



# CITY OF MERRILL

Parks & Recreation Dept. - Smith Center

1100 Marc Drive - Merrill, WI 54452

Rec. Dept. Telephone (715)536-7313 \* Smith Center (715)536-6187

Fax (715)539-2790

## FEBRUARY MEETING NOTICE

The Merrill Parks and Recreation Commission will have a meeting on **Wednesday, February 6, 2019 at 4:15 p.m.**, at the **Merrill City Hall**.

Voting members of Commission: Kate Baker, Jean Ravn, Brian Artac, Kyle Gulke, Dave Sukow, Joan Tabor and Dan Novitch

The following items will be included on the agenda:

1. Approve minutes from previous meeting.
2. Approve claims.
3. Public Comment
4. Review/approve bid for Parks Department pickup truck.
5. Discuss Capital Improvements and Equipment for 2020-2029
6. Review/approve existing City Forest Lease agreement with WDNR.
7. Monthly reports.
8. Set date for next meeting.
9. Public comment
10. Adjournment

Submitted by

A handwritten signature in black ink that reads "Brian Artac".

Brian Artac, Vice-Chairperson<sup>clms</sup>  
Parks and Recreation Commission

The Merrill City Hall is accessible to the physical disadvantaged. If special accommodations are required, please contact City Hall at 536-5594.

## PARKS AND RECREATION COMMISSION

December 5, 2018

The Merrill Parks and Recreation Commission met on Wednesday, December 5, 2018 at 4:15 p.m. at the Merrill City Hall.

Members Present: Kyle Gulke, Dan Novitch, Joan Tabor, Brian Artac, Dave Sukow, Kate Baker, Jean Ravn

Members Excused Absent:

Department Staff Present: Dan Wendorf and Dawn Smith

Visitors: City Administrator Dave Johnson, MP3: Abigail Hagemeister, Mayor Woellner

\*\*\*Motion by Ravn, seconded by Baker to approve the minutes from the November meeting.

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\*\*\*Carried unanimously.

\*\*\*Motion by Sukow, seconded by Ravn, to approve the claims from November 2018

\*\*\*Carried unanimously.

Public Comment: none

The next item on the agenda was an update on 2019 Capital and Operating Budget. Wendorf stated that the budget for 2019 has been approved. Wendorf stated that the Park and Recreation Department came out pretty good on the budget except for the flooring which was cut down to \$5,000. Wendorf stated next year they will be working on budget items early in the year.

The next item on the agenda was an update on Mayor's Special Skate Park Committee. Wendorf stated that they are getting ready to get the design going now that the budget has been approved and money was set aside for the design process. Wendorf stated that another meeting will take place on December 17 at 4:00 at the City Hall.

The next item on the agenda was monthly reports. Wendorf asked if anyone had any questions. Wendorf stated that the bridge at Stange Park is in and he is waiting on contractors to finish the lights at Athletic. Wendorf stated they are currently working on another job and will not be back until December 17<sup>th</sup>. Wendorf thanked everyone for a great year.

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\*\*\*Motion by Sukow, seconded by Tabor to approve the monthly board report given by Wendorf.

\*\*\*Carried unanimously.

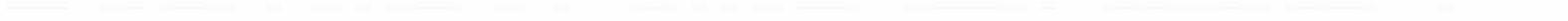
The next regular meeting is scheduled for Wednesday, February 6, 2019 at 4:15 p.m. at the Merrill City Hall.

Public comment: none

\*\*\*Motion by Novitch, seconded by Tabor to adjourn at 4:45 p.m.

\*\*\*Carried unanimously.

Dawn Smith  
Recording Secretary



DECEMBER

|                               |                              |            |              |             |                           |
|-------------------------------|------------------------------|------------|--------------|-------------|---------------------------|
| ACE HARDWARE                  | BLADE                        | 11/26/2018 |              | \$19.98     | 55200-03-40000            |
| ACE HARDWARE                  | FILTER                       | 11/29/2018 |              | \$16.93     | 55200-03-40000            |
| ACE HARDWARE                  | SUMP PUMP                    | 12/19/2018 |              | \$169.99    | 55400-03-50000            |
| ACE HARDWARE                  | CHAIN AND HOOK               | 12/19/2018 |              | \$2.99      | 55200-03-50000            |
| ACE HARDWARE                  | HOOKS                        | 12/17/2018 |              | \$19.98     | 55200-03-50000            |
| ACE HARDWARE                  | GORILLA TAPE/PIPE INSULATION | 1/2/2019   |              | \$66.95     | 55400-03-50000            |
| AMERICAN ASPHALT OF WISCONSIN | STANGE AND NORMAL PARK       | 11/5/2018  | 53000439801  | \$61,958.70 | STANGE PARK CAPITAL IMPRO |
| AMERICAN WELDING              | CYLINDER RENTAL              | 12/31/2018 | 60337316     | \$64.07     | 55300-03-41500            |
| AMERICAN WELDING              | CYLINDER RENTAL              | 11/30/2018 |              | \$199.08    | 55200-02-15000            |
| AMERICAN WELDING              | CYLINDER RENTAL              | 12/31/2018 | 6036788      | \$47.33     | 55200-02-15000            |
| AMERICAN WELDING              | CYLINDER RENTAL              | 11/24/2018 | BQ929        | \$127.52    | 55300-03-41500            |
| ARBOR DAY FOUNDATION          | ANNUAL MEMBERSHIP            | 12/18/2018 | 87-0193-9009 | \$15.00     | 55200-03-32000            |
| ATCO INTERNATIONAL            | ICE GO PELLETS               | 12/27/2018 | 132383       | \$192.00    | 55400-03-50000            |
| BAJA'S                        | SHIRTS                       | 12/19/2018 | 17684        | \$358.75    | 55300-03-41500            |
| BAUERNFEIND                   | COPY MACHINE                 | 1/8/2019   | 79126        | \$304.58    | 55300-03-41500            |
| BENJAMIN RASMUSSEN            | ICE PAINTING                 | 12/15/2018 | 1            | \$575.00    | 55400-03-51500            |
| CARQUEST                      | GRAY WELDING GLOVES          | 11/27/2018 | 10846-200499 | \$12.72     | 55200-03-40000            |
| CINTAS                        | UNIFORMS JIM AND JOE         | 11/29/2018 | 4012853589   | \$64.70     | 55200-03-46000            |
| CINTAS                        | UNIFORMS JIM AND JOE         | 12/6/2018  | 4013225265   | \$64.70     | 55200-03-46000            |
| CINTAS                        | MOPS/MATS                    | 12/20/2018 | 4013862939   | \$174.19    | 55400-02-23250            |
| CINTAS                        | UNIFORMS JIM AND JOE         | 12/27/2018 | 4014200172   | \$64.70     | 55200-03-46000            |
| CINTAS                        | UNIFORMS JIM AND JOE         | 12/20/2018 | 4013862995   | \$64.70     | 55200-03-46000            |
| CINTAS                        | UNIFORMS JIM AND JOE         | 12/13/2018 | 4013577526   | \$64.70     | 55200-03-46000            |
| CUSTOM MANUFACTURING          | BRIDGE REPLACEMENT           | 12/6/2018  | 5337         | \$17,300.00 | STANGE PARK CAPITAL IMPRO |
| DAVE'S COUNTY MARKET          | BREAKFAST WITH SANTA         | 11/27/2018 |              | \$7.49      | 55300-03-415000           |
| DAVE'S COUNTY MARKET          | COLD PACKS                   | 12/19/2018 |              | \$20.34     | 55400-03-50000            |
| DOUG WILLIAMS                 | SANTA                        | 12/10/2018 | VOUCHER      | \$175.00    | 55300-03-41000            |
| ENTRANCE TECHNOLOGIES         | AUTOMATIC DOOR SPECIALIST    | 12/1/2018  |              | \$150.00    | 55400-02-16800            |
| ENVIRONMENTAL                 | URINAL SCREENS               | 12/20/2018 | 3421         | \$449.95    | 55400-03-50000            |
| GREEN LAWN UNDERGROUND        | SPRINKLER SYSTEM SERVICE     | 12/5/2018  | 18-03407     | \$188.70    | 55200-08-91000            |

|                              |                                  |            |          |  |             |                           |
|------------------------------|----------------------------------|------------|----------|--|-------------|---------------------------|
| GREEN LAWN UNDERGROUND       | BROADLEAF WEED CONTROL           | 12/11/2018 | 18-03434 |  | \$2,500.00  | 55200-08-91225            |
| HEARTLAND COOPERATIVE        | TRACTOR DRAWBAR HOOK             | 12-1718    | 293457   |  | \$19.99     | 55200-03-40000            |
| INTEGRITY                    | SPRINKLER SYSTEM SERVICE         | 12/28/2018 | 56067    |  | \$327.00    | 55400-02-16500            |
| LEE RECREATION               | DOGIPOT LITTER BAGS/MITT REFILLS | 12/4/2018  | 11900-18 |  | \$185.00    | 55200-08-91000            |
| MECHANICAL INCORPORATED      | DEHUMID COMPRESSOR               | 11/20/2018 | 53191    |  | \$4,200.00  | TIMBER SALE ACCOUNT       |
| MECHANICAL INCORPORATED      | ADDTL WORK ON DEHUMD.            | 11/20/2018 | 53188    |  | \$477.34    | TIMBER SALE ACCOUNT       |
| MERRILL COURIER/FOTO NEWS    | ADVERTISING                      | 12/1/2018  |          |  | \$641.16    | 55200-08-91000            |
| MERRILL DISTRIBUTING         | OFFICE SUPPLIES                  | 11/30/2018 | 1463659  |  | \$188.05    | 55400-03-50000            |
| MERRILL DISTRIBUTING         | PLASTIC LINERS                   | 12/17/2018 | 1469730  |  | \$41.65     | 55400-03-50000            |
| MERRILL STREET DEPARTMENT    | P-21                             | 11/20/2018 | 14113    |  | \$159.27    | 55200-03-50000            |
| MERRILL STREET DEPARTMENT    | P-1                              | 11/20/2018 | 14112    |  | \$17.40     | 55200-03-50000            |
| MERRILL STREET DEPARTMENT    | CAT SKIDSTEER/ STUMP GRINDER     | 11/27/2018 | 14117    |  | \$292.38    | 55200-08-91000            |
| MERRILL STREET DEPARTMENT    | P-4                              | 12/19/2018 | 14145    |  | \$60.57     | 55200-03-50000            |
| MERRILL STREET DEPARTMENT    | P-2                              | 12/26/2018 | 14150    |  | \$45.12     | 55200-03-50000            |
| MERRILL STREET DEPARTMENT    | P-1                              | 12/12/2018 | 14136    |  | \$98.50     | 55200-03-50000            |
| MERRILL YOUTH HOCKEY         | SIGNS                            | 11/14/2018 | 174      |  | \$800.00    |                           |
| MILLER BRADFORD & RISBERB    | CUTTING EDGE                     | 12/19/2018 | 7670     |  | \$106.27    | 55200-08-91000            |
| MILLER BRADFORD & RISBERB    | PARTS FOR PLOW                   | 12/17/2018 | 7633     |  | \$1,289.03  | 55200-08-91000            |
| NAPA AUTO PARTS              | FLOW OIL                         | 11/29/2018 | 750619   |  | \$19.98     | 55200-03-40000            |
| NELSON POWER HOUSE           | OREGON POWER MATCH BAR           | 12/4/2018  | 28742    |  | \$90.77     | 55200-08-91000            |
| NELSON POWER HOUSE           | STIHL                            | 12/19/2018 | 28923    |  | \$69.95     | 55200-08-90500            |
| PREMIER                      | RIVER BEND BENCHES               | 11/29/2018 | 10212A   |  | \$46.00     | RIVER BEND BENCHES        |
| R.T.L. ELECTRIC              | WALK PATH LIGHTING               | 12/6/2018  | 62640    |  | \$15,303.50 | STANGE PARK CAPITAL IMPRO |
| R.T.L. ELECTRIC              | BASKETBALL COURT POWER & LIGHT   | 12/6/2018  | 62639    |  | \$6,230.50  | STANGE PARK CAPITAL IMPRO |
| R.T.L. ELECTRIC              | FEEDER TO OLD SHELTER/POWER      | 12/6/2018  | 62641    |  | \$4,002.00  | STANGE PARK CAPITAL IMPRO |
| R.T.L. ELECTRIC              | LIGHTING FIXTRUES                | 12/6/2018  | 62642    |  | \$3,694.00  | STANGE PARK CAPITAL IMPRO |
| RIESTERER & SCHNELL          | KNOB AND FRAME                   | 11/30/2018 | 1464118  |  | \$91.26     | 55200-03-50000            |
| RIESTERER & SCHNELL          | PARTS                            | 11/30/2018 | 102482   |  | \$91.26     | 55200-03-50000            |
| SKATE CITY FAMILY FUN CENTER | SUMMER PLAYGROUND                | 12/18/2018 |          |  | \$50.00     | 55300-03-41500            |
| SUNRISE BROADCASTING         | ADVERTISING                      | 12/2/2018  |          |  | \$249.00    | 55300-03-41500            |
| SUNRISE BROADCASTING         | ADVERTISING                      | 1/1/2019   |          |  | \$498.00    | 55400-03-41000            |



JANUARY

|                           |                         |            |                  |            |                |
|---------------------------|-------------------------|------------|------------------|------------|----------------|
| BAUMGART                  | WASTE HAULING           | 1/5/2019   |                  | \$128.00   | 55400-02-23600 |
| CINTAS                    | UNIFORMS JIM/JOE        | 1/3/2019   | 4014542352       | \$64.70    | 55200-03-46000 |
| CINTAS                    | MOPS AND MATS           | 1/17/2019  | 4015185109       | \$174.19   | 55400-02-23250 |
| CINTAS                    | UNIFORMS JIM/JOE        | 1/10/2019  | 4014861378       | \$83.19    | 55200-03-46000 |
| CINTAS                    | UNIFORMS JIM/JOE        | 1/17/2019  | 4015185225       | \$83.19    | 55200-03-46000 |
| CLAUSON FAMILY MUSIC SHOW | BUS TRIP                | 1/14/2019  | VOUCHER          | \$100.00   |                |
| CLAUSON FAMILY MUSIC SHOW | BUS TRIP                | 1/14/2019  | VOUCHER          | \$100.00   |                |
| DAVEY RESOURIRCE GROUP    | TREEKEEPER SUBSCRIPTION | 1/16/2019  | 913308025        | \$1,800.00 | 55200-08-92000 |
| MERRILL COURIER/FOTO NEWS | ADVERTISING             | 1/30/2019  |                  | \$381.16   | 55400-03-41000 |
| MERRILL COURIER/FOTO NEWS | ADVERTISING             | 1/30/2019  |                  | \$100.00   | 55200-02-15000 |
| MERRILL DISRIBUTING       | SUPPLIES                | 12/31/2018 | 974956           | \$41.65    | 55400-03-50000 |
| MERRILL DISRIBUTING       | PAPER TOWEL             | 1/16/2019  | 1473652          | \$181.30   | 55400-03-50000 |
| NASSCO                    | BATH TISSUE             | 1/7/2019   | 2419626          | \$325.76   | 55400-03-50000 |
| SHOPKEEP                  | LIGHTNING CARD SWEEPER  | 1/5/2019   |                  | \$99.00    | 55400-03-10000 |
| VIP OFFICE SUPPLIES       | ADDING MACHINE PAPER    | 1/23/2019  | 0405366-001      | \$3.87     | 55400-03-10000 |
| WALMART                   | WHISTLES                | 1/9/2019   |                  | \$7.94     | 55300-03-41500 |
| WPRA                      | MEMBERSHIP              | 1/30/2019  | 556-19           | \$540.00   | 55300-03-41500 |
| WPS                       | MARC                    | 2/6/2019   | 2583962007-00000 | \$4,663.56 | 55200-02-21000 |
| WPS                       | MARC                    | 2/6/2019   | 0405061701-00018 | \$38.51    | 55200-02-22000 |
|                           |                         |            |                  |            |                |
|                           |                         |            |                  |            |                |
|                           |                         |            |                  |            |                |
|                           |                         |            |                  |            |                |
|                           |                         |            |                  |            |                |

**Parks & Recreation Department ¾ Ton Truck Bid Tabulation 1/24/19**

Bids were opened on January 24<sup>th</sup>, 2019 at 2:00 p.m. at the Clerks Office at the Merrill City Hall for a new ¾ Ton Pick Up Truck for the Merrill Parks & Recreation Department. Bids were opened by Dan Wendorf and witnessed by Brenda Grefe from the Clerk's Office. The following bids were received:

| <b><u>Vendor Name:</u></b>                                   | <b><u>Meets Specifications:</u></b> | <b><u>Year:</u></b> | <b><u>Price:</u></b>            |
|--------------------------------------------------------------|-------------------------------------|---------------------|---------------------------------|
| Brickners Park City, Inc<br>Merrill, WI                      | Yes                                 | 2019                | \$30,699                        |
| Brickners Park City, Inc<br>Merrill, WI<br>(Alternative Bid) | No (Alt year – 2018 used)           | 2018                | \$38,800                        |
| Breaman Merrill Ford<br>Merrill, WI                          | Yes                                 | 2019                | \$28,400 +<br>\$74.50 (lic&reg) |

**\*\*NOTE:** Brickners first bid will not be available until August 2019.

Brickners second bid is a 2018 model 3500 with 3800 miles. But includes 8'6" Boss V plow with snow deflector and shoes, MOPAR rustproofing and undercoating, trailer towing mirrors, trailer brake unit, snow chief package (anti spin rear diff, clearance lamps, tow hooks, aux switch bank)

Breamans bid stated the anticipated delivery date is 10-12 weeks after order (subject to factory supply)



|                                                   |   |          |          |           |          |             |          |          |           |          |           |          |  |
|---------------------------------------------------|---|----------|----------|-----------|----------|-------------|----------|----------|-----------|----------|-----------|----------|--|
| Replace infield dragger                           | 3 |          | \$25,000 |           |          |             |          |          |           |          |           |          |  |
| City Forest Main Road/parking re-construction     | 3 |          |          |           | \$75,000 |             |          |          |           |          |           |          |  |
| Replace Park Entrance Signs                       | 3 |          |          |           |          |             |          | \$35,000 |           |          |           |          |  |
| Replace existing park lights with LED             | 3 |          |          |           |          | \$75,000    |          |          |           |          |           |          |  |
| Replace Parks Dump Truck #2                       | 3 |          |          |           | \$50,000 |             |          |          |           |          |           |          |  |
| Replace Zero Turn Mower                           | 3 |          | \$25,000 |           |          |             |          | \$20,000 |           |          |           |          |  |
| Construct Curling Facility at Smith Center        | 3 |          |          |           |          | \$1,000,000 |          |          |           |          |           |          |  |
| Construct Trail from Pralrie Trails to RBT        | 3 |          |          |           |          |             |          |          |           |          | \$750,000 |          |  |
| Outdoor Recreation Plan                           | 1 |          |          |           | \$7,500  |             |          |          |           |          |           |          |  |
| Install trail lights on MARC Trails               | 3 |          |          |           |          |             |          | \$50,000 |           |          |           |          |  |
| Disc Golf Initiative Continued                    | 2 |          |          |           | \$10,000 | \$10,000    |          |          |           |          |           |          |  |
| Complete Re-Inventory Street Trees w/GIS Over     | 2 |          |          | \$35,000  |          |             |          |          |           |          |           |          |  |
| Replacement 3/4 ton pickup truck                  | 2 | \$45,000 |          |           |          |             |          |          |           |          |           |          |  |
| Construct concrete skate park (design)            | 3 | \$15,000 |          |           |          |             |          |          |           |          |           |          |  |
| Dog Park agility amenities                        | 3 |          |          |           |          |             |          | \$15,000 |           |          |           |          |  |
| Dog Park Water lateral                            | 3 |          |          |           |          |             | \$10,000 |          |           |          |           |          |  |
| Granite for trall rehab                           | 3 |          | \$10,000 |           |          |             |          | \$10,000 |           |          |           | \$15,000 |  |
| Riverside Park Road rehabilitation                | 1 | st. dept |          |           |          |             |          |          |           |          |           |          |  |
| Smith Center Rubber Flooring                      | 2 | \$5,000  |          |           |          |             |          |          |           |          |           |          |  |
| Smith Center Office flooring & upgrades           | 2 |          | \$25,000 |           |          |             |          |          |           |          |           |          |  |
| Construct meeting room above community roo        | 3 |          |          |           |          |             |          |          | \$150,000 |          |           |          |  |
| Replace docks at Riverside and Ott's              | 2 | \$15,000 | \$15,000 |           |          |             |          |          |           |          |           |          |  |
| City owned dumpsters for parks & facilities       | 3 |          |          | \$25,000  |          |             |          |          |           |          |           |          |  |
| Tree Planting                                     | 2 | \$10,000 | \$10,000 | \$10,000  | \$10,000 | \$10,000    |          |          |           |          |           |          |  |
| Gravel Planting Beds for Tree Staging             | 3 | \$10,000 |          |           |          |             |          |          |           |          |           |          |  |
| Dormers over Smith Center entrances               | 3 |          |          | \$30,000  |          |             |          |          |           |          |           |          |  |
| Replacement decking for Prairie trails fishing pi | 2 | \$8,000  |          |           |          |             |          |          |           |          |           |          |  |
| Additional picnic tables (RBT/Stange)             | 2 | \$10,000 |          |           |          |             |          |          |           |          |           |          |  |
| Smith Center LED Interior Lights (non arena)      | 2 |          | \$15,000 |           |          |             |          |          |           |          |           |          |  |
| Solar Power for Smith Center                      | 2 |          | \$50,000 |           |          |             |          | \$50,000 |           |          |           |          |  |
| Solar Power for Bierman Fam Aquatic Center        | 2 |          |          |           |          |             |          |          |           | \$50,000 |           |          |  |
| Lights on MARC Varsity Ball Field                 | 3 |          |          | \$150,000 |          |             |          |          |           |          |           |          |  |
| Lions Park Field Improvements                     | 3 |          |          |           |          |             |          | \$15,000 |           |          |           |          |  |
| MARC Parking Lot Sealing                          | 2 |          |          |           | \$35,000 |             |          |          |           |          |           |          |  |

MERRILL MEMORIAL FOREST (MERRILL CITY FOREST)  
RECREATIONAL MANAGEMENT LEASE

This Lease is made and entered into this 24<sup>th</sup> day of January, 1995, by the following party (hereinafter referred to as "LESSOR"):

1. City of Merrill  
of Merrill, Wisconsin :

AND the following party (hereinafter referred to as "LESSEE"):

1. THE STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES (WDNR)  
of Madison, Wisconsin

WITNESSETH:

WHEREAS, the LESSOR owns fee simple title to certain real estate in Lincoln County, Wisconsin; and

WHEREAS, the LESSOR and LESSEE desire to cooperate in the management and planning of the use of those resources for the purposes stated in the "Merrill City Forest Agreement" dated July 25, 1979, and hereinafter referred to as the "MCFA".

NOW, THEREFORE, for and in consideration of the mutual covenants hereinafter set forth, the parties agree as follows:

1. The LESSOR hereby leases to the LESSEE the lands located in Lincoln County, Wisconsin as described in the MCFA (hereinafter referred to as "THE PREMISES").
2. The LESSEE shall pay the LESSOR, upon execution of this lease, a lump sum rental of One Dollar (\$1.00) in consideration of the right to use the PREMISES during the term of the lease. (as pursuant to clauses 1 and 2 of the MCFA).
3. RIGHTS AND OBLIGATIONS OF THE LESSEE
  - A. The LESSEE shall:
    - (1) Assist with the restriction and regulation of public use on the PREMISES.
    - (2) Participate in the development of public use facilities as are necessary, convenient, and incidental to the full enjoyment of and use of the rights and privileges granted by this lease.
    - (3) Participate in the management of fish, wildlife, endangered and threatened resources habitat and communities on the PREMISES. Protection and development projects may also be developed as otherwise approved in writing by the PARTIES as specified in the Annual Work Plan.
    - (4) Shall have the authority to enforce all laws and rules applicable to its supervision and management of the PREMISES. Including Ch.NR 45, Wis. Adm. Code

INITIAL \_\_\_\_\_

- B. The LESSOR grants to the LESSEE, its employees, officers, and agents the right of ingress and egress from and to the PREMISES subject to the terms of this lease and the MCFA, across all contiguous land owned or managed by the LESSOR for the purpose of exercising all rights and privileges granted herein.

4. RIGHTS AND OBLIGATIONS OF THE LESSORS

A. The LESSOR shall:

- (1) Assist with the restriction and regulation of public use on the PREMISES.
- (2) Participate in the development and maintenance of public use facilities as are necessary, convenient, and incidental to the full enjoyment of and use of the rights and privileges granted by this lease.
- (3) Participate in the management of fish, wildlife, endangered and threatened resources habitat and communities on the PREMISES.
- (4) Ensure that their conduct and activities will not unnecessarily conflict with the LESSEE's rights and obligations in the use of the PREMISES.
- (5) The LESSOR retains the right to manage and harvest the timber on the PREMISES and conduct other activities incidental to it's business. Harvest operations shall be conducted at times and in manners so as not to unreasonably interfere with the purposes of the MCFA.
- (6) It is mutually agreed that nothing in this lease shall be construed as limiting the right of the LESSOR to acquire property, expanding the boundaries of the PREMISES.

5. AMENDMENT AND MODIFICATION

This lease may be amended, modified, or supplemented only by the written agreement of both PARTIES.

6. IMPLIED OBLIGATIONS

It is mutually agreed that nothing in this lease shall be construed as obligating either of the PARTIES to this lease in any contract or other obligation, except as specifically stipulated in this lease.

7. SEVERABILITY

The invalidity or unenforceability of any particular provision of this lease shall not affect the other provisions herein and this lease shall be construed in all respects as though all such invalid or unenforceable provisions were omitted.

8. EFFECT OF WAIVER

The waiver by any PARTY of a breach of any provision of this lease shall not operate as or be construed as a waiver of any subsequent breach hereof.

9. EXEMPTED CONDITIONS FOR NON-PERFORMANCE

No PARTY shall be liable for their performance under this AGREEMENT in the event of fire, strike, or other labor difficulty, accident, breakdown of machinery, act of God, act, order, or request of government or other public authorities, or insurrection, riot or other cause of any nature, whether similar or dissimilar to the foregoing, beyond the reasonable control of the non-performing PARTY. In the event a PARTY finds it necessary to avail itself of this provision, such action shall not act to cancel this lease or the Agreement until the non-performing party has made every reasonable

effort to meet its obligations under this or the other party has within three (3) days prior written notice cancelled the project because of such non-performance.

10. ENTIRE AGREEMENT

This lease contains the entire agreement of the parties hereto and there are no oral understandings with respect to this matter.

- - - - - END OF AGREEMENTS - - - - -

IN WITNESS WHEREOF, the PARTIES have hereunto set their hands and seals.

1. STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

Date:

Jan. 12, 1995

By

Dale T. Urso  
Dale T. Urso, Director  
North Central District

2. CITY OF MERRILL

Date:

Jan 17, 1995

By

Patricia A. Woller  
Patricia A. Woller, Mayor

CITY OF MERRILL  
STATE OF WISCONSIN

No 5257

TREASURER'S GENERAL RECEIPT

Check   
Cash

Merrill, Wis. 1-24 19 25

RECEIVED OF Wis. Dept of Natural Resources  
1.00 DOLLARS, \$ 1.00

For Recreational Management Lease -  
Merrill Memorial Forest

Judith Astockowicz  
TREASURER

Merrill City Forest Agreement

THIS AGREEMENT, is made by and between the State of Wisconsin Department of Natural Resources, hereinafter referred to as the Department; and the City of Merrill, hereinafter referred to as the City, pursuant to section 23.09(2)(h) of the Wisconsin Statutes.

WHEREAS, the City is the owner of certain lands situated in Lincoln County, and whereas, the parties hereto desire to manage such lands in cooperation with each other for forestry and game management.

WITNESSETH; That the parties hereto agree to cooperate in the management of the following described land:

Section 11 Township 32 North, Range 7 East

NE $\frac{1}{4}$  NW $\frac{1}{4}$

SW $\frac{1}{4}$  NW $\frac{1}{4}$

SE $\frac{1}{4}$  NW $\frac{1}{4}$

All of the SW $\frac{1}{4}$

All of the SE $\frac{1}{4}$

Section 12, Township 32 North, Range 7 East

All of the SW $\frac{1}{4}$

The SW $\frac{1}{4}$  SE $\frac{1}{4}$  west of Prairie River

Section 13, Township 32 North, Range 7 East

All of the NW $\frac{1}{4}$  and the NW $\frac{1}{2}$  of the NE $\frac{1}{4}$  SW $\frac{1}{4}$

Section 14, Township 32 North, Range 7 East

N $\frac{1}{2}$  of the N $\frac{1}{2}$

and, that for and in consideration of the mutual covenants contained in this Agreement, the parties agree:

1. That this Agreement is renewed for a period of 25 years from its signing by both parties pursuant to clause 2 of the MEMORANDUM OF AGREEMENT attached hereto and incorporated herein by reference.
2. This Agreement shall be renewed upon its termination for a like term of 25 years, upon the same terms and conditions, by either party giving written notice of its election to renew not less than one year prior to the expiration of the current term.
3. It is agreed that the general public shall have the privilege of using the above described lands for the purpose of hunting and fishing during the open season for the several species of fish and game.
4. The Department shall assume responsibility, and shall carry out all plans for game management on the above lands, with the consent and active cooperation of the City.
5. The Department shall conduct surveys and studies of the above lands to determine the wildlife management plans best suited to such lands, and shall make recommendations to the City of such wildlife management plans.

6. This Agreement may be amended only in writing signed by both parties.

7. Disputes regarding quality and quantity may be settled by arbitration in accordance with chapter 298, Wisconsin Statutes, if the party alleging such a dispute notifies the other party in writing thereof within ten (10) days after the notifying party becomes aware of, or reasonably could have become aware of, such dispute.

8. In connection with the performance of work under this contract, the parties agree not to discriminate against any employe or applicant for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in section 51.01(5) or national origin. This provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The parties further agree to take affirmative action to ensure equal employment opportunities. The parties agree to post in a conspicuous place available for employes and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of the non-discrimination clause.

And the covenants herein contained shall bind the parties mutually, and their respective successors and assigns.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first above written.

STATE OF WISCONSIN  
DEPARTMENT OF NATURAL RESOURCES  
By

Date 22 June 1979

Arthur J. Pine

CITY OF MERRILL  
By

Date July 25, 1979 Ralph F. J. Voigt



# Trees help achieve resolutions to be healthy

Posted on January 10, 2019

The sedentary lifestyle has become more common, and the shift has been costly. One result is an increase in obesity. Childhood obesity rates have tripled (12–19 years old) or quadrupled (6–11 years old,) and adult rates have doubled since the 1970s. Obesity increases risk of chronic diseases and conditions such as: high blood pressure, high cholesterol, diabetes, heart disease, stroke, gallbladder disease, osteoarthritis, sleep apnea, cancer and mental illness. This rise in chronic diseases related to obesity results in billions of dollars in medical costs and lost productivity each year.

A key to controlling weight gain and combatting a sedentary lifestyle is daily, moderate activity. Fifty-one percent of U.S. adults are not meeting the minimum guidelines for aerobic physical activity, and twenty-six percent are not active at all. Walking just 30 minutes five days a week can significantly reduce health risks.

Where better to walk than outside, under the trees in nature? Did you know the availability of parks, trails and nature can positively affect your attitude towards being active and encourage physical activity? When people exercise in natural environments, they do so for longer and at greater intensities.

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## Care for your woods

People are three times more likely to achieve the recommended level of physical activity than those who solely exercise indoors.



Research has started addressing the question of nature “dosage.” For examples, what types and amounts of nature exposure provide the most benefits? How much is enough? Early studies show residents of areas with the highest levels of greenery were three times as likely to be physically active and 40% less likely to be overweight or obese than residents living in the least green settings. This is after accounting for socioeconomic factors. Another survey found that the number of adults who met physical activity guidelines was 15% higher in neighborhoods with sidewalks. A third study found that 37% of adults living in high walkability neighborhoods were likely to meet physical activity guidelines, compared to just 18% for those living in low walkability neighborhoods. All this speaks to the tremendous impact urban planners and landscape architects can have on the public’s health and well-being simply through the thoughtful design of our community greenspaces.

For more information and links to published research, visit human health in the [Vibrant Cities Lab](#) and [Urban Nature for Human Health and Well-Being](#). Use this [interactive map to find Wisconsin Parks and Trails near you](#).

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## February 2019 Parks & Recreation Director's Report

**Parks:** With the start of the New Year, our park reservations are off to a good start. It is nice to have Stange Park Shelter on the reserve list this year, as people have been requesting to utilize it once again. The Athletic Park Lighting project is almost finished finally. It was a bit of an adventure from start to finish and it is a nice thing to have behind us now. The physical install was finished on January 12<sup>th</sup> and the following week we restored power to the site and wrapped up pole wiring with Van Ert. We haven't turned the lights on yet and still need to be trained on how to use them. I am working with Van Ert and Musco to finalize a date when we can all get together. The nice part about these lights is that they are LED, there is a 25 year warranty, and we can operate them remotely. These are much more efficient than the old lights and will really increase everyone's experience at the field. I got our truck bids and specifications out right away in January and opened them on January 24<sup>th</sup>. We received bids from two local dealerships and that were very competitive. I have included the summary with the packet and will discuss at the meeting. Once approved, we will order the truck and purchase a plow separately and have the Street Department install the plow for us. Our 2006 pick-up truck is going to be re-utilized by City Hall/Library/Enrichment Center maintenance staff for hauling things and plowing. I have been working on other approved capital items for this year already to try and get ahead of things. We have also been asked to move up our discussions on future capital funding so I have included some ideas in the packets for you all to consider. As with every plan, these are suggestions and they are all subject to change. With snowfall being far and few between, the crew has had an opportunity to get a good start on picnic table and facility repairs. One of our capital items for this year was picnic tables for the new Stange Shelter and for Agra Pavilion. I ordered 30 of them that the crew will have to put together before spring. There has been a bit more snow to remove as of late so they have also kept busy with that and trying to prep rinks. There is good progress being made at the Agra Pavilion thanks to the RDDF and Friends of the River Bend Trail funding and it is looking like it might be done early summer (if all goes well). We have had some requests from people to reserve the Agra Pavilion, but we have not yet because of the uncertainty of date of final completion. We will continue to monitor progress and will definitely promote it when it is ready to be utilized by the public. Our outdoor ice rinks were in real good shape before Christmas, then they were in bad shape, then great shape, etc. They are currently in really good shape and we need the weather to level out a bit and be average for a few weeks so that people can enjoy them for as long as possible. We have finalized our contract with Spohn Ranch Skate parks and I have been working with them on some preliminary design information that they have requested for the site. The plan is to allow Spohn Ranch to get to work on preliminary information, using the site design ideas given to them from our Skate Park Committee. At some point this spring, they are planning on traveling to Merrill to view the site and meet with the Committee.

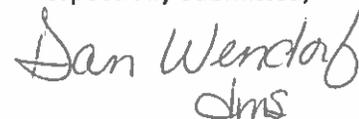
**Forestry:** The Street Department has been catching up on prunings and removals from this past season. I have still been getting some inspection requests and have been working to keep up on those as well. It will not be long (weather permitting) and I will begin inspecting trees for our spring pruning cycle

in hopes that we can get on them earlier this year. We are going to wood mizer the log pile that we have at our park shop area from the logs that were removed from the Whispering Pines area in the wind storm we had this past summer. There are some really nice white pine logs that we can re-use for park projects (picnic tables, benches, parking posts, dimensional lumber, dugouts, bleachers, etc.) As part of our urban wood re-utilization efforts, this is a great way for us to re-purpose our own wood products right back into our park system. I am pleased to inform you that the loggers started on our City Forest Timber Sale the first week of January and are making great progress out there. We added a few acres of aspen from an adjacent timber stand, so that will add to our revenue for the sale. They have been doing a great job of keeping slash off of the bike trails and we did have to close the section of the bike trail closest to the Prairie Dells until they were finished logging that area. They should be finished within the next few weeks.

**Recreation:** Our Little Dribblers youth basketball program is off to a fantastic start. Our numbers are up nicely from the last few years (we are finally back in the mid 40's). This is great because it allows us to have more teams and more participation from all of those children who signed up. This Saturday, 2/2/19, we will be hosting the Fat Tire Bike Race for the Badger State Games at our City Forest. This is an amazing opportunity to showcase our beautiful City Forest and the City of Merrill to a completely new group of people who would otherwise not have visited our city. We are hoping that we take good care of everyone and this becomes the new home of the Badger State Games Fat Tire Bike Race every year into the future. Work is well underway for planning our 2019 spring and summer recreation programs. There is an amazing amount of work that goes into laying these programs out and making sure that every little detail does not get overlooked. As usual, we are planning on having this done as early as we can so we can spend as much time as possible promoting our programs to the public to increase our participation numbers. That is always our goal to improve the quality of our programs and that result is increased participation.

**Smith Center:** Our ice time is still in full swing, we are in the middle of all of our user groups' seasons and things have been going good up to this point. We did have a small issue with our Zamboni blade settings carving on the ice for a short time but have since worked with Zamboni Inc. to resolve the issue and we are back to great ice once again. We have a very busy stretch of ice time for the next month then surprisingly we will get ready to remove the ice and jump right into the dry floor season. Right away we have Children's Festival and The Paper Cities Kennel Club Dog Show here in the arena so we will have to get things cleaned up and converted so we are ready for events. I am planning on getting some of our improvements ready to go for the season after our ice comes out and right after our first flurry of dry floor events. This will include our arena dehumidifiers as well as the flooring that we now have to install because the full funding we requested was reduced to eliminate factory install.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Dan Wendorf" with the initials "dms" written below it.

Dan Wendorf  
Parks & Recreation Director  
City of Merrill