AGENDA COMMON COUNCIL MEETING TUESDAY, SEPTEMBER 12, 2017 7:00 PM COUNCIL CHAMBERS, BERLIN CITY HALL, 2ND FLOOR MEETING IS OPEN TO THE PUBLIC & CITY HALL IS HANDICAPPED ACCESSIBLE

- 1. Call to order/Roll Call
- 2. General Public Comments. Registration card required (located at podium in Council Chamber).

CONSENT AGENDA: The Consent Agenda contains items which staff considers to be routine and have already been discussed and recommended by a committee, board or commission at a previous meeting. Staff recommends that Council act on all of these items on a single roll call vote. If any member of Council wishes to have any item removed from the Consent Agenda and discussed, the Council member may request that item be removed from the Consent Agenda prior to the adoption.

- 3. Waive the reading of ordinances and resolutions. <u>RECOMMENDATION</u>: Waive the reading of all ordinances and resolutions adopted at this meeting.
- 4. Written reports from the City Clerk, Treasurer, and Building Inspector.

 <u>RECOMMENDATION</u>: Receive and place on file the written reports from the City Clerk, Treasurer, and Building Inspector.
- 5. Minutes from the August 8 & Aug 29, 2017, Common Council Meetings. <u>RECOMMENDATION</u>: Approve the minutes.
- 6. Ordinance Changes Regarding Vacant Building Inspections. <u>RECOMMENDATION:</u> Accept the Committee of the Whole recommendation to authorize staff to prepare a draft ordinance pertaining to inspections of vacant buildings.
- 7. Ripon Road Project. <u>RECOMMENDATION</u>: Accept the Committee of the Whole recommendation to authorize the City Administrator to sign the Engineering Services Contract Between the Wisconsin Department of Transportation, City of Berlin and Kunkel Engineering Group, LLC for Project ID 6995-09-01 (City of Berlin, Ripon Road South Church Street to City Limits)
- 8. General Obligation Debt Refinancing for 2008 issue. <u>RECOMMENDATION</u>: Accept the Committee of the Whole recommendation to authorize Staff to move forward with refinancing the 2008 Bond Issue with Baird.
- 9. Cyber Policy Insurance Coverage. <u>RECOMMENDATION</u>: Accept the Committee of the Whole recommendation to approve the purchase of Cyber Policy coverage for \$256.
- 10. TID#02E Development Agreement Amendment. <u>RECOMMENDATION</u>: Accept the Committee of the Whole recommendation to approve the fifth amendment to the

Development Agreement with State Bank of Chilton for the environmental remediation of TID#02E.

11. Bills List. RECOMMENDATION: Approve the list of bills for payment.

END OF CONSENT AGENDA

- 12. Street Privilege Permit. <u>RECOMMENDATION</u>: Approve Street Privilege permit for Green Lake Area Animal Shelter Fall Brat Fry on Sep 30, 2017 from 11:00 am-8:00 pm to block off an area of Fox Alley behind Rendezvous Bar.
- 13. Fire Inspections. <u>RECOMMENDATION</u>: Discuss and action as appropriate.
- 14. Caboose. <u>RECOMMENDATION</u>: Discussion on sale of Caboose in S. Capron Street Parking Lot. Action as appropriate.
- 15. Update on Raze or Repair Order for 258/260 E. Huron Street. <u>RECOMMENDATION:</u> Discuss and action as appropriate.
- 16. Special Registration and Appeal Fees for Vicious Dogs. <u>RECOMMENDATION</u>: Discuss and set fee for special licensing/registration of vicious dogs pursuant to ordinance 10-10(c)(2)(e) & 10-10(a)(1).
- 17. 2018 Taxi Grant Applications. <u>RECOMMENDATION</u>: Authorize staff to apply for the 2018 Small Urban Operating Assistance Contract Between the State of Wisconsin and the City of Berlin and the 2018 Urban Mass Transit Operating Assistance Contract between the State of Wisconsin, Department of Transportation and the City of Berlin.
- 18. Resignation from Water & Sewer Commission. <u>RECOMMENDATION</u>: Accept the resignation of Tom Jensen from the Water & Sewer Commission effective immediately.
- 19. Bartender License Applications- Bartender License for Melissa Mae Bending, Andrea M. Randall and Brianna Nicole Verdine (approved by the PD). <u>RECOMMENDATION:</u> Grant or deny the license.
- 20. Old Business (To be used to request items of old business be put on a future agenda for further discussion or action; or used to make a motion for reconsideration of an item from the current meeting or immediately previous meeting; or to make a motion to take items off the table which were laid on the table only during the current meeting.)
- 21. New Business (To be used to request items of new business be put on a future agenda)
- 22. Public Appearances.
- 23. Motion to convene into closed session pursuant to Sec 19.85(1)(e), of the WI Statutes, to deliberate or negotiate the purchase of public property, investment of public funds or conduct other specified public business, whenever competitive or bargaining reasons require a closed session. (1) Discussion on potential TID #15 Developers Agreement & 2)

Union and non-union health/plan post-retirement health insurance benefits & 3) if necessary, discussion on negotiation strategy of sale of Caboose)

- 24. Reconvene into open session and take appropriate action as a result of closed session discussion.
- 25. Adjourn.

Note: In adherence to the City of Berlin Public Meeting Participation Policy, public participation will be allowed under each agenda item at the discretion of the presiding officer, with the exception of the Consent Agenda. Attendees must register their intention to participate on either a general comments section or a specific agenda item prior to the meeting by filling out a Registration Card, which can be obtained from the Internet, City Clerk's office or in the City Hall Council Chambers at the podium. Registration Cards should be turned in prior to the meeting to either the presiding officer or City Clerk.

		CITY OF BE	OF BERLIN OFFICE	OF THE TR	TREASURER				
	HONORABI	E MAYOR AND	HONORABLE MAYOR AND COMMON COUNCIL OF	OF THE CITY	OF BERLIN	THE CITY OF BERLIN, WISCONSIN:	AAAAAAA KARAAAAAAAAAAAAAAAAAAAAAAAAAAAA		
I herewith present my report as City Treasurer for the month ending	reasurer for the month	ending	8/31/2017				AL A COMMANDA DE LA COMPANSA DEL COMPANSA DE LA COMPANSA DE LA COMPANSA DEL COMPANSA DE LA COMPA		
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FUNDS	BEG BALANCE	VOIDS	RECEIPTS	DISBURSEMENTS	MENTS	BALANCE	INVESTMENTS	INVES	INVESTMENTS
GENERAL CITY	\$ 171,883.83		\$ 1,127,396.80	\$ 540	540,816.04 \$	758,464,59	\$ 2,400,000,00		3,158,464.59
TAX COLLECTION ACCOUNT			<u>۱</u>		\$	686.16		s	686.16
WATER INVESTMENTS	\$ 405,650.23		\$ 160,609.92	\$ 330	330,827.57 \$	235,432.58	\$ 3,805,179.70	S	4,040,612.28
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BOND & INT RESERVE	١				0,000	- 000 007	255,625.56		424,022,05
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TOTAL OF ALL FUNDS	\$ 833,471.29	- LANGER - L	\$ 1,331,034.76	\$ 898	898,678.74 \$	1,265,827.31	\$ 9,271,940.52	\$ 10	10,537,767.83
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WATER & SEWER	\$ 253,178.57			\$ 17	,745.99		7		
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	CITY	/ OF BERLIN			BUILDING REPORT	ORT		AUGUST	2017
TYPE OF PERMIT		MONTH			YEAR TO DATE		7	LAST YEAR TO DATE	
+	No.	Estimated Value	Permit Cost	No.	rted Valu	Permit Cost	No.	imated Value	Permit Cost
Single Family Residence		\$200,000.00	\$1,162.20	_	\$200,000.00	\$1,162.20	2	\$339,000.00	\$2,072.86
Multi-Family Residence									
Residential Garage	2	\$31,000.00	\$311.40	2	\$31,000.00	\$311.40	.2	\$22,000.00	\$290.64
Residential Garage Alteration							2	\$27,000.00	\$116.78
Residential Alteration	2	\$290,943.00	\$1,466.72	36	\$629,424.00	\$3,318.62	25	\$226,949.00	\$1,638.00
Commercial							2	\$71,400.00	\$362.40
Commercial Alteration				2	\$781,000.00	\$3,170.00	4	\$925,000.00	\$4,079.00
Industrial				1	\$250,000.00	\$1,370.00			
Industrial Alteration							2	\$264,300.00	\$2,346.00
Signs	3	\$5,900.00	\$182.38	9	\$19,815.00	\$6,431.16	တ	\$78,669.00	\$625.00
Miscellaneous	2	\$6,751.00	\$100.00	15	\$41,684.00	\$795.00	12	\$40,342.00	\$600.00
Demolition				1		\$75.00			
Hospital									
Church				ζ	\$50,000.00	\$50.00	1	\$60,000.00	\$260.00
School			-						
Driveways	က	\$1,500.00	\$150.00	10	\$18,650.00	\$380,00	3.	\$36,300.00	\$185.00
Trailer Homes									
Total Building Permits	18	\$536,094.00	\$3,372.70	78	\$2,021,573.00	\$17,063.38	99	\$2,090,960.00	\$12,575.68
Commercial Plan Approval									\$250.00
Plumbing Permits	4	\$96,810.00	00.095\$	18	\$118,896.00	\$810.00	11	\$942,356.00	\$6,771.00
Electrical Permits	w	8 \$22,600.00	\$855.20	25	\$56,164.00	\$1,565.20	16	\$67,300.00	\$1,670.00
Heating Permits	3	\$133,326.00	\$475.00	37	\$128,550.00	\$1,675.00	28	\$720,823.75	\$9,650.00
Total Permit Fees			\$5,092.90			\$21,113.58			\$30,666.68
Totals	38	\$ \$788,830.00	\$5,092.90	158	\$2,325,183.00	\$21,113.58	152	\$3,821,439.75	\$30,916.68

*Check Summary Register©

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AUGUST 31 2017

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Paid Chk# 060108 BERLIN OIL PRODUCTS 8/14/2017 \$40.00 20 BE	ERLIN JOURNAL NEWSPAPERS
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Paid Chk# 060110 OSHKOSH OFFICE SYSTEMS 8/14/2017 \$201.67 JULY	COPIES- LIBRARY
Paid Chk# 060111 UNIQUE MANAGEMENT SERVIC 8/14/2017 \$8.95 06-21	1 PLACEMENTS
Roid Cht# 060112 MINNEFOX LIBRARY SERVICES 8/14/2017 \$36.89 MAY	2017 UNIQUE MANAGEMENT
Paid Chk# 060113 WINNEFOX COOPERATIVE TEC 8/14/2017 \$529.80 JUNE	E MATERIALS FOR MEMBERS 17
Paid Chk# 060114 WINNEFOX LIBRARY SYSTEM 8/14/2017 \$11.03 APRI	IL-JUNE 2017 POSTAGE
Paid Chk# 060115 ACTION APPRAISERS & CONSU 8/14/2017 \$5,650.00 MAIN	

*Check Summary Register©

AUGUST 31 2017

General

Paid Chief 60115 ADVANCED DISPOSAL SERVICE 814/2017 514/20		1	Name	Check Date	Check Amt	
Paid Chief 000117 ALSCHMUDE ELECTRIC LLC 041/2017 345.00 AUGUST WEIGHTS AND MEASURES CO 241/2017 345.00 AUGUST WEIGHTS AND MEASURES CO 341/2017		60116	ADVANCED DISPOSAL SERVICE	8/14/2017	\$24,249.37	JULY RESIDENTIAL TRASH PICKUP
Paid Chié 600119 ADPLETON FINANCE DEPARTM 841/2017 816.00 AUGUST WEIGHTS AND MEASURES CO 841/2017 816.00 MOURS BLADES MOU	TO DESCRIPTION OF THE PROPERTY				\$30.97	REPAIRS TO WATER SLIDE PUMP AT
Paid Chief 00119 PalL/WEG IMPLEMENT CO				8/14/2017	\$455.00	AUGUST WEIGHTS AND MEASURES CO
Paid Chiée 600120 BERLIN FEED SERVICE, INC \$41/2017 \$310.00 CHICAGO PARKS SØB Paid Chiée 00122 BERLIN FOED SERVICE, INC 841/2017 \$32.23 SULVEL LOG-61-31.7 MEETINGS PUBL Paid Chiée 00122 COMPLETE OFFICE OF WI 8/14/2017 \$39.22 JULY LONG DISTANCE BILLING Paid Chiée 00122 COMPLETE OFFICE OF WI 8/14/2017 \$39.50 RETURNEUD BUNISCE TONER FOR OBSO Paid Chiée 00122 DEWHURST, DOUG 8/14/2017 \$39.70 SCT. SERVICE LONG DIST Paid Chiée 00127 DIAMOND VOGEL, PAINT 8/14/2017 \$39.70 YELLOW AND WHITE PAINT FOR STR Paid Chiée 00129 PERRECHE, BUILDING SUPPLY, INC 8/14/2017 \$31.80 YELLOW AND WHITE PAINT FOR STR Paid Chiée 00131 PARRELL EQUIPMENT & SUPPL 8/14/2017 \$31.80 YELLOW AND WHITE PAINT FOR STR Paid Chiée 00133 PORMILLER, JOSEPH 8/14/2017 \$34.67 YERTS FOR PUBLIC WORKS DEPT. Paid Chiée 00133 PORMILLER, JOSEPH 8/14/2017 \$39.69 YULY PREMIUM-FORMILLER Paid Chiée 00133 PORMILLER, JOSEPH 8/14/2017 \$39.60 YULY PREMIUM-FORMILLE			PARTY CAPACITY TO THE CONTRACT OF THE CONTRACT	8/14/2017	\$151.92	MOWER BLADES
Paid Chief 600124 Centrumythink Salva				8/14/2017		
Paid Chik# 060124 CONVERGENT SOLUTIONS, INC 814/2017 \$39.22 JULY LONG DISTANCE BILLING Paid Chik# 060124 CONVERGENT SOLUTIONS, INC 814/2017 \$39.25 JULY LONG DISTANCE DINER FOR OBSO Paid Chik# 060125 DEWHURST, DOUG 814/2017 \$39.75 LOSS OF POLICE DEPT. LONG DISTANCE PAIR CHIK Paid Chik# 060127 DIAMOND VOGEL PAINT 814/2017 \$39.25 LOSS OF POLICE DEPT. LONG DISTANCE PAIR CHIK Paid Chik# 060127 DIAMOND VOGEL PAINT 814/2017 \$39.25 LOSS OF POLICE DEPT. LONG DISTANCE PAIR CHIK Paid Chik# 060129 EMCINSURANCE COMPANIES 814/2017 \$39.25 VELLOW AND WHITE PAINT FOR STR \$414/2017 \$39.25 VELLOW AND WHITE PAINT FOR STR \$414/2017 \$418.05 MEDICAL SUPPLIES FOR AMBULLANCE PREMIUMS \$414/2017 \$418.05 MEDICAL SUPPLIES FOR AMBULLANCE PAIR CHIM \$414/2017 \$418/2017 \$418.05 MEDICAL SUPPLIES FOR AMBULLANCE PAIR CHIM \$414/2017 \$418/201				8/14/2017		
Paid Chik# 060124 CONNPLETE OFFICE OF WI M14/2017 S91.56 RETURNED UNUSED TONER FOR OSSO Paid Chik# 060125 DEWHURST, DOUG SM14/2017 S44.2017 S44.2						
Paid Chik# 060124 CONVERGENT SOLUTIONS, INC 81/42017 \$29.75 LOSS OF POLICE DEPT. LONG DIST Paid Chik# 060125 DEWHINEST, DOUG	Calculation of the control of			8/14/2017		
Paid Chief 660125 DEWHURST, DOUG				8/14/2017		
Paid Chik// 680126 DIAMONIO VOCED FAINT 8/14/2017 \$397.90 YELLOW AND WHITE PAINT FOR STR Paid Chik// 680127 DRACEL BUILDING SUPPLY, INC BU						
Paid Chik# 080127 DREXEL BUILDING SUPPLY, INC. 8/14/2017 \$18,98 2X10-12FT TREATED LUMBER Paid Chik# 080128 EMC INSURANCE COMPANIES 81/4/2017 \$18,478.47 LUBLITY INSURANCE PREMIUMS Paid Chik# 080130 ESCREEN INC 81/4/2017 \$13,470.17 \$32.45 OVERBECK AND STORBE DRUG SCREE Paid Chik# 080132 FASTENAL 81/4/2017 \$39.46 PARTS FOR PUBLIC WORKS DEPT. Paid Chik# 080133 FORMILLER, JOSEPH 81/4/2017 \$39.47 PARTS FOR PUBLIC WORKS DEPT. Paid Chik# 080135 MIDIOT ELECTRIC, INC 81/4/2017 \$19.90 NATHAN STROND PARK ELECTRIC. Paid Chik# 080137 THE CVIKOTA COMPANY INC 81/4/2017 \$31,42.91 YEBURLIS FOR PROBUCE WORKS DEPA Paid Chik# 080138 THEDACARE AT WORK 81/4/2017 \$31,42.91 YEBURLIS FOR PROBUCE WORKS DEPA Paid Chik# 080143 VIVIAL 81/4/2017 \$31,42.91 YEBURLIS FOR PUBLIC WORKS DEPA Paid Chik# 080143 VIVIAL 81/4/2017 \$31,42.91 YEBURLIS FOR PUBLIC WORKS DEPA Paid Chik# 080143 VIVIAL 81/4/2017 \$31,42.91 YEBURLIS FO			DIAMOND VOGEL PAINT	8/14/2017		
Paid Cink# 060129 EMERGENCY MEDICAL PRODUC 8/14/2017 S32.45 OVERBECK AND STORBE DRUG SCREE Paid Cink# 060130 FARRELL EQUIPMENT & SUPPL 8/14/2017 S32.45 OVERBECK AND STORBE DRUG SCREE Paid Cink# 060131 FARRELL EQUIPMENT & SUPPL 8/14/2017 S32.45 OVERBECK AND STORBE DRUG SCREE Paid Cink# 060132 FASTENAL 8/14/2017 S32.45 OVERBECK AND STORBE DRUG SCREE Paid Cink# 060134 Join Lundt Electric, INC 8/14/2017 S19.00 NATIONAL BANK Paid Cink# 060135 TRIDE STORNE PRODUCTS, INC 8/14/2017 S19.00 NATHAN STRONG PARE ELECTRICAL Paid Cink# 060137 THE CVIKOTA COMPANY INC 8/14/2017 S32.65 SUPPLIES FOR ADMILIER Paid Cink# 060137 THE CVIKOTA COMPANY INC 8/14/2017 S32.60 SUPPLIES FOR PUBLIC WORKS DEPA S32.60 SUPPLIES FOR PUBLIC WORKS DEPA S44/2017 S19.00 NATHAN STRONG PARE ELECTRICAL S44/2017 S32.60 NATHAN STRONG PARE ELECTRICAL S			DREXEL BUILDING SUPPLY, INC	8/14/2017		
Paid Chik# 060130 ESCREEN INC 8/14/2017 \$32.45 OVERBECK AND STOBBE DRUG SCREE Paid Chik# 060131 FARRELL EQUIPMENT & SUPPL 8/14/2017 \$394.87 PARTS FOR PUBLIC WORKS DEPT. \$194.00 NATHAN STRONG PARK ELECTRICAL \$14/2017 \$394.87 PARTS FOR PUBLIC WORKS DEPT. \$194.00 NATHAN STRONG PARK ELECTRICAL \$14/2017 \$225.28 SUPPLIES FOR PUBLIC WORKS DEPA \$14/2017 \$120.04	Paid Chk# (060128	EMC INSURANCE COMPANIES	8/14/2017		
Padi Chik# 060131	Paid Chk# (060129	EMERGENCY MEDICAL PRODUC	8/14/2017		
Paid Chik# 060131 FARRELL EQUIPMENT & SUPPL 8/14/2017 \$394.87 PARTS FOR PUBLIC WORKS DEPT. Paid Chik# 060133 FORMILLER, JOSEPH 8/14/2017 \$14.0 PART FOR PUBLIC WORKS DEPT. Paid Chik# 060133 FORMILLER, JOSEPH 8/14/2017 \$19.0 PART FOR PUBLIC WORKS DEPA. Paid Chik# 060138 TON DUISTRIAL CORP 8/14/2017 \$19.0 NATHAN STRONG PARK ELECTRICAL. Paid Chik# 060138 THED A CARE 8/14/2017 \$225.28 3/4" ROAD GRAVEL. Paid Chik# 060138 THED A CARE 8/14/2017 \$31.42 3/4" ROAD GRAVEL. Paid Chik# 060138 THEDA CARE 8/14/2017 \$31.42 3/4" ROAD GRAVEL. Paid Chik# 060139 THEDA CARE 8/14/2017 \$31.42 3/4" ROAD GRAVEL. Paid Chik# 060140 YALEY AQUATIC SOLUTIONS, L. 8/14/2017 \$4,889.47 YEMELOW ROAD GRAVEL. Paid Chik# 060140 YALEY AQUATIC SOLUTIONS, L. 8/14/2017 \$4,889.47 YEMELOW ROAD GRAVEL. Paid Chik# 060140 YALEY AQUATIC SOLUTIONS, L. 8/14/2017 \$14,2017 \$18.25 BULB FOR BERLIN AQUATIC CONCKS DEPT. Paid Chik# 060140 Y	Paid Chk# (060130	ESCREEN INC			
Paid Chik# 60133 FORMILLER, JOSEPH 8/14/2017 \$60.017 \$190.00 NATHAN STRONG PARK ELECTRICAL Paid Chik# 601345 MD INDUSTRIAL CORP 9/14/2017 \$199.00 NATHAN STRONG PARK ELECTRICAL Paid Chik# 60137 RIDGE STONE PRODUCTS, INC 8/14/2017 \$225.28 SUPPLIES FOR PUBLIC WORKS DEPA Paid Chik# 60137 THE CVIKOTA COMPANY INC 8/14/2017 \$3.14.20 3.34 AVA POAD GRAVEL Paid Chik# 60137 THEDACARE AT WORK 8/14/2017 \$3.30 NON-DOT DRUG SCREEN COLLECT Paid Chik# 60140 VALLEY AQUATIC SOLUTIONS, L. 8 8/14/2017 \$3.30 NON-DOT DRUG SCREEN COLLECT Paid Chik# 601412 VALLEY AQUATIC SOLUTIONS, L. 8 8/14/2017 \$3.30 NON-DOT DRUG SCREEN COLLECT Paid Chik# 60140 VALLEY AQUATIC SOLUTIONS, L. 8 8/14/2017 \$3.40 \$3.11 40.00 CHEMICALS FOR AQUATIC CENTER Paid Chik# 60140 VELOSONIS TAXPAS RALLA 8/14/2017 \$3.12 \$3.11 40.00 \$3.11 40.00 \$4.00 \$4.50		060131	FARRELL EQUIPMENT & SUPPL	8/14/2017		
Paid Chk# 060134 FORMILLER, JOSEPH 8/14/2017 \$690.97 JULY PREMIUM-FORMILLER Paid Chk# 060134 MOINDT ELECTRIC, INC 8/14/2017 \$199.00 NATHAN STRONG PARK ELECTRICAL Paid Chk# 060135 MGD INDUSTRIAL CORP 8/14/2017 \$225.28 SUPPLIES FOR PUBLIC WORKS DEPA Paid Chk# 060137 THEDA CARE 8/14/2017 \$3.10.00 JULY REEDLES PO 17044 JS Paid Chk# 060139 THEDA CARE 8/14/2017 \$3.10.00 NON-DOT DRUG SCREEN COLLECT Paid Chk# 060140 VALLEY AQUATIC SOLUTIONS, I. 8/14/2017 \$3.10.00 NON-DOT DRUG SCREEN COLLECT Paid Chk# 060140 VALLEY POPOCRN COMPANY, I. 8/14/2017 \$3.14.240 NON-DOT DRUG SCREEN COLLECT Paid Chk# 060141 VALLEY POPOCRN COMPANY, I. 8/14/2017 \$310.24 NON-DOT DRUG SCREEN COLLECT Paid Chk# 060140 VALLEY POPOCRN COMPANY, I. 8/14/2017 \$310.25 SUB CREEN COLLECT Paid Chk# 060140 SOBO145 WALLEY AQUATIC CONSTANTANEY \$14/2017 \$310.25 Paid Chk# 060140 SOBO145 WALLEY AQUATIC CONSTANTANEY \$14/2017 \$310.20 \$311.14 CONCESSIONS FOR BERLIN AQUATIC CONSTANTANEY	Paid Chk# (060132	FASTENAL	8/14/2017		
Paid Chik# 060135 MGD INDUSTRIAL CORP 8/14/2017 \$225.28 SUPPLIES FOR PUBLIC WORKS DEPA Paid Chik# 060137 THE CVIKOTA COMPANY INC \$1/42/2017 \$3,10.42 \$9 JULY REEDLES POT 10744 JS \$3,142.49 JULY REEDLES POT 10744 JS \$3,1				8/14/2017		
Paid Chik# 080136 RIDGE STONE PRODUCTS, INC 8/14/2017 \$8.8.0 3/4" ROAD GRAVEL Paid Chik# 080137 THE CVIKOTA COMPANY INC 8/14/2017 \$3,142.49 JULY BREILIN COLLECTION Paid Chik# 080139 THEDACARE REMORK 8/14/2017 \$3,300 NON-DOT DRUG SCREEN COLLECT Paid Chik# 080140 VALLEY AQUATIC SOLUTIONS, L 8/14/2017 \$33.00 NON-DOT DRUG SCREEN COLLECT Paid Chik# 080141 VALLEY POPCORN COMPANY, L 1/14/2017 \$311.14 CONCESSIONS FOR BERLIN AQUATIC Paid Chik# 080142 VIKING ELECTRIC SUPPLY 8/14/2017 \$1182.54 BULB FOR BERLIN PUBLIC WORKS D Paid Chik# 080143 VIVIAL 8/14/2017 \$42.50 AUSUST BILLING Paid Chik# 080145 VISCONSIN TAXPAYERS ALLIA 8/14/2017 \$40.322.04 SPOORS BRIDGE PROJECT Paid Chik# 080146 ZACHE, ROBERT W 8/16/2017 \$22.758.03 RETIREE MEDICAL BILL PAYMENT-F Paid Chik# 080149 Celo ROBERT ICE CREAM 8/18/2017 \$36.92.11 \$32.92.30 SPARTS FOR PU	Paid Chk# (060134	JON LUNDT ELECTRIC, INC	8/14/2017		
Paid Chik# 060137 THE CVIKOTA COMPANY INC 8/14/2017 \$3,142.49 JULY BERLIN COLLECTION \$1,000 \$1,00	Paid Chk# (060135	MGD INDUSTRIAL CORP	8/14/2017		
Paid Chik# 060138 THEDA CARE 8/14/2017 \$2,037.00 JULY NEEDLES PO 17044 JS	Paid Chk# (060136	RIDGE STONE PRODUCTS, INC	8/14/2017		
Paid Chk# 060139 THEDACARE AT WORK 8/14/2017 \$33.00 NON-DOT DRUG SCREEN COLLECT Paid Chk# 060141 VALLEY AQUATIC SOLUTIONS, L 8/14/2017 \$4,869.47 CHEMICALS FOR AQUATIC CENTER VALLEY AQUATIC SOLUTIONS, L 8/14/2017 \$4,869.47 CHEMICALS FOR AQUATIC CENTER VALLEY AQUATIC SOLUTIONS, L 8/14/2017 \$4,869.47 CHEMICALS FOR AQUATIC CENTER VALLEY POPCORN COMPANY, I 8/14/2017 \$4,250 VIVIAL VIKING ELECTRIC SUPPLY VIVIAL VIKING ELECTRIC SUPPLY VIVIAL VIKING	Paid Chk#	060137	THE CVIKOTA COMPANY INC	8/14/2017		
Paid Chik# 060140	Paid Chk#	060138	THEDA CARE	8/14/2017		
Paid Chik# 060141 VALLEY POPCORN COMPANY, I 8/14/2017 \$311.14 CONCESSIONS FOR BERLIN AQUATIC Paid Chk# 060142 VIKING ELECTRIC SUPPLY 8/14/2017 \$182.54 BULB FOR BERLIN PUBLIC WORKS D Paid Chk# 060144 VIVIAL 8/14/2017 \$42.50 AUGUST BILLING Paid Chk# 060145 WISCONSIN TAXPAYERS ALLIA 8/14/2017 \$42.50 AUGUST BILLING Paid Chk# 060147 ZACHE, ROBERT W 8/16/2017 \$2,578.03 RETIREE MEDICAL BILL PAYMENT-F Paid Chk# 060148 CEDAR CREST ICE CREAM 8/18/2017 \$1,929.47 \$1,929.	Paid Chk#					
Paid Chk# 060142	Paid Chk#	060140		8/14/2017		
Paid Chk# 060143 VIVIAL 8/14/2017 \$42.50 AUGUST BILLING Paid Chk# 060145 VIVIAL 8/14/2017 \$40.322.04 SPOORS BRIDGE PROJECT Paid Chk# 060145 VISCONSIN TAXPAYERS ALLIA 8/14/2017 \$40.322.04 SPOORS BRIDGE PROJECT Paid Chk# 060146 ZACHE, ROBERT W 8/16/2017 \$2.578.03 RETIREE MEDICAL BILL PAYMENT-F Paid Chk# 060147 BALLWEG IMPLEMENT CO 8/18/2017 \$886.95 PARTS FOR PUBLIC WORKS DEPT. Paid Chk# 060148 CEDAR CREST ICE CREAM 8/18/2017 \$1.929.47 JULY CALL FORWARDING POLICE DE Paid Chk# 060150 CRACK FILLING SERVICE CORP 8/18/2017 \$15,000.00 \$2017 CRACK SEALING CITY STREET Paid Chk# 060151 DTN, LLC 8/18/2017 \$15,000.00 \$2017 CRACK SEALING CITY STREET Paid Chk# 060155 VID ABSORBTECH, INC. 8/18/2017 \$15,000.00 \$2017 CRACK SEALING CITY STREET Paid Chk# 060155 VID ABSORBTECH, INC. 8/18/2017 \$15,000.00 \$2017 CRACK SEALING CITY STREET Paid Chk# 060155 VID ABSORBTECH, INC. 8/18/2017 \$15,000.00 \$2017 CRACK SEALING CITY STREET Paid Chk# 060155 VID ABSORBTECH, INC. 8/18/2017 \$15,000.00 \$2017 CRACK SEALING CITY STREET Paid Chk# 060155 VID ABSORBTECH, INC. 8/18/2017 \$15,000.00 \$2017 CRACK SEALING CITY STREET Paid Chk# 060155 VID ABSORBTECH, INC. 8/18/2017 \$15,000.00 \$2017 CRACK SEALING CITY STREET Paid Chk# 060155 VID ABSORBTECH, INC. 8/18/2017 \$15,000.00 \$2017 CRACK SEALING CITY STREET Paid Chk# 060155 VID ABSORBTECH, INC. 8/18/2017 \$15,000.00 \$2017 CRACK SEALING CITY STREET Paid Chk# 060155 VID ABSORBTECH, INC. 8/18/2017 \$165.00 \$2017 CRACK SEALING CITY STREET Paid Chk# 060156 BMO HARRIS BANK 8/22/2017 \$100.00 \$2017 CRACK SEALING CONTROL \$2017 CRACK SEALING CITY STREET Paid Chk# 060156 CITIZENS FIRST CREDIT UNION 8/22/2017 \$100.00 \$2017 CRACK SEALING CONTROL \$2017 CRACK SEALING CONTROL \$2017 CRACK SEALING CITY STREET PAID ABSORBTECH, INC. 8/18/2017 \$100.00 \$2017 CRACK SEALING CONTROL \$2017 CRACK SEALING CITY STREET PAID ABSORBTECH, INC. 8/18/2017 \$100.00 \$2017 CRACK SEALING CONTROL \$2017 CRACK SEAL	Paid Chk#	060141	VALLEY POPCORN COMPANY, I	8/14/2017		
Paid Clik# 060144 WAUSHARA CO TREASURER 8/14/2017 \$40,322.04 SPOORS BRIDGE PROJECT Paid Chk# 060145 WISCONSIN TAXPAYERS ALLIA 8/14/2017 \$10.95 MUNIFOPAL FACTS 17 BOOK Paid Chk# 060146 ZACHE, ROBERT W 8/16/2017 \$2,578.03 RETIREE MEDICAL BILL PAYMENT-F Paid Chk# 060148 CEDAR CREST ICE CREAM 8/18/2017 \$242.23 ICE CREAM FOR BERLIN AQUATIC C Paid Chk# 060150 CRACK FILLING SERVICE CORP 8/18/2017 \$15,000.00 2017 CRACK SEALING CITY STREET Paid Chk# 060151 DTN, LLC 8/18/2017 \$15,000.00 2017 CRACK SEALING CITY STREET Paid Chk# 060151 LANDMARK SERVICES COOPER 8/18/2017 \$15,000.00 2017 CRACK SEALING CITY STREET Paid Chk# 060153 LANDMARK SERVICES COOPER 8/18/2017 \$165.00 2007 CRACK SEALING CITY STREET Paid Chk# 060155 WI DNR - ENVIRONMENTAL FEE 8/18/2017 \$165.00 ENVIRONMENTAL FEE FOR WEBS/COMP Paid Chk# 060158 CITIZENS FIRST CREDIT UNION 8/22/2017 \$750.00	Paid Chk#	060142	VIKING ELECTRIC SUPPLY			
Paid Chk# 060145 Paid Chk# 060146 Paid Chk# 060146 Paid Chk# 060147 Paid Chk# 060147 Paid Chk# 060148 Paid Chk# 060148 Paid Chk# 060149 Paid Chk# 060150 Paid Chk# 060151 Paid Chk# 060151 Paid Chk# 060152 Paid Chk# 060153 Paid Chk# 060154 Paid Chk# 060155 Paid Chk# 060155 Paid Chk# 060155 Paid Chk# 060155 Paid Chk# 060156 Paid Chk# 060157 Paid Chk# 060158 Paid Chk# 060158 Paid Chk# 060158 Paid Chk# 060159 Paid Chk# 060159 Paid Chk# 060159 Paid Chk# 060150 Paid Chk# 060160 Paid Chk# 060165 Paid Chk# 060160 Paid C	Paid Chk#	060143	VIVIAL			
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*Check Summary Register©

AUGUST 31 2017

General

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Paid Chk# 060174	KUNKEL ENGINEERING GROUP	8/28/2017	\$0.00	FARMLAND PRESERVATION
Paid Chk# 060175	SUPERIOR CHEMICAL CORP	8/28/2017	\$220.24	HAND CLEANER FOR STREET DEPART
Paid Chk# 060176	VIKING ELECTRIC SUPPLY	8/28/2017	\$183.66	PARTS FOR STREET DEPARTMENT
Paid Chk# 060177	WI COUNCIL 32 AFSCME AFL-CI	8/28/2017	\$363.60	AUGUST UNION DUES
Paid Chk# 060178	WOLVERINE FIREWORKS DISPL	8/28/2017	\$5,125.00	2017 FIREWORKS SUPPLY AND DISP
Paid Chk# 060179	FRANKE, DIANE	8/29/2017	\$35.00	REIMBURSEMENT FOR SUPPLIES FOR
Paid Chk# 060170	GREEN LAKE COUNTY	8/29/2017	\$116.25	JULY SR. VAN USE
Paid Chk# 060181	KUNKEL ENGINEERING GROUP	8/29/2017	\$7,889.75	FARMLAND PRESERVATION
Paid Chk# 060181	MERCKX, GREGORY J.	8/29/2017	\$551.76	WOOD CARVING AND LEATHER CLASS
Paid Chk# 060183	SUN LIFE FINANCIAL	8/29/2017	\$154.71	EMPLOYER PAID LIFE INSURANCE
Falu Olik# 000100	STANDARD DOM DOM SYNTHESIS SANDONES	Total Checks	\$271,120.91	

*Check Summary Register©

Utility

AUGUST 31 2017

	Ĭ	Name	Check Date	Check Amt	
11161 UTIL	ITV CAS	U CNR			
			8/4/2017	\$267.43	
			8/4/2017		TOTAL COLIFORM BACTERIA
			8/4/2017		148 S PEARL ST-SEWER LINE
Paid Chk# C		BERLIN JOURNAL NEWSPAPER			UPS BADGER LABS
			8/4/2017		CLEAR GLASSES
Paid Chk# C		CRANE ENGINEERING SALES IN			SUBMERSIBLE GRINDER
			8/4/2017		VLV BD BOT/WTR LID/BX BSE
			8/4/2017		DIAPHRAGM FOR 3" PVR
			8/4/2017	\$594.04	PVC END PIPE/ELL/TEE/CPL
Paid Chk# (FOUR WAY CONSTRUCTION OF		\$592.50	MAIN BREAK-N INDUSTRIAL PARK
		HAHN, CHAD	8/4/2017	\$74.00	CDL RENEWAL
Paid Chk#(HAWKINS /ASH CPAs	8/4/2017	\$686.80	PSC REPORT COMPLETION
Paid Chk#(LANDMARK SERVICES COOPER	8/4/2017		FIELDMASTER
		WISCONSIN RURAL WATER ASS		\$100.00	B MALNORY-CCC ASSEMBLY TESTER
		ADVANCED DISPOSAL SERVICE		\$201.76	SERVICES FOR AUGUST 2017
		ALLIANT ENERGY/WP&L	8/11/2017	\$5,310.80	
Paid Chk#(BADGER LABORATORIES	8/11/2017	\$66.00	TOTAL COLIFORM BACTERIA
Paid Chk#(BERLIN CITY TREASURER	8/11/2017	\$943.41	JULY 2017 GAS/DIESEL
Paid Chk# (8/11/2017	\$1,675.07	POLYCLEAR
Paid Chk#		DAVIES WATER #1476	8/11/2017	\$1,356.10	PILOT DRILL/TIP CARB HOLESAW/D
Paid Chk#		G & K SERVICES	8/11/2017	\$163.08	MATS/DUSTMOP
Paid Chk#		MARTELLE WATER TREATMENT	8/11/2017	\$2,358.65	AQUA MAG BULK
Paid Chk#		NORTHERN LAKE SERVICE, INC		\$400.00	LEAD/COPPER
Paid Chk#		U S CELLULAR	8/11/2017	\$248.75	MALNORY/SOBIESKI/VAN/DUTY
Paid Chk#		USA BLUEBOOK	8/11/2017		HYMAX COUPLING
Paid Chk#		WISCONSIN RURAL WATER ASS	8/11/2017	\$130.00	WRWA OUTDOOR EXPO-MALNORY/SOE
Paid Chk#		ALLIANT ENERGY/WP&L	8/18/2017	\$981.25	
Paid Chk#		BERLIN CITY TREASURER	8/18/2017	\$45.00	STAMPERS
Paid Chk#		FASTENAL COMPANY	8/18/2017	\$52.25	MEDIA PAD
Paid Chk#		INTERSTATE BATTERY	8/18/2017	\$219.80	ADRY0085/MT-78
Paid Chk#		MARTELLE WATER TREATMENT	8/18/2017		FILTER FABRIC
Paid Chk#		BADGER LABORATORIES	8/24/2017		TOTAL COLIFORM BACTERIA
Paid Chk#		BERLIN CITY TREASURER	8/24/2017	\$22,395.83	BLACKTOP RESTORATION
Paid Chk#		CenturyLink	8/24/2017	\$44.18	
Paid Chk#		CRANE ENGINEERING SALES IN	8/24/2017		FLANGED K-FLOW FIG
Paid Chk#		ENERGENECS	8/24/2017		VAC REG
Paid Chk#		FARMERS & MERCHANTS BANK	8/24/2017	\$200,000.00	ADD TO CD #702007
Paid Chk#		FASTENAL COMPANY	8/24/2017		HCS/SAW BLADE
Paid Chk#		LINCOLN CONTR SUPPLY INC	8/24/2017		MARKING PAINT
Paid Chk#		RIDGE STONE PRODUCTS, INC	8/24/2017		ROAD GRAVEL/LIMESTONE
Paid Chk#		WALTCO INC	8/24/2017		JUNE 2017 BADGER LAB SAMPLES
Paid Chk#		WI STATE LABORATORY OF HY	8/24/2017		FLUORIDE
Paid Chk#		TIMOTHY COOK	8/30/2017	\$18,000.00	PARTIAL PAYMENT-BLACKTOP
Paid Chk#		ALLIANT ENERGY/WP&L	8/31/2017	\$6,496.03	
Paid Chk#		BADGER LABORATORIES	8/31/2017		TOTAL COLIFORM BACTERIA
Paid Chk#		BANYON DATA SYSTEMS INC	8/31/2017	\$1,590.00	UB SUPPORT
Paid Chk#		CCP INDUSTRIES INC.	8/31/2017		CENTERFEED/KITCHEN TOWELS
Paid Chk#		FIRST SUPPLY	8/31/2017		BLK STL NIPPLE
Paid Chk#		a market areas a second	8/31/2017		CDL TEST/TRUCK & TRAILER
Paid Chk#			8/31/2017		DEHUMIDIFIER
Paid Chk#			8/31/2017		HYDROCHLORIC ACID
Paid Chk#			8/31/2017		LEVEL SLUDGE BEDS
Paid Chk#			8/31/2017	\$19,375.00	FINAL PAYMENT-BLACKTOP
Paid Chk#		CONTROL CONTROL PROF. BURNEY	8/31/2017		MALNORY/SOBIESKI/VAN/DUTY/TABL
Paid Chk#		2 4742	8/31/2017		JULY 2017 POSTAGE
		WISCONSIN TUBING, INC	8/31/2017	\$885.00	NONWOVEN FILTER FABRIC

CITY OF BERLIN **PAYROLL FOR AUGUST - 2017 NET PAYROLL GENERAL CITY** UTILITY PAYROLL TITLE PAYDATE Payroll # 63,400.24 8/11/2017 16 General City 16.01 Police July OT 6,244.38 8/15/2017 10,802.00 Utility 8/11/2017 292.70 Jazdzewski missed hrs 8/14/2017 16.02 66,871.39 8/25/2017 General City 10,692.68 8/25/2017 17 Utility TOTAL MONTHLY PAYROLL \$136,808.71 \$21,494.68

TO: Mayor and Common Council

FROM: Jodie Olson

RE: Street Privilege Permit for Green Lake Area Animal Shelter Brat Fry

<u>BACKGROUND</u>: The Green Lake Area Animal Shelter has applied for a street privilege permit to block off a portion of Fox Alley behind the Rendezvous Bar on Sept 30 from 11 a.m. - 8 p.m. for a Fall Brat Fry fund raiser. They have also applied for a special picnic license to serve alcohol.

<u>RECOMMENDATION:</u> Approve Street Privilege permit for Green Lake Area Animal Shelter Fall Brat Fry on Sep 30, 2017 from 11:00 am-8:00 pm to block off an area of Fox Alley behind Rendezvous Bar.

CITY OF BERLIN PERMIT APPLICATION

Special Events on Streets, Highways, and Municipal Parking Lots
(Provisions of SEC. 18-331 thru SEC.18-337 Municipal Code Apply)
If you need additional space for any answers, attach additional sheets as necessary

	Municipal Parking Lot
Applicant's Name: Green Lave Arca Animal Shelter Date of Application	: 8-6-17
Applicant's Telephone Number: 420-294-3042 Applicant's DOB/Organized:	
Applicant's Address: PO Box 86 Green Lake W1 54941	
Purpose of Application Request: Fay Brat Fry	
	· · · · · · · · · · · · · · · · · · ·
If applicant is an organization, provide the name(s), title(s) or position(s), address(es), at of authorizing official(s) (for corporations, all officers and directors; for LLC's, all mem partnerships, all partners; for trusts, all trustees):	bers and managers; for
Name, Title, and Address Scott Mundro, President, Markesan W1 53946 (Secretary too)	Telephone Number
Robert Hawse, VP, 405 Union St. Green Lake, W1 54941	920-294-0464
Melissa Sorchson, Treasurer, 163 W Noyes St, Berlin W1 54923	920-896-2165
David Ball, Director, N5780 Whitetail Cl, Green Lake W1 54941	920-294-9954
Luann Van Lanen, Director, N6224 Sunnyside Rd, GL WI 54941	920-229-4299
Jean Mockus, Director, 471 Golf Hill Ct, Green Lake W 54941	920-229-0623
If applicant is an organization (corporation, LLC, partnership, trust, etc), provide the nar position(s), address(es), and telephone number(s) of person(s) responsible for this requestion.	
Name, Title, and Address Same as above	Telephone Number
Details of Event: (For extended details, use the back of this form and include drawings of p	roposed event or route).
What: Fall Brot Fry @ Rendezvous	
When: Sept 30, 2017 Start Time and Duration: 11:00 8:00	, pm
Where: 114 N. Capron St. (Be hind) BAR If Parade, Assembly Area:	
Estimated number of units (if parade) or persons attending (if other event): 50 - 75	people
Does applicant claim exemption from liability insurance as a government agency, religious charitable, or service organization per Sec. 18-333(b)(2) and or (4).	ous, fraternal, veterans,
If yes, explain: (Also submit any supporting documentation for this claim of exemption)	
Applicant or Applicant's Agent's Name Signature:	
Name of Person Signing (please print): Me1/55 a Sornson	
Title of Person Signing (if applicant is an organization): Treasure	
	<u> </u>
For Office Use Only Include with Application: **\frac{20}{	Yes No
	Indemnification Form
Liability Insurance (or) Applicant is exempt and approve	_
Reviewed by: City Attorney Chief of Police OK	
Common Council approval: Yes No NA (Recurring	ng)
Recommendation: Conditions for Approval or Reasons for Denial:	ţ



City of Berlin

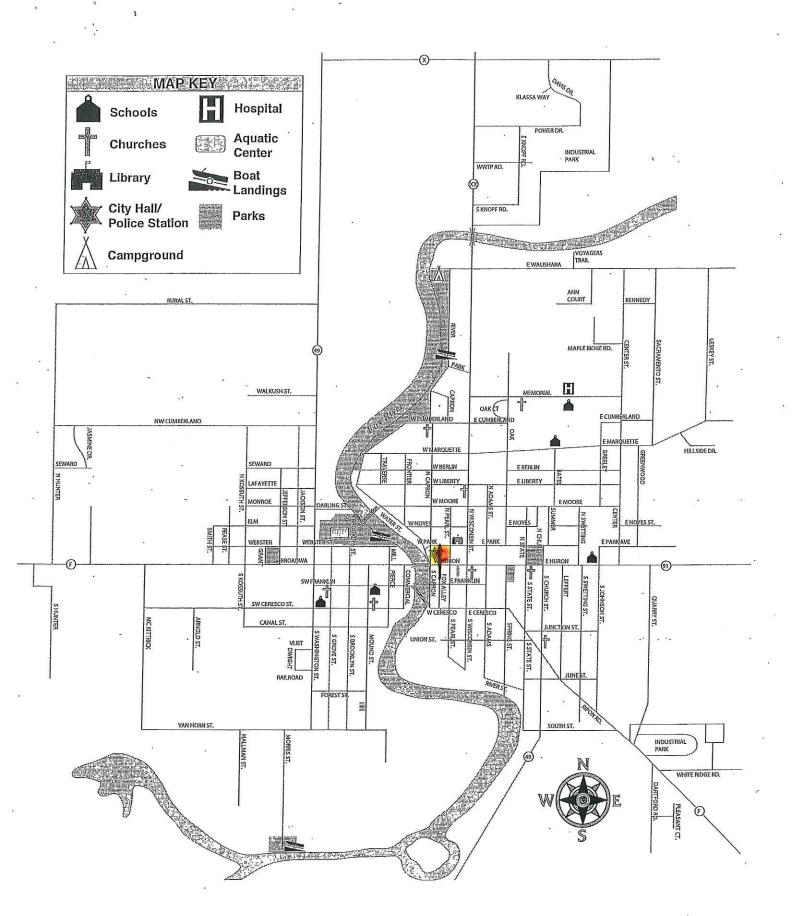
P.O. Box 272 108 North Capron Street Berlin, WI 54923 920-361-5400 Phone 920-361-5454 Fax

Indemnification, Defense, and Hold Harmless Agreement

The undersigned, as an applicant for a permit from the City of Berlin, hereby agrees to indemnify, defend, and hold harmless the City of Berlin and its employees and agents against all claims, liabilities, loss, damages, or expenses against or incurred by the City of Berlin on account of any injury to or death of any person, or any damage to property, caused by or resulting from the activities for which the permit was granted.

Specifically this Agreement applies to:	
Fall Brat Fry (Description of Event)	
On: Sept 30th 2017 (Date(s) of Event)	
By: Melissa Sorenson, Treasurer (Name of Applicant)	-
On Behalf Of: Green Lake Arca Animal Shorter (Name of Organization and Title if applicable)	

If signing on behalf of an organization, you must have authority from the organization to sign an agreement like this. By signing this agreement, you are warranting to the City of Berlin that you have such authority.



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		GENERAL LIA					EACH OCCURRENCE DAMAGE TO RENTED	\$1,000,000	
			CIAL GENERAL LIABILITY	TRM455032	08/30/17	08/30/18	PREMISES (Ea occurence)	\$100,000	
		CLA	MS MADE X OCCUR				MED EXP (Any one person)	\$5,000	
							PERSONAL & ADV INJURY	\$1,000,000	
							GENERAL AGGREGATE	\$2,000,000	
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	WOR	KERS COMPEN					WC STATU- OTH- TORY LIMITS ER		
	EMPLOYERS' LIABILITY			WC556423	08/30/17	08/30/18	E.L. EACH ACCIDENT	\$100,000	
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED?		XCLUDED?				E.L. DISEASE - EA EMPLOYE	\$500,000	
	If yes, describe under SPECIAL PROVISIONS below		IS below		-		E.L. DISEASE - POLICY LIMIT	\$100,000	
OTHER									
DES	CRIPTI	ON OF OPERAT	IONS / LOCATIONS / VEHIC	LES / EXCLUSIONS ADDED BY ENDORSE	MENT / SPECIAL PRO	VISIONS	<u> </u>		
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AC	URD	25 (2001/08	5)			Pr	©JACORD C inted by SJW on August		

TO: Mayor and Common Council

FROM: Jodie Olson

RE: Fire Inspections

<u>BACKGROUND</u>: At the COTW meeting, there was a request to discuss the procedure of Fire Inspection Services regarding vacant buildings. The Fire Inspector and Fire Chief will be present to review the process, procedures and laws governing these inspections.

RECOMMENDATION: Discuss and action as appropriate

TO: Mayor and Common Council

FROM: Jodie Olson

RE: Caboose

<u>BACKGROUND:</u> Staff has again been contacted by someone wishing to purchase the caboose in the S. Capron Street Parking lot. Discussion will be on if the Council wishes to sell the caboose and what process would be followed.

<u>RECOMMENDATION:</u> Discuss possible sale of Caboose in S. Capron Street Parking Lot and action as appropriate. Closed session is available to discuss any negotiating strategies.

TO: Mayor and Common Council

FROM: Jodie Olson

RE: Special Registration and Appeal Fees for Vicious Dogs

BACKGROUND: Attached you will find a copy of the ordinance pertaining to vicious dogs. Please note that there are two sections which reference a fee that is to be set by the Common Council. Section 10-10(a)(1) is relating to a nonrefundable administrative fee for an owner of a vicious dog determination to appeal to the Common Council. Section 10-10(c)(2)(e) relates to a special annual registration fee for dogs deemed vicious. These fees have not yet been set by the Common Council.

The general license fee for dogs is \$3/spayed or neutered and \$8 for non-spayed or neutered for many years. The fees for vicious dogs would be over and above these normal licensing fees.

In contacting other communities, fees charged for vicious dogs are all over the board from \$15-\$375. Staff recommendation is \$200 for the special annual registration for vicious dogs and a \$200 fee if an owner wants to appeal the vicious dog status.

<u>RECOMMENDATION</u>: Set fee for special licensing/registration of vicious dogs pursuant to ordinance 10-10(c)(2)(e) & 10-10(a)(1).

Sec. 10-10. - Keeping dogs and cats.

- (a) Impoundment; vicious dog determination; status. Any law enforcement officer employed by the city may impound any dog found to be at large or reasonably believed, upon personal observation and/or thorough investigation, to have committed or involved itself in one or more of the acts or otherwise having a presence within the city in failed conformity with any provisions or requirements under this section and that poses a substantial risk to human health or safety. Any such dog may be conveyed to the custody of the city animal control officer or other similar and suitable facility as designated by the chief of police. Any dog so impounded may be held for a period of not less than five days and, at the end of such period, become the property of the custodial facility unless the owner thereof shall reclaim such dog and pay the custodial facility the reasonable costs of keeping such dog and an impounding fee as set by the common council in the fee schedule kept on file in the city clerk/treasurer's office. Whenever acting under this subsection, a law enforcement officer may determine whether the dog is a "vicious dog" pursuant to the definition set forth in section 10-2. In the event that the law enforcement officer determines that a dog is a vicious dog, the owner shall be advised of the same in writing by the law enforcement officer making such determination and provided a copy of this section and subsection (1) and (2) below.
 - (1) Appeal of vicious dog determination. Any owner aggrieved by a determination of viciousness, as provided in subsection 10-10(a) above, may appeal such determination within 15 calendar days following the law enforcement officer's personal service or first class mail issuance of the written determination of viciousness to the owner's last known address. Such appeal may only be taken by the owner's personal hand delivery to the city clerk/treasurer, with a copy to the city attorney, of a written objection to the determination of viciousness, setting forth the specific reasons for contesting the determination. Upon receipt of a timely written objection, the matter shall be considered at the next available meeting of the common council that is no less than five days from receipt of the written objection. The common council shall act as a quasi-judicial body affording the owner reasonable opportunity to present evidence and argument as to why the investigating law enforcement officer's determination as to viciousness should not be affirmed. A nonrefundable administrative fee as set by the common council and provided in the fee schedule on file in the city clerk/treasurer's office, shall be tendered with an owner's timely written objection under this subsection.
 - (2) Compliance. After 15 calendar days following personal service or first class mail issuance of the written determination of viciousness to the owner's last known address, or within ten days of the common council affirmation of the investigating law enforcement officer's determination of viciousness, if any, the owner of a vicious dog shall, in addition to all other requirements of this section, comply with all provisions under subsection 10-10(c)(2) for the balance of such dog's life. Alternatively, the owner shall, within ten days of the common council affirmation of the investigating law enforcement officer's determination of viciousness, dispose or cause the disposal of the dog in such manner that humanely euthanizes the dog.

- (b) Owner's duty with respect to any dog or cat.
 - (1) An owner shall see to it that his or her dog or cat does not go at large.
 - (2) No person may own a dog or cat that does any of the following:
 - a. Damages or attempts to damage any public or private property, except the exclusive private property of the dog's owner. "Damage" shall include, but not be limited to, defacing, scratching, marring or any type of behavior that contributes to a diminution of value.
 - b. Barks, whines or howls in excessive or continuous fashion to the annoyance of any reasonable complainant; but shall not apply to any veterinary facility, the city's animal control officer impound facility, or other Wisconsin licensed animal shelter or animal control facility.
 - c. Bites or attempts to bite a person or domestic animal.
 - d. Attempts to scratch or otherwise promote harm or engage in any other form of accostment to a human being or domestic animal.
 - e. Puts any person in reasonable fear of attack or accostment.
 - (3) Any dog or cat shall be rebuttably presumed to have engaged in any behavior described in subsection 10-10(b)(2)a. through e. above without provocation. It shall be upon the owner to demonstrate sufficient provocation to preclude conviction under these subsections. Sufficient provocation for both dogs and cats shall be demonstrated consistent with the definition of "vicious dog" in section 10-2(2)a. to g.
- (c) Restrictions on keeping of certain dogs.
 - (1) No person may own a prohibited dangerous dog. Any person present with, by any reasonably observed physical association or means of control whatsoever, or causing the presence of a prohibited dangerous dog within the city limits shall be irrefutably considered to own such prohibited dangerous dog.
 - (2) No person may own a vicious dog except in conformity with the following requirements:
 - a. *Leash*.
 - 1. No owner of a vicious dog may permit such a dog to go outside its premises or a form of secure confinement unless the dog is securely restrained with a chain, rope or other type of leash no longer than six feet in length. For the purposes of this subsection, the "premises" of an owner shall only mean that property that is owned in title, or, if leased or otherwise legally possessed, only if leased or legally possessed exclusive of any other shared or common use by any other lessee, legal possessor or legal occupant other than a cotenant, cosigner or co-legal occupant to or under any lease pertaining to the premises.
 - 2. No person may permit a vicious dog to be kept on a chain, rope or other type of leash outside its premises or a form of secure confinement, unless a person who is 16 years of age or older, competent to govern the dog's behavior and capable of physically controlling and restraining the dog, is in physical control of the leash. For the purposes of this subsection, the "premises" of an owner shall only mean that property that is owned in title

or, if leased or otherwise legally possessed, only if leased or legally possessed exclusive of any other shared or common use by any other lessee, legal possessor or legal occupant other than a cotenant, cosigner or co-legal occupant to or under any lease pertaining to the premises.

b. Confinement.

- 1. Generally. Except when an owner is in conformity with subsection 10-10(c)(2)a.1. and 2. above, all vicious dogs shall be securely confined indoors or in a securely enclosed and locked pen, kennel or other structure that is located on the exclusive premises of the owner and constructed in a manner that does not allow the dog to exit the pen, kennel or other structure inadvertently or upon its own volition. The pen, kennel or other structure shall have secure sides and a secure top attached to all sides. Any structure used to confine a vicious dog shall be securely locked with a key or combination lock when the dog is within the structure. The structure shall have a secure bottom or floor attached to its sides or the sides of such structure must be embedded in the ground at a depth of no less than two feet. A dog may be confined as required under this subsection by its secured enclosure within an area entirely surrounded by a fence of such height, depth of installation, design, structural integrity and strength so as to confine a dog and prevent its ungoverned egress from the confined area. All structures erected to house or confine vicious dogs shall comply with all zoning and building regulations of the city.
- 2. *Indoor confinement*. No vicious dog may be kept on a porch, patio or similar curtilage upon any premises or in any part of a house, building or other structure that would allow the dog to exit the house, building or other structure inadvertently or upon its own volition. No vicious dog may be kept in a house, building or other structure when the windows are open or when screen windows or screen doors fail to prevent such dog from exiting the house, building or other structure.
- c. Warning signage. The owner of a vicious dog shall display, in prominent places upon his or her premises near or about all entrances or possible access points to the premises, signs containing letters of not less than two inches in height and width against a pronounced and visible contrasting color field, warning that there is a vicious dog upon or about the property. An identical version of such sign is required to be posted on the kennel, pen or other confining structure of the dog. Language such as "Beware of Dog" or substantially similar and effective words shall be conforming to the requirements of this subsection.
- d. Spay and neuter requirements. Any vicious dog must be spayed or neutered if it is known or reasonably believed or observed to be older than six months. The owner of any vicious dog shall possess written proof endorsed by a licensed veterinarian that the dog has been spayed or neutered.



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Insurance and special licensing/registration. Any owner of any vicious dog shall, within 15 calendar days following personal service or first class mail issuance of the written determination of viciousness to the owner's last known address, or within ten days of the common council affirmation of the investigating law enforcement officer's determination of viciousness, if any, and annually thereafter on or before January 1 of each ensuing year, register such dog with the city clerk/treasurer as a vicious dog and, additionally, provide at the time of registration a high quality current color photograph of such dog, supply proof of spaying or neutering, and pay a special registration fee as set by the common council and provided under a separate fee schedule on file in the city clerk/treasurer's office. At the time of registration, each owner of any vicious dog kept within the city limits shall provide verifiable proof of an in-force and effective policy of liability insurance in amounts of at least \$100,000.00 to be paid for any acts of property damage, injury or other liability incurred by virtue of any injury or damage inflicted by such vicious dog. Such insurance shall name the City of Berlin as a coinsured solely for the purpose of notice of cancellation of such insurance policy. The city clerk/treasurer shall not issue a license for any such vicious dog except in conformity with the requirements of this subsection, and any license so otherwise issued shall be void.

- f. Multifamily buildings. No vicious dog may be owned or otherwise made present within, upon or about any portion of any multiple-living-unit dwelling building or upon the lands associated therewith. For the purposes of this subsection, a multiple-living-unit dwelling shall mean only such building that contains three or more separate living units such as, by nonlimiting example only, a building commonly known as a "triplex" or larger. Real property that has been declared a condominium pursuant to the Wisconsin Condominium Act shall not constitute a multiple-living-unit dwelling building under this subsection.
- g. *Notifications* . The owner of any vicious dog shall, as soon as practical, but not more than 24 hours after any of the following events occur, notify or cause notification to the police department that such dog:
 - 1. Is at large.
 - 2. Has attacked a human being or domestic animal, whether provoked or not.
 - 3. Is dead.
 - 4. Has been sold, transferred or otherwise given away and to whom (with valid telephone number and valid mailing address), for what purpose and for what, if any, exchange of value.
- h. *Limit on number of vicious dogs.* The owner of any vicious dog shall not own more than one additional dog.
- i. Orders of municipal court and agreements. No owner may own any vicious dog contrary to any order issued by the municipal court or agreement reached with the city attorney and/or the common council relating to the ownership of such dog.

Liability for damage caused by dogs; penalties. The provisions of Wis. Stats. § 174.02 relating to the owner's liability for damage caused by dogs, together with the penalties set forth in such statute, are adopted and incorporated in this subsection by reference.

(Code 1989, § 7-1-6; Ord. No. <u>01-17</u>, 1-10-2017)

TO: Mayor and Committee of the Whole

FROM: Jodie Olson, City Administrator

RE: 2018 Taxi Grant

<u>Background</u>: Annually we apply for a taxi grant and receive state and federal funding for our taxi service. This is an annual process of which we need Council approval for.

Recommendation: Authorize Staff to apply for the 2018 Small Urban Operating Assistance Contract Between the State of Wisconsin and the City of Berlin and the 2018 Urban Mass Transit Operating Assistance Contract between the State of Wisconsin, Department of Transportation and the City of Berlin and submit documents necessary to apply for the shared-ride taxi program.

NOTE TO COUNCIL MEMBERS

Please bring your COTW closed session documents with you pertaining to the union and non-union health insurance and retiree insurance with you again.

FYI...2018 Budget is underway with the departments and committees. Some key budget figures are still missing at this point, so we can begin reviewing details together in October unless something needs to be addressed before then.