changes made that the bike route does not pass Skippers in the downtown area.

***Carried Unanimously.

The next item on the agenda was discuss potential Optimist Playground at Normal Park. Wendorf stated that the Optimist Club is putting the funding together to build a all ADA accessible playground at Normal Park. Wendorf stated the playground would be a great asset for

the park and visible for the public. Schroeder wondered if this would cause a problem for the Farmers Market. Wendorf stated it would not.

***Motion by Schroeder, seconded by Sukow, to give the Optimist their blessing on the new playground and to keep the commission updated.

***Carried Unanimously.

The next item on the agenda was to discuss potential sale of “Ranger Station” property. City Administrator Dave Johnson stated he wanted this item on the agenda. Johnson stated that the city was approached by a business about selling the building. After looking into the deed the city can sell the building as long as there is not remodeling done on the front of the building. Johnson stated that it would be nice to put the building back on the tax roll. Wendorf stated that the only thing the building is used for is storage and the summer playground program and both can be relocated. Sukow questioned how the sale would take place. Johnson stated the sale can take place by a set price, public auction or sealed bids with the right to reject any bid, but the sale would have to be posted publically giving anyone option to bid. Schroeder questioned if it would effect the neighbors there. Johnson stated it would not.

***Motion by Schroeder, seconded by Sukow to make a public sale on the “Ranger Station” with an exceptional offer.

***Sukow, Harris, Heyel, Sturm, Schroeder, in favor of the sale, Willman voted no.

The next item on the agenda was monthly reports by Wendorf. Wendorf stated that a considerable donation was made to Lion’s Park by the Bierman Foundation. Wendorf stated the donation would allow for elimination of almost all capitol requests for many years. Sukow questioned Wendorf on the Ash Trees in town. Wendorf stated all the bad trees have been removed and as the trees deteriorate they are being removed and no Ash trees are being planted. Harris questioned if progress has been made on the parking lot at the MARC by the soccer fields. Wendorf stated there has not been any progress made. Harris stated that the grounds around the building need some repair as it is wet by the soccer building and also something has to be done with the bench that people are using as a bridge to get to the soccer fields. Harris stated someone is going to fall and get hurt. Wendorf stated that it is not a walking path through there and when they take the bench away that is being used as a bridge someone puts it back.

***Motion by Willman, seconded by Heyel to accept the monthly reports given by Director Wendorf.

***Carried Unanimously.

The next regular meeting is scheduled for June 4, 2014 at 4:15p.m., in the lower level in the conference room at City Hall.

Public Comment: None

***Motion by Schroeder, seconded by Willman to go into closed session allowing Corey McCorkle in closed session.

Willman – yes
Schroeder – yes
Sturm – yes

Harris – yes
Heyel – yes
Sukow - yes

***Motion by Schroeder, second by Heyel to move out of closed session.
***Carried Unanimously.

***Motion by Willman, second by Sukow to amend Hockey Contract language in section 4(1) to reflect closed session discussion.

***Carried Unanimously.

***Motion by Schroeder, second by Sukow to adjourn at 6:54 p.m.

***Carried Unanimously.

Dawn Smith
Recording Secretary

1405120

**City of Merrill
Board of Public Works
Wednesday, April 23, 2014 at 5:30 P.M.
City Hall Basement Conference Room, 1004 East First Street**

Members Present (5 of 5): Mayor Bill Bialecki (Chairperson), Street Commissioner Richard Lupton, Alderman Ryan Schwartzman, Alderman Rob Norton and Alderman Peter Lokemoen.

Others Present Included: City Administrator Dave Johnson, City Attorney Tom Hayden, Building Inspector/Zoning Administrator Darin Pagel, City Hall Maintenance Supervisor Ramona Vanderkam, Alderman Dave Sukow, Alderwoman Kandy Peterson and City Clerk Bill Heideman. Finance Director Kathy Unertl had an excused absence.

Call to order

Mayor Bialecki called the meeting to order at 5:43 P.M. The meeting started late due to the length of the Water and Sewage Disposal Committee meeting.

Vouchers

The vouchers were in the meeting packet.

Motion (Schwartzman/Lokemoen) to approve the vouchers, as presented.
Carried.

Discuss Hwy 64 access to Pine Ridge Mobil, Los Mezcales and Americinn

No information was provided for the meeting packet. Mayor Bialecki requested that consideration of this agenda item be delayed until the May Board of Public Works meeting. Without objection, it was so ordered.

This item will be on the May Board of Public Works meeting agenda.

Consider potential sale of former Ranger Station property

Information was in the meeting packet.

City Administrator Johnson had requested that this item be placed on the agenda. He reported that he has been contacted by a local business who is interested in purchasing the former Ranger Station property on Center Avenue (3.2 acre parcel), and using it to expand their business.

The building and surrounding property are currently owned by the City, and are used for summer storage by the Parks and Recreation Department. City Administrator Johnson reported that he has discussed this with the Parks and Recreation Department, and they assured him that, if the building is sold, the Parks and Recreation Department would still have sufficient storage space at the Merrill Area Recreation Complex (MARC).

City Administrator Johnson noted that, as the building ages over time, maintenance costs will increase. He noted that a sale would put the building back on the tax rolls. He added that, if the building is sold, it would be necessary to do it via a public sale.

Motion (Schwartzman/Lokemoen) to recommend approving the sale of the former Ranger Station property on Center Avenue by means of a public auction, and to forward this recommendation to the Parks and Recreation Commission for their consideration. Carried.

Consider changing single-stream recycling program to include businesses

No information was provided for the meeting packet.

Alderman Norton had requested that this item be placed on the agenda. He reported that he has been contacted by several small businesses concerning the possibility of their businesses being included for pickup of magazines and similar items when the new single-stream recycling program begins. Street Commissioner Lupton responded that the Street Department already provides pickup service for several businesses, if the volume of materials is sufficiently small. Alderman Norton noted pickup for small businesses is currently not included in the ordinance.

Alderman Norton stated that he would respond to the small businesses and inform them to contact the Street Department to determine if their business would be eligible for pickup.

Street Commissioner Lupton mentioned that the information to publicize the new recycling program is currently being prepared.

No action was taken.

Street extension (Kyes Street) request from Development & Leasing Corp.

Representing Development and Leasing Corporation, Alan Malm has submitted a petition to extend Kyes Street. A copy of the petition and related information was in the meeting packet.

Mayor Bialecki reported that Alan Malm has requested that this item be delayed until the May Board of Public Works meeting. Without objection, it was so ordered.

This item will be on the May Board of Public Works meeting agenda.

Monthly report - Street Commissioner

The report was in the meeting packet.

Monthly report – Building Inspector/Zoning Administrator

The report was in the meeting packet. Building Inspector/Zoning Administrator Pagel reported that the 2014 exterior maintenance program has begun.

Mayor Bialecki announced that an ad-hoc committee will be formed soon to review and potentially revise the building inspection fee schedule.

Monthly report – City Hall Maintenance Supervisor

The report was in the meeting packet. City Administrator Johnson suggested that the central purchasing policy currently being discussed could also include Lincoln County.

Monthly report from contracted engineering firms

No report(s) submitted.

Next meeting

Wednesday, May 28th, 2014 at 4:00 P.M. Until further notice, Board of Public Works meetings will begin at 4:00 P.M.

Public Comment

Alderman Sukow reported that, in light of the recent opening of the new Wal-Mart, he and several citizens have safety concerns related to the unfinished intersection of Pine Ridge Boulevard and State Highway 64. He was told that this situation is being addressed and will hopefully be resolved soon.

Adjournment

Motion (Norton/Lokemoen) to adjourn. Carried. Adjourned at 6:03 P.M.

Minutes prepared and submitted by:



William N. Heideman, CMC, WCMC
City Clerk

1405130

**City of Merrill
Health and Safety Committee
Monday, April 28, 2014 at 4:30 P.M.
City Hall Basement Conference Room, 1004 East First Street**

Voting Members Present (2 of 3): Alderman Dave Sukow (Chairperson) and Alderwoman Kandy Peterson.

Others Present Included: Mayor Bill Bialecki (arr. 5:03), City Administrator Dave Johnson (arr. 4:43), Deputy Health Officer Norbert Ashbeck, Fire Chief Dave Savone, Police Chief Ken Neff, Street Commissioner Richard Lupton, Alderman John Burgener, Dale Bacher, Ralph Sturm, Melissa Schroeder, Dee Olsen, Bill Fehrmann, Charles Novitch, Garth Swanson, Mark Gehring, Marilyn Schmidt, Michael Caylor Jr. and City Clerk Bill Heideman. A student was in attendance to videotape the meeting for the Cable Access Channel.

Call to order

Alderman Sukow called the meeting to order at 4:30 P.M.

Nuisance complaints and exterior maintenance report

The report was in the meeting packet. There were no questions related to the report.

Vouchers

The vouchers were in the meeting packet. Police Chief Neff and Fire Chief Savone answered questions related to the vouchers.

Motion (Peterson/Sukow) to approve the vouchers, as presented. Carried.

“Picnic” Licenses (3) – Lincoln County Rodeo Assoc. for Rodeo

The Lincoln County Rodeo Association, Inc. has applied and paid the fee for three temporary Class “B” (picnic) licenses to sell fermented beverages from the Eagles Stand at the Lincoln County Fairgrounds during a Wisconsin River Pro Rodeo event on June 6-8, 2014. Information was in the meeting packet.

Police Chief Neff has no concerns with the applications.

1405131

Motion (Peterson/Sukow) to approve the applications from the Lincoln County Rodeo Association Inc. for three temporary Class "B" (picnic) licenses to sell fermented beverages from the Eagles Stand at the Lincoln County Fairgrounds during a Wisconsin River Pro Rodeo event on June 6-8, 2014. Carried.

Other beer and/or license applications

None. City Clerk Heideman reported that the Merrill Baseball Boosters have submitted applications for several licenses. The applications were not received in time to be placed on the agenda for this meeting. Alderman Sukow has agreed to bring these applications directly to the May 13th, 2014 Common Council meeting for consideration.

Warming Center (agenda item requested by Don Heyel and Melissa Schroeder)

No information was in the meeting packet.

Melissa Schroeder reported that, for the last two years, several organizations in the community have been researching and addressing the issue of ensuring safety for the homeless in the area. These groups are now attempting to establish a warming center in the City, to be open from November to April annually.

Dee Olsen explained that these groups are exploring the possibility of using the old East Side Fire Station #1, 701 East First Street, as a warming center. She added that she realizes that liability is a concern and that some type of liability insurance would be required.

Alderwoman Peterson stated that she is favor of establishing a warming center, and in fact it is overdue.

City Administrator Johnson stated that there are several concerns to be addressed should the old Fire Station #1 ultimately be selected as the warming center site.

Motion (Peterson/Sukow) to endorse the concept of creating a Warming Center in the City, and to refer this endorsement to the Board of Public Works. Carried.

Discuss concerns related to noise levels during training session at NTC facility

Alderman Burgener had requested that this item be placed on the agenda.

This has been an ongoing issue. People living in the vicinity of the NTC law enforcement training facility have concerns related to siren noise during training sessions.

Alderman Burgener issued a reminder that a petition on noise from the facility has already been submitted by several citizens living near the facility. A majority of those who signed the petition live in Alderman Burgener's Fifth Aldermanic District. Alderman Burgener stated that, in his opinion, the noise is excessive, and although NTC has made promises to address the noise issue, they have not done anything.

Charles Novitch and Bill Fehrmann are working on behalf of the neighborhood on this issue. Charles Novitch distributed a report entitled "Urban Noise: The Public Health Perspective".

Charles Novitch and Bill Fehrmann thanked Alderman Burgener for requesting that this item be placed on the agenda.

Charles Novitch stated that he was skeptical of the data included in the Revenue Report submitted by NTC. He stated that NTC pays no taxes on their property, but that the total annual taxes paid by neighboring residents is approximately \$250,000. He added that City of Merrill elected officials receive no votes from the NTC administration.

Charles Novitch then made the following suggestions:

- NTC must be challenged on the noise levels produced by sirens in moving vehicles
- Hours of siren use should be reduced (suggested 9 a.m. to 6 p.m., less on weekends)
- Noise violators should be fined in excess of \$1,000

Ralph Sturm stated that the City currently has noise ordinances in place, and those ordinances should be enforced.

Garth Swanson, the Lincoln County Board representative in the area of the facility, was in attendance and stated that he is assisting in addressing this issue.

Mayor Bialecki stated that he will contact NTC officials to discuss the possibility of using sirens inside the training vehicles as a method to reduce the noise.

Alderman Sukow stated that discussion on this would end at this time, but that the public could speak to this issue later during the "Public Comment" portion of the meeting.

Ordinance amending Chapter 26: Add bow hunting, plus clarifications & updating

The proposed ordinance was in the meeting packet. Police Chief Neff had requested that it be placed on the meeting agenda.

Police Chief Neff explained that the current ordinance related to bow hunting is outdated. The language in the proposed ordinance would regulate bow hunting within the City limits and would update the ordinances to more closely “mirror” the Wisconsin State Statutes.

Motion (Peterson/Sukow) to recommend approval of the ordinance, and refer that recommendation to the Common Council. Carried.

The proposed ordinance will be on the May 13th, 2014 Common Council meeting agenda.

Ordinance amending Chapter 8 to add Pawn Shops

The proposed ordinance was in the meeting packet. Police Chief Neff had requested that it be placed on the meeting agenda.

Police Chief Neff explained that there are currently no City ordinances related to pawn shops. He reported that he has been contacted by someone who is considering opening a pawn shop in Merrill. He is suggesting this ordinance as a proactive measure to have something “on the books” to regulate pawn shops, if and when someone decides to open one. The proposed ordinance is based on ordinances already adopted by neighboring municipalities.

Motion (Sukow/Peterson) to recommend approval of the ordinance, and refer that recommendation to the Common Council. Carried.

The proposed ordinance will be on the May 13th, 2014 Common Council meeting agenda.

Ordinance amending Chapter 16 to add Pawn Shop fees

The proposed ordinance was in the meeting packet. Police Chief Neff had requested that it be placed on the meeting agenda.

Police Chief Neff explained that the proposed ordinance would establish fees for pawn shops. The fee amounts are based on fees already established by neighboring municipalities.

Motion (Peterson/Sukow) to recommend approval of the ordinance, and refer that recommendation to the Common Council. Carried.

The proposed ordinance will be on the May 13th, 2014 Common Council meeting agenda.

Continue considering potential steps to address train whistle noise at night

This has been an ongoing issue. City Administrator Johnson had requested that it be placed on the agenda.

An update report from City Administrator Johnson was in the meeting packet. City Administrator Johnson verbally summarized the report. He questioned whether the City would want to spend in excess of a million dollars on a problem that may not even be resolved after the money is spent.

Alderman Sukow stated that the committee has worked on this for some time now, and it is frustrating that a solution seems to be cost-prohibitive.

Alderman Sukow suggested the possibility of at least establishing some type of “quiet zone”, even if that did not resolve the problem completely. Alderwoman Peterson agreed with this suggestion.

City Administrator Johnson was directed to conduct research to determine the approximate costs of establishing a “quiet zone”. He will also conduct research related to the costs and other factors related to possibly closing the railroad crossing at Fifth Street.

This item will be on the May meeting agenda. No action was taken at this time.

Discuss safety concerns @ Pine Ridge Avenue & State Hwy 64 intersection

Alderman Sukow had requested that this item be placed on the agenda. He explained that he included it on the agenda so that the public knows that the Health and Safety Committee recognizes there are safety concerns at the unfinished intersection of Pine Ridge Avenue and State Highway 64, in light of the recent opening of the new Wal-Mart.

Work on the intersection is scheduled to begin May 5th. City staff will continue to monitor this situation.

2014-2015 Liquor License Renewal Schedule

The schedule was in the meeting packet. City Clerk Heideman explained that the schedule was included in the meeting packet in order to provide information on the renewal process for the 2014-2015 licensing period.

No action was necessary, requested or taken.

Monthly Report – Fire Chief Savone

The report was in the meeting packet. Fire Chief Savone reported that, last weekend, the Fire Department dealt with three fires that occurred almost simultaneously. He thanked neighboring Fire Departments and Law Enforcement agencies for their assistance addressing the situation. A Fire Department charity has presented a check to a family displaced by one of the fires.

The old tender has now been sold.

The Fire Department will be receiving a grant of approximately \$34,000 (90% funded).

Alderwoman Peterson complimented the Fire Department for their efforts during the busy weekend alluded to by Fire Chief Savone.

Monthly Report – Police Chief Neff

The report was in the meeting packet. Police Chief Neff reported that the new canine officer should be “on duty” in approximately two weeks.

Monthly Report – Lincoln County Humane Society

No report was submitted this month.

Place monthly reports on file

Motion (Peterson/Sukow) to place the monthly reports on file. Carried.

Schedule next meeting

Monday, May 19th, 2014 at 4:30 P.M.

Public Comment

Several people commented on the issue of the noise at the NTC training facility, as follows:

Mark Gehring stated that it is difficult for he and his wife to relax after work due to the excessive noise.

Marilyn Schmidt cited an incident that she witnessed which she said exposed a potential safety issue at the facility. She also requested the data submitted by NTC.

Bill Fehrmann distributed a report that he prepared on this issue.

City Clerk Heideman suggested that Mayor Bialecki appoint an ad-hoc committee to address this situation. The committee could be comprised of NTC officials, citizens in the training center neighborhood, City staff and Common Council members.

Alderman Sukow stated that, in his opinion, Northcentral Technical College has not adequately addressed the noise problem. He promised the concerned citizens in attendance that the Health and Safety Committee will continue to attempt resolution of their concerns.

Adjournment

Motion (Peterson/Sukow) to adjourn. Carried. Adjourned at 6:07 P.M.

Minutes prepared and submitted by:



William N. Heideman, CMC, WCMC
City Clerk

1405150

**City of Merrill
Water & Sewage Disposal Committee
Wednesday, April 23, 2014 at 5:00 P.M.
Basement Conference Room, City Hall, 1004 East First Street**

Members Present (3 of 3): Alderman Rob Norton (Chairperson), Alderman John Burgener and Alderwoman Kandy Peterson.

Others Present: Mayor Bill Bialecki, City Administrator Dave Johnson, Utility Superintendent Kim Kriewald, Street Commissioner Richard Lupton (arr. 5:15), City Attorney Tom Hayden (arr. 5:18), Alderman Dave Sukow, Dani Boehm, Mark Zulliger and City Clerk Bill Heideman.

Call to order

Alderman Norton called the meeting to order at 5:00 P.M.

Vouchers

The vouchers were in the meeting packet.

Motion (Burgener/Peterson) to approve the vouchers as presented. Carried.

Water service for 1201 ½ East Third Street

No information was in the meeting packet.

Dani Boehm, 1201 ½ East Third Street, has been dealing with occurrences of bad water since November, 2013. At that time, a plumber did some flushing, and the utility performed flushing in January and March of 2014. The manganese level in the water was .09 in January and .05 in March. The bad water problem continues.

Utility Superintendent Kriewald reported that another flushing, due to be done the week of May 19th, may help. He stated that he could also use the vector truck to perform a hydro-excavation, and that procedure, as well as the flushing, may provide additional information as to the source of the problem.

Dani Boehm then asked if payment of a portion of her water bill could be delayed until this situation is resolved.

Motion (Peterson/Burgener) to allow Dani Boehm to pay ½ of her water bill at this time, with the remaining portion of the bill to be addressed after the reason/source of the "bad" water is determined. Carried.

No Common Council action on the motion is necessary.

Review and discuss thawing charges concerning Russ Davis Wholesale

Information was in the meeting packet. Utility Superintendent Kriewald had requested that this item be placed on the agenda.

As a result of severe cold weather, Russ Davis Wholesale hired a private firm to provide thawing at their facility at 1200 Commerce Street. The thawing procedure was performed by Nova Enterprises, Inc., and the snow and ice removal indicated that the frost extended into the street. Based on that, Russ Davis Wholesale is requesting that the utility pay the bill they received from Nova Enterprises, Inc. (\$1,160.50). Also, the City was unable to shut off the water at Russ Davis Wholesale, resulting in flooding at that facility.

Utility Superintendent Kriewald reported that he discussed this incident with the Public Service Commission. They recommended that the utility pay the bill, since it was likely that the Public Service Commission would make that determination anyway.

1405151

Motion (Burgener/Peterson) to pay, from the Utility account, the bill that Russ Davis Wholesale received from Nova Enterprises, Inc. (Invoice #42465, charges of \$1,160.50), for charges related to snow and ice removal in the main water line at Russ Davis Wholesale, 1200 Commerce Street. Carried.

Review and discuss 2013 Public Service Commission Annual Report

The meeting packet included the 2013 report that was prepared and submitted to the Public Service Commission. Utility Superintendent Kriewald noted that the report contains financial information for the utility. He stated that the 2013 rate of return was below the Public Service Commission benchmark, but added that the 2014 rate increase should improve the rate of return. He reminded everyone that this report will be a part of the upcoming 2013 audit report.

No action was necessary, requested or taken.

Review and consider 2015-2019 Utilities Capital Project List

Information was in the meeting packet. Alderman Norton stated that he has concerns that it will be necessary to expend funds soon for maintenance of the two water towers.

It was agreed that the 2018 and 2019 projects listed are very tentative at this time, and could change as circumstances dictate.

No action was taken.

Discussion, recommendation(s) on changes to utility-related ordinances

Five proposed ordinance changes were in the meeting packet. Utility Superintendent Kriewald reported that the changes are being proposed as result of rate changes and/or changes made by the Public Service Commission.

The proposed ordinances are summarized as follows:

1. Amend Chapter 38, Article II, Division 2, Section 38-40, to indicate that the public fire protection service fee would be listed in the licenses and fee schedule in Chapter 16 of the Code of Ordinances.
2. Amend Chapter 38, Article II, Division 2, Section 38-51, to delete language related to remote reading registers (MR-1).
3. Amend Chapter 38, Article IV, Section 38-283 to change the fluoride quantity introduced into the water supply.
4. Amend Chapter 38, Article IV, Section 38-284(b) to eliminate reference to galvanized steel and other substandard piping.
5. Amend Chapter 16, Section 1, to update the fee schedule for Chapter 38-Utilities.

Utility Superintendent Kriewald suggested that, in the ordinance related to fluoride (#3), the quality of fluoride introduced into the water supply system should be approximately .6 to .8 parts of fluoride per million parts of water.

Motion (Peterson/Burgener) to recommend approving the ordinances, including the amendment regarding fluoride quantity proposed at this meeting, and to refer the recommendation to the Common Council. Carried.

The proposed ordinances will be on the May 13th, 2014 Common Council meeting agenda.

Operations Report

The report was in the meeting packet.

Public Comment

Alderman Norton complimented Utility Superintendent Kriewald and the entire utility department for their hard work during the brutal winter weather this year. He asked Utility Superintendent Kriewald to relay that message to all members of the department.

Mayor Bialecki complimented Utility Secretary Angie Holz for her diligence in ensuring that numerous water bills were correct before they will mailed to customers.

Alderman Peterson congratulated Kate Drewek and Gabe Steinagel on their continuing education as they strive for additional certification.

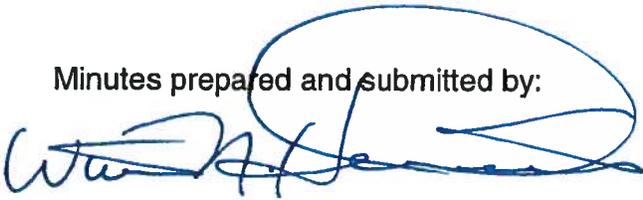
Next meeting

Wednesday, May 28th, 2014 at 5:00 P.M.

Adjournment

Motion (Burgener/Peterson) to adjourn. Carried. Adjourned at 5:41 P.M.

Minutes prepared and submitted by:



William N. Heideman, CMC, WCMC
City Clerk

1405160

**City of Merrill
City Plan Commission
Tuesday, May 6, 2014 at 5:45 P.M.
City Hall Common Council Chambers, 1004 East First Street**

Voting members present: Mayor Bill Bialecki (Chairperson), Alderman Pete Lokemoen, Melissa Schroeder, Ralph Sturm, Ken Maule and Steve Hass.

Other attendees: City Administrator Dave Johnson, City Attorney Tom Hayden, Building Inspector/Zoning Administrator Darin Pagel, Alderwoman Kandy Peterson, Alderman Rob Norton, Derek Krzanowski, Gerald Hersil, Dave Stenberg, John Bocke, Steve Triggs, Judy Schwemm, Linda Koenig, Jeff Stevens, Shirley Stevens, Linda Stevens, Kent Johnson and City Clerk Bill Heideman.

Call to order

Mayor Bialecki called the meeting to order at 5:48 P.M.

Minutes of April 1st, 2014 meeting

The minutes were in the meeting packet.

Motion (Hass/Schroeder) to approve, as presented, the minutes of the April 1st, 2014 City Plan Commission meeting. Carried.

Review Conditional Use Permit for Haunted House @ 700 Hendricks Street

No information was in the meeting packet.

Building Inspector/Zoning Administrator Darin Pagel had requested that this be placed on the agenda. He explained that, in April of 2013, when Boy Scout Troop 599 was granted a Conditional Use Permit for their Haunted House at 700 Hendricks Street, the permit was subject to an annual review.

The only remaining issue that Building Inspector/Zoning Administrator Pagel is aware of at the present time is exterior painting. Building Inspector/Zoning Administrator Pagel stated that, as long as that painting is completed prior to the 2014 opening of the haunted house later this year, he has no concerns with the Conditional Use Permit.

Representing Boy Scout Troop 599, the owners of the property, Gerald Hersil reported that he had nothing to add and had no questions at this time.

No action was necessary, requested or taken.

Recess

At 5:50 P.M., Mayor Bialecki announced that there would be a recess until 6:00 P.M., the scheduled start time for the public hearings.

At 6:00 P.M., Mayor Bialecki called the meeting back to order. City Attorney Hayden read the two hearing notices.

Hearings: Fox Point Partners requesting rezoning & C.U.P. @ 1905 E. 14th Street

Fox Point Partners, LLC, owners of the property at 1904 East 14th Street, has submitted an application to rezone that property from Industrial to Thoroughfare Commercial. They have also submitted an application for a Conditional Use Permit (CUP) for that property. If the rezoning and the CUP are approved, approximately 3% (1,500 of 55,000 square feet) of the property would be used as a church.

Motion (Hass/Schroeder) to open the public hearing. Carried.

The public hearing portion of the meeting began at 6:02 P.M. A separate hearing had been scheduled for each of the two issues, but it was decided that only one public hearing session would be held, and that the public would be allowed to comment on the proposed rezoning and/or the proposed Conditional Use Permit during the public hearing.

Representing Fox Point Partners, LLC, John Bocke, spoke in favor of the rezoning and the Conditional Use Permit. He stated that Fox Point Partners, LLC has attempted to market the property as an industrial facility, but to date has not found a buyer. He added that Lincoln County Economic Development Director Susan Ryman has informed him that, in her opinion, the property should be divided and used for commercial entities.

Steve Triggs, 1417 Prospect Avenue, Wausau, spoke in favor of the rezoning and the Conditional Use Permit.

Jeff Stevens, W4609 Pope Road, Merrill, spoke in favor of the rezoning and the Conditional Use Permit. He stated that the property could have multiple uses if the rezoning is approved. It would be difficult for the church (he is a member) to find another suitable facility.

Motion (Hass/Sturm) to close the public hearing. Carried.

City Administrator Johnson spoke in favor of the rezoning. Building Inspector/Zoning Administrator Pagel suggested that, if the Conditional Use Permit is approved, both he and the Fire Department should conduct a "walk-through" to ensure compliance on any potential zoning and/or safety issues.

Motion (Lokemoen/Maule) to approve the rezoning of 1905 East 14th Street, from Industrial to Thoroughfare Commercial. Carried.

An ordinance on the rezoning will be on the May 13th, 2014 Common Council meeting agenda.

Motion (Lokemoen/Hass) to approve the Conditional Use Permit for the property at 1905 East 14th Street. Carried.

A resolution on the Conditional Use Permit will be on the May 13th, 2014 Common Council meeting agenda.

Next meeting

Tuesday, June 3rd, 2014 at 5:15 P.M.

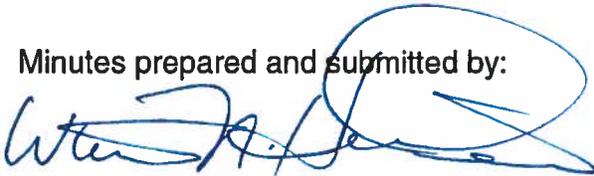
Public Comment

None.

Adjournment

Motion (Sturm/Hass) to adjourn. Carried. Adjourned at 6:12 P.M.

Minutes prepared and submitted by:



William N. Heideman, CMC, WCMC
City Clerk

#1405170

Transit Meeting
April 21, 2014

Present; Mr. Rick Blake – Chairman, Mr. Steve Willis, Mr. Gordon Geiger, Ms. Susan Kunkel, Mr. Tony Kusserow and Rich Grenfell – Transit Administrator.

A motion to approve the minutes of the January 20, 2014 meeting was made by Mr. Willis and seconded by Ms. Kunkel. C.U. (Carried Unanimously).

The Commission reviewed the 2013 Annual stats; ridership increased 5%, Revenue -2%, mileage increased 2%. Total expenditures for 2013- \$560,580; (93% of Operation Budget). A motion to place the Annual stat report on file was made by Ms. Kunkel and seconded by Mr. Willis C.U.

The Commission reviewed the 2014 First Quarter stats; New 1-hour Service levels introduced – Ridership decreased 3%; Revenue increased 3%; mileage down 18%. These are welcomed and exceptional stats given the New service level changes. The public has adapted well with minimal discontent. A motion to place the 2014 First Quarter stats on file was made by Mr. Geiger and seconded by Mr. Kusserow. C.U.

The Commission reviewed the 2013 Transit Mutual Insurance Safety Audit for the Merrill Transit System. The Safety Audit is very favorable with no findings/recommendations for the Transit System. Copies of the Safety Report are available at the Transit Office for public review. A motion to approve the 2013 TMI Safety Audit was made by Ms. Kunkel and seconded by Mr. Willis. C.U.

The Commission discussed in length, (3) options of consideration for the 2014 Capital Improvement Project for the former Eastside Fire Station /Transit Bus Storage Facility renovation/ relocation concept.

OPTIONS DISCUSSED:

- (1) Renovation / Occupancy of the former East side Fire Station Property – **Commission Rejected – based on poor efficiencies.**
- (2) Demolition of Eastside Fire Station & 1969 addition /Utilize 1990 Storage Facility for buses. Minor renovations to include; (1)ADA Unisex Restroom , directional changes to existing radiant heat system and purchase/ installation of plumbing/ pressure washing systems for parking bays. Installation of Solar Heat was also suggested to assist in energy efficiency. Transit Office will remain at City Hall. –**Highest consideration/priority by Commission.**
- (3) Status Quo – Remain at existing properties –Renovate steel storage facility at 309 E First Street. –**Moderate to High consideration/priority by Commission.**

The Administrator will prospect options 2 & 3 and prepare preliminary plans for decision /approval at the May 19, 2014 Transit Commission meeting.

Administrator's Report:

WisDOT 5311 Program manager, Chad Reuter visited Merrill on 4/07/14. The 2014-15 budgets were discussed. Walk-through site visits were performed at the former Eastside Fire Station Property and Bus storage Facility. Mr. Reuter also joined Administrator Grenfell on a 1-hour bus ride /tour of Merrill's transit service area. Capital Funding for Projects was discussed and Mr. Reuter spoke very favorably to Merrill's eligibility by performance, effectiveness and efficiency.

Our selected, in training, Part time Bus Operator resigned from duty for personal reasons. We are now 1-month into advertising for the available position. Current applicants have until Monday April 28, 2014 to respond.

Our 1-hour headway service has shown to be very effective for the majority of transit users. The service performance, in most cases has not changed at all. There has been a little discontent expressed regarding the duration of time it takes to travel across the City now, however, our on time performance has improved immensely. The bus operators have expressed their appreciation as to the decreased levels of stress and overall improvement in safety of operations. Assessment of the first quarter is very successful and the 18% decrease in mileage is showing great potential for an effective cost savings in fuel.

The Grand Opening of the New Walmart Super Center has mixed reviews from transit users. The Corporate policies on public transit access do not coincide with the common practice of the curb to curb Demand/Response services of the Merrill-Go-Round. By designating the Transit bus stop on the far east end of the property, transit patrons incur excessive walking distances to and from the store and pharmacy. Again, it is a major change to the customary front entrance boarding and alighting we performed for the past 22 years at the old location, and the transit population will continue to express their concerns to Walmart management as well as our bus operators. Walmart's Corporate public transit trafficking policy has also been altered for the next 6-8 months. Due to obstruction behind the store, transit will have to enter and exit the primary driveway until the alleyway clears of merchandise containers behind the store. This has been approved by the Walmart Manager (4/21/12). New trafficking instructions were reviewed by the Commission and distributed to our employees.

No Public Comment

A motion to adjourn was made by Ms. Kunkel and seconded by Mr. Geiger

Next Transit Commission meeting: May 19, 2014.

Minutes**1. Opening**

President Mike Geisler called the Regular Meeting of the Board of Trustees to order at 4:02 p.m. in the Library Board Room. Present: Gene Bebel, Katie Breitenmoser, Paul Gilk, Richard Mamer, Tim Meehean, Kyle Reimann, Jim Wedemeyer and Vickie Yelle. Also present: Don Litzer (-5:00), Mike Schroeder (-4:37) and Karissa K. from MP3.

Several items of correspondence were received. A letter was received from the Merrill Historical Society recognizing the Endowment Fund Pledge. Also received was a Supplemental Notice of Hearing on Petition for Appointment of Trustees and Termination of Trust in the matter of Thomas B. Scott, Jr.'s last will and testament. Ms. Stevens relayed her phone and email conversations with a member of the Scott family regarding maintenance and upkeep responsibilities of the Scott Mausoleum. A request for contributions to the Hanging Basket Project from the Merrill Area Chamber of Commerce Foundation was also received. Staff are again donating the proceeds from April "Casual Friday" donations; the board approved by consensus to fund the remainder of a pole donation from endowment funds.

Mr. Reimann was welcomed to the Board.

There was no public comment.

2. Consent Items

M Meehean/S Breitenmoser/C to approve the minutes of the February meeting as printed.
M Meehean/S Mamer /C to accept the Monthly Revenue and Expense Printouts for February & March as printed.

3. Reports/Discussion Items/Action Items

A. Conflict of Interest Policy & Statement Annual Review: The IRS recommends all 501(c)(3) organizations (T.B. Scott Free Library Endowment Fund) have a conflict of interest policy and that board members adopt and regularly evaluate said policy. M Bebel/S Mamer /C to retain the policy with no changes. A signed statement from Board members will be kept on file with the library director.

B. Proposed Fines & Fees Policy Change Related to Seed Library: M Meehean/S Yelle /C to approve the policy revision as presented.

C. Endowment Fund Request - Seed Library: M Gilk/S Breitenmoser /C to approve \$300 from the Endowment Fund to provide additional funding for the Seed Library as presented.

D. Building and Grounds Requests: M Meehean/S Bebel /C to approve funds not to exceed \$12,500 from Endowment Fund monies for the projects presented in addition to the bill from Simplex-Grinnell for inspection and cleaning of a smoke detector which caused a fire alarm.

E. Strategic Plan Progress-Goals #1-4: Ms. Stevens presented staff progress on goals and objectives. Progress on the Strategic Plan will be presented monthly on an ongoing basis.

F. Trustee Essential #9-Managing the Library's Money: Ms. Stevens provided copies of Trustee Essential #9.

G. Reports from Friends/WVLS Representative: The Friends of the Library annual meeting is scheduled for May 12th at 6:30 p.m. at Prairie River Middle School, featuring internationally-acclaimed astronomer Maggie Turnbull. The Friends are funding a staff member to attend the annual WAPL Conference. The Friends are having their spring book sale May 8th, 9th and 10th. Board members were given a brief report from Lincoln County's WVLS Representative, Ms. Sauer. Ms. Stevens discussed Project WIN and some of the issues surrounding this complex undertaking.

4. Forthcoming Events & Library Director Report

- National Library Week events all week, Food for Fines and refreshments in the lobby.

- Library has had wonderful publicity for our recent programming efforts-Affordable Healthcare Act Sign-up, Heirloom Seed Library, 3D printer.
- Following direction from the board as a result of the recent Strategic Plan, the library statistical report has been revised to better reflect library activity. Previously, the report focused primarily on circulation. The revised statistical report also seeks to capture and recognize the activity that occurs by staff both inside and outside the building in areas such as programming, meeting room use and technology.
- Board members were apprised of the city council directive requesting all city departments to provide a scenario that demonstrates a 5% and 10% reduction in municipal departmental budgets.
- Ms. Stevens is meeting with City Hall staff to further discuss the potential of cooperative supply purchasing for possible cost savings.
- Ms. Stevens is meeting with City Technology staff to consider the possibility of upgrading the near end-of-life library phone system with that of the city to possibly realize a cost savings, rather than the library having their own standalone system.
- Youth Services staff hosted a table at the MARC last weekend for the Children's Festival. Staff signed up many new youth for the 1000 Books Before Kindergarten at this event.
- Mr. Litzer will be presenting a program at the upcoming WAPL annual conference in May.
- Ms. Stevens reported that she has been in contact with staff from the Department of Corrections regarding potential partnerships with Lincoln Hills School to provide services to this population. A tentative meeting has been set for June. Board members directed staff to include in that discussion the exploration of Federal and State Grant Fund availability for this type of collaboration.

5. Adjournment:

The meeting adjourned at 5:20 p.m. The next regularly scheduled meeting of the Board of Trustees will be held on May 21st at 4:00 p.m. in the Library Board Room.

Stacy D. Stevens, Secretary

#1405200

Merrill Area Community Enrichment Center
Committee on Aging
March 20, 2014

Committee Members Present; Eugene Simon, Chairperson. Art Lersch, Jack Ader, Diane Goetsch and Peggy Jackelen. Chris Malm, Alderperson. Erin Zastrow, ADRC Rep. Jane A. Deau, Director. Absent; Missy Holdorf.

Meeting was called to order at 8:00 am. Motion was made by Malm, seconded by Jackelen to approve the minutes from the previous meeting. Motion carried.

Program updates;

Shuttle Bus; The shuttle bus will be arriving shortly. The first outing is scheduled for April 11th. The bus will hold 14 passengers and the driver. If two seats are taken out there is room for 2 wheelchairs.

"Meet and Greet"; March program consisted of City Admin. Dave Johnson sharing with the public some of the programs and developments happening in the City of Merrill. April will host Dick Bettin and his years at the White House. Each month a special speaker from the community will be at the center the first Friday of each month at 9:00 am.

May Older American Month; A number of programs are in the works to celebrate Older Americans Month. Starting off with Susan Van Sleet on May 2nd, Movie at TB Scott Library that afternoon. Wellness programs and healthy lifestyle presentation will be scheduled throughout the month.

Ageless Wisdom; The publication is moving right along. The editing is being done and pictures will be added. With the help of several volunteers assisting with the editing the book should be ready to go to print early May.

Kitchen Update; The kitchen is all in place with the new appliances. Deau has met with the Health Department along with Dave Raddenbach. Raddenbach is currently licensed for the kitchen. Deau will be enrolling in classes to be a professional licensed in food service. It is mandatory for one licensee to be on the premises at times during food preparation.

Meal Program; The meals will begin on March 20th. Volunteers have come forward to help with the produce give-away from Russ Davis and serving the meals. Bi-weekly volunteer trainings will take place at the center for all volunteers.

MACEC Future; There was some discussion by the committee as to what should be done with the center once Deau retires in July. The committee also discussed what should be done if the council moves forward with reductions in all departments. (5% - 10% for 2015) This raises the question whether staffing would be reduced considering 93% of the budget is staff and benefits. The committee after much discussion decided that a smaller group may look closer at the Deau's job description and bring to the table. The thought of the center going to a 32 hour work week was also discussed. Lorri Vandre, current staff has been with the center for 24 years only works 32 hr. work weeks. Deau felt this would be a good time to look at the Directors position if reductions were to be made.

Deau also mentioned to the committee that she would like to continue working with the shuttle bus outings and preparing meals at the center once she is retired. Once the program is up and running well she will also be looking for others to help with both the bus and meals program. This is something that will be brought to the COW as well as lifting the hiring freeze to hire a new director. Deau will contact City Admin. Dave Johnson to assist with this process. More discussion will take place in upcoming committee meetings.

ADRC update; Erin Zastrow shared with the committee brochures for the Alzheimer's Family Caregiver Support Program.

Motion was made by Goetsch, seconded by Jackelen to approve the vouchers presented. Motion carried.

No public comment.

Meeting adjourned at 9:00 am.

Minutes submitted by Jane A. Deau, MACEC Director

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Merrill Area Community Enrichment Center
Committee on Aging
April 17, 2014

Committee Members Present; Eugene Simon, Chairperson. Jack Ader, Diance Goetsch, Art Lersch, Peggy Jackelen, Ader Person Chris Malm. Absent Missy Holdorf.

Meeting was called to order at 8:05 am. Motion made by Ader, seconded by Goetsch to approve the minutes from the previous meeting. Motion carried.

Program Updates;

“Meet and Greet” introduced Dick Bettin to the center and several onlookers. For the month of April Susan VanSleet will be at the center to discuss her book “Mary and Me”. Each month a special guest will be at the center. A movie will also be shown the first of every month at the TB Scott Library at 12:30 pm.

AARP Tax Assistance; A number of volunteers from Wausau drove to Merrill one day a month to assist low income residents with their taxes. This is the second year that they have come to our community. There is a strong request for Merrill to provide volunteers to assist next year. We will need to recruit volunteers to take the training in the fall. Wausau will still be willing to help but they have become so busy that they cannot be sending 14 volunteers to Merrill when they are needed in Wausau. Transportation (from Merrill to Wausau) will also be available to assist those who cannot make it to the center for assistance.

Kate’s Kids Adventure; The center will be sending 8 volunteers to Jim Peck’s Wildlife with Kate’s Kids. Deau will be driving the volunteers up north and the school will be providing the transportation for the students. This event will be held on May 21st.

April 26th Event; Deau will be attend an expo at the Tomahawk Community Center to promote the programs and services at the center. This event will be held on a Saturday to attract families as well as older adults. Support Groups and the meal program will high light of the discussion. Vandre will also be attending.

Ageless Wisdom update; The book is going to become a reality with the assistance from a number of volunteers and Kathy Olson. With several meetings scheduled

in April and May we are hoping for a print date sometime late May. There will be more discussion in May as to how many to order to be sold.

Meal Program update; The meal program has been a huge success with the high to date of 82 attending. Volunteers play a huge part in the success of the program. We will continue to update you on the numbers and costs. This program is financially supported by the Bierman Family Foundation.

Shuttle Bus; The shuttle bus has been a huge asset. The first trip was held on April 11th for a trial run. Several outings will be scheduled for the summer. The bus is currently parked in the old Fire Station. Since receiving the bus back up mirrors have been placed on the side and back of the bus.

MACEC 2015 - Strategic Planning update; Deau will be talking with committee members as well as City Admin. Dave Johnson to create a new job description for the director's position. Art also comments on the strategic plan as a whole with the discussion of the Vision and Mission of the city. Deau will also be meeting with Art to discuss the center's plan.

ADRC Erin Zastrow; was not present to report.

Motion made and second by Malm to approve the vouchers as presented. Seconded by Ader. Motion carried.

No Public comment.

Meeting adjourned at 9:00 am.

Next meeting scheduled for May 15, 2014.

Minutes submitted by Jane A. Deau, Director.

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Minutes
Airport Commission Meeting
Wednesday, March 19, 2014

Present: Gary Schwartz, Lyle Banser, Joe Malsack, Chris Malm, Gary Schulz and Airport Manager John Miller.

Also Present: Larry Wenning, Steve Krueger

(1) Call to Order: Gary Schwartz called the meeting to order at 7:00 PM.

(2) Approval of the February 19, 2014 Minutes: Chris Malm stated that the members for the FBO/Airport Manager Search were appointed rather than they volunteered. With that change, Chris Malm made a motion to ratify the minutes. Joe Malsack seconded. Motion carried.

(3) Approval of Vouchers: The vouchers were reviewed and signed by all. Joe Malsack made a motion to approve the vouchers. The motion was seconded by Chris Malm. The motion passed.

(4) Terminal Project Status: Gary Schwartz stated he has a list of dates for the bids for the terminal. A pre bid meeting is scheduled on April 9th with opening of the bids on April 18th.

Gary Schwartz said that the decision to raise the level of the terminal 12 inches for storm water drain off has caused some problems. Gary said it would require that the blacktop going to the entrance would have to be cut out and reshaped for the handicap requirements. Gary said they are talking about cutting out a substantial amount of blacktop all around the building and this would be an additional cost of \$20,000. A discussion was held as to other options.

Lyle Banser suggested using a ramp in front of the building running parallel to the building. Gary Schwartz said he would suggest that to the engineers and the Bureau of Aeronautics (BOA)

(5) Update on 2006 Project: Gary said that there is nothing new from the last meeting.

(6) Fixed Base Operator/Airport Manager Search Process: John Miller reported he sent out 285 e-mails with a letter written by him and Chris Malm and approved by the rest of the committee. The letter addressed the Airport Manager/FBO Contract opening. These e-mails were sent to Airport Managers, A&P/AI Mechanics and Certified Flight Instructors (CFIs).

John said that he had a reply from a pilot named Mike Stein. Mike has flown into Merrill for Stark. John said Mike manages aircraft for different companies and is based out of Waukesha. John said he replied to his questions. Mike wanted to know if the house was still part of the contract and what the fuel sales were for the last two years.

John Miller also said on Sunday afternoon a guy named George Fabain from Madison stopped in. John said George is currently working for State Farm Insurance but has enough years in to retire at age 56. John said he has had a private pilot license for five years. John said he answered all George's questions about the Airport Manager/FBO Contract and his questions about possibly buying John Miller Aviation. John said he stressed to him that the Airport Manager/FBO Contract and the sale of John Miller Aviation are two different items. John said he has passed this information on to the other committee members.

The next meeting for the Search Committee will be April 9th. Joe Malsack said he has a list of CFIs from Minnesota for John to mail to.

Larry Wenning said that he took information about the Airport Manager/FBO Contract to a Pilot Safety Seminar in Oshkosh. Larry said he feels that there are some items in the Airport Manager's/FBO Contract that need to be addressed. Larry feels that there needs to be a rental plane available here. It was decided that the content of the contract needs to be discussed at the Search Committee Meeting on April 9th.

(7) Manager's Report: John Miller said the snow blower was sold for \$400. John said he had quite a good response to the ad but 90% of the callers did not have a large enough tractor. John said that the snow blower requires at least a 90 horse tractor.

John said it has been a hard winter on the runway and taxi lights. John said there are about five lights that will need to be repaired or replaced

John said the belts on the south gate had to be replaced. John said the north gate has been working good lately and not tripping the system.

John said he has complained to Beecher Hoppe about the design of the vault building. John said the way it is designed the snow from the metal roof falls right in front of the door and freezes on the sidewalk so you cannot open the door. John said the door was placed on the wrong side of the building and the cement was poured to close to the threshold. John said there will be a meeting this summer with regard to warranty issues before the one year warranty period is up.

(8) Chairman's Report: None for tonight.

(9) Aviation Happenings: Gary Schulz said he thought the Search Committee has been working hard and doing a good job. He thought going to Minnesota was a good idea and also suggested Iowa.

Gary said Cessna Aircraft is owned by Textron and Textron recently purchased Beechcraft. They have formed a new parent company named Textron Aviation. They have said both Cessna and Beechcraft will retain their own identity. Gary said it will be interesting to see how this will affect the models being produced for those two companies.

Gary said Cessna also announced they are discontinuing the Skycatcher. Gary said they will most likely concentrate on larger and better selling aircraft

Gary Schulz said that he thought General Aviation is slowly coming back but still has many issues to contend with. Gary said there are fuel issues, issues with the length of time it takes to certify aircraft and the FAA still has not made good progress on using a driver's license for a Third Class Medical for Private Pilots.

(10) Public Comment: None

(11) Agenda Items for Next Meeting: No new items.

(12) Adjournment: Lyle Baser made a motion to adjourn and Joe Malsack seconded. Meeting adjourned.

These Minutes were recorded by John Miller, the Airport Manager and were ratified at the April 16, 2014 Airport Commission Meeting.

#1405225

Tourism Commission
April 12, 2014
Merrill Chamber Office

Attending: Dan Wendorf, Lauree O'Day, Russ Grefe, Chris Malm Mayor Bill Bialecki, Debbe Kinsey
Absent: Jim Arndt

Called to Order: 12:05pm

Public Comment: No public was in attendance.

Review of Minutes: A motion to approve the minutes from April and June 2013 meetings was made by Malm, seconded by Grefe, voted and carried.

Budget Review: Overview of 2013/14 budget. Prior to review of applications the fund administrator went over the current budget. We are currently under budget and had a couple of good quarters with increased overnight stays. Part of this was due to the construction that was taking place during the summer and fall. We discussed the upcoming events in Merrill for the next cycle/year and with continued construction occurring this summer, we should see a couple of large quarters of room tax again. Based on events and construction the budget would increase for the 2014-15 funding cycle.

Funding Application: Fund administrator went over the applications with the committee and gave brief overview of how they spent prior year funding. Also reviewed the number of overnight stays that each applicant indicated their events drew. Our hotel member gave indication of accuracy based on previous year's overnight stays. Committee reviewed and discussed each applicant event. One application was submitted but was not completed. They were given the opportunity to complete the application and did not follow through.

Applicants for 2014/15 Cycle:

1. Merrill Lion's Labor Day Car Show requested amount - \$1,800; reviewed and amount granted - \$1,350. *Discussion – big event, but not a lot of overnight stays.*
2. Lincoln County Fair requested amount -\$1,500; reviewed and amount granted- \$1,500. *Discussion- big draw, mostly regional, some overnight stays due to workers.*
3. Merrill Airport Days requested amount - \$2,000; reviewed and amount granted - \$900. *Discussion-committee would like to see them advertise in a larger radius outside the Merrill area. There is a potential for larger crowds with the new runways and new terminal.*
4. Pork in the Park RibFest requested amount - \$1,500; reviewed and amount granted - \$1,500. *Discussion- very well attended event regionally with 1500 attendees. Advertised in 16 print areas, along with Harley ads/maps and television. If attendance continues to be largely regionally rather than cyclists from the Fall Ride, committee would like to see them move the event to the weekend prior to draw more room tax potential.*
5. WI River Pro Rodeo requested amount \$4,500; reviewed and amount granted \$4,500. *Discussion – this is the 2nd biggest event based on overnight stays. Do a good job advertising to draw visitors into community.*
6. Ice Drags requested amount - \$5,000; reviewed and amount granted \$1,800. *Discussion- This is a weather permitted event. Overnight stays are limited as most attendees seem to be regional.*
7. Dog Sled Race requested amount- \$1,000; reviewed and amount granted \$900. *Discussion- mushers do stay overnight as they come from all over the Midwest and Canada. This is a weather permitted event.*
8. Barleyfest requested amount - \$2,500; reviewed and amount granted \$2,500. *Discussion- works with the hotels offering Bed & Brew overnight packages. There are no other Merrill events competing that weekend (like Homecoming) this year and Wausau's event is the weekend before.*
9. Ladies Lifestyle Expo requested amount - \$1,000; reviewed and amount granted \$450. *Discussion- good local event but they do not advertise outside of the area. Grant dollars are to be used outside of Merrill. To grow they must advertise regionally. Organizers also did not include the mandated visitor's information on their advertising, per the grant guidelines. In order to be funded in the future, all guidelines must be followed.*
10. Concertina Festival requested amount - \$380; reviewed and amount granted - \$380

2014/15 Budget:

Committee reviewed the administrative portion of the budget. Fund administrator reviewed line items with committee and explained what bills were outstanding and will be paid when the 1st Q funds arrive in June. Based on new cycle spending some line item funding was moved around to cover all proposed current and new expenditures without increasing the 2014/15 administrative budget. Following discussion based on average annual overnight stays and the increase of stays from the ongoing summer and fall construction seasons, the committee was comfortable in granting additional funds to the grant applicant events. Committee approved an additional \$2682 in event funding for a total of \$15,780.

The administrative budget was funded as followed: Other Promotions \$3,000, Contingency \$1,500, Conferences \$3,000, Additional Advertising \$15,000, Administration & Rent \$7,000 and Marketing Support \$4,700 for a total of \$34,200. The total budget for 2014/15 cycle is \$49,980. A motion to approve the budget and funding of the grant applications was made by O'Day, and seconded by Malm, voted and carried.

No public comment.

Mayor Bill Bialecki thanked Lauree O'Day, Russ Grefe, and Jim Arndt for continuing their roles on the Commission.

Fund administrator will submit a report on the 2013/14 budget cycle following the release of the Lincoln County tourism report by the WI Dept. of Tourism.

A motion to adjourn the meeting was made at 1:30pm by Grefe, and seconded by Malm.
Next meeting will be planned via email at a later date.

**City of Merrill
Board of Canvassers
Monday, April 7, 2014 at 11:00 A.M.
Council Chambers, City Hall**

Members Present: Deputy City Clerk Katherine Unertl, Kathryn Seubert and Jill Bostrom

Others Present: None.

The meeting was called to order by Deputy City Clerk Unertl at 11:00 a.m. The agenda was posted in accordance with the Wisconsin open meetings law.

The Oath of Office forms for Kathryn Seubert and Jill Bostrom were signed and will be placed on file in the City Clerk's office.

It was stated that the main duty/responsibility of the Board of Canvass is to process late-arriving absentee and/or provisional ballots for the April 1, 2014 City of Merrill Spring Election.

It was reported that there were no provisional ballots to process.

The City Clerk's office received one late-arriving absentee ballot. Absentee ballots must be postmarked by Election Day (4/1/2014) and received by 4:00 p.m. the Friday after Election Day on 4/4/2014.

The late-arriving absentee ballot was in District 7, Ward 17. It was post-marked March 20th, 2014 and received at the City Clerk's office on April 2nd, 2014. The Board determined that both the Certification of Voter and Certification of Witness were properly signed and dated. The Ballot appeared to be in order. The last voter for District No. 7 was amended to reflect the late-arriving absentee ballot. The ballot was recorded on the Absentee Ballot Log. The votes cast by the elector were recorded on the Write in Tally sheet. The ballot was placed in the Late-Arriving Absentee Ballot Container Bag and properly sealed.

The Board proceeded to canvass the results of the April 1, 2014, City of Merrill Spring Election. The reporting tape from the voting machine/counter in each district and the tally sheet completed by the poll workers in each district was compared and verified to the Tabular Statements of Votes cast for each district for the election. The reporting form from the Lincoln County Clerk's office was completed based on the canvass and amended to reflect the votes cast on the late-arriving ballot. The Board of Canvass members signed the Certification of the Board of Canvassers for each district to certify the results. It was noted that the Board of Canvass was not required to canvass the results of District 8 because there were no outstanding absentee ballots on Election Day for that district. City Clerk Heideman will deliver the forms to the Lincoln County Clerk for the County Board of Canvass.

There was no public comment.

Motion by Seubert, seconded by Bostrom, to adjourn. Carried.

Adjourned at 12:40 p.m.

Minutes prepared and submitted by:

Kathryn M. Seubert

1405250

CITY OF MERRILL
1004 EAST FIRST STREET
MERRILL, WI 54452-2586

AN ORDINANCE: By Health and Safety Committee
Re: Amending Chapter 26, Article II, Sections 26-21, 26-22 (e)(1), to **add bowhunting and** for clarifications and updating

ORDINANCE NO. 2014-
Introduced: May 13, 2014
1st Reading: _____
2nd Reading: _____
3rd Reading: _____
Committee/Commission Action:
RECOMMENDED FOR PASSAGE

AN ORDINANCE

The Common Council of the City of Merrill, Wisconsin, does ordain as follows:

Section 1. Chapter 26, Article II, Section 26-21, 26-22(e)(1), of the Code of Ordinances for the City of Merrill is amended to add the following:

Sec. 26-21. Regulation of firearms, **crossbows, bows, and explosives; hunting.**

- (a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Firearm means **a weapon that acts by force of gunpowderany instrumentality from or with which a shot, bullet or pellet may be discharged or expelled, regardless of whether the propelling force is provided by air, spring or other similar mechanical device, or gunpowder.**

- (b) *Discharging ~~and carrying~~ firearms and ~~other weapons~~air guns.*

- (1) No person shall fire or discharge any firearm, rifle, **hand gun**, air gun **crossbow** or **bow and arrow**~~handgun~~ in the city.
- (2) ~~No person shall have in his possession or under his control any rifle, in the city, unless it is unloaded and knocked down or enclosed within a carrying case or holster.~~
- (3) ~~No handguns, either holstered, cased or uncased shall be worn on a person while the person is inside a public building which has been posted to prohibit the carrying of a concealed weapon.~~

- (c) *Exceptions.* This section shall not apply to the following:

- (1) A ~~sheriff, deputy sheriff, warden, constable, U.S. marshal, state trooper, police officer or other~~ law enforcement officer while engaged in official duties;
 - (2) The maintenance and use of city-approved supervised rifle or pistol ranges, shooting galleries or firearm, rifle air gun or handgun safety courses;
 - (3) The firing or discharging of BB guns upon private premises by persons over 16 years or persons under such age under the direct personal supervision of a parent or guardian;
 - (4) ~~The discharge of a firearm or the other use of weapons as allowed under Wis. Stats. §939.45~~Display of unloaded firearms, rifles, air guns or handguns in public premises;
 - (5) The discharge of a shotgun, muzzle loader, pistol, crossbow or bow and arrow only as permitted by the State Department of Natural Resources on lands owned by the State Department of Natural Resources~~Display or possession of unloaded or loaded firearms, rifles or guns on private premises;~~
 - (6) The discharge of a crossbow or bow and arrow on property with consent of the property owner and in a manner in which the flight of the bolt or arrow does not leave the property or otherwise endanger the safety of any other persons or the property of another;~~A licensed or certified security agency, while actively engaged in the handling or transporting of money, security or other items of value and only as previously authorized by the chief of police or county sheriff.~~
 - (7) The discharge of a weapon by a person as authorized by a special resolution passed by the City Common Counsel for a specific area, purpose and limited to a specific duration of time.
- (d) *Explosive devices; permit required.* No person shall discharge or detonate any dynamite, nitroglycerin or other explosive within the city without first obtaining a permit to do so from the chief of police.
- (e) *Hunting ~~regulated~~prohibited.* Hunting is prohibited within the corporate limits of the City of Merrill on lands owned or controlled by the City. ~~Notwithstanding the foregoing, in recognition of the need to effectively manage wildlife, hunting by shotgun, muzzle loader, pistol or bow and arrow only is permitted on lands owned by the state and maintained as parkland, but only as regulated and permitted by the state department of natural resources.~~ Persons hunting on City owned forest land in the Town of Schley and lands owned by the state within the city shall be required to observe all hunting regulations established by the state department of natural resources and subject to the regulations of this article.
- (f) *Exception; wildlife overpopulation.*
- (1) The common council may designate certain areas of the city as being so overpopulated with certain forms of wildlife, such as deer, that it may designate those areas as animal nuisance areas, and allow the hunting and

destruction of the nuisance animals within that area **which are owned or controlled by the City.**

- (2) Prior to doing this, the common council shall order the following:
- a. Give notice, conduct a hearing and make findings upon that hearing as to whether or not there is sufficient evidence to warrant the designation of a nuisance animal area.
 - b. Consult with, and if necessary, obtain any necessary permit or authorization from the state and federal government.
 - c. If any area is designated as a nuisance animal area, the common council shall adopt rules governing the destruction of the animals in that area to ensure that it is done safely and in accordance with any permits or regulations of the state or federal government.

The common council shall also set the limits of the area together with the times that the destruction will be conducted to include the type of weapons and what persons will be doing the elimination.

(g) Use of Weapons while Hunting – Regulated

- (1) **No person may discharge a firearm or air gun except as otherwise permitted by the City of Merrill, while hunting within the City of Merrill.**
- (2) **No person may fire a crossbow or bow and arrow except as otherwise permitted by the City of Merrill while hunting within the City of Merrill and is also required to comply with the following additional restrictions while hunting:**
 - a. **The person who hunts with a crossbow or bow and arrow, must discharge the bolt or arrow towards the ground in a downward flight from the point of discharge to target animal.**
 - b. **The person must have the permission of all property owners and owners of all permanent structures used for human occupancy, including a manufactured home, with 100 yards of the point of discharge.**

(Code 1993, § 11-2-1; Ord. No. 2000-10, 4-11-2000; Ord. No. 04-18, 10-12-2004; Ord. No. 2012-01, § 1, 1-10-2012)

Sec. 26-22. Firearms prohibited; certain weapons prohibited.

(e) *Reckless use of weapons.*

- (1) ***Definitions.*** The following words, terms and phrases, when used in this subsection (e), shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Reckless conduct consists of an act which creates a situation of unreasonable risk and high probability of death or great bodily harm to another and which demonstrates a conscious disregard for the safety of

another and a willingness to **engage in conduct which has a high probability**~~take chances~~ of perpetrating an injury.

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.

Moved by: _____
Adopted: _____
Approved: _____
Published: _____

Approved:

William R. Bialecki,
Mayor

Attest:

William N. Heideman, City Clerk

1405251

CITY OF MERRILL
1004 EAST FIRST STREET
MERRILL, WI 54452-2586

AN ORDINANCE: By Health and Safety Committee
Re: Amending Chapter 8 to add Pawn Shops

ORDINANCE NO. 2014-
Introduced: May 13, 2014
1st Reading: _____
2nd Reading: _____
3rd Reading: _____
Committee/Commission Action:
RECOMMENDED FOR PASSAGE

AN ORDINANCE

The Common Council of the City of Merrill, Wisconsin, does ordain as follows:

Section 1 Chapter 8, of the Code of Ordinances for the City of Merrill is amended to add the following Pawn Shops at Article IV 8-78 and re-number subsequent articles:

Sec. 8 ALL DIVISION 1. GENERALLY

Sec. 8-78. Definitions.

Sec. 8-79. Inspection of items.

Sec. 8-80. Business at only one place.

Sec. 8-81. License.

Sec. 8-82. Display of license.

Sec. 8-83. License application.

Sec. 8-84. Investigation of license applicant.

Sec. 8-85. License issuance.

Sec. 8-86. Requirements.

Sec. 8-87. Receipt required.

Sec. 8-88. Label required.

Sec. 8-89. Prohibited acts.

Sec. 8-90. License denial, suspension or revocation.

Sec. 8-91 Fees.

Sec. 8-92. Penalty.

Sec. 8-78. Definitions.

In this article:

Article means any item of value.

Billable transaction means every reportable transaction except renewals, redemptions, voids or extensions of existing pawns or purchases previously reported and continuously in the pawnbroker's possession.

Charitable organization means a corporation, trust, or community chest, fund, or foundation organized and operated exclusively for religious, charitable, scientific, literary or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private shareholder or individual.

Customer means a person with whom a pawnbroker, or an agent thereof, engages in a transaction of purchase, sale, receipt or exchange of any secondhand article.

Pawnbroker means any person who engages in the business of lending money on the deposit or pledge of any article or purchasing any article with an expressed or implied agreement or understanding to sell it back at a subsequent time at a stipulated price. To that extent a pawnbroker's business includes buying personal property previously used, rented, leased or selling it on consignment, the provisions of this chapter shall be applicable. A person is not acting as a pawnbroker when engaging in any of the following:

- (1) Any transaction at an occasional garage or yard sale, an estate sale, a gun, knife, gem or antique show or a convention.
- (2) Any transaction entered into by a person engaged in the business of junk collector, junk dealer or scrap processor, as described in Wis. Stats. § 70.995(2)(x).
- (3) Any transaction while operating as a charitable organization or conducting a sale, the proceeds of which are donated to a charitable organization.
- (4) Any transaction between a buyer of a new article and the person who sold the article when new that involves any of the following:
 - a. The return of the article.
 - b. The exchange of the article for a different, new article.
- (5) Any transaction as a purchaser of a secondhand article from a charitable organization if the secondhand article was a gift to the charitable organization.

- (6) Any transaction as a seller of a secondhand article that the person bought from a charitable organization if the secondhand article was a gift to the charitable organization.

Reportable transaction means every transaction conducted by a pawnbroker in which an article or articles are received through a pawn is renewed, extended, voided or redeemed or for which a unique transaction number or identifier is generated by their point-of-sale software, and is reportable except:

- (1) The bulk purchase or consignment of new or used articles from a merchant, manufacturer or wholesaler having an established permanent place of business and the retail of said articles, provided the pawnbroker must maintain a record of such purchase or consignment that describes each item, and must mark each item in a manner that relates it to that transaction record.
- (2) Retail and wholesale sales of articles originally received by a pawn or purchase, and for which all applicable hold and/or redemption periods have expired.

Secondhand means owned by any person, except a wholesaler, retailer, or licensed second article dealer, immediately before the transaction at hand.

Sec. 8-79. Inspection of items.

At all times during the term of the license, the pawnbroker must allow the police department to enter the premises where the licensed business is located, including all off-site storage facilities, during normal business hours, except in an emergency, for the purpose of inspecting such premises and inspecting the items, wares, merchandise, and records therein to verify compliance with this chapter or other applicable laws.

Sec. 8-80. Business at only one place.

A license under this chapter authorizes the pawnbroker to carry on its business only at the permanent place of business designated in the license. However, upon written request, the police department may approve an off-site locked and secured storage facility. The pawnbroker shall permit inspection of the facility. All provisions of this chapter regarding record keeping and reporting apply to the facility and its contents. Property shall be stored in compliance with all provisions of this code. The pawnbroker must either own the building in which the business is conducted, and any approved off-site storage facility, or have a lease on the business premise that extends for more than six months.

Sec. 8-81. License.

No person may operate as a pawnbroker in the city unless the person first obtains a pawnbroker's license under this chapter.

Sec. 8-82. Display of license.

Each license issued under this chapter shall be displayed in a conspicuous place visible to anyone entering a licensed premises.

Sec. 8-83. License application.

A person wishing to operate as a pawnbroker shall apply for a license to the city clerk. The clerk shall furnish application forms approved by the police department that shall require all of the following:

- (1) The applicant's name, place and date of birth, residence address, and residence addresses for the ten-year period prior to the date of the application.
- (2) The name and address of the business and of the owner of the business premises.
- (3) Whether the applicant is a natural person, corporation, limited liability company, or partnership and:
 - a. If the applicant is a corporation, the state where incorporated and the names and addresses of all officers and directors.
 - b. If the applicant is a partnership, the names and addresses of all partners.
 - c. If the applicant is a limited liability company, the names and addresses of all members.
 - d. The name of the manager or proprietor of the business.
 - e. Any other information that the clerk may reasonably require.
- (4) A statement as to whether the applicant, including an individual, agent, officer, director, member, partner, or proprietor, has been convicted of any crime, statutory violation punishable by forfeiture, or county or municipal ordinance violation. If so, the applicant must furnish information as to the time, place, and offense of all such convictions.
- (5) Whether the applicant or any other person listed in subsection (4) above has previously been denied or had revoked or suspended a pawnbroker license from any other governmental unit. If so, the applicant must furnish information as to the date, location and reason for the action.

- (6) Whether the applicant or any other person listed in subsection (4) above has ever used or been known by a name other than the applicant's name, and if so, the name or names used and information concerning dates and places used.

Sec. 8-84. Investigation of license applicant.

The police department shall investigate each applicant and any other person listed in subsection 8-83(3) above for a pawnbroker license. A fee, as established by the common council from time to time, and as indicated on the schedule of licensing and fees appearing in Chapter 16 of this Code shall be collected for each investigation. The department shall furnish the information derived from that investigation in writing to the city clerk. The investigation shall include each agent, officer, member, partner, manager or proprietor.

Sec. 8-85. License issuance.

- (a) The common council shall grant the license if all of the following apply:
 - (1) The applicant, including an individual, a partner, a member of a limited liability company, a manager, a proprietor, or an officer, director, or agent of any corporate applicant, does not have an arrest or conviction record, subject to Wis. Stats. §§ 111.321, 111.322 and 111.335.
 - (2) The applicant provides to the city clerk a bond of \$2,500.00 for the observation of all municipal ordinances or state or federal laws relating to pawnbrokers. The bond must be in full force and effect at all times during the terms of the license.
- (b) No license issued under this subsection may be transferred.
- (c) Each license for a pawnbroker is valid from January 1 until the following December 31.

Sec. 8-86. Requirements.

- (a) *Identification.* No pawnbroker may engage in a transaction of purchase, receipt or exchange of any secondhand article from a customer without first securing adequate identification from the customer. At the time of the transaction, the pawnbroker shall require the customer to present one of the following types of identification:
 - (1) Current, valid Wisconsin driver's license;
 - (2) Current, valid Wisconsin identification card;
 - (3) Current, valid photo identification card or photo driver's license issued by another state or province of Canada;
 - (4) Current, valid Armed Services identification card.

- (b) *Transactions with minors.*
- (1) Except as provided in subsection (b)(2), no pawnbroker may engage in a transaction of purchase, receipt or exchange of any secondhand article from any minor, defined as a person under the age of 18 years.
 - (2) A pawnbroker may engage in a transaction described under subsection (b)(1) if the minor is accompanied by his or her parent or guardian at the time of the transaction and the parent or guardian signs the transaction form and provides identification as required by this section.
- (c) *Records required.* At the time of any reportable transaction other than renewals, extensions or redemptions, every pawnbroker must immediately record in English the following information by using ink or other indelible medium on forms or in a computerized record approved by the police department:
- (1) A complete and accurate description of each item, including, but not limited to any trademark, identification number, serial number, model number, brand name, or other identifying mark on such item.
 - (2) The purchase price, amount of money loaned upon or pledged therefore.
 - (3) The maturity dates of the transaction and the amount due, including monthly and annual interest rates and all pawn fees and charges.
 - (4) Date, time and place the item of property was received by the pawnbroker and the unique alpha and/or numeric transaction identifier that distinguishes from all other transactions in the pawnbroker's records.
 - (5) Full name, current residence address, current residence telephone number, date of birth, and accurate description of the person from whom the item of property was received, including date of birth, and sex, height, weight, race, color of eyes, and color of hair.
 - (6) The identification number and state of issue from any of the following forms of identification of the seller:
 - a. Current, valid Wisconsin driver's license;
 - b. Current, valid Wisconsin identification card;
 - c. Current, valid photo identification card or photo driver's license issued by another state or province of Canada;
 - d. Current, valid Armed Services identification card.
 - (7) The signature of the person identified in the transaction.
 - (8) The pawnbroker must also take a video or digital recording of each customer involved in a billable transaction, and every item pawned or sold. The video or digital recordings must be electronically referenced by time and date so they can be readily matched and correlated with all other records of the transaction to which they relate. The pawnbroker must inform the person that he or she is being videotaped or digitally recorded by displaying a sign no

smaller than eight and one-half inches by 11 inches in a conspicuous place on the premises. The pawnbroker must keep the exposed videotape or digital recording for six months.

- (9) Renewals, extensions and redemptions. The pawnbroker shall provide the original transaction identifier, the date of the current transaction, and the type of transaction for renewals, extensions and redemptions.
 - (10) Record retention. Data entries shall be retained for at least three years from the date of transaction.
 - (11) For every secondhand article purchased, received, or exchanged by a pawnbroker from a customer of the pawnbroker's premises, or consigned to the pawnbroker for sale on their premises, the pawnbroker shall keep a written inventory. In this inventory, the pawnbroker shall record the name and address of each customer, the date, time and place of the transaction, and a detailed description of the article that is the subject of the transaction. The customer shall sign his or her name on a declaration of ownership of the secondhand article identified in the inventory and shall state that he or she owns the secondhand article. The pawnbroker shall retain an original and a duplicate of each entry and declaration of ownership relating to the purchase, receipt or exchange of any secondhand article for not less than one year after the date of the transaction, except as provided in subsection (e), and shall make duplicates of the inventory and declarations of ownership available to any law enforcement officer for inspection at any reasonable time.
- (d) *Holding period.*
- (1) Except as provided in subsection (d)(3), any secondhand article purchased or received by a pawnbroker shall be kept on the premises or other place for safekeeping for not less than 30 days after the date of purchase or receipt, unless, the person known by the pawnbroker to be the lawful owner of the secondhand article redeems it.
 - (2) During the period set forth in subsection (d)(1) the secondhand article shall be separate from saleable inventory and may not be altered in any manner. The pawnbroker shall permit any law enforcement officer to inspect the secondhand article during this period. Within 24 hours after a request of a law enforcement officer during this period, a pawnbroker shall make available for inspection any secondhand article, which is kept off the premises for safekeeping.
 - (3) Subsections (d)(1) and (2) do not apply to a secondhand article being consigned to a pawnbroker.

- (e) *Redemption period.* Any person pledging, pawning or depositing any item for security must have a minimum of 60 days from the date of that transaction to redeem the item before it may be forfeited and sold. During the 60-day holding period, items may not be removed from the licensed location. Pawnbrokers are prohibited from redeeming any item to anyone other than the person to whom the receipt was issued, to any person identified in a written and notarized authorization to redeem the property identified in the receipt or to a person identified in writing by the pledger at the time of the initial transaction and signed by the pledger, or with the approval of the police department. Written authorization for the release of property to persons other than the original owner must be maintained along with the transaction record in accordance with subsection (c)(10).
- (f) *Police order to hold property.*
- (1) *Investigative hold.* Whenever a law enforcement officer from any agency notifies a pawnbroker not to sell an item, the item must not be sold or removed from the premises. The investigative hold shall be confirmed in writing by the originating agency within 72 hours and will remain in effect for 15 days from the date of initial notification, or until the investigative order is canceled, or until an order to confiscate is issued, pursuant to subsection (2), whichever comes first.
- (2) *Order to confiscate:*
- a. If an item is identified as stolen or evidence in a criminal case, the police department may physically confiscate and remove it from the pawnshop, pursuant to a written order from the police department.
- b. When an item is confiscated, the person doing so shall provide identification upon the request of the pawnbroker and shall provide the pawnbroker with the name and phone number of the confiscating officer and the case number related to the confiscation.
- c. When an order to confiscate is no longer necessary, the police department shall so notify the pawnbroker.
- (g) *Daily report to police.*
- (1) Pawnbrokers must submit every reportable transaction to the police department daily in the following manner. Pawnbrokers must provide to the police department all information required in subsection (c), and other required information, by transferring it from their computer to the designated pawn tracking system. All required records must be transmitted completely and accurately after the close of business each day in accordance with standards and procedures established by the police department using procedures that address security concerns of the pawnbroker and police department. The pawnbroker must display a sign of sufficient size in a

conspicuous place on the premises, which informs all patrons that all transactions are reported daily to the police department and designated pawn tracking system.

- (2) Billable transaction fees. Pawnbrokers will be charged for each billable transaction reported to the police department. These fees are intended to pay for the cost of participation in a designated pawn tracking system.
 - (3) If a pawnbroker is unable to successfully transfer the required reports by modem, the pawnbroker must provide the police department with printed copies of all reportable transactions by 12:00 noon the next business day.
 - (4) If the problem is determined to be in the pawnbroker's system and is not corrected by the close of the first business following the failure, the pawnbroker must provide the required reports as detailed in subsection (3), shall be charged a daily reporting failure fee as established by the common council, from time to time, and as indicated on the schedule of licensing and fees appearing in Chapter 16 of this Code until the error is corrected, or, if the problem is determined to be outside the pawnbroker's system, the pawnbroker must then provide the required reports in subsection (3), and resubmit all such transactions via modem when the error is corrected.
 - (5) If a pawnbroker is unable to capture, digitize or transmit the photographs required in subsection (c), the pawnbroker must immediately take all required photographs with a still camera, cross- reference the photographs to the correct transaction, and make the pictures available to the police department upon request.
 - (6) Regardless of the cause or origin of the technical problems that prevented the pawnbroker from uploading the reportable transactions, upon correction of the problem, the pawnbroker shall upload every reportable transaction from every business day the problem has existed.
 - (7) The provisions of this section notwithstanding, the police department may, upon presentation of extenuating circumstances, delay the implementation of the daily reporting penalty.
 - (8) This section shall not apply to businesses that did not have 200 reportable transactions in the past calendar year, however, any such pawnbroker must follow daily reporting procedure for each reportable transaction by submitting a written transaction form approved by the police department to the department on the business day following the date of the reportable transaction.
- (h) *Exception for customer return or exchange.* Nothing in this section applies to the return or exchange from a customer to a pawnbroker of any secondhand article purchased from the pawnbroker.

Sec. 8-87. Receipt required.

Every pawnbroker must provide a receipt to the party identified in every reportable transaction and must maintain a duplicate of that receipt for three years. The receipt must include at least the following information:

- (1) The name, address, and telephone number of the licensed business.
- (2) The date and time the item was received by the pawnbroker.
- (3) Whether the item was pawned or sold, or the nature of the transaction.
- (4) An accurate description of each item received, including, but not limited to, any trademark, identification number, serial number, model number, brand name, or other identifying marks on such an item.
- (5) The signature or unique identifier of the pawnbroker or employee that conducted the transaction.
- (6) The amount advanced or paid.
- (7) The monthly and annual interest rates, including all pawn fees and charges.
- (8) The last regular day of business by which the item must be redeemed by the pledger without risk that the item will be sold, and the amount necessary to redeem the pawned item on that date.
- (9) The full name, residence address, residence telephone number, and date of birth of the pledger or seller.
- (10) The identification number and state of issue from any of the following forms of identification of the seller:
 - a. Current, valid Wisconsin driver's license;
 - b. Current, valid Wisconsin identification card;
 - c. Current, valid photo identification card or photo driver's license issued by another state or province of Canada;
 - d. Current, valid Armed Services identification card.
- (11) Description of the pledger or seller, including approximate sex, height, weight, race, color of eyes and color of hair.
- (12) The signature of the pledger or seller.

Sec. 8-88. Label required.

Pawnbrokers must attach a label to every item at the time it is pawned, purchased or received in inventory from any reportable transaction. Permanently recorded on this label must be the number or name that identifies the transaction in the pawnshop's records, the transaction date, the name of the item and the description or the model and serial number of the items as reported to the police department, whichever is applicable, and the date the item is out of pawn or can be sold, if applicable. Labels shall not be reused.

Sec. 8-89. Prohibited acts.

- (a) No person under the age of 18 years may pawn or sell or attempt to pawn or sell goods with any pawnbroker nor may any pawnbroker receive any goods from a person under the age of 18 years.
- (b) No pawnbroker may receive any goods from a person of unsound mind or an intoxicated person.
- (c) No pawnbroker may receive any goods unless the seller presents identification in the form of a valid driver's license, a valid state of Wisconsin identification card, or current valid photo driver's license or identification card issued by the state of residency or province of Canada or a current, valid Armed Services identification card from whom the item was received.
- (d) No pawnbroker may receive any item of property that possesses an altered or obliterated serial number or other identification number, or any item of property that has had its serial number removed.
- (e) No person may pawn, pledge, sell, consign, leave or deposit any article of property not their own, nor shall any person pawn, pledge, sell, consign, leave or deposit the property of another, whether with permission or without, nor shall any person pawn, pledge, sell, consign, leave or deposit any article of property in which another has a security interest with any pawnbroker.
- (f) No person seeking to pawn, pledge, sell, consign, leave or deposit any article of property with any pawnbroker shall give a false or fictitious name, nor give a false date of birth, nor give a false, out-of-date address of residence or telephone number, nor present a false or altered identification or the identification of another to any pawnbroker.

Sec. 8-90. License denial, suspension or revocation.

- (a) The common council may deny, suspend or revoke any license issued by it under this section for fraud, misrepresentation, or false statement contained in the application for a license, or for any violation of this chapter or Wis. Stats. §§ 134.71, 943.34, 948.62 or 948.63, or for any other violation of local, state or federal law substantially related to the business licensed under this chapter.
- (b) The common council may deny, suspend or revoke any license issued by it under this section if the applicant is not a citizen of the United States or a resident alien, or upon whom it is impractical or impossible to conduct a background or financial investigation due to the unavailability of information.
- (c) The common council may revoke or refuse to reissue a license for any reason stated in Wis. Stats. §134.71(10) or for failure of the licensed premises to pay in a timely manner City fees, charges, personal property taxes or assessments as required by City code.

Sec. 8-91 Fees.

- (a) The annual license fee under this chapter, as established by the common council, from time to time, and as indicated on the schedule of licensing and fees appearing in Chapter 16 of this Code. The fee shall not be pro-rated, and is non-refundable.
- (b) A billable transaction fee, as established by the common council, from time to time, and as indicated on the schedule of licensing and fees appearing in Chapter 16 of this Code, shall be charged for each billable transaction and fees shall be billed to each pawnbroker monthly and are due and payable within 30 days of the billing date. Failure to pay within that time period is a violation of this chapter.
- (c) The pawn tracking system will bill the police department on a monthly basis for each billable transaction it receives from a local pawnbroker (per 8-91(b)). The city shall pay half to the pawn tracking system per billable transaction. The city shall retain half for each billable transaction, which will be used to offset administrative costs of the police department.

Sec. 8-92. Penalty.

Any person who is convicted of violating any of the provisions of this chapter shall forfeit not less than \$5.00 or more than \$2,000.00, plus the cost of prosecution and in default of such payment, shall be imprisoned in the county jail until such forfeiture and costs are paid, but not exceeding 90 days. Each day of violation shall constitute a separate offense.

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.

Moved by: _____

Adopted: _____

Approved: _____

Published: _____

Approved:

William R. Bialecki, Mayor

Attest:

William N. Heideman, City Clerk

1405252

CITY OF MERRILL
1004 EAST FIRST STREET
MERRILL, WI 54452-2586

AN ORDINANCE: By Health and Safety Committee
Re: Amending Chapter 16, Fees. Rates and
Deposits Customarily Used to add Pawn Shop
Fees

ORDINANCE NO. 2014-

Introduced: May 13, 2014

1st Reading: _____

2nd Reading: _____

3rd Reading: _____

Committee/Commission Action:

RECOMMENDED FOR PASSAGE

AN ORDINANCE

The Common Council of the City of Merrill, Wisconsin, does ordain as follows:

Section 1. Chapter 16 Fees. Rates and Deposits Customarily Used, of the Code of Ordinances for the City of Merrill is amended as follows:

<u>CHAPTER 8</u> Pawn Shops		
<u>8-84</u>	Investigation fee per individual	\$20.00
<u>8-86(g)(4)</u>	Failure to Report Daily Penalty (per day)	\$10.00
<u>8-91</u>	Annual License regulated per Wis. Stats. 134.71(11)(a)	\$210.00
<u>8-91(b)</u>	Pawn Tracking System	\$2.00

~~Section 4.~~**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 5.~~**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.

Moved by: _____

Adopted: _____

Approved: _____

Published: _____

Approved:

William R. Bialecki,
Mayor

Attest:

William N. Heideman, City Clerk

1405253

CITY OF MERRILL
1004 EAST FIRST STREET
MERRILL, WI 54452-2586

AN ORDINANCE: By Water and Sewage Committee
Re: Amending Chapter 38, Article II, Division 2,
Section 38-40 to add fees

ORDINANCE NO. 2014-

Introduced: May 13, 2014

1st Reading: _____

2nd Reading: _____

3rd Reading: _____

Committee/Commission Action:

RECOMMENDED FOR PASSAGE

AN ORDINANCE

The Common Council of the City of Merrill, Wisconsin, does ordain as follows:

Section 1 Chapter 38, Article II, Division 2, Section 38-40 of the Code of Ordinances for the City of Merrill is amended to add the following:

Sec. 38-40. Public fire protection service; F-1.

(a) The annual charge for public fire protection service to the city shall be determined by the health and safety committee, as part of the annual budgetary process, and presented to the common council for approval **and as indicated on the schedule of licenses and fees appearing in Chapter 16 of this Code.**

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.

Moved by: _____

Adopted: _____

Approved: _____

Published: _____

Approved:

William R. Bialecki,
Mayor

Attest:

William N. Heideman, City Clerk

1405254

CITY OF MERRILL
1004 EAST FIRST STREET
MERRILL, WI 54452-2586

AN ORDINANCE: By Water and Sewage Committee
Re: Amending Chapter 38, Article II, Division 2,
Section 38-51 – Remote reading registers;
MR-1

ORDINANCE NO. 2014-

Introduced: May 13, 2014

1st Reading: _____

2nd Reading: _____

3rd Reading: _____

Committee/Commission Action:

RECOMMENDED FOR PASSAGE

AN ORDINANCE

The Common Council of the City of Merrill, Wisconsin, does ordain as follows:

Section 1 Chapter 38, Article II, Division 2, Section 38-51 of the Code of Ordinances for the City of Merrill is amended to delete the following:

Sec. 38-51. Remote reading registers; MR-1.

- ~~(a) — Remote register water meter attachments will be installed by the city water utility, the cost to be borne by the utility.~~
- ~~(b) — The city water utility shall determine the priority of said installations, for the purpose of efficiency, as follows:
 - ~~(1) — All new construction.~~
 - ~~(2) — Presently difficult places to read.~~
 - ~~(3) — Residences where occupants habitually or necessarily are absent.~~
 - ~~(4) — All other installations desirable for the benefit of the utility.~~~~
- ~~(c) — Customers who request a remote register meter attachment ahead of the utility's planned schedule, as shown in subsection (b) of this section, will pay a fee in advance for immediate installation. The fee shall be as established by the common council, from time to time, and as indicated on the schedule of licenses and fees appearing in chapter 16 of this Code. When the utility changes its entire system to remote register meters subsequent to the installation of a remote register for which a charge was made, the amount paid, less than \$1.00 for each year of service exclusive of any charges for excess wire installation, will be refunded to the then owner of the premises.~~
- ~~(d) The location ~~for~~ the remote register meter shall be accessible ~~to~~ to be determined by the utility.~~

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.

Moved by: _____

Adopted: _____

Approved: _____

Published: _____

Approved:

William R. Bialecki,
Mayor

Attest:

William N. Heideman, City Clerk

1405255

CITY OF MERRILL
1004 EAST FIRST STREET
MERRILL, WI 54452-2586

AN ORDINANCE: By Water and Sewage Committee
Re: Amending Chapter 38, Article IV, Section 38-283 to change the fluoride parts

ORDINANCE NO. 2014-

Introduced: May 13, 2014

1st Reading: _____

2nd Reading: _____

3rd Reading: _____

Committee/Commission Action:

RECOMMENDED FOR PASSAGE

AN ORDINANCE

The Common Council of the City of Merrill, Wisconsin, does ordain as follows:

Section 1 Chapter 38, Article IV, Section 38-283 of the Code of Ordinances for the City of Merrill is amended as follows following:

Sec. 38-283. Fluoridation.

The water utility shall introduce approximately ~~one to~~ .6 to .8 ~~1½~~ parts of fluoride to every million parts of water in the water supply system of the city

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.

Moved by: _____

Adopted: _____

Approved: _____

Published: _____

Approved:

William R. Bialecki,
Mayor

Attest:

William N. Heideman, City Clerk

1405256

CITY OF MERRILL
1004 EAST FIRST STREET
MERRILL, WI 54452-2586

AN ORDINANCE: By Water and Sewage Committee
Re: Amending Chapter 38, Article IV, Section 38-284(b) to eliminating reference to galvanized steel and other substandard piping

ORDINANCE NO. 2014-

Introduced: May 13, 2014

1st Reading: _____

2nd Reading: _____

3rd Reading: _____

Committee/Commission Action:

RECOMMENDED FOR PASSAGE

AN ORDINANCE

The Common Council of the City of Merrill, Wisconsin, does ordain as follows:

Section 1 Chapter 38, Article IV, Section 38-284(b) of the Code of Ordinances for the City of Merrill is amended as follows:

Sec. 38-284(b)

Water laterals. The installation of initial water laterals from the main to the property line of all city lots or plots shall be made by qualified plumbers at the property owner's expense. ~~All existing galvanized steel or other substandard piping is considered as being owned by the property owner, and is maintained, and when necessary, replaced at the property owner's expense, in accordance with subsection (h) of this section.~~

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.

Moved by: _____

Adopted: _____

Approved: _____

Published: _____

Approved:

William R. Bialecki,
Mayor

Attest:

William N. Heideman, City Clerk

1405257

CITY OF MERRILL
1004 EAST FIRST STREET
MERRILL, WI 54452-2586

AN ORDINANCE: By Water and Sewage Committee
Re: Amending Chapter 16, Section 1 to up-date fee
schedules for Chapter 38 - Utilities

ORDINANCE NO. 2014-

Introduced: May 13, 2014

1st Reading: _____

2nd Reading: _____

3rd Reading: _____

Committee/Commission Action:

RECOMMENDED FOR PASSAGE

AN ORDINANCE

The Common Council of the City of Merrill, Wisconsin, does ordain as follows:

Section 1 Chapter 16, Section 1 of the Code of Ordinances for the City of Merrill is amended to up-date the fee schedule for Utilities:

Sec. 16-1 **FEES, RATES, AND DEPOSITS CUSTOMARILY USED**

<u>CHAPTER 38</u> UTILITIES		
38-40	Quarterly public fire protection service charges – 5/8 inch meter	\$11.40
	Quarterly public fire protection service charges – ¾ inch meter	\$11.40
	Quarterly public fire protection service charges – 1 inch meter	\$28.50
	Quarterly public fire protection service charges – 1 ¼ inch meter	\$42.00
	Quarterly public fire protection service charges – 1 ½ inch meter	\$57.00

	Quarterly public fire protection service charges – 2 inch meter	\$90.00
	Quarterly public fire protection service charges – 3 inch meter	\$171.00
	Quarterly public fire protection service charges – 4 inch meter	\$285.00
	Quarterly public fire protection service charges – 6 inch meter	\$570.00
	Quarterly public fire protection service charges – 8 inch meter	\$915.00
	Quarterly public fire protection service charges – 10 inch meter	\$1,371.00
	Quarterly public fire protection service charges – 12 inch meter	\$1,827.00
<u>38-41</u> (b)	Quarterly private fire protection service demand water service charges (UPF-1): 2-inch connection	\$13.50
	Quarterly private fire protection service demand water service charges (UPF-1): 3-inch connection	\$25.50
	Quarterly private fire protection service demand water service charges (UPF-1): 4-inch connection	\$43.50
	Quarterly private fire protection service demand water service charges (UPF-1): 6-inch connection	\$87.00
	Quarterly private fire protection service demand water service charges (UPF-1): 8-inch connection	\$135.00
	Quarterly private fire protection service demand water service charges (UPF-1): 10-inch connection	\$210.00

	Quarterly private fire protection service demand water service charges (UPF-1): 12-inch connection	\$300.00
<u>38-42(a)</u>	Quarterly general water service charges (MG-1): 5/8-inch meter connection	\$17.25 20.50
	Quarterly general water service charges (MG-1): ¾-inch meter connection	\$17.25 20.50
	Quarterly general water service charges (MG-1): 1 inch meter connection	\$27.00 31.00
	Quarterly general water service charges (MG-1): 1¼-inch meter connection	\$36.00 41.00
	Quarterly general water service charges (MG-1): 1½-inch meter connection	\$45.00 51.00
	Quarterly general water service charges (MG-1): 2 inch meter connection	\$69.00 81.00
	Quarterly general water service charges (MG-1): 3 inch meter connection	\$111.00 129.00
	Quarterly general water service charges (MG-1): 4 inch meter connection	\$156.00 185.00
	Quarterly general water service charges (MG-1): 6 inch meter connection	\$273.00 325.00
	Quarterly general water service charges (MG-1): 8 inch meter connection	\$417.00 490.00

	Quarterly general water service charges (MG-1): 10 inch meter connection	\$603.00 713.00
	Quarterly general water service charges (MG-1): 12 inch meter connection	\$792.00 932.00
<u>38-42(b)</u>	Volume water service charges: First 4,000 cubic feet used each quarter (MG-1)	\$2.08 2.43 per 100 cubic feet
	Volume water service charges: Next 96,000 cubic feet used each quarter (MG-1)	\$1.67 2.00 per 100 cubic feet
	Volume water service charges: Over 100,000 cubic feet used each quarter (MG-1)	\$1.24 1.56 per 100 cubic feet
<u>38-43</u>	Fee for check rendered for utility service is returned for insufficient funds	\$25.00 30.00
<u>38-49(c)</u>	Bulk water volumetric charge (BW-1)	\$2.08 2.43 per 100 cubic feet
	Bulk water service charge (BW-1)	\$30.00 40.00
<u>38-50(a)</u>	Water service meter rental fee (AM-1): 5/8-inch meter type	\$9.99 10.50 per quarter
	Water service meter rental fee (AM-1): ¾-inch meter type	\$9.99 10.50 per quarter
	Water service meter rental fee (AM-1): 1 inch meter type	\$15.00 15.90 per quarter

	Water service meter rental fee (AM-1): 1¼-inch meter type	\$21.00 \$21.00 per quarter
	Water service meter rental fee (AM-1): 1½-inch meter type	\$27.00 per quarter
	Water service meter rental fee (AM-1): 2 inch meter type	\$42.00 per quarter
<u>38-50</u> (b)	Initial rental water service meter installation charge (AM-1):	\$30.00
38-51(c)	Immediate installation charge for remote register meters (MR-1):	\$30.00
<u>38-52</u>	Reconnection charge—Reinstallation of meter, including valving at curb stop during normal business hours	\$40.00
	Reconnection charge—Reinstallation of meter, including valving at curb stop after normal business hours	\$60.00
	Reconnection charge—Valve turned on at curb stop during normal business hours	\$35.00
	Reconnection charge—Valve turned on at curb stop after normal business hours	\$55.00
<u>38-82</u> (f)(4)	Well operation permit	\$50.00
<u>38-149</u>	Sewer service charge for users discharging domestic strength wastewater or users discharging high strength wastewater	See formulas in Code section
<u>38-152</u>	Rates for holding tank waste, septic tank wastes and leachate for discharges	See formula in Code section

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.

Moved by: _____

Adopted: _____

Approved: _____

Published: _____

Approved:

William R. Bialecki,
Mayor

Attest:

William N. Heideman, City Clerk

1405258

CITY OF MERRILL
1004 EAST FIRST STREET
MERRILL, WI 54452-2586

AN ORDINANCE: By The Committee of the Whole
Re: Amending Chapter 2, Article IV, Section 80 to
increase salary – President of the Council

ORDINANCE NO. 2014-
Introduced: May 13, 2014
1st Reading: _____
2nd Reading: _____
3rd Reading: _____
Committee/Commission Action: _____

AN ORDINANCE

The Common Council of the City of Merrill, Wisconsin, does ordain as follows:

Section 1. Chapter 2, Article IV, Section 80 of the Code of Ordinances for the City of Merrill is amended to add the following:

Sec. 2-80. - President of the council.

The common council at its organizational meeting shall, after organization, annually choose from its members a president who, in the absence of the mayor, shall preside at meetings of the council and, during the absence or inability of the mayor, shall have the powers and duties of the mayor, except that he shall not have the power to approve an act of the council, which the mayor has disapproved, by filing objections with the city clerk. He shall, when so officiating, be styled acting mayor. The president of the council shall be elected for a two-year term of office. The acting mayor may, by announcement at the beginning of the meeting, vote in his capacity as alderperson.

The Common Council President shall receive an additional Two Hundred Sixty Dollars \$260.00 per year for additional duties.

~~Section 6.~~ **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 7.~~**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.

Moved by: _____

Adopted: _____

Approved: _____

Published: _____

Approved:

William R. Bialecki,
Mayor

Attest:

William N. Heideman, City Clerk

1405259

CITY OF MERRILL

1004 EAST FIRST STREET
MERRILL, WI 54452-2586

AN ORDINANCE: By City Plan Commission
Re: Amending District Zoning Map of the City of
Merrill, Wisconsin for property located at 1905
E. 14th Street

ORDINANCE NO. 2014-
Introduced: May 13, 2014
1st Reading: _____
2nd Reading: _____
3rd Reading: _____
Committee/Commission Action:
RECOMMENDED FOR PASSAGE

AN ORDINANCE

The Common Council of the City of Merrill, Wisconsin, does ordain as follows:

Section 1. The District Zoning Map of the City of Merrill, Wisconsin is hereby amended by changing the zoning of the following described property at 1905 E. 14th Street from Industrial to Thoroughfare Commercial, said parcel more particularly described as follows:

Part of Assessor's Plat No. 193 located in the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) Section Twelve (12) Township Thirty-one (31) North, Range Six (6) East, City of Merrill, Lincoln County, Wisconsin a/k/a Lots One (1) and Two (2) of Certified Survey Map 426.

~~Section 8.~~ **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 9.~~ **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.

Moved by: _____

Adopted: _____

Approved: _____

Published: _____

Approved:

William R. Bialecki,
Mayor

Attest:

William N. Heideman, City Clerk

1404261

RESOLUTION NO.

A RESOLUTION AUTHORIZING DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF MERRILL, WISCONSIN AND PINE RIDGE RESTAURANT, LLC

WHEREAS, the Common Council of the City of Merrill created Tax Increment District (TID) No. 7 and Redevelopment Area No. 3 on August 11, 2009; and,

WHEREAS, Pine Ridge Restaurant, LLC is constructing a commercial development on property located within TID No. 7 and Redevelopment Area No. 3; and,

WHEREAS, the City of Merrill finds that the proposed development and the fulfillment of the items and conditions of the attached Agreement are in the vital and best interest of the City of Merrill, Redevelopment Authority and City residents and serve a public purpose in accordance with State law; and,

WHEREAS, the City and Pine Ridge Restaurant, LLC, have negotiated the development agreement to provide an incentive payment to facilitate the commercial development;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 13th day of May, 2014, that the Mayor and City Clerk are authorized to sign the development agreement by and between the City of Merrill and Pine Ridge Restaurant, LLC, and to facilitate the implementation thereof.

Recommended by: Redevelopment
Authority – April 3, 2014

CITY OF MERRILL, WISCONSIN

William R. Bialecki
Mayor

Moved: _____

Passed: _____

William N. Heideman
City Clerk

1405260

RESOLUTION NO. _____

**A RESOLUTION ESTABLISHING A VISION AND A MISSION STATEMENT
FOR CITY GOVERNMENT**

WHEREAS, the Committee of the Whole met on various dates to establish vision and mission statements for the City of Merrill, and;

WHEREAS, it was agreed that the Vision and Mission Statements for City Government would be as follows:

Vision Statement for City Government

“We, the employees and officials of the City of Merrill, envision superior services while being open, responsible, and transparent to the public”.

Mission Statement for City Government

“The mission of the City of Merrill government is to provide high quality services in an innovative, consistent, and efficient manner.”

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 13th day of May, 2014, that the above Vision and Mission Statements are hereby adopted.

Recommended by: Committee of the Whole

CITY OF MERRILL, WISCONSIN

Moved: _____

William R. Bialecki
Mayor

Passed: _____

William N. Heideman
City Clerk

1405261

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE VACATION OF A
PART OF WATER STREET**

WHEREAS, 1211 Water Street LLC has requested the vacation of a portion of Water Street in the City of Merrill, Lincoln County, Wisconsin; and

WHEREAS, the Board of Public Works on January 22, 2014 and the City Plan Commission on February 4, 2014 have recommended such vacation;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 13th day of May, 2014, that the following described street be vacated:

A part of the Government Lot Nine (9) of Section Ten (10) and a part of Government Lot Two (2) of Section Fifteen (15) all located in Township Thirty-one (31) North, Range Six (6) East, City of Merrill, Lincoln County, Wisconsin; more particularly described as follows:

All that part of Water Street lying West of a line between the Southeast corner of Lot Six (6), Block Two (2), and the Northeast corner of Lot Fourteen (14), Block Three (3) all in the Riverview Addition Subdivision of the Merrill Woodenware Co., and lying East of the East right of way of Foster Street.

The City of Merrill reserves an easement for construction and maintenance purposes related to utilities serving the public currently located in, on, or around the vacated area.

BE IT FURTHER RESOLVED, that the City hereby declares that the street to be vacated is not needed for public purposes and hereby declares that the portion vacated shall revert, to the extent permitted by law, to the adjoining property owners.

RECOMMENDED BY: Board of Public Works and City Plan Commission

CITY OF MERRILL, WISCONSIN

Moved: _____

William R. Bialecki, Mayor

Passed: _____

William N. Heideman, City Clerk

1405262

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING ACCEPTANCE OF PROPERTY FROM DEVELOPMENT AND LEASING CORPORATION

WHEREAS, Development and Leasing Corporation ("D&L") is the owner of a tract of land consisting of approximately 15 acres along the Wisconsin River bordered by Kyes Street, Cooper Street and Logan Avenue, and;

WHEREAS, D&L desires to donate said property to the River District Development Foundation, with the City of Merrill assuming ownership;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 13th day of May, 2014:

1. The City of Merrill accepts title, through the River District Development Foundation, to the D&L property.
2. An agreed upon portion of said property shall be designated for trail and public use, and the City shall facilitate rezoning the property for such use.
3. The remainder of the property shall be redeveloped and sold by the Redevelopment Authority of the City of Merrill ("RDA"). Proceeds from such sale shall be reserved for trail development and maintenance.
4. It is anticipated that \$12,000 per year revenue shall be realized from a cell tower located on the property. Until such time that the property is sold and returned to the tax rolls, revenue from any cell tower lease shall be divided equally between the City and the River District Development Foundation. Upon transfer of the property to a taxable third property, cell tower revenue will be dedicated, in its entirety, to trail maintenance.

Recommended by: Committee of the Whole

CITY OF MERRILL, WISCONSIN

Moved: _____

William R. Bialecki, Mayor

Passed: _____

William N. Heideman, City Clerk

1405263

RESOLUTION NO. _____

A RESOLUTION SETTING FORTH AND AUTHORIZING LOAN REPAYMENT PROVISIONS PERTAINING TO THE "ZASTROW DEVELOPMENT" AND "201 SOUTH PROSPECT STREET" PROPERTY

WHEREAS, The City of Merrill ("City") is indebted to Merrill Area Development Corporation ("MADC") for a development incentive provided by the City to facilitate land acquisition and infrastructure for the Zastrow Distribution facility, and;

WHEREAS, the City desires to pay off the balance of that indebtedness and satisfy all obligations stemming from the Development Agreement related thereto, and;

WHEREAS, MADC is indebted to the City in the amount of \$200,000, such indebtedness stemming from a Development Agreement related to the project at 201 S. Prospect Street, and the City desires that such indebtedness be repaid to the City, making funds available for other projects in the City of Merrill;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 13th day of May, 2014, that the City of Merrill shall pay the sums due and owing to MADC on the Zastrow project and MADC shall pay \$200,000 to the City of Merrill.

Recommended by: Committee of the Whole

CITY OF MERRILL, WISCONSIN

Moved: _____

William R. Bialecki
Mayor

Passed: _____

William N. Heideman
City Clerk

1405264

RESOLUTION NO. _____

A RESOLUTION APPROVING A CONDITIONAL USE PERMIT FOR A PORTION OF THE BUILDING TO BE USED FOR A CHURCH AT 1905 E. 14TH STREET IN MERRILL, WISCONSIN

WHEREAS, Fox Point Partners, LLC has requested a conditional use permit pursuant to the Merrill Zoning Code Chapter 113, Article IV for the purpose of using a portion of the building as a church on the following described property:

Part of Assessor's Plat No. 193 located in the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼) Section Twelve (12) Township Thirty-one (31) North, Range Six (6) East, City of Merrill, Lincoln County, Wisconsin a/k/a Lots One (1) and Two (2) of Certified Survey Map 426; and,

WHEREAS, the City Plan Commission held a hearing on the application on May 6, 2014 due public notice having been given and opportunity given to those interested to speak on the application; and,

WHEREAS, The City Plan Commission has reviewed the Application, found that it does meet the requirements of Merrill Zoning Code Chapter 113, Article IV and has recommended approval of said application;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 13th day of May, 2014, that a conditional use permit shall be issued to Fox Point Partners LLC for the purpose of using a portion of the building as a church.

Recommended by: City Plan
Commission

CITY OF MERRILL, WISCONSIN

Moved: _____

William R. Bialecki
Mayor

Passed: _____

William N. Heideman
City Clerk

1405265

RESOLUTION NO. _____

**A RESOLUTION AFFIRMING SUPPORT FOR THE NORTHCENTRAL
TECHNICAL COLLEGE AND THE PUBLIC SAFETY TRAINING FACILITY IN
MERRILL, WISCONSIN**

WHEREAS, Northcentral Technical College has, for many years, operated a Public Safety Training Facility located at 1603 Champagne Street in the City of Merrill; and,

WHEREAS, the participants benefitting from the training offered there are better equipped to protect the people and communities they serve; and,

WHEREAS, the facility and the training, education, and safety instruction courses offered there have enhanced the safety, vitality, and quality of life of the communities served by Northcentral Technical College, including the City of Merrill; and,

WHEREAS, it is appropriate that the City of Merrill express its support for and confidence in the continued success of the Northcentral Technical College Public Safety Training Facility, because of the many present and future benefits it provides to the City of Merrill and surrounding communities;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 13th day of May, 2014, that the Common Council of the City of Merrill hereby affirms its support of and best wishes for the continued success of Northcentral Technical College and the Public Safety Training Facility.

Recommended by: Mayor Bialecki

CITY OF MERRILL, WISCONSIN

Moved: _____

William R. Bialecki
Mayor

Passed: _____

William N. Heideman
City Clerk

1405266

RESOLUTION NO. _____

A RESOLUTION COMMEMORATING THE 100TH ANNIVERSARY OF WISCONSIN 4-H YOUTH DEVELOPMENT

WHEREAS, Thomas L. Bewick was appointed Wisconsin's first State Leader of Boys and Girls 4-H Club with the Cooperative Extension Service in July 1914, and organized the first 4-H Club under the Cooperative Extension Service in Walworth County in October, 1914; and,

WHEREAS, 2014 marks the 100th anniversary of this unique partnership between the counties of the state, the University of Wisconsin-Extension and Wisconsin 4-H Youth Development; and,

WHEREAS, this partnership of University of Wisconsin campuses, the University of Wisconsin-Extension and county-based 4-H Youth Development programs embodies the true meaning of the "Wisconsin Idea" – that the resources of the University shall be extended to the people of the State where they live and work; and,

WHEREAS the vitality of today's Wisconsin 4-H Youth Development programs as well as 4-H's national reputation as the largest out-of-school educational organization can be credited to the men and women of vision who accepted the challenge in 1914 to help grow 100 years of Wisconsin leaders;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 13th day of May, 2014, that it commends Wisconsin 4-H Youth Development and its local 4-H Youth Development Extension educators for their leadership, cooperation and support, which allows the youth and families of the City of Merrill, Lincoln County, and all of Wisconsin to apply the research and knowledge of the University of Wisconsin to their lives, homes and communities and help build strong leaders for tomorrow.

BE IT FURTHER RESOLVED, that the Common Council of the City of Merrill encourages its members to work collaboratively with their local 4-H Youth Development educators and University of Wisconsin-Extension team to commemorate and celebrate the 100-year anniversary of Wisconsin 4-H Youth Development.

Recommended by: Mayor Bialecki

CITY OF MERRILL, WISCONSIN

Moved: _____

William R. Bialecki
Mayor

Passed: _____

William N. Heideman
City Clerk

1405267

RESOLUTION NO. _____

A RESOLUTION HONORING MERLE "JIM" SHERIDAN FOR HIS EXTENDED SERVICE AND GREAT CONTRIBUTION TO THE CITY OF MERRILL

WHEREAS, Jim Sheridan, with great distinction, served as an Municipal Judge for the City of Merrill since May 1, 1997 to April 31, 2014; and,

WHEREAS, the personal commitment and unselfish dedication Jim Sheridan has put forth has contributed greatly to the growth, progress and stability of the City of Merrill; and,

WHEREAS, the City of Merrill offers a solid and stable community environment for all of its citizens in part because of Jim Sheridan's dedicated service; and,

WHEREAS, Jim Sheridan's cheerful manner and hard work will be missed at the Merrill City Hall;

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF MERRILL, WISCONSIN this 13th day of May, 2014, that the Common Council, and the people of Merrill officially acknowledge with deep appreciation the dedicated and faithful service Jim Sheridan has given to the City of Merrill and commend him for those years of service.

Recommended by: Common Council

CITY OF MERRILL, WISCONSIN

Moved: _____

William R. Bialecki
Mayor

Passed: _____

William N. Heideman
City Clerk