

COMMON COUNCIL MEETING **AMENDED** AGENDA
TUESDAY, APRIL 9, 2024 7:00 PM
COUNCIL CHAMBERS, BERLIN CITY HALL, 2ND FLOOR
MEETING IS OPEN TO THE PUBLIC & CITY HALL IS HANDICAPPED ACCESSIBLE
Meeting ID: 859 0514 0084 Passcode: 123456

1. Call to order/Roll Call
2. Seat Virtual Attendees (if necessary)
3. 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.

4. Waive the reading of ordinances and resolutions. RECOMMENDATION: Waive the reading of all ordinances and resolutions adopted at this meeting.
5. Written reports from the City Clerk, Treasurer, and Building Inspector.
RECOMMENDATION: Receive and place on file the written reports from the City Clerk, Treasurer, and Building Inspector.
6. Minutes from the March 15, 2024 Common Council Meeting. RECOMMENDATION: Approve the minutes from March Common Council Meeting.
7. Bills List. RECOMMENDATION: Approve the list of bills for payment.
8. Motorcycle Parade for Veterans. RECOMMENDATION: Accept recommendation from Committee of the Whole to approve Motorcycle Parade for Veterans on June 8, 2024.
9. Berlin Aquatic Center. RECOMMENDATION: Accept recommendation from Committee of the Whole to approve hiring an engineer for the Berlin Aquatic Center using \$50,000 of APRA funds.
10. Rezoning Request. RECOMMENDATION: Accept recommendation from Planning Commission to adopt Ordinance 02-24 An Ordinance Rezoning a Parcel of Land from A-1 (Agricultural) to R-1 (Residential) City of Berlin. Parcel #206-01073-0200.
11. Rezoning Request. RECOMMENDATION: Accept recommendation from Planning Commission to adopt Ordinance 03-24 An Ordinance Rezoning a Parcel of Land from R-1 (Residential) to R-3 (Residential) City of Berlin. Parcel #206-01082-0200.

END OF CONSENT AGENDA

12. Dolgencorp LLC, Class “A” Retail License and “Class A” Intoxicating Liquor License Change of Officer. RECOMMENDATION: Approve the Supplemental Questionnaire Alcohol Beverage License Application to change the CEO and LLC Manager for Dolgencorp LLC, to Zachary J. Brining.
13. 107 W Huron Raze & Repair Property. RECOMMENDATION: Listen to presentation with discussion available in closed session and action as appropriate.
14. Park & Recreation Board Appointment. RECOMMENDATION: Accept the mayoral appointment of Amy Reese to the Park & Recreation Commission term expiring May 1, 2025.
15. Poll worker appointment. RECOMMENDATION: Approve Carleen Ashbacker, unaffiliated, as an election poll worker term ending 2025.
16. Department of Public Works request to purchase leaf and stump debris machine. RECOMMENDATION: Discussion and action as appropriate.
17. TID 15 Building Improvement application for Sandy Henning at 110 W Huron St. RECOMMENDATION: Discussion and action as appropriate.
18. Municipal Court Intergovernmental Agreement. RECOMMENDATION: Waive Committee of the Whole discussion on this item. Approve Intergovernmental Agreement for North Fond du Lac to provide Municipal Court services to the cities of Fond du Lac and Ripon, Towns of Auburn, Calumet. Empire, Fond du Lac, Friendship, Oakfield, Osceola, Ripon and Taycheedah in Fond du Lac County and Wilson in Sheboygan County, and the Villages of Brandon, Campbellsport, Eden, Fairwater, N. Fond du Lac, Oakfield and St. Cloud, in Fond du Lac County and the City of Berlin in Green Lake and Waushara Counties, and the cities of Green Lake, Markesan, and Princeton in Green Lake County to commence on May 1st, 2024 and authorize the required signatures.
19. Municipal Court Ordinance. RECOMMENDATION: Waive Committee of the Whole discussion on this item. Adopt Ordinance 04-24 amending section 1-19 of the Code of City of Berlin establishing a Municipal Court for the cities of Fond du Lac and Ripon, Towns of Auburn, Calumet. Empire, Fond du Lac, Friendship, Oakfield, Osceola, Ripon and Taycheedah in Fond du Lac County and Wilson in Sheboygan County, and the Villages of Brandon, Campbellsport, Eden, Fairwater, N. Fond du Lac, Oakfield and St. Cloud, in Fond du Lac County and the City of Berlin in Green Lake and Waushara Counties, and the cities of Green Lake, Markesan, and Princeton in Green Lake County.
20. No Mow May, 2024. RECOMMENDATION: Discussion and action as appropriate.
21. 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.)

22. New Business (To be used to request items of new business be put on a future agenda)
23. Motion to convene into closed session pursuant to (g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved (*107 W Huron Raze or Repair*).
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 BERLIN BUILDING REPORT March 2024

TYPE OF PERMIT	MONTH			YEAR TO DATE			LAST YEAR TO DATE		
	No.	Estimated Value	Permit Cost	No.	Estimated Value	Permit Cost	No.	Estimated Value	Permit Cost
Single Family Residence	3	\$1,016,000.00	\$3,418.62	4	\$1,424,000.00	\$4,667.70	1	\$265,000.00	\$622.92
Multi-Family Residence	0	\$0.00	\$0.00	0	\$0.00	\$0.00	0	\$0.00	\$0.00
Residential Alteration	7	\$122,851.00	\$912.11	16	\$294,319.00	\$2,296.74	4	\$60,150.00	\$276.50
Residential Addition	0	\$0.00	\$0.00	0	\$0.00	\$0.00	0	\$0.00	\$0.00
Residential Garage	0	\$0.00	\$0.00	0	\$0.00	\$0.00	0	\$0.00	\$0.00
Residential Garage Alteration				0	\$0.00	\$0.00	0	\$0.00	\$0.00
Commercial Building	0	\$0.00	\$0.00	0	\$0.00	\$0.00	0	\$0.00	\$0.00
Commercial Alteration	0	\$0.00	\$0.00	0	\$0.00	\$0.00	0	\$0.00	\$0.00
Commercial Addition	0	\$0.00	\$0.00	0	\$0.00	\$0.00	6	\$1,137,980.00	\$6,855.88
Signs	2	\$1,880.00	\$230.50	4	\$10,960.00	\$357.85	1	\$2,000.00	\$69.38
Miscellaneous	1	\$5,000.00	\$75.00	4	\$8,985.00	\$285.00	1	\$5,000.00	\$50.00
Demolition	0	\$0.00	\$0.00	0	\$0.00	\$0.00	0	\$0.00	\$0.00
Hospital				0	\$0.00	\$0.00	0	\$0.00	\$0.00
Church				0	\$0.00	\$0.00	0	\$0.00	\$0.00
School				0	\$0.00	\$0.00	0	\$0.00	\$0.00
Driveways	1	\$8,000.00	\$10.00	1	\$8,000.00	\$10.00	1	\$3,400.00	\$50.00
Trailer Homes				0	\$0.00	\$0.00	0	\$0.00	\$0.00
Total Building Permits	14	\$1,153,731.00	\$4,646.23	29	\$1,746,264.00	\$7,617.29	14	\$1,473,530.00	\$7,924.68
Commercial Plan Approval				0	\$0.00	\$0.00	0	\$0.00	\$0.00
Plumbing Permits	4	\$12,770.00	\$588.75	6	\$34,276.00	\$731.28	4	\$22,967.00	\$503.16
Electrical Permits	5	\$33,500.00	\$835.56	8	\$51,490.00	\$1,045.56	5	\$22,835.00	\$307.16
Heating Permits	4	\$20,500.00	\$599.82	5	\$27,326.00	\$664.82	6	\$41,457.00	\$1,842.96
Total Permit Fees	27	\$1,220,501.00	\$6,670.36	48	\$1,859,356.00	\$10,058.95	29	\$1,560,789.00	\$10,577.96

CITY OF BERLIN

PAYROLL FOR MARCH - 2024

Net Payroll

PAYDATE	Payroll #	PAYROLL TITLE	GENERAL CITY	AMBULANCE	UTILITY
3/1/2024	5	General City	52910.83		
3/1/2024	5	Ambulance City		37632.16	
3/1/2024	5	Utility			11,301.66
3/1/2024	5.01	GC Barton Clothing	97.64		
3/15/2024	6	General City	75,732.63		
3/15/2024	6	Utility			16,784.74
3/15/2024	6	Ambulance		58,310.60	
3/29/2024	7	General City	79212.54		
3/29/2024	7	Utility		17,079.27	
3/29/2024	7	Ambulance			55,384.72
TOTAL MONTHLY PAYROLL			\$207,953.64	\$113,022.03	\$83,471.12

CITY OF BERLIN COMMON COUNCIL MEETING MINUTES
TUESDAY, March 15 2024 AT 7:00 pm
COUNCIL CHAMBERS, BERLIN CITY HALL, 2ND FLOOR

The Mayor called the meeting to order at 7:00 pm, Roll Call resulted in four (4) present; Boeck, Dretske, Nigbor, and Stobbe. Two absent – Durtschi and Burgess. Staff in attendance: Sara Rutkowski, Tim Ludolph, Caitlin Hilgart, Deb Thiel, Scott Zabel and Attorney Chier.

No Virtual Attendees and no Public Comments.

The following items were listed on the Consent Agenda for approval and adoption: 4) Waive the reading of all ordinances and resolutions adopted at this meeting; 5) Receive and place on file the written reports for the City Clerk, Treasurer and Building Inspector; 6) Approve the minutes from February 13, 2024; 7) Approve the Bills List. 8.) Accept recommendation for the 2023 4th Quarter Weights & Measures Report; 9) Approve recommendation for removing Peggy LaBuda and Midge Seaman from the City Bank accounts and adding Susan Kiener and Debra Thiel to the appropriate accounts; 10) Accept recommendation for appropriate signatures for the MOU for Advocap Retired and Senior Volunteer Program; 11) Accept recommendation for the Oak Street renaming to a portion Riverview Drive and Riverview Court; 12) Accept recommendation for Ordinance #01-24 to allow certain types of Urban Agriculture in the B-1, B-2 and M-1 Zoning Districts. Dretske made a motion to accept the Consent Agenda. Stobbe seconded the motion and it passed on a roll call vote of four (4 ayes).

Item 13 recommendation to approve Resolution #24-03 Creation of TID #16. Adam Rico with Baird presented the Project Plan and District Boundary. Discussion was held, Nigbor made a motion to accept Resolution #24-03 Creation of TID #16, TID #16 Project Plan, TID #16 Boundary Map. Stobbe Seconded the motion that passed on a roll call vote of four (4 ayes).

Next item was the Kwik Trip, Class "A" Retail License and "Class A" Intoxicating Liquor License Change of Officer. Dretske made a motion to accept the Supplemental Questionnaire Alcohol Beverage License Application to change the Treasurer for Kwik Trip, Inc to David P. Wagner. Stobbe seconded the motion that passed on a voice vote.

Next item was resignation of Daniel Ladwig for the Parks and Recreation Commission. Nigbor made a motion to accept the resignation effective immediately with sending a letter thanking Daniel Ladwig for his service. Boeck seconded the motion that passed on a voice vote.

Item 16 was the update on the 107 W Huron Raze & Repair. Ludolph presented the newly updated progress that had been made and the permits have been paid. The property owner Hussein Kader was present in zoom call to state the next step of the property updates. The Building Inspector and staff recommendation are asking for different items be completed in a month by month bases. This item will be moved to next month.

Item 17 was the 2024 Pavement Maintenance Project. The recommendation was to accept bid and award contract to Kartechner Brothers, LLC of Waupun, WI for the 2024 Pavement Maintenance Project in the amount of \$142,470.00. Zabel presented that during budget discussion staff had brought several streets throughout the city that would be good candidates for pavement maintenance. The streets

would be S. Brooklyn from Broadway to S.W. Franklin, N Brooklyn from Broadway to Webster, and N Kossuth from Broadway to Webster. Zabel presents the different bids he received. Dretske made a motion to accept the bid from Kartechner Brothers, LLC of Waupun, WI for the 2024 Pavement Maintenance Project in the amount of \$142,470.00. Nigbor seconded the motion that passed on a voice vote.

Item 18 was Easement request from Alliant Utilities for parcel 206-01031-0000. Zabel stated that is a city owned property and the easement would run along the property on the western side. Stobbe made a motion to accept the easement request from Alliant Energy for parcel 206-01031-0000. Nigbor seconded the motion and passed on a voice vote.

Item 19 was the Cemetery Board Appointment of Midge Seaman. Boeck made a motion to accept the mayoral appointment of Midge Seaman to the Cemetery Board for a term ending April 30, 2026. Dretske seconded the motion and passed on a voice vote.

Next was the Liquor License application for the term 2024-2025.

Nigbor stepped out of the meeting at 7:30PM

Rutkowski presented the Liquor License Ordinance and the Liquor License Questionnaire. There was small discussion held, but waiting on further information from the DOR. This item was asked to be moved to next month when the absent Aldermen are present. Council did agree that the applicants should be required to provide proof that they comply with the 150 days of open operation.

Nigbor entered back in Council Chambers at 7:42PM

There is no Old Business and No New Business to discuss.

Motion to adjourn by Nigbor at 7:44 pm, with a second by Stobbe. Motion carried via voice vote.

Caitlin Hilgart, Deputy Clerk

City of Berlin WI
AP Pay Status

<u>Name</u>	<u>Invoice</u>	<u>Description</u>	<u>Invoice Date</u>	<u>Due Date</u>	<u>Amount</u>	<u>Paid</u>	<u>Balance</u>
Gordon Flesch	IN14587200	2024 Gordon Flesch Ricoh clerks office	3/01/2024	3/31/2024	178.48	178.48	0.00
Gordon Flesch	IN14587193	2024 Gordon Flesch - Copier	3/01/2024	3/31/2024	87.85	87.85	0.00
WASTE MANAGEMENT	0023700-0414-1	WM 2024 Feb. Garbage & Recycle	3/01/2024	3/31/2024	31,344.44	31,344.44	0.00
Unique Management Services, Inc.	6123346	2024 Unique- February	3/01/2024	3/31/2024	93.20	93.20	0.00
Ridge Top Exteriors	24122B	2024 Ridge Top Exteriors Permit #24-12-2B over payment for 145.N Capron Berlin.	3/01/2024	3/31/2024	176.11	176.11	0.00
Vermeer Wisconsin Inc.	20278812	Vermeer Stump Cutter	3/01/2024	4/01/2024	27,134.00	27,134.00	0.00
MODERN RENTALS, INC	315383	2024 Modern Chainsaw Parts	3/04/2024	4/03/2024	135.98	135.98	0.00
Green Lake Co Register of Deeds	03042024	2024 Green Lake Co Register of Deeds Satisfactions of Special Assessment	3/04/2024	4/03/2024	390.00	390.00	0.00
PENFLEX ACTUARIAL SERVICES, LLC	2023-657	2024 Penflex Fire Service Awards Annual Fee-2024	3/04/2024	4/03/2024	1,000.00	1,000.00	0.00
City Of Appleton	13625	City Of Appleton Weights & Measures - Community Contracts	3/04/2024	4/03/2024	498.25	498.25	0.00
Fire Inspection Services	1948	2024 Fire Inspection Services for Feb	3/05/2024	4/04/2024	1,586.25	1,586.25	0.00
SEAMAN, ANDY & MIDGE	03052024	2024 Seaman Ballot Millage	3/05/2024	4/04/2024	38.75	38.75	0.00
MODERN RENTALS, INC	315387	2024 Modern Cemetery Mower Parts	3/05/2024	4/04/2024	143.70	143.70	0.00
Wilson, Kayla	03052024	2024 Senior Center Hall Rental Deposit	3/05/2024	4/04/2024	100.00	100.00	0.00
RITEWAY BUSINESS FORMS	24-30596	RITEWAY Emp. Benefits Check	3/07/2024	4/06/2024	147.00	147.00	0.00
OBRIST, LISA	2024-02	2024 OBRIST- Lisa's Quick Clean	3/08/2024	4/07/2024	502.50	502.50	0.00
Winnefox Library System	WLS2710	2024 Winnefox WCTS Material	3/08/2024	4/07/2024	26.39	26.39	0.00
Baker & Taylor	215782L034025200	2024 Baker & Taylor Date Range	3/11/2024	4/10/2024	1,661.95	1,661.95	0.00
	0000	02/01/2024 - 02/29/2024					
Olson, Jodie		2024 HSA Payment	3/11/2024	4/10/2024	9,300.00	9,300.00	0.00
Outdoor Solutions WI LLC	03132024	Outdoor Solutions Bohn Property	3/13/2024	4/12/2024	5,000.00	5,000.00	0.00
MORTON SALT	5403013748	MORTON SALT Road Salt	3/14/2024	4/13/2024	4,635.83	4,635.83	0.00
Royer	32482	Royer Dirt Shredder	3/18/2024	4/17/2024	40,495.00	40,495.00	0.00
Total					124,675.68	124,675.68	0.00

City of Berlin WI
AP Pay Status

<u>Name</u>	<u>Invoice</u>	<u>Description</u>	<u>Invoice Date</u>	<u>Due Date</u>	<u>Amount</u>	<u>Paid</u>	<u>Balance</u>
MUTUAL OF OMAHA	U001661046666	ACCIDENTAL FOR UTILITY MARCH 2024	3/01/2024	3/31/2024	16.80	16.80	0.00
JON LUNDT ELECTRIC	13893	BROADWAY- LIFT STATION STARTERS AND PUMPS	3/01/2024	3/31/2024	172.50	172.50	0.00
JON LUNDT ELECTRIC	13896	GENERATOR/BLEACH ROOM-OVERLOAD HEATER	3/01/2024	3/31/2024	418.17	418.17	0.00
		LIGHT FIXTURES					
AMERICAN MESSAGING	U1850068YC	PAGECOPY- NETWORK ADMIN FEE	3/01/2024	3/31/2024	66.50	66.50	0.00
MARTELLE WATER TREATMENT	26693	LIQUID ALUMINIUM SULFATE	3/04/2024	4/03/2024	5,701.12	5,701.12	0.00
Badger Laboratories, Inc.	24-004991	TOTAL COLIFORM BACTERIA	3/06/2024	4/05/2024	78.00	78.00	0.00
HAWKINS/ASH CPAs	U3199164	PROFESSIONAL SERVICES THROUGH 3/7/24	3/08/2024	4/07/2024	8,360.00	8,360.00	0.00
US POSTAL OFFICE- POST MASTER	3/8/2024	1900 POSTCARD STAMPS	3/08/2024	4/07/2024	1,007.00	1,007.00	0.00
HEARTLAND ENVIRONMENTAL DISTRIBUTORS, INC	105573	WHAM GLASS CLEANER	3/08/2024	4/07/2024	119.62	119.62	0.00
Badger Laboratories, Inc.	3/11/2024	BOD/SS/PHOS/AMMONIA	3/11/2024	4/10/2024	1,729.00	1,729.00	0.00
STRAND ASSOCIATES, INC	0208703	PROFESSIONAL SERVICES- FEB 1 - 29, 2024	3/12/2024	4/11/2024	2,100.00	2,100.00	0.00
PUBLIC SERVICE COMMISSION OF WISCONSIN	2402-I-00480	WATER/PPF RATE STUDY CASE	3/14/2024	4/13/2024	535.29	535.29	0.00
WISCONSIN RURAL WATER ASSOCIATION	36TH ANNUAL	36TH ANNUAL TECHNICAL CONFERENCE- RICHARD SOBIESKI	3/14/2024	4/13/2024	35.00	35.00	0.00
PUBLIC SERVICE COMMISSION OF WISCONSIN	2401-1-00480	WATER RATE CASE STUDY	3/16/2024	4/15/2024	167.82	167.82	0.00
Total					20,506.82	20,506.82	0.00

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

18-333 Event On Street/Highway 18-333 Parade 18-333 Event on Municipal Parking Lot

Applicant's Name: Combat Veterans Motorcycle Assoc. of Wisconsin 45-3 Date of Application: 2/26/24

Applicant's Telephone Number: (608) 274-4847 Applicant's DOB/Organized: 10/02/2014

Applicant's Address: P.O. Box 96 Kimberly WI 54136

Purpose of Application Request: Parade for Veteran Benefit Motorcycle Ride

If applicant is an organization, provide the name(s), title(s) or position(s), address(es), and telephone number(s) of authorizing official(s) (for corporations, all officers and directors; for LLC's, all members and managers; for partnerships, all partners; for trusts, all trustees):

Name, Title, and Address	Telephone Number
<u>See attached Exhibit A</u>	

If applicant is an organization (corporation, LLC, partnership, trust, etc), provide the name(s), title(s), or position(s), address(es), and telephone number(s) of person(s) responsible for this request:

Name, Title, and Address	Telephone Number
<u>See attached Exhibit A</u>	

Details of Event: (For extended details, use the back of this form and include drawings of proposed event or route).

What: Motor Cycle Parade for Veteran Benefit Ride

When: June 8th 2024 Start Time and Duration: 11:00 AM to 2:00 PM

Where: Start: VFW End: ON Broadway If Parade, Assembly Area: VFW

Estimated number of units (if parade) or persons attending (if other event): 40 - 100 Bike

Does applicant claim exemption from liability insurance as a government agency, religious, fraternal, veterans, charitable, or service organization per Sec. 18-333(b)(2) and or (4). Yes No

If yes, explain: Veteran and Charitable
(Also submit any supporting documentation for this claim of exemption)

Applicant or Applicant's Agent's Name Signature: Michael Wallace

Name of Person Signing (please print): Wallace, Michael
Commander

For Office Use Only Include with Application:

✓ CA Fee Paid (or) Exempt from fee (governmental procession) _____ Yes _____ No

_____ Neighboring Consent Form (or) ✓ Not Applicable _____ Indemnification Form

_____ Liability Insurance (or) _____ Applicant is exempt and approved by City Attorney

Reviewed by: _____ City Attorney [Signature] Chief of Police [Signature] Street Superintendent

Common Council approval: _____ Yes _____ No _____ NA (Recurring)

Recommendation: Conditions for Approval or Reasons for Denial:

Exhibit A

First Name	Last Name	Address 1	State	Zip	Cell Phone	Position
Michael	Wallner	4900 Thimbleberry Ln, Two Rivers	WI	54241	920-794-4847	Commander
Brandon	Shimek	3172 Windland Dr, Green Bay	WI	54911	920-645-7002	Executive Officer
John	McGuire	1013 E. Sylvan Ave, Appleton	WI	54915	715-305-5389	Sergeant At Arms
Benjamin	Young	3924 Sandhill Dr, Putaski	WI	54162	920-241-2914	Treasurer
Jacob	Spangenberg	854 Maple St, Neenah	WI	54956	920-268-5311	Secretary
Jordan	Downey	1700 Humpty Dumpty Rd, Reedsville	WI	54230	920-445-5999	Public Relations Officer



City of Berlin

108 North Capron Street P.O. Box 272
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 the following event:

Veteran Benefit Motor cycle Ride
(Description and location of event) 420 N. Wisconsin St
Berlin, WI 54923

On: June 8th 2024
(Date(s) of event)










By: [Signature] Wallner, Michael
(Sign and Print Name)

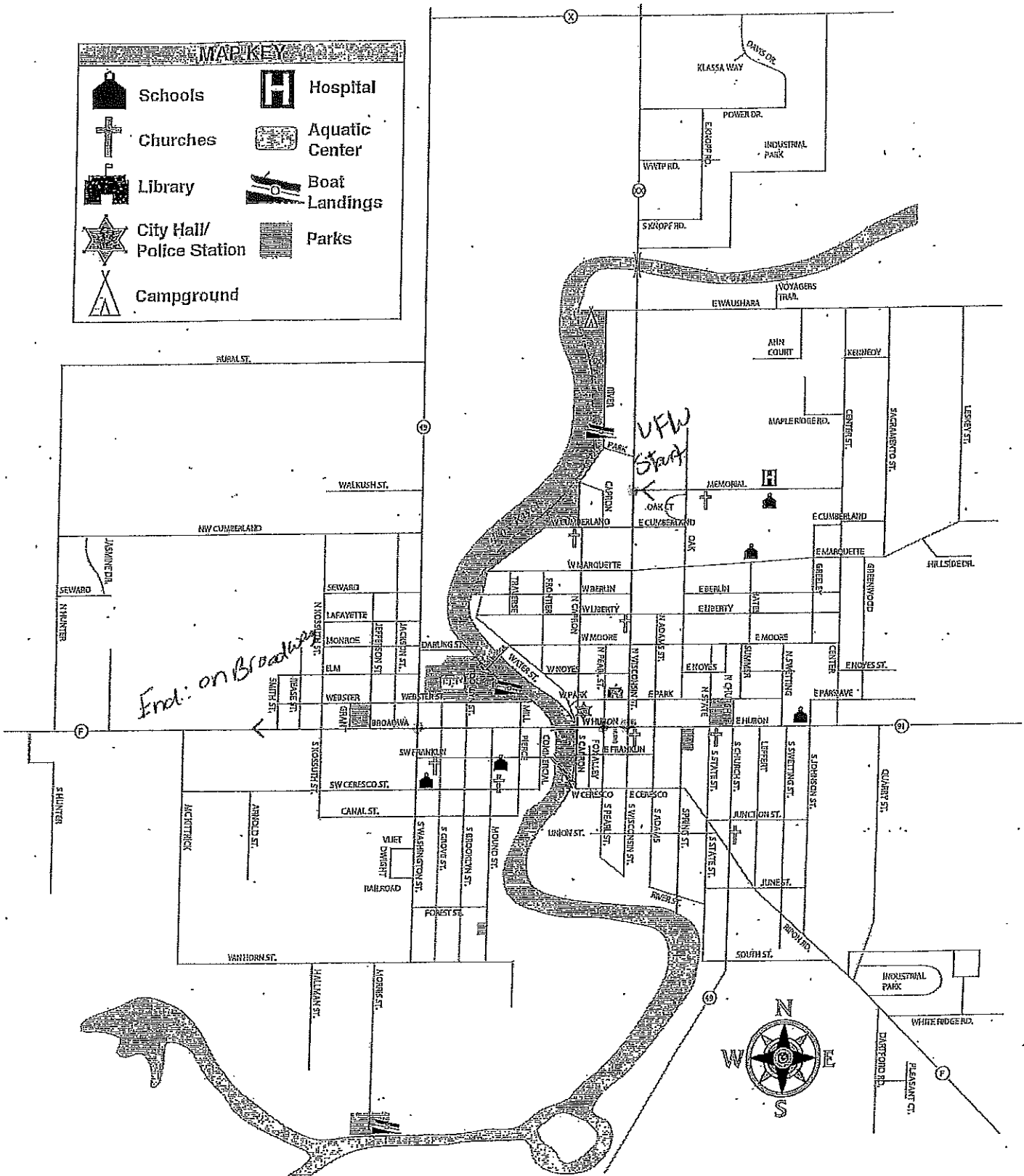
OR On Behalf of:

Veteran
Conduct ~~Motor cycle~~ Motor cycle Association of Wisconsin 45-3
(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.

MAP KEY

	Schools		Hospital
	Churches		Aquatic Center
	Library		Boat Landings
	City Hall/ Police Station		Parks
	Campground		



● - Intersections that need controlled
can provide Road Guards as needed

City of Berlin WI

108 N Capron Street
Berlin, WI 54923
920 361-5400

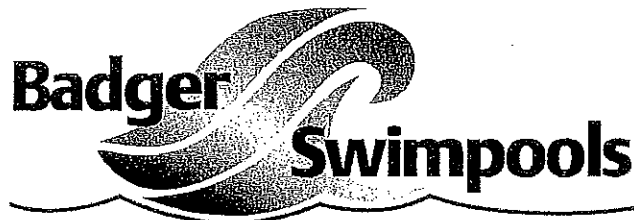
2/26/2024

RECEIPT # 175

<u>Cust #</u>	<u>Received From:</u>	<u>Payment Type</u>	<u>Check #</u>	<u>Amount Received</u>
Street	Street, Highway, Permit Application	Cash		20.00

Description:

2024 Zach Bay s 6/8/2024 Veteran Benifit Ride



CONSTRUCTING INNOVATIVE AQUATIC FACILITIES

September 27, 2022

Berlin Aquatic Center
Mr. Scott Zabel
255 Webster Street
Berlin WI 54923

Re: Pool Renovation budget proposal for the Berlin City Aquatic Center, Berlin, WI

We are pleased to provide a proposal for renovation work for the outdoor activity pool at the Berlin City Aquatic Center located in the Berlin, WI. This proposal is based upon my site visit and conversation. All work will be completed according to Wisconsin building and swimming pool codes. The scope of work for this proposal is as follows:

We propose to furnish all materials, labor, and equipment necessary to complete the following work:

Pool Renovation:

- Furnish 30" Tailwind portable lifeguard chairs. **\$ 1,190/each**
- Replace 8" check valves. **\$ 720/each**
- Replace the 2" Cla-Val. **\$ 3,954**
- Pressure Test piping **\$ 4,200**
- Repair suspected broken gutter pipe near stairs close to the waterslide. **\$ 18,000 +/-**
- Replace twelve (12) 36" diameter high rate sand filters with two (2) Stark 48" diameter horizontal high rate sand filters. Price includes: state submittal, demolition, installation of filters, face-piping, sand, and incidentals. **\$ 143,780**
- Remove: deck tile adjacent to gutter, gutter grating, hand hold, and waterline tile. Install: broom-finished Elite Crete at back of gutter, new PVC grating with PVC handhold, and new 6" band of waterline tile. **\$ 138,200**
- Sandblast and pain the pool. **\$ 144,535**
- Spray down floor covering with substrate prep for the bathhouse. **\$ 9.25/s.f.**

GENERAL EX GENERAL EXCLUSIONS/NOTES

Our proposal does NOT include the following:

- Permits
- Engineering and state submittal (included for the filter replacement item)
- Dewatering, soil remediation, and any/all work associated with unforeseen subterranean encumbrance. Soil is to be dry and stable before work can begin. We do not include any soil/concrete testing.
- Deck and deck furniture

- All play features, slides, and special pool constructions including feature foundations and piping are by others unless specified in the scope of work.
- Handicap lift and all lift accessories
- All conventional plumbing work such as storm/sanitary sewer, potable water, and gas piping. All geothermal work, boilers, heat exchangers, and any HVAC work is by others.
- Pool mechanical work (unless specified above)
- Ozone, UV, or saltwater sanitizing systems
- Brine chlorine system
- All conventional electrical work including power wiring, VFD's, lighting, low-voltage, connections, motor starters, disconnects and electrical bonding:
- Water, chemicals, and other incidental items needed for start-up.
- Performance/payment bonds, liquidated damages and any insurances exceeding our standard which is:
 - General Liability:
 - \$1,000,000 general liability (per occurrence)
 - \$500,000 damage to rented premises
 - \$10,000 medical expense (any one person)
 - \$1,000,000 personal & adv. Injury
 - \$2,000,000 general aggregate
 - \$2,000,000 products – comp/op aggregate
 - \$1,000,000 employee benefits
 - Automobile Liability:
 - \$1,000,000 combined single limit (each accident)
 - Excess/Umbrella Liability:
 - \$4,000,000 each occurrence
 - \$4,000,000 aggregate
 - Workers Compensation and Employers Liability:
 - \$500,000 employer liability - each accident
 - \$500,000 employer liability - each employee
 - \$500,000 employer liability – policy limit
- Winter weather provisions including temporary enclosures, fuel/heat, schedule delays/extensions.
- This proposal is valid only for 30 days from the above date. All clerical errors in this proposal are subject to correction by Badger Swim pools, Inc.

All standard general requirements and administration is included in the costs above. This proposal is valid for 30 days from the above date. Please contact our office at (608) 643-6440 with any questions or if you wish to proceed. We look forward to working with you and thank you for the opportunity to provide this proposal.

Sincerely yours,

BADGER SWIMPOOLS, INC.

Robert E. Jelinek, P.E.

bjelinek@badgerswim pools.com

Badger Swim pools, Inc. • N789 Golf Road, Prairie du Sac, WI 53578 • Ph: 608-643-6440; Fx: 608-643-3732

Ongoing maintenance once all of the other concerns are met under the \$2,000,000.00 umbrella would for the most part fit within the yearly pool budget. Keeping in mind that the longer things are pushed down the line because it is not a priority at budget time the more costly they are to repair or replace.

Priorities:

Outlined under pool renovation at a cost of \$502,500.00.

Replace electrical panel – no cost available at this time, upfront engineering costs and state approved plans would need to be in place.

Replace diving board apparatus - \$12,000.00

Replace the drop slide \$12 -15,000.00

Replace chemical system with a brine system (less corrosive and safer for the staff) – cost not available at this time because of engineering.

Other items include:

Bathhouse roof, siding, windows, plumbing and lighting.

Rework all pumps, motors, plumbing and mounting pads in the mechanical room.

Refinish the water slide.

Replace the mushroom and octopus water features.

I have been discussing the condition of the aquatic center with Horizon Commercial Pools. They are a full service company that can perform all the aspects of a pool renovation top to bottom. They are able to provide estimates, engineering and perform all the necessary repairs.



City of Berlin - Department of Planning and Development
108 North Capron St • P.O. Box 272 • Berlin, Wisconsin 54923-0272
(920) 361-5400 • Fax: (920) 361-5454

MEMO

TO: Common Council
FROM: Timothy Ludolph, Planning & Development Director
SUBJECTS: Rezone (Zoning Map Amendment) Request for Parcel #206-01073-0200 (567 E Marquette St) from A-1 to R-1
DATE: April 9th 2024

Background

The Commission accepted the Zoning Administrator's recommendation to accept the request for the rezoning on the following basis: The proposed development is consistent with the future land use recommendations contained in the comprehensive plan and shown on the future land use map, the proposed development is generally consistent with the vision, goals, objectives and policies contained in the comprehensive plan, and would allow the single family home to conform to the area requirements of the zoning district.

Discussion

On March 26th 2024 Commissioner Hill motioned and Dretske seconded the motion to recommend the Rezoning (Zoning Map Amendment) to Common Council for the Property known as 567 E. Marquette St. [Roll Call 6-0 Y/N]

Recommendation

Ratify the recommendation to approve the request to Amend the Subject Parcel's Zoning to R-1.

**AN ORDINANCE REZONING A PARCEL OF LAND FROM
A-1 (AGRICULTURAL) to R-1 (RESIDENTIAL) CITY OF BERLIN**

WHEREAS, a Petition has been duly filed with the City of Berlin requesting that the real estate described below be rezoned from A-1 (Agricultural) to R-1 (Residential); and

WHEREAS, the Plan Commission met and has considered the petition on February 27th 2024; and

WHEREAS, the Plan Commission also held a public hearing on March 26th 2024, and has complied with Section 82-66 of the Municipal Code of the City of Berlin; and has recommended to the City of Berlin Common Council that the said real estate be rezoned to take effect only upon the satisfaction of certain conditions.

NOW, THEREFORE the Common Council of the City of Berlin do ordain that the following described real estate owned by NICHOLAS W BIJAK with a description as follows:

Parcel number 206-01073-0200, City of Berlin, Green Lake County, to be rezoned from A-1 (Agricultural) to R-1 (Residential); and the Zoning Map and Municipal Code of the City of Berlin shall be modified to reflect the zoning change.

PASSED, APPROVED, AND ADOPTED THIS 9th DAY OF APRIL 2024.

____ AYES _____
JOEL BRUESSEL, MAYOR

____ NAYS _____

____ ABSENT _____
ATTEST: _____
SARA RUTKOWSKI, CITY CLERK

APPROVED AS TO FORM:

MATTHEW G. CHIER



City of Berlin - Department of Planning and Development
108 North Capron St • P.O. Box 272 • Berlin, Wisconsin 54923-0272
(920) 361-5400 • Fax: (920) 361-5454

MEMO

TO: Common Council
FROM: Timothy Ludolph, Planning & Development Director
SUBJECTS: Rezone (Zoning Map Amendment) Request for Parcel #206-01082-0200
Riverview Ct Lot 1) from R-1 to R-3
DATE: April 9th 2024

Background

The Commission accepted the Zoning Administrator’s recommendation to accept the request for the rezoning on the following basis: The proposed development is consistent with the future land use recommendations contained in the comprehensive plan and shown on the future land use map, the proposed development is generally consistent with the vision, goals, objectives and policies contained in the comprehensive plan, and would likely transform this vacant lot into eligible for multi-family developments of 3 or more dwellings.

Discussion

On March 26th 2024 Commissioner Hill motioned and Kubiak seconded the motion to recommend the Rezoning (Zoning Map Amendment) to Common Council for the Property known as Lot 1. [Roll Call 6-0 Y/N]

Recommendation

Ratify the recommendation to approve the request to Amend the Subject Parcel’s Zoning to R-3.

**AN ORDINANCE REZONING A PARCEL OF LAND FROM
R-1 (RESIDENTIAL) to R-3 (RESIDENTIAL) CITY OF BERLIN**

WHEREAS, a Petition has been duly filed with the City of Berlin requesting that the real estate described below be rezoned from R-1 (Residential) to R-3 (Residential); and

WHEREAS, the Plan Commission met and has considered the petition on February 27th 2024; and

WHEREAS, the Plan Commission also held a public hearing on March 26th 2024, and has complied with Section 82-66 of the Municipal Code of the City of Berlin; and has recommended to the City of Berlin Common Council that the said real estate be rezoned to take effect only upon the satisfaction of certain conditions.

NOW, THEREFORE the Common Council of the City of Berlin do ordain that the following described real estate owned by RICHARD L & KRISTA J SOBIESKI with a description as follows:

Parcel number 206-01082-0200, City of Berlin, Green Lake County, to be rezoned from R-1 (Residential) to R-3 (Residential); and the Zoning Map and Municipal Code of the City of Berlin shall be modified to reflect the zoning change.

PASSED, APPROVED, AND ADOPTED THIS 9th DAY OF APRIL 2024.

____ AYES

JOEL BRUESSEL, MAYOR

____ NAYS

____ ABSENT

ATTEST:

SARA RUTKOWSKI, CITY CLERK

APPROVED AS TO FORM:

MATTHEW G. CHIER

**CITY OF BERLIN PLAN COMMISSION MINUTES
MARCH 26TH 2024
CITY OF BERLIN, WISCONSIN**

PRESENT: Chair Joel Bruessel, Luke Dretske, Paul Hanan, Victoria Hill, Carol Hughes and Mary Kubiak

ALSO PRESENT: Attorney- Matthew Chier, Tim Ludolph, Andy Dumke, Scott Muhle

The City of Berlin Plan Commission meeting was called to order at 6:00 p.m. by Chair Bruessel.

The Minutes of the February 27th Plan Commission meeting were approved on a motion by Hill as presented. Dretske seconded the motion, which was carried by a voice vote.

The next item was the Public Hearing on the rezoning OAK STREET CONNECTION Parcel #206-01082-0200 LOT 1 CERTIFIED SURVEY MAP #3037 RECORDED IN VOLUME 15 ON PAGE 3037. From R-1 to R-3. Bruessel opened the public hearing at 6:03 PM.

Bruessel asked three times for anyone to speak in favor of the Rezoning and three times for anyone to speak against the Rezoning. Scott Muhle had a couple of questions about access and income requirements. The public hearing was closed at 6:04pm.

Ludolph summarized the request and staff opinion of appropriateness and also communicated the information given by the applicant about this request. Discussion took place to answer the questions, Attorney Chier stated the access would be decided at the Site Plan Review. Dretske stated council had not been informed about this being any type of income restricted.

Being there were no further questions, Hill made the motion to recommend to Common Council the Rezoning of the parcel identified as lot one from R-1 to R-3. Kubiak seconded this motion, which was carried by a voice vote.

The next item was the public hearing on the rezoning of 567 E MARQUETTE ST Parcel # 206-01073-0200 LOT 2 CERTIFIED SURVEY MAP 3334 V18 from A-1 to R-1. Ludolph summarized the request and the staff's opinion of appropriateness. Bruessel opened the public hearing at 6:09 PM. Bruessel asked three times for anyone to speak in favor of the amendment. Bruessel asked three times for anyone to speak against the amendment. No one spoke against the ordinance Amendment. The public hearing was closed at 6:10pm.

Hill motioned to Recommend the Amendment to Common Council for approval of the Proposed Ordinance Amendment. Dretske seconded the motion, which was passed by voice vote.

Hill motioned to recommend to Common Council the Rezoning of the parcel known as 567 E Marquette St. from A-1 to R-1. Dretske seconded the motion, which was passed by voice vote.

No Old Business was brought up for discussion at the next meeting.

No New Business was brought up for discussion at the next meeting.

Next meeting date is Tuesday April 30th 2024

Hill moved to adjourn at 6:11 pm. Kubiak seconded the motion, which carried by voice vote.

DOLLAR GENERAL

Save time. Save money. Every day!®

100 MISSION RIDGE / GOODLETTSVILLE, TENNESSEE 37072

March 8, 2024

TO: BERLIN CITY OF
108 NORTH CAPRON STREET
PO BOX 272
BERLIN, WI 54923

LICENSED LOCATION:
STORE #6966
289 S CHURCH ST
BERLIN, WI 54923-2144

Dear Licensing Official,

I am writing this letter to inform you that Steven G. Sunderland, has resigned. Zachary J. Brining has replaced him as CEO and LLC Manager for Dolgencorp, LLC.

Could you please let us know if there are any fees that should be submitted with the Supplemental Questionnaire for Zachary J. Brining. Also, we need to know if we should submit this with our 2024-25 renewal packet or before?

Please feel free to contact our office should you need additional information regarding this change.

We ask that you send all correspondence in response to this letter to my attention to the address, email, or fax listed below.

Respectfully,

Mindy Donsbach
Licensing Specialist
Tax Licensing Dept
100 Mission Ridge
Goodlettsville, TN 37072
mdonsbac@dollargeneral.com
615-855-5092 (Direct line)
877-364-4130 (fax)

Date

Form
AT-103Alcohol Beverage License Application
Supplemental Questionnaire

This form must be submitted to the municipal clerk, and be accompanied by one or more of the following forms: AT-104, AT-106, AT-108, AT-115, or AT-200. One Form AT-103 must be completed by each person involved in the applicant business or parent company including:

- sole proprietor
- all officers, directors, and agent of a corporation or nonprofit organization
- all partners of a partnership
- managing members and agent of a limited liability company

Your alcohol beverage application or renewal is not complete until all required Supplemental Questionnaires are submitted.

Part A: Premises/Business Information				
1. Registered Entity Name (or individual name if sole proprietor)				
DOLGENCORP, LLC				
2. Trade Name or DBA				
DOLLAR GENERAL STORE #6966				
3. Entity Type (check one)				
<input type="checkbox"/> Sole Proprietor	<input type="checkbox"/> Partnership	<input checked="" type="checkbox"/> Limited Liability Company	<input type="checkbox"/> Corporation	<input type="checkbox"/> Nonprofit Organization

Part B: Individual Information				
1. Name (Last, First, M.I.)				
BRINING, ZACHARY J				
2. Relationship to Registered Entity (Title)		3. Email		4. Phone
LLC MANAGER		tax-beerandwinelicense@dollargeneral.com		615-855-4000
5. Home Address				
1019 MORCHELLA PRIVATE WAY				
6. City	7. State	8. Zip Code	9. Date of Birth	
HENDERSONVILLE	TN	37075	8/15/78	
10. Drivers License/State ID Number			11. Drivers License/State ID State of Issuance	
135104213			TN	

Part C: Address History	
List in chronological order your last two residence addresses within the last 5 years.	
Previous Address 1	
1017 MONTROSE DR	
Previous City, State, Zip	Dates (MM/YYYY - MM/YYYY)
GALLATIN, TN 37066	12/2016-6/2020
Previous Address 2	
Previous City, State, Zip	Dates (MM/YYYY - MM/YYYY)

Part D: Employment History	
List in chronological order your last two employers within the last 5 years.	
Employer's Name	
DOLLAR GENERAL CORPORATION	
Employer's Address	Dates Employed (MM/YYYY - MM/YYYY)
100 MISSION RIDGE GOODLETTSVILLE, TN 37072	More than 5 years
Employer's Name	
Employer's Address	
Dates Employed (MM/YYYY - MM/YYYY)	

Part E: Criminal History	
1. Have you ever been convicted of any offenses (other than traffic offenses unrelated to alcohol beverages) for violation of any federal, Wisconsin, or another state's laws or of any county or municipal ordinances? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes to question 1, please list details of each conviction below. Attach additional sheets as needed.	
Law/Ordinance Violated	Trial Date
Penalty Imposed	Was sentence completed? <input type="checkbox"/> Yes <input type="checkbox"/> No
Law/Ordinance Violated	Trial Date
Penalty Imposed	Was sentence completed? <input type="checkbox"/> Yes <input type="checkbox"/> No
2. Are charges for any offenses currently pending against you (other than traffic offenses unrelated to alcohol beverages) for violation of any federal, Wisconsin, or another state's laws or any county or municipal ordinances? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes to question 2, describe nature and status of pending charges using the space below. Attach additional sheets as needed.	

Part F: Questions		
1. Have you lived in any state other than Wisconsin as an adult? If yes, please list them in the space below. If no, continue to question 2. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Illinois, Tennessee, <i>Minnesota</i>		
1. How long have you continuously lived in Wisconsin prior to the date of application? N/A-Corporate Officers do not reside in Wisconsin	Years N/A	Months
3. Do you hold a direct or indirect interest in any alcohol beverage wholesaler or producer (e.g. brewer, brewpub, winery, distillery)? If yes, please explain using the space below. Attach additional sheets as needed. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

Part G: Attestation	
READ CAREFULLY BEFORE SIGNING: I understand that any license issued contrary to Wis. Stat. Chapter 125 shall be void under penalty of state law. I further understand that I may be prosecuted for submitting false statements and affidavits in connection with this application, and that any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000 if convicted.	
Signature <i>[Handwritten Signature]</i>	Date 3/28/24

Raze and Repair Orders/ Nuisance Complaints

Address of Property: 107 W Huron St.

Property Owner Name: Hussein Kader

Local Agent: Santiago Barraza

Basic Information:

Parcel Number:	206-01758-0000
Assessed Property Value:	\$74,600.00
Est. Fair Market Value	\$113,400
Occupancy?	No, Two Apartments and one Retail Space
Taxes paid?	No, 2021 has \$ \$2,570.94 owed and 2022 has \$2,572.84 owed
Construction in Progress?	TBD

Neighbor complaints:

- On July 2016 Initial complaint to Community Development Director with report of extensive water damage to the interior of the property.
- November-December 2021 numerous complaints to Planning and Development Director from neighbors.

Contact with Owner:

- As of October 10th 2022 Santiago Barraza stated they are in the process of delivering the parts to install new drywall, flooring, ceilings, and windows this week. If all goes well, the work on these should commence over the next month with priority given to the windows and shoring of the back porch. The water infiltration of the roof has been mitigated with PVC tubing.
- Property Quit Claim Deeded to a Hussein Kader on 2/18/2023 but recorded May 11th 2023
- As of May 29th 2023 Santiago Barraza stated to PDD he remains the local agent and will be responsible for completing the scope of work required by the Building Inspector and Council by the date of the roofing permit's expiration. He was directed to facilitate an inspection by 6/5/23 and had responded he would be getting the façade permit on 5/31/23.
- As of March 5th 2024 Hussein Kader stated to PDD the Rear Roof and Drain Pipe have been finished and permits would be paid within the next day. Will give council update on the 12th of March.
- On April 3rd 2024 Hussein Kader discussed the next steps with Building Inspector John Lust and stated they are anticipating delivery of hundreds of pieces of ¾ inch subfloor to install, as well as replacement framing. He states they have boarded the rear windows/porch and are still on track to complete the two permit's work by their expiration date and anticipate pulling additional permits for remaining work.

Extent of repairs needed vs completed (outside visibility vs inside):

- On all respective inspections below the Building Inspector communicated the necessity of repairing the structure and rear roof portion as well as removing the back porch.
- As of December 2022, the majority of the work completed within the last year has been clean-up of the debris inside the building. The work on the rear roof has not really started, with only an attempt to patch up drainage into a pvc drain being performed. There is still water infiltrating the structure from the roof through the basement in this back portion. They have ordered flooring, drywall, and windows to install in order to seal up the building, though the rear will take having a stable structure before any more weight should go onto it.
- Santiago has been in discussions with the Planning and Development Director though did not show up on Thursday, December 8th when he was to discuss potential grants and the general strategy.
- In June 2023 the bricks of the Façade, Chimney, and major exterior wall portions were replaced or shored up. The major external remaining work is the windows and doors- stated to be ordered for installation by early July- and the rear roof. The rear porch is to be removed when the roof is completed.

- PDD called Hussein Kader and was advised front windows would be boarded up on the 20th of February. PDD and Building Inspector witnessed this was completed on the 21st of February.

Inspections:

- April 30 2021 the Building Inspector performed a complete inspection and drafted the progress report.
- July 28 2021 the Building Inspector performed an inspection finding no progress.
- November-December 2021 Planning and Development Director performed exterior inspections.
- On December 31 2021 the Building Inspector executed the special inspection and examined the entirety of the structure.
- A full inspection is scheduled for November 2nd 2022 at 10:30 A.M.
- A full inspection took place on November 9th at 10:30 AM. The owner's cousin was there to discuss the issues and hear the recommendations of the Building Inspector.
- A full inspection took place on June 5th 2023. The work on the façade was observed then and shortly after.
- An informal inspection took place on August 4th 2023 by PDD to see progress.
- Building Inspector and PDD inspected on February 7th 2024 to document progress.

Permits pulled:

- On June 15th 2022 a permit was pulled for the installation of the rubber roof for the area of issue on the property, to result in the completion of a water-tight and structurally sound roof.
- Santiago Barraza has stated the remainder of the work on the 12-31-21 report will have a follow up permit pulled, depending on how the roof replacement goes, as this could reveal issues they may not know about yet.
- Original Rear roofing permit pulled 6/15/2022.
- Dumpster Permit approved on 06/08/2023
- Extended Roofing permit pulled 6/15/2023 slated to expire 6/15/2024. Also pulled a permit for the brickwork.

Council Motions:

- From 2016-2018 Council motioned to ultimately record a raze order until agreeing to dismiss the raze order in March of 2018. Council had asked for periodic updates including October 2018 and January 2019.
- On December 7th 2021 COW instructed staff to do what it takes to get access for an inspection.
- On December 14th 2021 Council motioned to issue citations upon witnessing public nuisances.
- On January 11th 2022 Council updated their motion to recommend daily citations.
- On June 14, 2022 Council motioned to give 107 W Huron St until the next committee of the whole meeting to pull a permit as well as give a timeline to Common Council.
- On July 5th 2022 COW motioned to have the building inspector track the progress completed based off the last building inspection report as of 12/31/2021 at 107 W Huron St and have a written report presented once a month at common council meetings going forwarded.
- On August 9th 2022 Council made a motion that the owners report on any progress made to Council at next month's Council meeting. Added keeping open communication with Council is important.
- On February 13th 2024 Common Council made a motion for the property owner and local agent to be given until the next Council meeting to complete the recommendations of – hook up floor drains or reframe and reroof rear roof area. – Remove rear porch. – Install windows or install plywood in front façade openings to prevent entry or weather. And -Keep building locked/secured. Also, the permits must be paid and property owner or local agent must be present to speak to Common Council on March 12th 2024.

Additional Relevant Information:

- Ramon Valez-Aleman sold the property around April 2020 before completing repairs. He had health issues and reached an impasse with fixing the property.
- Ramon Valez-Aleman had expressed interest in buying back the property multiple times between April 2020 and April 2022.

- On April 19th 2022 Green Lake County received a quit claim deed with Israel Barraza as the recipient of 107 W Huron.
- As of May 6th 2022, there has not been a permit pulled for the work to be done at this property.
- Permit #22-83-06B pulled on May 15th 2022 for Installation of Rubber Roof.
- February 3rd 2023 Ramon Valez-Aleman came to City Hall to discuss the potential acquisition of this property.
- On April 3rd, Owner conferred with staff that the interior is still being gutted. With weather improving, they are hoping to begin outside work soon. Owner inquired on how to obtain permit for large garbage dumpster.
- Santiago stating progress on gutting interior is going well, the crew has been getting work done. Now that the weather is improving again, they again asked about dumpster permit as they have it scheduled soon.
- Property Quit Claim Deeded to new owner May 11th 2023.
- Dumpster Permit Approved 06/08/2023.
- Starting work on the brickwork on the rear; chimney, and some structure in anticipation of rear roof. Sent videos to PDD on 6/15/23.
- As of July 2023 the brickwork is complete. On the 3rd Santiago called and sent pictures of the progress, discussing interior demolition was well underway with multiple dumpsters filled, inquired about placement.
- As of September 11th 2023, Santiago Barraza called to update on the demolition, now including the basement, as they await the correct window shipment and stage the re-roof. Found need to complete additional mold remediation as they had demolished the second floor.
- On October 2nd 2023, Santiago Barraza called to update the window contractor had been switched due to the failure of delivery of services of the previous contractor and these are scheduled to be installed by the end of the month. Also, the re-roofing is also scheduled to take place by the end of the month.
- On November 1st 2023 Santiago Barraza called to say there are a couple of local workers slowly doing all they can handle to get the roof replaced. He was of the understanding the windows should have been boarded and permits paid and indicated these would absolutely be done in the next week.
- On the week of November 6-10th PDD received calls from the neighbors on both sides with concern about the scaffolding still in front of 107 W Huron and inquired about progress/plans by the owner.
- On November 10th 2023 Santiago Barraza called PDD to state there are workers on said date finishing the façade stones in the sign area. After the façade work is completed, if all goes well by the end of the day, the scaffolding would be taken down and moved into the building for the roof work. He is still hopeful the windows will have progress and the roof can be fixed in the near future, did not provide a specific timeline.
- On December 7th 2023 Santiago Barraza was called by PDD and states the windows had another incorrect shipment but he guarantees they will be shipped and installed by Christmas weekend. He also states there are still a worker or two slowly staging the roof for that phase to get under way similar to the façade.
- On January 2nd 2024 Santiago Barraza called to state the contractor installing the windows asked for flooring to be completed in that vicinity prior to installation. Within the next week, plywood will temporarily cover the openings and the area will be staged with framing and sub-flooring installed to hold the weight of contractors and the items. Then the Windows will be installed. After this the rear roof will be the focal point with plans to have that done around June 2024.

**CITY OF BERLIN
BOARD, COMMITTEE, COMMISSION & COMMON COUNCIL
APPLICATION FORM**

Name: Amy Reese

Address: 169 W. Noyes St., Berlin, WI

Phone Number(s): (920) 229-4951 (cell)

E-mail address: amy@oshkoshunitedway.org

City residency is required for appointment to a city board, committee or commission.
Other eligibility requirements may also exist.

Area of Interest: (choose all that you have interest in)

- | | |
|---|---|
| <input type="checkbox"/> Board of Review | <input type="checkbox"/> Oakwood Cemetery Board |
| <input checked="" type="checkbox"/> Parks & Recreation Commission | <input type="checkbox"/> Committee On Aging |
| <input type="checkbox"/> Plan Commission | <input type="checkbox"/> Common Council Vacancy, Ward # ___ |
| <input type="checkbox"/> Police & Fire Commission | <input type="checkbox"/> Community Development Authority |
| <input type="checkbox"/> Water & Sewer Commission | <input type="checkbox"/> Housing Task Force |
| <input type="checkbox"/> Zoning Board of Appeals | <input type="checkbox"/> Library Board |
| <input type="checkbox"/> Other _____ | |

Applicant Questions (attach additional sheets if necessary)

1. Do you have any issues with attending meetings at the specified times? (See Meeting Schedule) I do not. My current position allows for flexibility in my schedule.

2. Please indicate why you are interested in serving on any of the above Board, Committee or Commission: I've lived in Berlin for 23 years and it is my home. I would like to give back to our community and contribute my skills and passion to achieve goals set out by the committee.

3. What knowledge, experience, or abilities do you have that would make you an effective board member: With over 26 years of experience as a marketing manager, I bring a deep understanding of developing strategies, budget management, and project management. This expertise can be invaluable in guiding the committee's communication efforts and ensuring effective allocation of resources. I spent 10 years at EAA managing a \$500K budget, created strategies for and promoting events and programs, including EAA AirVenture Oshkosh which allowed me to showcase my capacity to navigate unique challenges and opportunities. I have experience working with diverse teams and personalities, highlighting my ability to collaborate effectively and foster positive relationships. My current role marketing manager role at Oshkosh Area United Way and management of the volunteer center demonstrates a commitment to community engagement and partnership-building. This experience has equipped me with a deep understanding of community needs and how organizations can effectively address them to make a positive impact.

4. Please provide any additional information for consideration: I appreciate the time and effort it takes to volunteer for these types of committees. I look forward to the opportunity to make a positive impact on our community.



I also have some grant writing experience.

~ I worked with the Town Square Grant Committee and wrote a grant application for a new family-friendly event. I won the JEM Grant through the Department of Tourism which estimated the economic impact to be \$53,000.

~ I also wrote a grant application with the help of a committee of childcare experts and economic professionals; we won the \$75,000 grant (Dream Up!) through First Children's Finance. I worked with a committee that helped distribute this grant to improve access to childcare in the Oshkosh area.

DATE: 3/11/2024

TO: Mayor and City council

FROM: Scott Zabel

RE: LEAF AND STUMP DEBRIS MACHINE/JET-VAC/ PURCHASE

BACKGROUND: During budget discussions for DPW equipment purchases a used jet-vac was on the list of equipment needed by the department. At the time the advertisement for bids went out I felt that we needed to step back and take a look at exactly what would work best for the DPW staff and the ways it could be utilized in the dept. After collecting information from staff and reviewing the needs we determined the following. \$260 k was budgeted for a clean used machine. In the packet you will find pictures of the trailered unit that is capable off picking up leaves and stump grinding debris. This is a self- contained unit that allows the individual to operate the machine from within an enclosed cab. The unit also uses two individuals to operate it rather than three. It is also safer for the worker to operate as it does not require the worker to manipulate a large hose by hand instead this is done with full controls from the cab of the machine. This machine would allow us to have two crews picking up leaves and potentially get us to leaf piles faster and more often as we rotate through the city. As mentioned this unit also picks up stump debris as well. As you all know DPW has been working tirelessly on removing affected ash trees as well as trees that are at the end of life throughout the public spaces in the city. The task of cleaning up the grindings in the past has been done with a front loader with staff raking, shoveling and kicking the debris into the loader bucket which is very strenuous and time consuming. This machine will make that part of the process quicker and safer for the dept. Lastly this machine does not operate as a jet-vac that is needed for cleaning storm sewer inlets and lines. The Berlin Water & Sewer Dept. is replacing their jet-vac with a new one that they have been budgeting for. The current jet-vac is a 2006 and is in good condition. This would be a nice unit for the DPW because it is clean, reliable and has been cared for immaculately. The W&S dept. uses this machine much differently than DPW would. We use it a couple months in the year for routine inlet cleaning where the W&S dept. uses it several months in year on a daily basis. Looking at newer units it was determined that they would not fit in our buildings because they are to high. This causes a problem because it needs to remain in a heated environment in the off season, the W&S dept. jet-vac fits in our facility eliminating that obstacle. Below is the cost for each unit which is within the amount budgeted. The cost for the jet-vac is well under what the W&S dept. would get if they sold it at auction but they are willing to discount that cost knowing that it will be going to Public Works.

Trailer vacuum: \$192,000.00

Jet-vac: \$68,000.00

RECOMMENDATION: recommend to the city council to approve the purchase of a vacuum trailer and a jet-vac for the Public Works Department for total cost of \$260,000.00



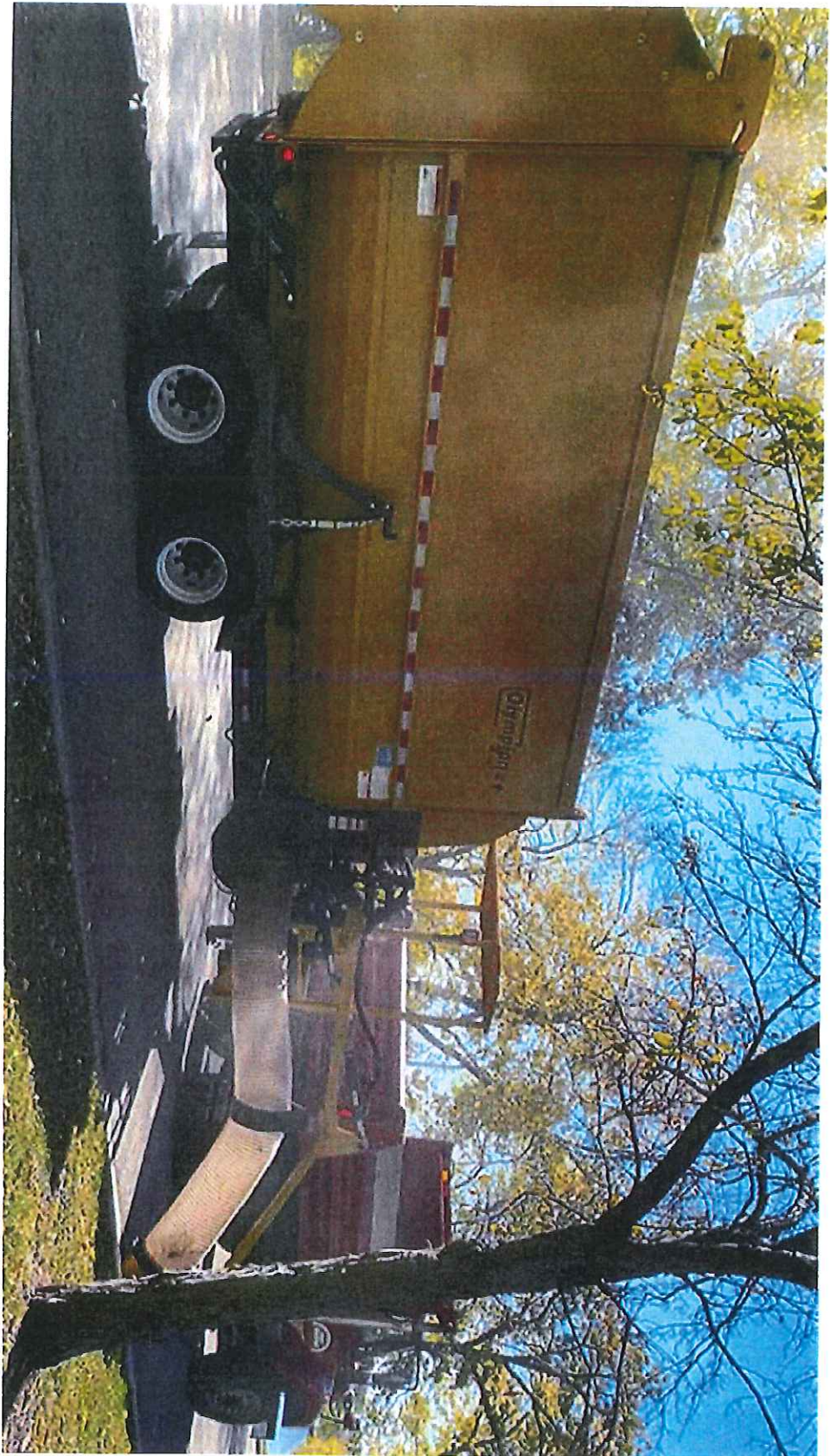
CPA

WINNER!!

CLAIM PRIZE AT

BOOTH

#943





City of Berlin - Department of Planning and Development
108 North Capron St • P.O. Box 272 • Berlin, Wisconsin 54923-0272
(920) 361-5400 • Fax: (920) 361-5454

MEMO

TO: Common Council
FROM: Planning and Development Director
RE: TID Building Improvement Program
DATE: April 9, 2024

Background

The TID account balance at the start of the year was \$161,057.85
In November the Common Council approved (\$20,000 for Fungi Fusion and \$15,000.00 for Fox River Property Management).
In 2022 and 2023 177,057.85 was approved for expenditures.

Discussion

We have received one application for the TID Building Improvement Program. They are requesting the maximum for the matching grant, \$15,000 total. The application and estimates are included.

Recommendation

Discussion and Action as Appropriate.



City of Berlin TID # 15

Building Improvement Program Application

Applicant Information:

Name(s): Sandi Henning

Phone # (cell): 920-290-4966 (home): _____ (work): _____

Residential Address (street, city, state, zip): 110 W Huron St. Berlin WI 54923

Email: Krause1705@yahoo.com

Business Information:

Business Name: Sandi's Deals and Discounts

Business Address: 110 W Huron St. Berlin WI 54923

Business Phone #: 920-290-4966

Type of Business: Retail Liquidation

Check One: Individual _____ Partnership _____ Corporation _____

Name of Partners/Corporate Officers: N/A Myself

Property Owner:

Check if the same as Applicant

Name(s): Sandi Henning

Phone # (cell): 920-290-4966 (home): _____ (work): _____

Residential Address (street, city, state, zip): 110A W Huron St. Berlin WI 54923

Email: Krause1705@yahoo.com

Project Information:

Description of proposed project (attach photographs, quotes, project plans or drawings):

* See attached papers

How does this project meet the purpose/mission of the Building Improvement Project:

It helps keep more stores open downtown, if my roof keeps leaking it will significantly impact stores functionality due to water leaks penetrating through.

Estimated start date: May 15th Estimated completion date: ? June

Project Budget:

Total Cost: See attached \$37,750

Total Cost requesting from building program:

Source of other funding: Fortifi Bank

Applicant(s) signature(s): Sandi Henning

Date:

.....For Office Use Only.....

Date received in Clerk's Office: _____

Received by: _____

Date of Next CC meeting: _____



September 25, 2023

Project Name and Location:

Sandi's Deals and Discounts
110 W. Huron St.
Berlin, WI 54923

SCOPE OF WORK: FURNISH AND INSTALL PERMASEAL HOT-AIR SEAM WELDED REINFORCED MEMBRANE.

- * Pre-job project profile has been submitted to Technical Department for approval of roof details.
- * Pre-job inspection has been completed with Great Lakes Roofing and owner's representatives.
- * Set up required safety equipment at site needed to comply with OSHA construction guidelines (i.e.: approved barricades, safety lines, rubbish chutes, etc.).
- * Great Lakes Roofing Corporation's written HAZZ/COMM Program and SDS sheets will be on job site at all times.
- * Roof top needed equipment and materials to install new, high quality roofing system covered and secured against wind and water damage.
- * Safely remove 6 1" stacks, 1 9x8 sky light, and 1 3'x1' chimney. Dispose of the debris.
- * Remove wet roofing and insulation then build up to existing height as needed on a time and material basis.
- * Repair possible deck material deterioration on a time and material basis.
- * Disconnection and reconnection of **HVAC Unit / Conduit** is owner's responsibility.
- * Furnish and install **one layer of Polyisocyanurate** roofing insulation and secure using approved fastening patterns.
- * Furnish and install new reinforced roof membrane with

Northeast Wisconsin

1605 Drum Corps Drive
Menasha, WI 54952
Phone 920.996.9550
Fax 920.968.1843

Southeast Wisconsin

W194 N11055 Kleinmann Drive
Germantown, WI 53022
Phone 262.253.9550
Fax 262.253.3664

Central Wisconsin

4740 McFarland Court
McFarland, WI 53558
Phone 608.838.9900
Fax 608.838.9381

Northeast Illinois

2430 West Wasdworth Road
Waukegan, IL 60087
Phone 847.731.7200
Fax 847.731.9941

Toll Free 800.871.5151

www.greatlakesroofing.net

galvanized metal plates and high quality deck fasteners using approved fastening patterns. Membrane is U.L. Class A fire rated.

- * Furnish and install corner and boot flashing accessories to ensure quality. Weld to manufacturer's approved details.
- * Flash all units, vents, stacks, and penetrations as needed using approved materials.
- * Completely seal all units, vents, stacks, and penetrations as needed using approved sealant.
- * Flash roof edge according to approved termination detail.
- * Furnish and install new 6" steel rain carrying system. To include **New Open Faced / Closed** down spout. Color is owner's choice.
- * Clean up project work area and dispose of our debris safely.
- * Complete all paperwork as needed for issuance of roof warranty.
- * **Twenty (20)** year manufacturer's membrane warranty.
- * **Fifteen (15)** year Great Lakes Roofing Corporation's Labor Warranty.

Investment Total: \$ 37,750.00

Submitted by: David Kaufman

ACCEPTANCE:

The undersigned hereby accepts this Proposal and, intending to be legally bound hereby, agrees that this writing shall be a binding contract and shall constitute the entire contract.

Owner/Customer: _____

Signed By: _____

Date: _____

Great Lakes Roofing Corporation reserves the right to withdraw this scope of work.

**INTERGOVERNMENTAL AGREEMENT FOR NORTH FOND DU LAC
TO PROVIDE MUNICIPAL COURT SERVICES**

TO THE

**CITIES OF FOND DU LAC AND RIPON, TOWNS OF AUBURN, CALUMET, EMPIRE, FOND DU LAC, FRIENDSHIP,
OAKFIELD, OSCEOLA, RIPON AND TAYCHEEDAH IN FOND DU LAC COUNTY, VILLAGE OF WILSON IN
SHEBOYGAN COUNTY AND THE VILLAGES OF BRANDON, CAMPBELLSPORT, EDEN, FAIRWATER, NORTH
FOND DU LAC, OAKFIELD AND ST. CLOUD IN FOND DU LAC COUNTY**

AND

**THE CITY OF BERLIN IN GREEN LAKE AND WAUSHARA COUNTIES, THE CITIES OF GREEN LAKE, MARKESAN
AND PRINCETON IN GREEN LAKE COUNTY**

I. PREAMBLE

This Intergovernmental Agreement is entered into, pursuant to Section 66.0301 of the Wisconsin Statutes by the Cities of Berlin, Fond du Lac, Green Lake, Markesan, Princeton and Ripon, the Villages of Brandon, Campbellsport, Eden, Fairwater, North Fond du Lac, Oakfield and St. Cloud and the Towns of Auburn, Calumet, Empire, Fond du Lac, Friendship, Oakfield, Osceola, Ripon, Taycheedah and Wilson (together, the "municipalities") for the provision of Municipal Court services by the Village of North Fond du Lac to the Cities of Berlin, Fond du Lac, Green Lake, Markesan, Princeton, and Ripon, the Villages of Brandon, Campbellsport, Eden, Fairwater, North Fond du Lac, Oakfield and St. Cloud and the Towns of Empire, Fond du Lac, Oakfield, Osceola, Ripon and Taycheedah.

II. SERVICES TO BE PROVIDED FOR MUNICIPAL COURT BY NORTH FOND DU LAC

A. Operational Court Services

The Village of North Fond du Lac shall provide municipal court services as required by law and subject to the ordinances of the municipalities.

B. Personnel

The Village of North Fond du Lac shall employ sufficient staff to perform the municipal court services required by the Agreement and by Wisconsin State Statute.

C. Location and Equipment

The Village of North Fond du Lac shall provide sufficient court office space, as required pursuant to Section 755.09, Wis. Stats. and storage, as well as computers, up-to-date programs and software and other office equipment as deemed necessary to provide court services to member municipalities.

D. Cooperation

The Village of North Fond du Lac shall cooperate with the Court Executive Committee.

III. RESPONSIBILITIES OF MEMBER MUNICIPALITIES

- A. Each member municipality shall provide to the court electronic data in a form compatible with the court computer software.
- B. Each member municipality where court services are held shall provide armed court security for the times during which court is in session.
- C. Member municipalities shall cooperate in the collection of forfeitures by the court. The collection of penalties and surcharges will be in accordance with the requirements of Section 757.05(1)(c), (2), Wis. Stats.

IV. FINANCES

- A. Each member municipality agrees that the Village of North Fond du Lac may retain court fees collected for each citation disposed of by the court as allowed by the State of Wisconsin to offset operating expenditures. No court fees shall be collected from member municipalities in cases where a forfeiture has been assessed against a defendant in which the court has been unable to collect said forfeiture.
- B. It is agreed that funds in excess of operating expenses will be retained by the Village of North Fond du Lac and that any expenditures exceeding expenses will be absorbed by the Village of North Fond du Lac. The budget of the municipal court shall be separate from or contained on a separate line from, the budget or line items of all other North Fond du Lac Departments as required under Section 755.01(1), Wis. Stats.
- C. All forfeitures collected by the court for member municipalities shall be remitted to the municipalities in accordance with state statute.
- D. The court agrees to vigorously attempt to collect all outstanding forfeitures utilizing statutorily permitted means available to the court.

V. LOCATIONS OF COURT SESSIONS

- A. Locations for court sessions shall be mutually agreed upon by the municipality and the court.

VI. COURT EXECUTIVE COMMITTEE

- A. The Lakeside Municipal Court Executive Committee shall be composed of one (1) representative from each member municipality. Each of these members may appoint, at their discretion, an alternate to serve in their place or absence. Members or alternates may not be employees of the municipality's police department.
- B. The membership shall elect from its members a chairperson to preside at its meetings and a vice-chair to act in the absence of the chair and shall designate a recording secretary. Terms shall be two years. Chair and vice-chair may serve two consecutive terms.
- C. The Court Executive Committee shall hold annual meetings at a place and time to be fixed by the committee for the purpose of reviewing functions of the court. Special meetings may be held whenever called by its Chair or, on written request of two (2) members of the municipalities. The clerks of the municipalities and the members of the Executive Committee shall be notified at least seven (7) days prior to any regular or special meetings. The Court Executive Committee shall keep a written record of its proceedings. Meeting records shall be kept in the Municipal Court office.
- D. A majority of the members of the Court Executive Committee at a meeting shall constitute a quorum for all purposes.
- E. In order for a motion to be adopted or for any recommendations to be made to the court or the Village of North Fond du Lac, a simple majority vote of all members of the committee at the meeting is required.
- F. The Court Executive Committee may adopt rules, policies, and/or by-laws as it deems necessary.

This Agreement shall commence May 1, 2024. Any party may, with 180 days written notice and at the end of the judge's term, provide notice of termination of its participation in this Agreement. Notice of termination must be in writing and delivered by personal service or by certified mail, return receipt requested, to the clerk of the other municipalities and to the court.

Adopted this _____ day of _____, 20 _____

City / Village / Town Official

Attest: _____
Clerk

**AN ORDINANCE ESTABLISHING A MUNICIPAL COURT
FOR THE
CITIES OF FOND DU LAC AND RIPON, TOWNS OF AUBURN, CALUMET, EMPIRE, FOND DU
LAC, FRIENDSHIP, OAKFIELD, OSCEOLA, RIPON AND TAYCHEEDAH IN FOND DU LAC
COUNTY, VILLAGE OF WILSON IN SHEBOYGAN COUNTY AND THE VILLAGES OF
BRANDON, CAMPBELLSPORT, EDEN, FAIRWATER, NORTH FOND DU LAC, OAKFIELD AND
ST. CLOUD IN FOND DU LAC COUNTY
AND
THE CITY OF BERLIN IN GREEN LAKE AND WAUSHARA COUNTIES, THE CITIES OF GREEN
LAKE, MARKESAN AND PRINCETON IN GREEN LAKE COUNTY**

The CITY OF BERLIN Common Council do ordain as follows:

Sec. 1-19 of the CITY OF BERLIN Code of Ordinances shall be repealed and recreated as follows:

Sec. 1-19. – Municipal court.

(a) Municipal Court Created.

Court Established. Pursuant to the authority granted by Chapter 755 of the Wisconsin Statutes, there is hereby created and established a joint municipal court to be designated Lakeside Municipal Court shall take effect and be in full force and effect from and after its passage by the municipalities that are party to the agreement and publication as required by law.

(b) Municipal Judge.

Qualifications. The joint court shall be under the jurisdiction of and presided over by a municipal judge who resides in one of the municipalities that is a party to the agreement forming this joint court.

Oath and Bond. The Judge shall, after election or appointment to fill a vacancy, take and file the official oath as prescribed in Wis Stat. § 757.02(1) and at the same time execute and file an official bond in the amount of \$1,000, or an appropriate insurance policy of not less than \$20,000 as prescribed in Wis. Stat. § 66.0609(4). The judge shall not act until the oath and bond and/or appropriate insurance policy have been filed as required by Wis. Stat. § 19.01(4)(c), and the requirements of Wis. Stat. § 755.03(2), have been complied with.

Salary. The salary of the municipal judge shall be fixed by the Village Board of Village of North Fond du Lac which shall be in lieu of fees and costs. No salary shall be paid for any time during the term during which such Judge has not executed the official bond or appropriate insurance policy and official oath, as required by Wis. Stat. § 755.03, and filed pursuant to Wis. Stat. § 19.01(4)(c).

(c) Elections.

Term. The municipal judge shall be elected at large in the spring election for a term of four years commencing on May 1. All candidates for the position of municipal judge shall be nominated by nomination papers as provided in Wis. Stat. § 8.10, and selection at a primary election if such is held as provided in Wis. Stat. § 8.11. The Fond du Lac County Clerk shall serve as filing officer for the candidates.

Electors. Electors in all municipalities that are parties to the agreement shall vote for judge.

(d) Jurisdiction.

The municipal court shall have jurisdiction over incidents occurring on or after May 1, 2024, as provided in Article VII, § 14 of the Wisconsin Constitution, Wis. Stat. § 755.045 and § 755.05, and as otherwise provided by State Law. In addition, it shall have exclusive jurisdiction over actions in the municipalities that are parties to the agreement seeking to impose forfeitures for violations of municipal ordinances, resolutions and by-laws.

The municipal judge may issue civil warrants to enforce matters under the jurisdiction of the municipal court under Wis. Stat. § 755.045(2), § 66.0119.

The municipal court has jurisdiction over juvenile offenders when a municipality that is party to the agreement enacts an ordinance under the authority of Wis. Stat. § 938.17(2)(cm).

Court authority to impose alternative juvenile dispositions and sanctions.

- (1) For a juvenile adjudged to have violated an ordinance, a court is authorized to impose any of the dispositions listed in Wis. Stat. § 938.343 and § 938.344, in accordance with the provisions of those statutes.
- (2) For a juvenile adjudged to have violated an ordinance who violates a condition of a dispositional order of the court under Wis. Stat. § 938.343 or § 938.344, the municipal court is authorized to impose any of the sanctions listed in Wis. Stat. § 938.355(6)(d), in accordance with the provisions of those statutes.

(e) Municipal Court.

Hours. Lakeside Municipal Court shall be open as determined by order of the Municipal Judge.

Employees. The Judge shall, in writing, appoint such an Administrator, clerks, deputy clerks and assistants as are authorized by the Village Board of North Fond du Lac.

Location. The Municipal Judge shall keep his/her office at a location provided by the Board of Trustees of the Village of North Fond du Lac and shall hold court at locations agreed to by members of Lakeside Municipal Court. The Municipal Judge may issue, process and perform ministerial functions any place in the State of Wisconsin.

(f) Collection of Forfeitures and Costs.

Collection of Forfeitures and Costs. The Municipal Judge may impose punishment and sentences as provided by Chapters 800 and 938 of the Wisconsin Statutes and as provided in ordinances of the municipalities that are parties to the agreement. All forfeitures, fees, assessments, surcharges and costs shall be paid to the treasurer of the Village of North Fond du Lac in accordance with State Statute. At such time, the Municipal Court shall report to the treasurer the title, nature of offense and total amount of judgments imposed in actions and proceedings in which such monies are collected.

(g) Contempt of Court.

Contempt of Court. The Municipal Judge, after affording an opportunity to the person accused to be heard in defense, may punish for contempt as provided in Wis. Stat. § 800.12, and impose a forfeiture and/or a jail sentence in accordance with State Statute.

(h) Stipulations and/or Deposits.

Deposits for Ordinance Violations. The Municipal Judge shall establish and submit to the City Councils or Town or Village Boards of the member municipalities for approval in accordance with Wis. Stat. § 800.037, a schedule of deposits for violations of each ordinance, resolutions and by-laws.

Deposits for Traffic and Boating Violations. The deposit schedule established by the Wisconsin Judicial Conference and the procedures set forth in Chapters 23 and 345 of the Wisconsin Statutes, shall apply to stipulations and deposits for violations of traffic regulations enacted in accordance with Wis. Stat. § 345.11, and boating regulations enacted in accordance with Wis. Stat. § 30.77.

Stipulations and Deposits in Lieu of Court Appearance. Persons cited for violations of the member municipalities ordinances, resolutions or by-laws or violations of traffic or boating regulations for which a deposit has been established, shall be permitted to make a stipulation of no contest and a deposit in lieu of court appearance as provided in Wis. Stat. § 800.035, Wis. Stat. § 800.045, Wis. Stat. § 800.09, unless personal appearance is required.

(i) Abolition.

The Municipal Court hereby established shall not be abolished while the Wis. Stat. § 755.01(4), agreement is in effect.

All ordinances or parts of ordinances contravening or inconsistent with the provisions of this Ordinance be and are hereby repealed.

This Ordinance shall take effect May 1, 2024, and be in full force and effect from and after its passage by the municipalities that are party to the agreement and publication as required by law.

The numeric section numbers and headings of any portions of the CITY OF BERLIN Code of Ordinances affected by this Ordinance shall be subject to modification in the discretion of the codifier, and the approval of the CITY OF BERLIN Attorney, during codification into the CITY OF BERLIN'S current Code of Ordinances.

This An Ordinance Establishing a Municipal Court for the Cities of Fond Du Lac and Ripon, Towns of Auburn, Calumet, Empire, Fond Du Lac, Friendship, Oakfield, Osceola, Ripon and Taycheedah in Fond Du Lac County, Village of Wilson in Sheboygan County and the Villages of Brandon, Campbellsport, Eden, Fairwater, North Fond Du Lac, Oakfield and St. Cloud in Fond Du Lac County and the City of Berlin in Green Lake and Waushara Counties, the Cities of Green Lake, Markesan and Princeton in Green Lake County passed, approved, and adopted April 9, 2024.

ROLL CALL VOTE:

_____ AYES

_____ NAYS

_____ ABSENT

CITY OF BERLIN

BY: _____
JOEL E. BRUESSEL
Mayor

ATTEST: _____
SARA L. RUTKOWSKI
City Administrator/City Clerk

APPROVED AS TO FORM:

MATTHEW G. CHIER
City Attorney

DRAFT 4-3-2024