



OFFICIAL NOTICE AND AGENDA

Notice is hereby given that the Common Council of the City of Wausau, Wisconsin will hold a regular or special meeting on the date, time and location shown below.

Meeting of the: **COMMON COUNCIL OF THE CITY OF WAUSAU**
 Date/Time: **Tuesday, January 24, 2023 at 6:30 p.m.**
 Location: **City Hall (407 Grant Street, Wausau WI 54403) - Council Chambers**
 Members: Carol Lukens, Michael Martens, Tom Kilian, Doug Dinny, Gary Gisselman, Becky McElhaney, Lisa Rasmussen, Sarah Watson, Dawn Herbst, Lou Larson, Chad Henke

Call to Order

Pledge of Allegiance / Roll Call / Proclamations

Presentation: Granite House Update - Mike Frankel

Public Comment: Pre-registered citizens for matters appearing on the agenda and other public comment.

File #	CMT	Consent Agenda	ACT
23-0101	COUN	Minutes of previous meeting (1/10/23)	Place on file
23-0114	CISM	Resolution Approving First Revision to State/Municipal Agreement for North 18th Street from STH 52 to Sell Street	Approved 5-0
23-0115	CISM	Resolution Approving State/Municipal Agreement for West Wausau Avenue from Stevens Drive to North 10th Avenue	Approved 5-0
01-0217	PLAN	Resolution Petitioning the Secretary of Transportation for Airport Improvement Aid and Designation of the Secretary of Transportation to Act as the City's Agent for Administering the Aid and for Execution of Agency Agreement and Federal Block Grant Owner Assurances	Approved 6-0

File #	CMT	Resolutions and Ordinances	ACT
23-0103		Mayor's Appointments	
21-1109	FIN	Resolution Modifying the Budget for American Rescue Plan Coronavirus State and Local Fiscal Recovery Fund Funded Projects – Firefighter Positions	Approved 3-0
21-1204	PLAN	Resolution Amending the General Development Plan at 415 South 1st Avenue to allow for a 56-unit multi-family apartment building, in a PUD, Planned Unit Development Zoning District.	Approved 7-0
21-1204	PLAN	Resolution Amending the General Development Plan at 415 South 1st Avenue to allow for a community service facility on the ground floor, in a PUD, Planned Unit Development Zoning District.	Approved 6-0

Public Comment & Suggestions

Adjournment

Signed by Mayor Katie Rosenberg

Members of the public who do not wish to appear in person may view the meeting live on the Internet, by cable TV, Channel 981, and a video is available in its entirety and can be accessed at <https://tinyurl.com/WausauCityCouncil>. Any person wishing to offer public comment who does not appear in person to do so, may e-mail kaitlyn.bernarde@ci.wausau.wi.us with "Common Council public comment" in the subject line prior to the meeting start.

This Notice was posted at City Hall and transmitted to the Daily Herald newsroom on 1/20/23 @ 2:30 PM. Questions regarding this agenda may be directed to the City Clerk.

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 (ADA), the City of Wausau will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs or activities. If you need assistance or reasonable accommodations in participating in this meeting or event due to a disability as defined under the ADA, please call the ADA Coordinator at (715) 261-6590 or ADAServices@ci.wausau.wi.us to discuss your accessibility needs. We ask your request be provided a minimum of 72 hours before the scheduled event or meeting. If a request is made less than 72 hours before the event the City of Wausau will make a good faith effort to accommodate your request.

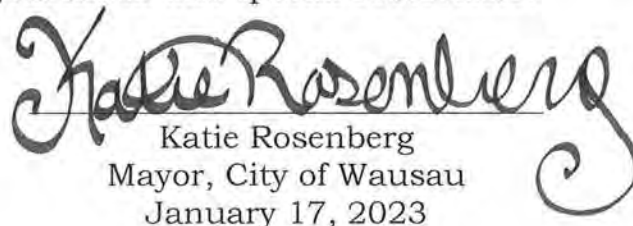
Proclamation

- WHEREAS,** January's new moon signifies a new year in the lunar calendar, shepherding in two weeks of celebrations for the Lunar New Year beginning on January 22, 2023; and
- WHEREAS,** this marks the end of the Year of the Tiger and beginning of the Year of the Rabbit – associated with positivity, prosperity, hope, and calm; and
- WHEREAS,** the traditional Chinese Lunar New Year celebration, also known as the Spring Festival, dates back as early as the fourteenth century B.C.; and
- WHEREAS,** the Lunar New Year is celebrated in many Asian countries as well as in the United States and recognized as a time for gathering, sharing of meals, family reunions, reaffirming bonds, and reflection; and
- WHEREAS,** Wausau is a Community for All and home to a diversity of Asian communities, including families who celebrate the Lunar New Year; now

THEREFORE, be it resolved that I, Katie Rosenberg, Mayor of the City of Wausau, do hereby proclaim January 22, 2023 as

Lunar New Year Day

in the City of Wausau, State of Wisconsin, and I commend this observance to all citizens so that they can join me in this special observance.


Katie Rosenberg
Mayor, City of Wausau
January 17, 2023



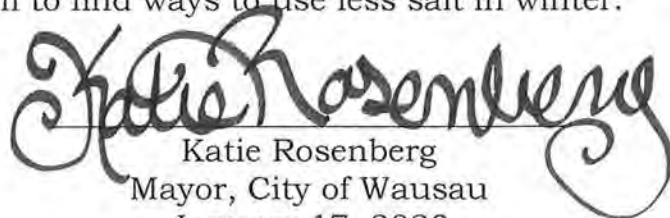
Proclamation

- WHEREAS**, Marathon County, Wisconsin receives an average of 53 inches of snow per year; and
- WHEREAS**, melting snow often reforms as ice on sidewalks and roads, causing hazardous conditions; and
- WHEREAS**, salt is often used to combat icy conditions; and
- WHEREAS**, once you put salt down on sidewalks and roads and it does its job, it doesn't go away; instead, it travels into waterways via the storm sewers, putting aquatic life at risk and endangering freshwater resources; and
- WHEREAS**, it only takes one teaspoon of salt to pollute up to 5 gallons of water; and
- WHEREAS**, a 12 ounce cup of salt is enough to treat a 20 foot driveway or 10 sidewalk squares; and
- WHEREAS**, salt only has an effect when the temperature is above 15 degrees Fahrenheit; in lower temperatures it is better to use sand for traction; and
- WHEREAS**, sweeping up the salt after the ice has melted is very helpful, as this will prevent it from getting to the storm sewer; and
- WHEREAS**, the City of Wausau Department of Public Works (DPW) strives to use more brine than salt, being that it is more effective, coating the roadways better than plain salt, and keeps snow from being compacted by vehicle traffic, which can turn snow into ice; and
- WHEREAS**, DPW continues to improve their methods of salt usage by utilizing their APWA Winter Maintenance Supervisor certifications, regular calibration of machinery, and continuous monitoring of salt usage to look for areas that can be improved; now

THEREFORE, be it resolved that I, Katie Rosenberg, Mayor of the City of Wausau, do hereby proclaim January 23-27, 2023 as

Wisconsin Salt Awareness Week

in the City of Wausau, State of Wisconsin, and I commend this observance to all citizens, and encourage them to find ways to use less salt in winter.



Katie Rosenberg
Mayor, City of Wausau
January 17, 2023

Proclamation

WHEREAS, during Black History Month, we celebrate the many achievements and contributions made by African Americans to our economic, cultural, spiritual, and political development; and

WHEREAS, Black History Month grew out of the establishment, in 1926, of Negro History Week by Carter G. Woodson and the Association for the Study of African American Life and History; and

WHEREAS, the theme for 2023 is “Black Resistance” which explores how African-Americans have fought repression from America’s earliest days. From escaping the plantation, to the rise out of poverty and the struggle for equal housing and education to the struggle for voting rights, the resistance lives on even into the 21st century; and

WHEREAS, the observance of Black History Month calls our attention to the continued need to battle racism and build a society that lives up to its democratic ideals; and

WHEREAS, the City of Wausau continues to work toward becoming an inclusive community in which all citizens – past, present and future – are respected and recognized for their contributions and potential contributions to our community, the state, the country, and the world; and

WHEREAS, the City of Wausau is proud to honor the history and contributions of African Americans in our community, throughout our state, and nation; now

THEREFORE, be it resolved that I, Katie Rosenberg, Mayor of the City of Wausau, do hereby proclaim February 2023 as

Black History Month

in the City of Wausau, State of Wisconsin, and I commend this observance to all citizens so that they may celebrate our diverse heritage and culture, and continue our efforts to create a world that is more just, peaceful, and prosperous for all.



Katie Rosenberg
Mayor, City of Wausau
January 17, 2023

Proclamation

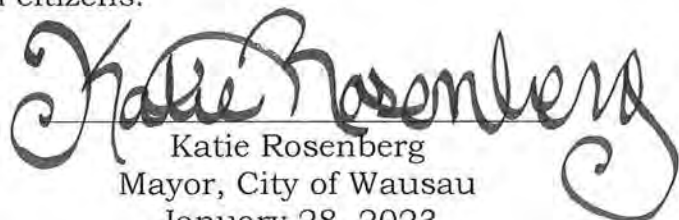
- WHEREAS**, the future is, to a large measure, dependent on the good health of our families; and
- WHEREAS**, good health can be achieved, in part, through good dental habits learned early and reinforced throughout life; and
- WHEREAS**, more than half of children aged 6 to 8 have had a cavity in at least one of their baby teeth; and
- WHEREAS**, more than half of adolescents aged 12 to 19 have had a cavity in at least one of their permanent teeth; and
- WHEREAS**, children should have their first dental visit by 12 months of age, or within 6 months of their first tooth coming in; and
- WHEREAS**, children taught to brush with fluoride toothpaste twice a day and floss daily will have significantly fewer cavities; and
- WHEREAS**, dental sealants on the chewing surfaces of the back teeth will prevent 80% of cavities; and
- WHEREAS**, maintaining good oral health will protect teeth for a lifetime, improve self-esteem, and help reduce the risk of heart disease, stroke, and some cancers; now

THEREFORE, be it resolved that I, Katie Rosenberg, Mayor of the City of Wausau, do hereby proclaim February 2023 as

National Children's Dental Health Month

in the City of Wausau, State of Wisconsin, and I commend this observance to all citizens.




Katie Rosenberg
Mayor, City of Wausau
January 28, 2023

Proclamation

WHEREAS, Transit Equity Day is a national day of action to commemorate the February 4 birthday of Rosa Parks, an iconic figure in the movements for social justice and racial equality, who played a major role in the inception of the Civil Rights movement; and

WHEREAS, Transit Equity Day highlights Rosa Parks' 1955 pivotal work and her brave and determined advocacy for safe and reliable public transportation for all people and communities both then and today; and

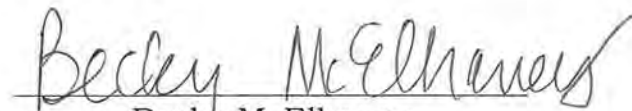
WHEREAS, Transit Equity Day of action is recognized to elevate the message that public transit is a strategy to combat climate change, and that public transit promotes affordable, accessible, clean and safe transportation alternatives for all community members; and

WHEREAS, The City of Wausau values equity and sustainability, and desires to provide equal access to safe, efficient, and accessible public transit, that is sustainable and environmentally friendly; now

THEREFORE, be it resolved that by the City of Wausau Transit Committee, we do hereby proclaim February 3, 2023 will be observed as

Transit Equity Day

in the City of Wausau, State of Wisconsin, and it shall be recognized by reserving a seat on every Metro Ride bus to honor and celebrate the invaluable work of Rosa Parks.



Becky McElhaney
Transit Commission Chair
City of Wausau
January 17, 2023

OFFICIAL PROCEEDINGS OF THE WAUSAU COMMON COUNCIL
held on Tuesday, January 10, 2023, in Council Chambers, beginning at 6:30 p.m.,
Mayor Katie Rosenberg presiding.

Roll Call

01/10/2023

Roll Call indicated 11 members present.

<u>District</u>	<u>Aldersperson</u>	<u>Present</u>
1	Lukens, Carol	YES
2	Martens, Michael	YES
3	Kilian, Tom	YES
4	Diny, Doug	YES
5	Gisselman, Gary	YES
6	McElhaney, Becky	YES
7	Rasmussen, Lisa	YES
8	Watson, Sarah	YES
9	Herbst, Dawn	YES
10	Larson, Lou	YES
11	Henke, Chad	YES

Proclamations:

Mayor Rosenberg stated Monday, January 16, 2023, is Martin Luther King Jr. Day, and it will be recognized in the City of Wausau.

Presentations: *all can be viewed in entirety at:* <https://www.youtube.com/watch?v=ldsktgTJlhw>

> Open Meeting Excellence Award

Kaitlyn Bernarde, City Clerk, announced the City of Wausau received the 2022 Award of Excellence in Meetings in recognition of our Council Meeting excellence. She thanked the Council for being open and eager to learn this new voting system.

> Update on Third Amendment to Riverfront Declaration

Liz Brodek, Economic Development Director, stated the Council passed a third amendment to the Riverfront Declaration that governs the Riverlife area, but it was not recorded because the Riverlife Condo development did not go through.

> Efforts to Support Wausau's Unhoused

Police Chief Ben Bliven conducted a PowerPoint presentation covering data regarding law enforcement time spent on service calls to the homeless, shelter numbers, the Scoot Street Bridge death, cold weather emergency preparedness, community feedback, city commitments, the most significant challenges., and possible short and long term solutions. (*Council discussion followed.*)

Public Comment: Pre-registered citizens for matters appearing on the agenda and other public comment.

- 1) Orlando Alfonso, 1015 Brown St, spoke in favor of convening a Committee of the Whole (COW) for discussion on homelessness, engaging the County and felt there should be discussion on Chapter 51 commitments.
- 2) Bruce Grau, 1115 N 10th St, stated he strongly supported the development of a new city department independent from the police dedicated to the health and social needs of poor and low-income residents, as well as commented on homelessness.
- 3) Sandra Kelch, 802 Augusta Ave, was in favor of a COW meeting on homelessness and a new department.
- 4) Amanda Ladecki, 616 Sumner St, provided an update on unhoused citizens and the cold weather over Christmas and was in favor of holding a COW meeting.
- 5) Brian Stolzman, 1411 Lake St, spoke in opposition to the rezoning 1427 Lake Street and 1601 & 1607 Chellis Street to TRD-12, Townhome Residential-12 Zoning District and asked the Council to vote no.
- 6) Yvonne Nutter, 1507 Chellis St, spoke in opposition to the rezoning of 1427 Lake Street and 1601 & 1607 Chellis Street for townhouses and indicated she felt bullied and harassed by the developer.
- 7) Vicki Harness, 1240 S. 9th Avenue, also spoke in opposition to the rezoning of 1427 Lake Street and 1601 & 1607 Chellis Street for townhouses because it was too small of an area for them.
- 8) Nick Bancek, 2315 Emerson St, Project Engineer with Marathon Technical Services, commented on the rezoning of Lake & Chellis Streets, noting they would not be rentals, but owner-occupied condos; sewer and water is available to the east in a public easement; and in response to views being obstructed, that could happen with 2-story homes as well.
- 9) Gizo Ujarmeli, 920 Hamilton St, developer, denied harassment or bullying and believed the townhouses would enhance the area.

Committee Reports: Board of Public Works - Insurance Claims October 2022 - December 2022 (Placed on file)

Consent Agenda

01/10/2023

Motion by Larson, second by Henke to adopt all the items on the Consent Agenda as follows:

Tom Kilian requested File # 22-1110 be removed from the Consent Agenda for discussion.

22-1101 Minutes of previous meetings (11/15/22 & 11/22/22)

22-1201 Minutes of previous meeting (12/13/22)

22-1110 Resolution of the Capital Improvement & Street Maintenance Committee Approving 2023 Street Reconstruction Projects and Authorization to Let Bids

22-0108 Resolution of the Public Health & Safety Committee Approving or Denying Various Licenses as Indicated

23-0105 Ordinance of the Public Health & Safety Committee Creating Ch. 10.41, Electric scooters

23-0111 Ordinance of the Public Health & Safety Committee Amending Section 1.01.025 Issuance of citations; Creating Section 5.64.066 False or altered identification cards; misrepresentation of age

23-0112 Ordinance of the Public Health & Safety Committee Creating Section 8.08.115 Restrictions on the sale of animals

23-0110 Resolution of the Transit Commission Observing Transit Equity Day (February 3, 2023). Approved 11-0.

Yes Votes: 11 No Votes: 0 Result: PASS

22.1110

01/10/2023

Motion by Henke, second by Rasmussen to adopt the Resolution of the Capital Improvement & Street Maintenance Committee Approving 2023 Street Reconstruction Projects and Authorization to Let Bids.

Tom Kilian stated it was his understanding that this was associated with a public hearing and the minutes showed there appeared to be significant involvement from citizens who provided input and had concerns on how necessary it was on certain properties.

Yes Votes: 10 No Votes: 1 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Lukens, Carol	YES
2	Martens, Michael	YES
3	Kilian, Tom	NO
4	Diny, Doug	YES
5	Gisselman, Gary	YES
6	McElhaney, Becky	YES
7	Rasmussen, Lisa	YES
8	Watson, Sarah	YES
9	Herbst, Dawn	YES
10	Larson, Lou	YES
11	Henke, Chad	YES

Committee of the Whole Request

01/10/2023

Motion by Larson, second by Herbst to schedule a Committee of the Whole meeting as requested by two alders, pursuant to Rule 13 of Chapter 2.16, for discussion and consideration of responses by the City and County to the homeless, comment by providers of services to the homeless and creating a new department of social development and action in Wausau city government.

Full discussion on this item can be accessed: <https://www.youtube.com/watch?v=ldsktgTJlhw>

Yes Votes: 8 No Votes: 3 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Lukens, Carol	YES
2	Martens, Michael	YES

3	Kilian, Tom	YES
4	Diny, Doug	YES
5	Gisselman, Gary	YES
6	McElhaney, Becky	YES
7	Rasmussen, Lisa	NO
8	Watson, Sarah	NO
9	Herbst, Dawn	NO
10	Larson, Lou	YES
11	Henke, Chad	YES

22-1203

01/10/2023

Motion by McElhaney, second by Watson to confirm the Mayor’s Appointment of James Henderson to the position of Human Resources Director.

James Henderson, newly hired Human Resources Director, introduced himself to the Council.

Yes Votes: 11 No Votes: 0 Result: PASS

22-0103

01/10/2023

Motion by Watson, second by Herbst to confirm the Mayor’s Appointment of Carol Lukens to the Community Development Authority (CDA).

Yes Votes: 11 No Votes: 0 Result: PASS

23-0109

01/10/2023

Motion by Rasmussen, second by Watson to adopt the Ordinance of the Capital Improvements & Street Maintenance Committee Amending Section 10.20.080(a) designating no parking on east side of Torney Avenue between McDonald Street and Townline Road.

Yes Votes: 11 No Votes: 0 Result: PASS

21-1109

01/10/2023

Motion by Herbst, second by Martens to adopt the Resolution of the Finance Committee Approving Modification of the 2022 Budget for Franklin Street Improvements performed by the Marathon County Highway Department.

Lou Larson commented this appeared to be a double taxation on the citizens because they are already paying a \$25 wheel tax on their vehicles to the county. He felt if the county needs money for a road that is actually a county road, they should use the wheel tax funds. He referred to an email from Lindman about planning for this and “finding the funds” for the project and questioned why this was not brought to the CISM Committee, Council and Finance.

Eric Lindman stated this money was within the budget for 2022, so it is just being moved from one account to the other. He explained there was an asphalt overlay project that came in over bid and the county was doing the portion of Franklin Street (County Hwy Z) outside of the city. A year or two ago we did a portion of Franklin Street, and the county approached the city indicating they would be willing to do the remainder of Franklin Street within the city limits at a lesser cost than what our bids came in from American Asphalt. He reiterated it was within the budget approved by the Council and he was requesting the funds be moved from our Streets & Lines budget to the Pavement budget.

Rasmussen stated she agreed with Larson regarding the county wheel tax and the fact that the city as a whole pays a monumental amount of wheel tax every year, yet not one penny of it can go to city streets. The city has requested the use some of wheel tax in the past towards the in-town portion of county roads, which Franklin Street is, but was told no. She commented we are probably saving money with this cost sharing, but she would be happier had it been funded out of wheel tax. She did not know if we’ll ever get rid of the wheel tax, but she felt that while it is out there shining up rural roads it does nothing for city residents.

Tom Kilian questioned if there had been a formal agreement for the work prior to it taking place. Lindman stated it had only been discussed via email. Larson commented he believed it still should have come to CISM so the Council had knowledge of it beforehand rather than after the fact.

Yes Votes: 9 No Votes: 2 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Lukens, Carol	YES

2	Martens, Michael	YES
3	Kilian, Tom	NO
4	Diny, Doug	YES
5	Gisselman, Gary	YES
6	McElhaney, Becky	YES
7	Rasmussen, Lisa	YES
8	Watson, Sarah	YES
9	Herbst, Dawn	YES
10	Larson, Lou	NO
11	Henke, Chad	YES

91-1008

01/10/2023

Motion by Watson, second by Lukens to adopt the Resolution of the Finance Committee Adopting Grant Policy.

Tom Kilian stated at the September Finance Committee meeting where they discussed the grant issue, they also discussed compliance with federal funding requirements, specifically related to Community Development block grants. He questioned if this policy was something that would help to address some of those compliance issues.

Maryanne Groat believed the policy would be a step forward because there are some people managing grants that don't have a lot of accounting experience, so the goal is to try to connect more of the accounting and oversight with the people who are managing grants. She felt the additional oversight would help catch some of the problems we have been experiencing and provide more transparency.

Yes Votes: 11 No Votes: 0 Result: PASS

23-0106

01/10/2023

Motion by Herbst, second by Lukens to adopt the Ordinance of the Plan Commission Rezoning 1427 Lake Street from SR-5, Single Family Residential-5 Zoning District and 1601 & 1607 Chellis Street from SR-2, Single Family Residential-2 Zoning District to TRD-12, Townhome Residential-12 Zoning District.

Lisa Rasmussen stated it was important to keep in mind that this is a zoning request, not a funding request, and zoning is about appropriate land use. The Plan Commission determines if the proposed land use is appropriate for a site or not and she felt that should be our primary focus. She commented similar townhome concepts on 3rd Street have worked and did not create traffic and safety issues in the neighborhood. She pointed out the project is not city funded so it is up to the private sector to decide if it succeeds or fails.

Lou Larson felt the city should not force their will on the people because the neighborhood does not want this. He stated it doesn't fit in this low to middle income neighborhood and he felt considering how many people attended from that neighborhood, that the Plan Commission was shoving it down their throats. He disagreed that the project would not cause traffic problems on these narrow streets. Larson added the neighborhood does not object to any single-family homes on this parcel.

Gary Gisselman indicated he also opposed because he did not believe the development fit in the neighborhood, which has a unique feel.

Tom Kilian questioned the City Attorney if there was anything prohibiting the Council from considering public input on these matters and Anne Jacobson responded that she did not believe so. He commented he believed the developer cares deeply about Wausau and has done positive things for the city, but with all the concerns of residents that have been brought to his attention, he felt obligated as their representative to vote no.

Dawn Herbst indicated she drove to the area and felt it was a poor location for the project and the proposed townhouses would be totally out of place there. She hoped the developer could find another property somewhere, but this property was unsuitable.

Rasmussen explained she felt the project supported growth in the city and grows tax base; it takes a site that no one has wanted for upwards of 20 years and makes it into something productive. It is an appropriate residential-based land use in a residential area.

Doug Diny stated he felt it is a piece of private property on which the developer proposes to build appropriate residential living quarters and we need the housing stock in the city.

Yes Votes: 5 No Votes: 6 Abstain: 0 Not Voting: 0 Result: FAIL

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Lukens, Carol	NO
2	Martens, Michael	YES
3	Kilian, Tom	NO
4	Diny, Doug	YES
5	Gisselman, Gary	NO
6	McElhaney, Becky	YES
7	Rasmussen, Lisa	YES
8	Watson, Sarah	YES
9	Herbst, Dawn	NO
10	Larson, Lou	NO
11	Henke, Chad	NO

23-0107

01/10/2023

Motion by Watson, second by Herbst to adopt the Ordinance of the Plan Commission Rezoning 1723/1725 Bopf Street from TF-10, Two-Flat Residential-10 Zoning District to SR-7, Single Family Residential-7 Zoning District.

Yes Votes: 11 No Votes: 0 Result: PASS

23-0113

01/10/2023

Motion by Henke, second by Lukens to adopt the Resolution of the Public Health & Safety Committee Supporting Membership in the Wisconsin Local Government Climate Coalition.

Doug Diny indicated he was one of the no votes at committee, not that he had anything against this particular group, but in general he had a principal against endorsement of such lobby groups. It seemed to be a group that uses the city memberships to lobby. He pointed out on their website they show the cities that are members as supporting certain legislative acts. He questioned how they could ensure we were not signing onto things that we do not necessarily intend to. He did not see the value of it and it seems that they need us more than we need them. It did not indicate where the group is being funded from.

Chad Henke commented he saw this as an opportunity to get a seat at the table at the state and federal levels and be able to steer some of that money. He also felt it mirrors a lot of the goals we laid out at the beginning of this term.

Tom Kilian stated this sounds positive but questioned who was on point with the organization and who was channeling activities. Andrew Lynch, Assistant City Planner, responded they are in the process of hiring a director and have some staff currently getting it off the ground. He did not necessarily deem them a lobbying group, but they do advocate for local governments to share information and develop strategies to benefit them. He felt it was on par with something like the League of Wisconsin Municipalities, which the city is a member of. It is focused on climate change issues and getting local governments voice heard at the state and other levels. He commented as city staff person we welcome any kind of help we can get for grants and programs available to us. The group will make known opportunities to comment on legislation or send letters of support, but it is all optional, nothing is required or done automatically as a point of membership. The mayor can look at things with staff to determine if something is appropriate and in line with city goals.

Kilian pointed out we currently have very pressing issues in terms of a disproportionate exposure in Wausau's working-class areas that have allegedly resulted in both past and present health challenges. He stated he supported safeguarding against risks in the future and hoped that we as a city practice environmental justice today and not forget we have present challenges that very much require urgent attention. Carol Lukens commented as a member serving on the Sustainability Committee, she very much supported this and believed it was proactive step.

Mayor Rosenberg explained it was at a League of Wisconsin Municipalities Conference where she first talked to another person involved in this program. She indicated it was discussed with staff and the Sustainability Commission and Andy Lynch had an opportunity to attend a session with the former Deputy Secretary of Energy discussing the issues facing municipalities as it relates to climate. Doug Diny stated he could support it, but if a membership fee is imposed he would like it to come back for evaluation.

Yes Votes: 11 No Votes: 0 Result: PASS

Suspend the Rules

01/10/2023

Motion by Watson, second by Herbst to Suspend Rule 6(B) Filing of Resolutions

Yes Votes: 11 No Votes: 0 Result: PASS

Motion by Watson, second by Henke to adopt the Joint Resolution of the Capital Improvements & Street Maintenance Committee and the Finance Committee Approving Urban Nonpoint Source Construction Grant Agreement to Convert the Strawberry Fields Dry Detention Pond to a Wet Pond.

Yes Votes: 11 No Votes: 0 Result: PASS

Motion by Herbst, second by Watson to adopt the Resolution of the Finance Committee Approving contract for residential and commercial electrical inspection services between the City of Wausau and Village of Weston.

Tom Kilian felt the topic of regional cooperation comes up often and the importance of trying to have some synergy in the way we do things. He stated when we elect to work with surrounding municipalities and villages, it was his opinion unless legally barred from being able to so, that we consider whether those surrounding towns and villages have cooperated with us. Regarding transit decisions and regional cooperation, it was his understanding that has not occurred. He suggested if they are not going to cooperate with Wausau to help serve our citizens, including those that need bus services to their destination, they find some other interim stop gap measure to fill their service deficit until they become a regional team player.

Yes Votes: 9 No Votes: 2 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Lukens, Carol	YES
2	Martens, Michael	YES
3	Kilian, Tom	NO
4	Diny, Doug	YES
5	Gisselman, Gary	YES
6	McElhaney, Becky	YES
7	Rasmussen, Lisa	YES
8	Watson, Sarah	YES
9	Herbst, Dawn	YES
10	Larson, Lou	NO
11	Henke, Chad	YES

Public Comment or Suggestions

None

Adjournment

Motion by Watson, second by Lukens to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 9:00 pm.

Katie Rosenberg, Mayor
Kaitlyn Bernarde, City Clerk

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

RESOLUTION OF THE CAPITAL IMPROVEMENTS & STREET MAINTENANCE COMMITTEE

Approving First Revision to State/Municipal Agreement for North 18th Street from STH 52 to Sell Street

Committee Action: Approved 5-0

Fiscal Impact: This is a cost share for which the City is responsible for 20% with 80% federal funding. The City's total cost share is anticipated to be \$148,816. Federal funding is limited to \$484,392.

File Number: 23-0114

Date Introduced: January 24, 2023

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	
	<i>Included in Budget:</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	<i>Budget Source:</i>
	<i>One-time Costs:</i>	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	<i>Amount:</i>
	<i>Recurring Costs:</i>	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	<i>Amount: During design & construction billing by DOT</i>
SOURCE	<i>Fee Financed:</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	<i>Amount:</i>
	<i>Grant Financed:</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	<i>Amount</i> <i>Annual Retirement</i>
	<i>TID Financed:</i>	Yes <input type="checkbox"/>	No <input type="checkbox"/>	<i>Amount:</i>
	<i>TID Source: Increment Revenue</i> <input type="checkbox"/> <i>Debt</i> <input type="checkbox"/> <i>Funds on Hand</i> <input type="checkbox"/> <i>Interfund Loan</i> <input type="checkbox"/>			

RESOLUTION

WHEREAS, 18th Street is a two-lane urban roadway (34-feet wide) that was last rehabilitated in 2002; and

WHEREAS, the existing asphaltic pavement is in deteriorated condition exhibiting longitudinal, lateral and alligator cracking and is no longer economically feasible to maintain; and

WHEREAS, the proposed project includes replacement of the existing pavement with Hot Mix Asphalt (HMA) with the improvements to be contained within the existing subgrade shoulder points; and

WHEREAS, STP Urban Funding for the FFY 2022 – Bipartisan Infrastructure Law (BIL) was applied for and the project was approved by the MPO and Wisconsin Department of Transportation; and

WHEREAS, a State/Municipal agreement between the City and Wisconsin Department of Transportation was executed in June 2022 whereby the City of Wausau was responsible to finance 100 percent of the cost of the design, 100 percent of state design review estimated at \$10,000; 30 percent of participating construction estimated at a total \$170,160; 100 percent of non-participating construction estimated at \$500, and 30 percent of state construction review estimated at \$37,436; and

WHEREAS, the first revision to the State/Municipal agreement reduces the City cost share from 30 percent of participating construction and state construction review to 20 percent; and

WHEREAS, the total project (not including design) is estimated to be \$633,208, of which the City's share is estimated to be \$148,816; and

WHEREAS, your Capital Improvements and Street Maintenance Committee met on January 12, 2023 to review the first revision to the State/Municipal agreement which details the responsibilities of both the State and Municipality for this project and recommends approval (a copy of which is attached); now therefore

BE IT RESOLVED by the Common Council of the City of Wausau that the appropriate City officials are hereby authorized and directed to execute the attached revised State/Municipal agreement for the work related to 18th Street from STH 52 to Sell Street.

Approved:

Katie Rosenberg, Mayor

CAPITAL IMPROVEMENTS AND STREET MAINTENANCE COMMITTEE

Date of Meeting: January 12, 2023, at 5:15 p.m. in the Council Chambers of City Hall.

Members Present: Lou Larson, Doug Diny, Chad Henke, Lisa Rasmussen, Gary Gisselman

Also Present: Eric Lindman, Allen Wesolowski, TJ Nicksich, Tara Alfonso, Cord Buckner, Jill Kurtzhals, Tom Kilian, Lori Wunsch, Norman Barrientos – Barrientos Design & Consulting

Discussion and possible action on the first revision to the State/Municipal Agreement for North 18th Street from STH 52 to Sell Street

The initial agreement was a \$218,000 cost share. The agreement has been revised to the City's benefit and reduces the cost share to \$148,816. The project has been bid with construction expected this spring.

Henke moved to approve. Diny seconded and the motion carried unanimously 5-0.

AGENDA ITEM
Discussion and possible action on the first revision to the State/Municipal Agreement for North 18 th Street from STH 52 to Sell Street
BACKGROUND
The city is receiving federal funding to repave 18 th Street from STH 52 to Sell Street. The city signed a State/Municipal Agreement(SMA) for this project. A revised SMA reduces the City cost share from \$218,096 to \$148,816.
FISCAL IMPACT
The City cost share is reduced by \$69,280.
STAFF RECOMMENDATION
Staff recommends approving the revised SMA.
Staff contact: Allen Wesolowski 715-261-6762



1st Revision

**STATE/MUNICIPAL AGREEMENT
FOR A STATE- LET URBANIZED
AREA STP-URBAN PROGRAM
PROJECT**

**Program Name: STP-Urban
Population Group: 50,000 to 200,000
Sub-program #: 206
Cycle: FFY 2022- Bipartisan
Infrastructure Law (BIL)**

**This agreement supersedes the
agreement signed by the
Municipality on June 15, 2022 and
signed by the State on June 22, 2022**

Date: December 15, 2022

I.D.: 6999-18-08/78

Road Name: C Wausau, North 18th Street

Limits: STH 52 to Sell Street

County: Marathon

Roadway Length: 0.473 miles

Functional Classification: Urban Collector

Project Sponsor: City of Wausau

Urbanized Area: Wausau

The signatory, City of Wausau, hereinafter called the Municipality, through its undersigned duly authorized officers or officials, hereby requests the State of Wisconsin Department of Transportation, hereinafter called the State, to initiate and effect the highway or street improvement hereinafter described.

The authority for the Municipality to enter into this agreement with the State is provided by Sections 86.25(1), (2), and (3) and Section 66.0301 of the Statutes.

NEEDS AND ESTIMATE SUMMARY:

All components of the project must be defined in the environmental document if any portion of the project is federally funded. The Municipality agrees to complete all participating and any non-participating work included in this improvement consistent with the environmental document. No work on final engineering and design may occur prior to approval of the environmental document.

Existing Facility - Describe and give reason for request: **This existing 2-lane urban roadway (34-foot wide) was last rehabilitated in 2002. Currently, concrete sidewalk exists on the east side of the roadway. Currently, there are no bicycle accommodations provided on the facility. The existing asphaltic pavement is in deteriorated condition exhibiting longitudinal, lateral and alligator cracking. It is no longer economically feasible to maintain the roadway.**

Proposed Improvement - Nature of work: **Rehabilitation (Pavement Replacement). The City of Wausau is proposing to replace the existing pavement with Hot Mix Asphalt (HMA). The improvements will be contained within the existing subgrade shoulder points. There are no historical or archeological resources located within the project Area of Potential Affect (APE). No property acquisitions are required for the proposed action. Bicycle accommodations are not proposed on this project.**

Describe non-participating work included in the project and other work necessary to completely finish the project that will be undertaken independently by the Municipality. Please note that non-participating components of a project/contract are considered part of the overall project and will be subject to applicable federal requirements: **Repair and maintenance of haul roads and upgrade of existing curb ramps to ADA and DEPARTMENT standards.**

The Municipality agrees to the following FFY 2022 BIL Urbanized Area project funding conditions:

Project ID 6999-18-08 design costs are funded 100% by the Municipality including state review of design costs.

Project ID 6999-18-78 construction costs are funded with 80% federal funding up to a funding limit of \$484,392. The Municipality agrees to provide the remaining 20% and any funds in excess of the \$484,392 federal funding limit. Non-participating costs are 100% the responsibility of the Municipality. Any work performed by the Municipality prior to federal authorization is not eligible for federal funding. The Municipality will be notified by the State that the project is authorized and available for charging.

This project is currently scheduled in State Fiscal Year 2023. **In accordance with the State's sunset policy for STP-Urban projects, the subject FFY 2022 BIL STP-Urban improvement must be constructed and in final acceptance within six years from the start of State Fiscal Year 2023, or by June 30, 2028.** Extensions may be available upon approval of a written request by or on behalf of the Municipality to State. The written request shall explain the reasons for project implementation delay and revised timeline for project completion.

The dollar amounts shown in the Summary of Costs Table below are estimates. The final Municipal share is dependent on the final federal participation, and actual costs will be used in the final division of cost for billing and reimbursement. In no event shall federal funding exceed the estimate of \$484,392 in the Summary of Costs Table.

SUMMARY OF COSTS					
PHASE	Total Est. Cost	Federal Funds	%	Municipal Funds	%
ID 6999-18-08					
State Review	\$10,000	\$0	0%	\$10,000	100%
<i>Project totals</i>	<i>\$10,000</i>	<i>\$0</i>		<i>\$10,000</i>	
ID 6999-18-78					
Participating Construction	\$336,932	\$269,546	80% MAX *	\$67,386	20%+ BAL
Non-Participating Construction	\$17,719	\$0	0%	\$17,719	100%
State Review + Engineering	\$268,557	\$214,847	80% MAX *	\$53,710	20%+ BAL
<i>Project totals</i>	<i>\$623,208</i>	<i>\$484,392</i>		<i>\$138,816</i>	
Total Est. Cost Distribution	\$633,208	\$484,392*	N/A	\$148,816	N/A

*Construction ID# 6999-18-78 federal funding is limited to \$484,392 as identified by the MPO.

This request is subject to the terms and conditions that follow (pages 3 - 7) and is made by the undersigned under proper authority to make such request for the designated Municipality and upon signature by the State and delivery to the Municipality shall constitute agreement between the Municipality and the State. No term or provision of neither the State/Municipal Agreement nor any of its attachments may be changed, waived or terminated orally but only by an instrument in writing executed by both parties to the State/Municipal Agreement.

Signatures certify the content has not been altered by the municipality.
Signed for and on behalf of: **City of Wausau** (please sign in blue ink.)

Name	Title	Date
------	-------	------

Signed for and on behalf of the State:

Name	Title	Date
------	-------	------

GENERAL TERMS AND CONDITIONS:

1. All projects must be in an approved Transportation Improvement Program (TIP) or State Transportation Improvement Program (STIP) prior to requesting authorization.
2. Work prior to federal authorization is ineligible for federal funding.
3. The Municipality, throughout the entire project, commits to comply with and promote all applicable federal and state laws and regulations that include, but are not limited to, the following:
 - a. Environmental requirements, including but not limited to those set forth in the 23 U.S.C. 139 and National Environmental Policy Act (42 U.S.C. 4321 et seq.)
 - b. Equal protection guaranteed under the U.S. Constitution, WI Constitution, Title VI of the Civil Rights Act and Wis. Stat. 16.765. The municipality agrees to comply with and promote applicable Federal and State laws, Executive Orders, regulations, and implementing requirements intended to provide for the fair and equitable treatment of individuals and the fair and equitable delivery of services to the public. In addition the Municipality agrees not to engage in any illegal discrimination in violation of applicable Federal or State laws and regulations. This includes but is not limited to Title VI of the Civil Rights Act of 1964 which provides that “no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.” The Municipality agrees that public funds, which are collected in a nondiscriminatory manner, should not be used in ways that subsidize, promote, or perpetuate illegal discrimination based on prohibited factors such as race, color, national origin, sex, age, physical or mental disability, sexual orientation, or retaliation.
 - c. Prevailing wage requirements, including but not limited to 23 U.S.C 113.
 - d. Buy America Provision and its equivalent state statutes, set forth in 23 U.S.C. 313 and Wis. Stat. 16.754.
 - e. Competitive bidding and confidentiality requirements set forth in 23 U.S.C 112 and Wis. Stat. 84.06. This includes the sharing of financial data prior to the conclusion of the competitive bid period.
 - f. All applicable Disadvantaged Business Enterprise (DBE) requirements that the State specifies.
 - g. Federal statutes that govern the Surface Transportation Program (STP), including but not limited to 23 U.S.C. 133.
 - h. General requirements for administering federal and state aid set forth in Wis. Stat. 84.03.

STATE RESPONSIBILITIES AND REQUIREMENTS:

4. Funding of each project phase is subject to inclusion in Wisconsin’s approved FFY 2022 BIL Urbanized Area STP-Urban program. Federal funding will be limited to participation in the costs of the following items, as applicable to the project:
 - a. The grading, base, pavement, and curb and gutter, sidewalk, and replacement of disturbed driveways in kind.
 - b. The substructure, superstructure, grading, base, pavement, and other related bridge and approach items.
 - c. Storm sewer mains necessary for the surface water drainage.
 - d. Catch basins and inlets for surface water drainage of the improvement, with connections to the storm sewer main.
 - e. Construction engineering incident to inspection and supervision of actual construction work (except for inspection, staking, and testing of sanitary sewer and water main).

- f. Signing and pavement marking.
 - g. New installations or alteration of street lighting and traffic signals or devices.
 - h. Landscaping.
 - i. State review services for construction ID 6999-18-78.
 - j. Upgrade of existing ADA curb ramps to meet ADA and State standards prior to August 1, 2022. All newly installed curb ramps will require State inspection and acceptance prior to August 1, 2022.
 - k. Other 100% Municipality funded items: Maintenance and Repair of Haul Roads, adjustments to water and sanitary utilities and upgrading existing curb ramps to ADA and State standards.
5. The work will be administered by the State and may include items not eligible for federal participation.
6. As the work progresses, the State will bill the Municipality for work completed which is not chargeable to federal funds. Upon completion of the project, a final audit will be made to determine the final division of costs subject to project funding limits in the Summary of Costs Table. If reviews or audits show any of the work to be ineligible for federal funding, the Municipality will be responsible for any withdrawn costs associated with the ineligible work.

MUNICIPAL RESPONSIBILITIES AND REQUIREMENTS:

7. Work necessary to complete the FFY 2022 BIL Urbanized Area STP-Urban improvement project to be financed entirely by the Municipality or other utility or facility owner includes the items listed below.
- a. New installations of or alteration of sanitary sewers and connections, water, gas, electric, telephone, telegraph, fire or police alarm facilities, parking meters, and similar utilities.
 - b. Damages to abutting property after project completion due to change in street or sidewalk widths, grades or drainage.
 - c. Detour routes and haul roads. The municipality is responsible for determining the detour route.
 - d. Conditioning, if required and maintenance of detour routes.
 - e. Repair of damages to roads or streets caused by reason of their use in hauling materials incident to the improvement.
 - f. All work related to underground storage tanks and contaminated soils.
 - g. Street and bridge width in excess of standards, in accordance with the current *WisDOT Facilities Development Manual*.
 - h. Real estate for the improvement.
 - i. Preliminary engineering and design.
 - j. State review services for design ID 6999-18-08
 - k. Other 100% Municipality funded items: Repair and maintenance of haul roads
8. The construction of the subject improvement will be in accordance with the appropriate standards unless an exception to standards is granted by State prior to construction. The entire cost of the construction project, not constructed to standards, will be the responsibility of the Municipality unless such exception is granted.

9. Work to be performed by the Municipality without federal funding participation necessary to ensure a complete improvement acceptable to the Federal Highway Administration and/or the State may be done in a manner at the election of the Municipality but must be coordinated with all other work undertaken during construction.
10. The Municipality is responsible for financing administrative expenses related to Municipal project responsibilities.
11. The Municipality will include in all contracts executed by them a provision obligating the contractor not to discriminate against any employee or applicant for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in Wis. Stat.51.01 (5), sexual orientation as defined in Wis. Stat. 111.32 (13m), or national origin.
12. The Municipality will pay to the State all costs incurred by the State in connection with the improvement that exceed federal financing commitments or are ineligible for federal financing. To guarantee the Municipality's foregoing agreements to pay the State, the Municipality, through its above duly authorized officers or officials, agrees and authorizes the State to set off and withhold the required reimbursement amount as determined by the State from any moneys otherwise due and payable by the State to the Municipality.
13. **In accordance with the State's sunset policy for Urbanized Area STP-Urban projects, the subject FFY 2022 BIL Urbanized Area STP-Urban improvement must be constructed and in final acceptance within six years from the start of State Fiscal Year 2023, or by June 30, 2028.** Extensions may be available upon approval of a written request by or on behalf of the Municipality to State. The written request shall explain the reasons for project implementation delay and revised timeline for project completion.
14. If the Municipality should withdraw the project, it will reimburse the State for any costs incurred by the State on behalf of the project.
15. The Municipality will at its own cost and expense:
 - a. Maintain all portions of the project that lie within its jurisdiction (to include, but not limited to, cleaning storm sewers, removing debris from sumps or inlets, and regular maintenance of the catch basins, curb and gutter, sidewalks and parking lanes [including snow and ice removal]) for such maintenance in a manner consistent with reasonable industry standards, and will make ample provision for such maintenance each year.
 - b. Regulate [or prohibit] parking at all times in the vicinity of the proposed improvements during construction.
 - c. Regulate [or prohibit] all parking at locations where and when the pavement area usually occupied by parked vehicles will be needed to carry active traffic in the street.
 - d. Assume general responsibility for all public information and public relations for the project and to make fitting announcement to the press and such outlets as would generally alert the affected property owners and the community of the nature, extent, and timing of the project and arrangements for handling traffic within and around the project.
 - e. Provide complete plans, specifications, and estimates to State upon request.
 - f. Provide relocation orders and real estate plats to State upon request.
 - g. Use the *WisDOT Utility Accommodation Policy* unless it adopts a policy, which has equal or more restrictive controls.
 - h. Provide maintenance and energy for lighting.
 - i. Provide proper care and maintenance of all landscaping elements of the project including replacement of any plant materials damaged by disease, drought, vandalism or other cause.
 - j. Upgrade of existing curb ramps to meet ADA and State standards prior to August 1, 2022.

16. It is further agreed by the Municipality that:

- a. The Municipality assumes full responsibility for the design, installation, testing and operation of any sanitary sewer and water main infrastructure within the improvement project and relieves the state and all of its employees from liability for all suits, actions, or claims resulting from the sanitary sewer and water main construction under this agreement.
- b. The Municipality assumes full responsibility for the plans and special provisions provided by their designer or anyone hired, contracted or otherwise engaged by the Municipality. The Municipality is responsible for any expense or cost resulting from any error or omission in such plans or special provisions. The Municipality will reimburse State if State incurs any cost or expense in order to correct or otherwise remedy such error or omission or consequences of such error or omission.
- c. The Municipality will be 100% responsible for all costs associated with utility issues involving the contractor, including costs related to utility delays.
- d. All signs and traffic control devices and other protective structures erected on or in connection with the project including such of these as are installed at the sole cost and expense of the Municipality or by others, will be in conformity with such *Manual of Uniform Traffic Control Devices* as may be adopted by the American Association of State Highway and Transportation Officials, approved by the State, and concurred with by the Federal Highway Administration.
- e. The right-of-way available or provided for the project will be held and maintained inviolate for public highway or street purposes. Those signs prohibited under federal aid highway regulations, posters, billboards, roadside stands, or other private installations prohibited by Federal or State highway regulations will not be permitted within the right-of-way limits of the project. The Municipality, within its jurisdictional limits, will remove or cause to be removed from the right-of-way of the project all private installations of whatever nature which may be or cause an obstruction or interfere with the free flow of traffic, or which may be or cause a hazard to traffic, or which impair the usefulness of the project and all other encroachments which may be required to be removed by the State at its own election or at the request of the Federal Highway Administration, and that no such installations will be permitted to be erected or maintained in the future.
- f. The Municipality is responsible for any damage caused by legally hauled loads, including permitted oversize and overweight loads. The contractor is responsible for any damage caused to haul roads if they do not obey size and weight laws, use properly equipped and maintained vehicles, and do not prevent spilling of materials onto the haul road (*WisDOT Standard Specifications* 618.1, 108.7, 107.8). The local maintaining authority can impose special or seasonal weight limitations as defined in Wis. Stat. 349.16, but this should not be used for the sole purpose of preventing hauling on the road.

The bid item 618.0100 Maintenance and Repair of Haul Roads (project) is ineligible for federal funding on local program projects as per the State/Municipal Agreement. The repair of damages as a result of hauling materials for the project is the responsibility of the Municipality as specified in the State/Municipal Agreement Terms and Conditions under Municipal Responsibilities and Requirements.

LEGAL RELATIONSHIPS:

17. The State shall not be liable to the Municipality for damages or delays resulting from work by third parties. The State also shall be exempt from liability to the Municipality for damages or delays resulting from injunctions or other restraining orders obtained by third parties.
18. The State will not be liable to any third party for injuries or damages resulting from work under or for the Project. The Municipality and the Municipality's surety shall indemnify and save harmless the State, its officers and employees, from all suits, actions or claims of any character brought because of any injuries or damages received or sustained by any person, persons or property on account of the operations of the Municipality and its sureties; or on account of or in consequence of any neglect in safeguarding the work; or because of any act or omission, neglect or misconduct of the Municipality or its sureties; or because of any

claims or amounts recovered for any infringement by the Municipality and its sureties of patent, trademark or copyright; or from any claims or amounts arising or recovered under the Worker's Compensation Act, relating to the employees of the Municipality and its sureties; or any other law, ordinance, order or decree relating to the Municipality's operations.

19. Contract modification: This State/Municipal Agreement can only be modified by written instruments duly executed by both parties. No term or provision of either this State/Municipal Agreement or any of its attachments may be changed, waived or terminated orally.
20. Binding effects: All terms of this State/Municipal Agreement shall be binding upon and inure to the benefits of the legal representatives, successors and executors. No rights under this State/Municipal Agreement may be transferred to a third party. This State/Municipal Agreement creates no third-party enforcement rights.
21. Choice of law and forum: This State/Municipal Agreement shall be interpreted and enforced in accordance with the laws of the State of Wisconsin. The Parties hereby expressly agree that the terms contained herein and in any deed executed pursuant to this State/Municipal Agreement are enforceable by an action in the Circuit Court of Dane County, Wisconsin.

PROJECT FUNDING CONDITIONS

22. Non-appropriation of funds: With respect to any payment required to be made by the State under this State/Municipal Agreement, the parties acknowledge the State's authority to make such payment is contingent upon appropriation of funds and required legislative approval sufficient for such purpose by the Legislature. If such funds are not so appropriated, either the Municipality or the State may terminate this State/Municipal Agreement after providing written notice not less than thirty (30) days before termination.
23. Maintenance of Records: During the term of performance of this State/Municipal Agreement, and for a period not less than three years from the date of final payment to the Municipality, records and accounts pertaining to the performance of this State/Municipal Agreement are to be kept available for inspection and audit by representatives of the Department. The Department reserves the right to audit and inspect such records and accounts at any time. The Municipality shall provide appropriate accommodations for such audit and inspection.

In the event that any litigation, claim or audit is initiated prior to the expiration of said records maintenance period, the records shall be retained until such litigation, claim or audit involving the records is complete.

24. The Municipality agrees to the following FFY 2022 BIL Urbanized Area STP-Urban project funding conditions:
 - a. ID 6999-18-08: Design is funded 100% by the Municipality. This phase includes plan development and state review. The work includes project review, approval of required reports and documents and processing the final Plan, Specification & Estimate (PS&E) document for award of the contract. Costs for this phase include an estimated amount for state review activities to be funded 100% by the Municipality.
 - b. ID 6999-18-78: Construction:
 - i. Costs for participating construction items are funded with 80% federal funding up to a funding limit of \$484,392, when the municipality agrees to provide the remaining 20%, and any funds in excess of the \$484,392 federal funding limit.
 - ii. Non-participating costs for maintenance and repair of haul roads are funded 100% by the Municipality. Costs include construction delivery.
 - iii. Costs for this phase include an estimated amount for state review activities.

[End of Document]

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

RESOLUTION OF THE CAPITAL IMPROVEMENTS & STREET MAINTENANCE COMMITTEE

Approving State/Municipal Agreement for West Wausau Avenue from Stevens Drive to North 10th Avenue

Committee Action: Approved 5-0

Fiscal Impact: This is a cost share for which the City is responsible for 20% with 80% federal funding. Federal funding is limited to \$1,212,247. State Review costs are estimated to be \$16,500 and Non-Participating Construction costs are estimated to be \$330,000, with the City 100% responsible.

File Number: 23-0115

Date Introduced: January 24, 2023

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
	<i>Included in Budget:</i>	Yes <input type="checkbox"/> No <input type="checkbox"/>	<i>Budget Source:</i>
	<i>One-time Costs:</i>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	<i>Amount:</i>
	<i>Recurring Costs:</i>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	<i>Amount: During design & construction billing by DOT</i>
SOURCE	<i>Fee Financed:</i>	Yes <input type="checkbox"/> No <input type="checkbox"/>	<i>Amount:</i>
	<i>Grant Financed:</i>	Yes <input type="checkbox"/> No <input type="checkbox"/>	<i>Amount:</i>
	<i>Debt Financed:</i>	Yes <input type="checkbox"/> No <input type="checkbox"/>	<i>Amount</i> <i>Annual Retirement</i>
	<i>TID Financed:</i>	Yes <input type="checkbox"/> No <input type="checkbox"/>	<i>Amount:</i>
	<i>TID Source: Increment Revenue</i> <input type="checkbox"/> <i>Debt</i> <input type="checkbox"/> <i>Funds on Hand</i> <input type="checkbox"/> <i>Interfund Loan</i> <input type="checkbox"/>		

RESOLUTION

WHEREAS, West Wausau Avenue is an urban cross section and has two 11-foot concrete travel lanes with 9-foot concrete shoulders (curb and gutter); and

WHEREAS, the existing pavement is in poor condition with severe cracking with the last improvement made in 1969; and

WHEREAS, the proposed project involves removal of the existing deteriorated pavement, installing new sewer and water utilities, reconstructing the roadway with the addition of 5-foot sidewalk on the south side and replacement of existing sidewalk on the north side; and

WHEREAS, a State/Municipal agreement between the City and Wisconsin Department of Transportation must be executed; and

WHEREAS, per the agreement, the City of Wausau has a responsibility to finance 100 percent of the state review estimated at \$16,500; 20 percent of participating construction estimated at a total \$1,305,309; 20 percent of construction engineering estimated at a total \$190,000; 100 percent of non-participating construction estimated at \$330,000, and 20 percent of state construction review estimated at \$20,000; and

WHEREAS, the total project (not including design) is estimated to be \$1,861,809, of which the City's share is estimated to be \$649,562; and

WHEREAS, the Capital Improvements and Street Maintenance Committee met on January 12, 2023 to review this State/Municipal agreement which details the responsibilities of both the State and Municipality for this project and recommends approval; now therefore

BE IT RESOLVED by the Common Council of the City of Wausau that the appropriate City officials are hereby authorized and directed to execute the attached State/Municipal agreement for the work related to West Wausau Avenue from Stevens Drive to North 10th Avenue.

Approved:

Katie Rosenberg, Mayor

CAPITAL IMPROVEMENTS AND STREET MAINTENANCE COMMITTEE

Date of Meeting: January 12, 2023, at 5:15 p.m. in the Council Chambers of City Hall.

Members Present: Lou Larson, Doug Diny, Chad Henke, Lisa Rasmussen, Gary Gisselman

Also Present: Eric Lindman, Allen Wesolowski, TJ Nicksich, Tara Alfonso, Cord Buckner, Jill Kurtzhals, Tom Kilian, Lori Wunsch, Norman Barrientos – Barrientos Design & Consulting

Discussion and possible action on the State/Municipal Agreement for West Wausau Avenue from Stevens Drive to North 10th Avenue

Staff applied for funding to reconstruct West Wausau Avenue from Stevens Drive to 10th Avenue. This was a competitive process through Wausau Area MPO. Funding has been received with the City obligated for \$649,000, which is primarily for utilities. This is an 80/20 cost share. The project is likely to be constructed in 2026.

Rasmussen is glad this was awarded as the road is terrible and not a candidate for overlay.

Rasmussen moved to approve the State/Municipal Agreement for West Wausau Avenue. Henke seconded and the motion carried unanimously 5-0.

Agenda Item No.

7

STAFF REPORT TO CISM COMMITTEE – January 12, 2023

AGENDA ITEM

Discussion and possible action on the State/Municipal Agreement for West Wausau Avenue from Stevens Drive to North 10th Avenue

BACKGROUND

The city applied for and is receiving federal funding thru the STP Urban program to reconstruct West Wausau Avenue from Stevens Drive to N. 10th Ave. A copy of the SMA is attached.

FISCAL IMPACT

The City cost share is estimated at \$649,562.

STAFF RECOMMENDATION

Staff recommends approving the SMA.

Staff contact: Allen Wesolowski 715-261-6762



Division of Transportation
System Development
North Central Region
510 North Hanson Lake Road
Rhineland WI 54501

Tony Evers, Governor
Craig Thompson, Secretary
Internet: www.dot.wisconsin.gov

Telephone: (715) 365.3490
Facsimile (FAX): (715) 365.5780

E-mail: ncr.dtsd@dot.wi.gov

January 3, 2023

Eric Lindman
Director of Public Works and Utilities
City of Wausau
407 Grant Street
Wausau, WI 54403

Eric,

Enclosed for signature is the project agreement for the following project that has approved funds in the BIL FFY 2023-2026 Program.

Project ID: 6999-00-16/76
C Wausau, West Wausau Avenue
Stevens Drive to North 10th Avenue
Marathon County

Please sign and return one (1) copy of the agreement. Electronic signatures are acceptable. Return the copy of the agreement by mail or email to the Department with signatures prior to Friday, February 3, 2023 at this address:

North Central Region
Attn: Ben Roskoskey
510 North Hanson Lake Road
Rhineland, WI 54501

or benjamin.roskoskey@dot.wi.gov

Note the cost ratios for each project phase and any federal/state funding limits which may exist. The Municipality is responsible for the entire cost for non-participating items as well as any costs which exceed the funding limits, if applicable.

An agreement is not considered fully approved unless it has been approved by both the Municipality and the State, and it is not considered fully executed unless a fully approved copy has been returned to the Municipality.

The Municipality and its consultants (or any other parties hired by the Municipality) ***MUST NOT*** begin work on a federal-state – funded project phase until the State has provided notice of project authorization. Any such work would be ineligible for federal/state funding. Authorization will coincide with the currently scheduled year that is stated in the agreement.

If you have any questions regarding the agreement or need an extension to the submittal date, please call me at (715) 365-5783 or email benjamin.roskoskey@dot.wi.gov.

Sincerely,

Ben Roskoskey

Ben Roskoskey
Local Programs Manager – NC Region



**STATE/MUNICIPAL AGREEMENT
FOR A STATE- LET URBAN
PROJECT**

Program Name: STP-URBAN
Population Group: 50,000 to 200,000
Sub-program #: 206
**Cycle: FFY 2023-2026 Bipartisan
Infrastructure Law (BIL)**

Date: **January 3, 2023**

I.D.: **6999-00-16/76**

Road Name: **C Wausau, West Wausau Avenue**

Limits: **Stevens Drive to North 10th Avenue**

County: **Marathon**

Roadway Length: **0.3 miles**

Functional Classification: **Collector**

Project Sponsor: **City of Wausau**

The signatory, **City of Wausau**, hereinafter called the Municipality, through its undersigned duly authorized officers or officials, hereby requests the State of Wisconsin Department of Transportation, hereinafter called the State, to initiate and effect the highway or street improvement hereinafter described.

The authority for the Municipality to enter into this agreement with the State is provided by Sections 86.25(1), (2), and (3) and Section 66.0301 of the Statutes.

NEEDS AND ESTIMATE SUMMARY:

All components of the project must be defined in the environmental document if any portion of the project is federally funded. The Municipality agrees to complete all participating and any non-participating work included in this improvement consistent with the environmental document. No work on final engineering and design may occur prior to approval of the environmental document.

Existing Facility - Describe and give reason for request: **This 0.3-mile stretch of West Wausau Avenue from Stevens Dr. to N 10th Ave. is an urban cross section and has two 11-foot concrete travel lanes with 9-foot concrete shoulders (curb and gutter). There is sidewalk only on the north side of W Wausau Avenue in front of Wausau West High School. Parking is only allowed on the south side of the roadway. The Average Daily Traffic is 1400 (2019), the posted speed limit is 25 mph. The pavement is in poor condition with severe cracking. The current pavement rating is 4 and the last improvement was made in 1969.**

West Wausau Avenue is an Urban Collector that serves the west side of Wausau. This segment of roadway also serves as the primary entrance for Wausau West High School. The existing concrete pavement is experiencing severe deterioration and cracking and is in need of replacement.

Proposed Improvement - Nature of work: **Reconstructing approximately 1,600 feet of West Wausau Avenue from Stevens Dr. to N 10th Ave. in the City of Wausau using hot mix asphalt. The project will be designed to meet current standards as per the WisDOT Facilities Development Manual. Moderate grading is anticipated. The proposed project will involve removing the existing deteriorated pavement, installing new sewer and water utilities, and reconstructing the roadway. The sewer and water utilities will be 100% funded by the Wausau Water Works. The roadway is proposed to be an urban section with curb and gutter. The project will include adding 5-foot sidewalk to the south side of West Wausau Avenue along the entire length of the project and replace the existing sidewalk on the north side. Roadway will be closed during construction. Right of way acquisition for temporary limited easements (TLE) is anticipated.**

Describe non-participating work included in the project and other work necessary to completely finish the project that will be undertaken independently by the Municipality. Please note that non-participating components of a project/contract are considered part of the overall project and will be subject to applicable federal requirements: **Items to be 100% locally funded could include, but may not be limited to, maintenance and repair of haul roads, installation of new sewer and water utilities, adjustment of water service boxes, gate valves, and manholes; adjustment of sanitary sewer manholes, placing of new sanitary manhole seals and covers, compensable utility moves and real estate acquisition.**

The Municipality agrees to the following FFY 2023-2026 BIL Urbanized Area project funding conditions:

Project ID **6999-00-16** design costs are funded with **100%** by the Municipality including state review of design costs.

Real Estate, Railroad, and utility costs are locally funded – non-participating. Non-participating costs are 100% the responsibility of the Municipality.

Project ID **6999-00-76** construction costs are funded with **80%** federal funding up to a funding limit of **\$1,212,247**. The Municipality agrees to provide the remaining **20%** and any funds in excess of the **\$1,212,247** federal funding limit. Non-participating costs are **100%** the responsibility of the Municipality.

Any work performed by the Municipality prior to federal authorization is not eligible for federal funding. The Municipality will be notified by the State that the project is authorized and available for charging.

This project is currently scheduled in State Fiscal Year **2026**. Sunset date: **June 30, 2031**

In accordance with the State’s sunset policy for STP-Urban projects, the subject FFY 2023-2026 BIL STP-Urban improvement must be constructed and in final acceptance within six years from the start of State Fiscal Year 2026, or by June 30, 2031.

Extensions may be available upon approval of a written request by or on behalf of the Municipality to State. The written request shall explain the reasons for project implementation delay and revised timeline for project completion.

The dollar amounts shown in the Summary of Costs Table below are estimates. The final Municipal share is dependent on the final federal participation, and actual costs will be used in the final division of cost for billing and reimbursement. In no event shall federal funding exceed the estimate of **\$1,212,247** in the Summary of Costs Table, unless such increase is approved in writing by the State through the State’s Change Management Policy prior to the Municipality incurring the increased costs.

PHASE	SUMMARY OF COSTS				
	Total Est. Cost	Federal Funds	%	Municipal Funds	%
ID 6999-00-16					
Design	\$0	\$0	0%	\$0	100%
State Review	\$16,500	\$0	0%	\$16,500	100%
<i>Project totals</i>	\$16,500	\$0		\$16,500	
ID 6999-00-76					
Participating Construction	\$1,305,309	\$1,044,247	80%	\$261,062	20%+ BAL
Construction Engineering	\$190,000	\$152,000	80%	\$38,000	20%+ BAL
Non-Participating Construction	\$330,000	\$0	0%	\$330,000	100%
State Review	\$20,000	\$16,000	80%	\$4,000	20%+ BAL
<i>Project totals</i>	\$1,845,309	\$1,212,247		\$633,062	
Total Est. Cost Distribution	\$1,861,809	\$1,212,247	N/A	\$649,562	N/A

*Construction ID# 6999-00-76 federal funding is limited to \$1,212,247

This request is subject to the terms and conditions that follow (pages 3 – 8) and is made by the undersigned under proper authority to make such request for the designated Municipality and upon signature by the State and delivery to the Municipality shall constitute agreement between the Municipality and the State. No term or provision of neither the State/Municipal Agreement nor any of its attachments may be changed, waived or terminated orally but only by an instrument in writing executed by both parties to the State/Municipal Agreement.

Signed for and in behalf of: City of Wausau (please sign in blue ink.)	
Name (print)	Title
Signature	Date
Signed for and in behalf of the State (please sign in blue ink.)	
Name (print) Shannon Riley	Title NC Region Planning Section Chief
Signature	Date

GENERAL TERMS AND CONDITIONS:

1. All projects must be in an approved Transportation Improvement Program (TIP) or State Transportation Improvement Program (STIP) prior to requesting authorization.
2. Work prior to federal authorization is ineligible for federal funding.
3. The Municipality, throughout the entire project, commits to comply with and promote all applicable federal and state laws and regulations that include, but are not limited to, the following:
 - a. Environmental requirements, including but not limited to those set forth in the 23 U.S.C. 139 and National Environmental Policy Act (42 U.S.C. 4321 et seq.)
 - b. Equal protection guaranteed under the U.S. Constitution, WI Constitution, Title VI of the Civil Rights Act and Wis. Stat. 16.765. The municipality agrees to comply with and promote applicable Federal and State laws, Executive Orders, regulations, and implementing requirements intended to provide for the fair and equitable treatment of individuals and the fair and equitable delivery of services to the public. In addition, the Municipality agrees not to engage in any illegal discrimination in violation of applicable Federal or State laws and regulations. This includes but is not limited to Title VI of the Civil Rights Act of 1964 which provides that “no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.” The Municipality agrees that public funds, which are collected in a nondiscriminatory manner, should not be used in ways that subsidize, promote, or perpetuate illegal discrimination based on prohibited factors such as race, color, national origin, sex, age, physical or mental disability, sexual orientation, or retaliation.
 - c. Prevailing wage requirements, including but not limited to 23 U.S.C 113.
 - d. Buy America Provision and its equivalent state statutes, set forth in 23 U.S.C. 313 and Wis. Stat. 16.754.
 - e. Competitive bidding and confidentiality requirements set forth in 23 U.S.C 112 and Wis. Stat. 84.06. This includes the sharing of financial data prior to the conclusion of the competitive bid period.
 - f. All applicable Disadvantaged Business Enterprise (DBE) requirements that the State specifies.
 - g. Federal statutes that govern the Surface Transportation Program (STP), including but not limited to 23 U.S.C. 133.
 - h. General requirements for administering federal and state aid set forth in Wis. Stat. 84.03.

STATE RESPONSIBILITIES AND REQUIREMENTS:

4. Funding of each project phase is subject to inclusion in Wisconsin’s approved FFY 2023-2026 BIL Urbanized Area STP-Urban program. Federal funding will be limited to participation in the costs of the following items, as applicable to the project:

- a. The grading, base, pavement, and curb and gutter, sidewalk, and replacement of disturbed driveways in kind.
 - b. The substructure, superstructure, grading, base, pavement, and other related bridge and approach items.
 - c. Storm sewer mains necessary for the surface water drainage.
 - d. Catch basins and inlets for surface water drainage of the improvement, with connections to the storm sewer main.
 - e. Construction engineering incident to inspection and supervision of actual construction work (except for inspection, staking, and testing of sanitary sewer and water main).
 - f. Signing and pavement marking.
 - g. New installations or alteration of street lighting and traffic signals or devices.
 - h. Landscaping.
 - i. State review services for construction ID **6999-00-76**
5. The work will be administered by the State and may include items not eligible for federal participation.
6. As the work progresses, the State will bill the Municipality for work completed which is not chargeable to federal funds. Upon completion of the project, a final audit will be made to determine the final division of costs subject to project funding limits in the Summary of Costs Table. If reviews or audits show any of the work to be ineligible for federal funding, the Municipality will be responsible for any withdrawn costs associated with the ineligible work.

MUNICIPAL RESPONSIBILITIES AND REQUIREMENTS:

7. Work necessary to complete the FFY 2023-2026 BIL Urbanized Area STP-Urban improvement project to be financed entirely by the Municipality or other utility or facility owner includes the items listed below.
- a. New installations of or alteration of sanitary sewers and connections, water, gas, electric, telephone, telegraph, fire or police alarm facilities, parking meters, and similar utilities.
 - b. Damages to abutting property after project completion due to change in street or sidewalk widths, grades or drainage.
 - c. Detour routes and haul roads. The municipality is responsible for determining the detour route.
 - d. Conditioning, if required and maintenance of detour routes.
 - e. Repair of damages to roads or streets caused by reason of their use in hauling materials incident to the improvement.
 - f. All work related to underground storage tanks and contaminated soils.
 - g. Street and bridge width in excess of standards, in accordance with the current *WisDOT Facilities Development Manual*.
 - h. Real estate for the improvement.
 - i. Preliminary engineering and design.
 - j. State review services for design ID **6999-00-16**.
 - k. Other 100% Municipality funded items: **installation of new sewer and water utilities**

8. The construction of the subject improvement will be in accordance with the appropriate standards unless an exception to standards is granted by State prior to construction. The entire cost of the construction project, not constructed to standards, will be the responsibility of the Municipality unless such exception is granted.
9. Work to be performed by the Municipality without federal funding participation necessary to ensure a complete improvement acceptable to the Federal Highway Administration and/or the State may be done in a manner at the election of the Municipality but must be coordinated with all other work undertaken during construction.
10. The Municipality is responsible for financing administrative expenses related to Municipal project responsibilities.
11. The Municipality will include in all contracts executed by them a provision obligating the contractor not to discriminate against any employee or applicant for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in Wis. Stat.51.01 (5), sexual orientation as defined in Wis. Stat. 111.32 (13m), or national origin.
12. The Municipality will pay to the State all costs incurred by the State in connection with the improvement that exceed federal financing commitments or are ineligible for federal financing. To guarantee the Municipality's foregoing agreements to pay the State, the Municipality, through its above duly authorized officers or officials, agrees and authorizes the State to set off and withhold the required reimbursement amount as determined by the State from any moneys otherwise due and payable by the State to the Municipality.
13. In accordance with the State's sunset policy for STP-Urban Program projects, the subject FFY 2023-2026 BIL STP improvement must be constructed and in final acceptance within six years from the beginning of the state fiscal year (2026) in which a project is initially scheduled. Extensions may be available upon approval of a written request by or on behalf of the Municipality to State. The written request shall explain the reasons for project implementation delay and revised timeline for project completion.
14. If the Municipality should withdraw the project, it will reimburse the State for any costs incurred by the State on behalf of the project.
15. The Municipality will at its own cost and expense:
 - a. Maintain all portions of the project that lie within its jurisdiction (to include, but not limited to, cleaning storm sewers, removing debris from sumps or inlets, and regular maintenance of the catch basins, curb and gutter, sidewalks and parking lanes [including snow and ice removal]) for such maintenance in a manner consistent with reasonable industry standards, and will make ample provision for such maintenance each year.
 - b. Regulate [or prohibit] parking at all times in the vicinity of the proposed improvements during construction.
 - c. Regulate [or prohibit] all parking at locations where and when the pavement area usually occupied by parked vehicles will be needed to carry active traffic in the street.
 - d. Assume general responsibility for all public information and public relations for the project and to make fitting announcement to the press and such outlets as would generally alert the affected property owners and the community of the nature, extent, and timing of the project and arrangements for handling traffic within and around the project.
 - e. Provide complete plans, specifications, and estimates to State upon request.
 - f. Provide relocation orders and real estate plats to State upon request.
 - g. Use the *WisDOT Utility Accommodation Policy* unless it adopts a policy, which has equal or more restrictive controls.
 - h. Provide maintenance and energy for lighting.

- i. Provide proper care and maintenance of all landscaping elements of the project including replacement of any plant materials damaged by disease, drought, vandalism or other cause.

16. It is further agreed by the Municipality that:

- a. The Municipality assumes full responsibility for the design, installation, testing and operation of any sanitary sewer and water main infrastructure within the improvement project and relieves the state and all of its employees from liability for all suits, actions, or claims resulting from the sanitary sewer and water main construction under this agreement.
- b. The Municipality assumes full responsibility for the plans and special provisions provided by their designer or anyone hired, contracted or otherwise engaged by the Municipality. The Municipality is responsible for any expense or cost resulting from any error or omission in such plans or special provisions. The Municipality will reimburse State if State incurs any cost or expense in order to correct or otherwise remedy such error or omission or consequences of such error or omission.
- c. The Municipality will be 100% responsible for all costs associated with utility issues involving the contractor, including costs related to utility delays.
- d. All signs and traffic control devices and other protective structures erected on or in connection with the project including such of these as are installed at the sole cost and expense of the Municipality or by others, will be in conformity with such *Manual of Uniform Traffic Control Devices* as may be adopted by the American Association of State Highway and Transportation Officials, approved by the State, and concurred with by the Federal Highway Administration.
- e. The right-of-way available or provided for the project will be held and maintained inviolate for public highway or street purposes. Those signs prohibited under federal aid highway regulations, posters, billboards, roadside stands, or other private installations prohibited by Federal or State highway regulations will not be permitted within the right-of-way limits of the project. The Municipality, within its jurisdictional limits, will remove or cause to be removed from the right-of-way of the project all private installations of whatever nature which may be or cause an obstruction or interfere with the free flow of traffic, or which may be or cause a hazard to traffic, or which impair the usefulness of the project and all other encroachments which may be required to be removed by the State at its own election or at the request of the Federal Highway Administration, and that no such installations will be permitted to be erected or maintained in the future.
- f. The Municipality is responsible for any damage caused by legally hauled loads, including permitted oversize and overweight loads. The contractor is responsible for any damage caused to haul roads if they do not obey size and weight laws, use properly equipped and maintained vehicles, and do not prevent spilling of materials onto the haul road (*WisDOT Standard Specifications* 618.1, 108.7, 107.8). The local maintaining authority can impose special or seasonal weight limitations as defined in Wis. Stat. 349.16, but this should not be used for the sole purpose of preventing hauling on the road.

The bid item 618.0100 Maintenance and Repair of Haul Roads (project) is ineligible for federal funding on local program projects as per the State/Municipal Agreement. The repair of damages as a result of hauling materials for the project is the responsibility of the Municipality as specified in the State/Municipal Agreement Terms and Conditions under Municipal Responsibilities and Requirements.

LEGAL RELATIONSHIPS:

17. The State shall not be liable to the Municipality for damages or delays resulting from work by third parties. The State also shall be exempt from liability to the Municipality for damages or delays resulting from injunctions or other restraining orders obtained by third parties.
18. The State will not be liable to any third party for injuries or damages resulting from work under or for the Project. The Municipality and the Municipality's surety shall indemnify and save harmless the State, its officers and employees, from all suits, actions or claims of any character brought because of any injuries or damages received or sustained by any person, persons or property on account of the operations of the Municipality and its sureties; or on account of or in consequence of any neglect in safeguarding the work; or

because of any act or omission, neglect or misconduct of the Municipality or its sureties; or because of any claims or amounts recovered for any infringement by the Municipality and its sureties of patent, trademark or copyright; or from any claims or amounts arising or recovered under the Worker's Compensation Act, relating to the employees of the Municipality and its sureties; or any other law, ordinance, order or decree relating to the Municipality's operations.

19. Contract modification: This State/Municipal Agreement can only modified by written instruments duly executed by both parties. No term or provision of either this State/Municipal Agreement or any of its attachments may be changed, waived or terminated orally.
20. Binding effects: All terms of this State/Municipal Agreement shall be binding upon and inure to the benefits of the legal representatives, successors and executors. No rights under this State/Municipal Agreement may be transferred to a third party. This State/Municipal Agreement creates no third-party enforcement rights.
21. Choice of law and forum: This State/Municipal Agreement shall be interpreted and enforced in accordance with the laws of the State of Wisconsin. The Parties hereby expressly agree that the terms contained herein and, in any deed, executed pursuant to this State/Municipal Agreement are enforceable by an action in the Circuit Court of Dane County, Wisconsin.

PROJECT FUNDING CONDITIONS

22. Non-appropriation of funds: With respect to any payment required to be made by the State under this State/Municipal Agreement, the parties acknowledge the State's authority to make such payment is contingent upon appropriation of funds and required legislative approval sufficient for such purpose by the Legislature. If such funds are not so appropriated, either the Municipality or the State may terminate this State/Municipal Agreement after providing written notice not less than thirty (30) days before termination.
23. Maintenance of Records: During the term of performance of this State/Municipal Agreement, and for a period not less than three years from the date of final payment to the Municipality, records and accounts pertaining to the performance of this State/Municipal Agreement are to be kept available for inspection and audit by representatives of the Department. The Department reserves the right to audit and inspect such records and accounts at any time. The Municipality shall provide appropriate accommodations for such audit and inspection.

In the event that any litigation, claim or audit is initiated prior to the expiration of said records maintenance period, the records shall be retained until such litigation, claim or audit involving the records is complete.

24. The Municipality agrees to the following FFY 2023-2026 BIL Urbanized Area STP-Urban project funding conditions:
 - a. ID **6999-00-16**: Design is funded 100% by the Municipality. This phase includes plan development and state review. This work includes project review, approval of required reports and documents and processing the final Plan, Specification and Estimate (PSE) document for award of the contract. Costs for this phase include an estimated amount for state review activities, to be funded with 0% federal funding and 100% by the Municipality.
 - b. ID **6999-00-76**: Construction:
 - i. Costs for participating construction items are funded with **80%** federal funding up to a funding limit of **\$1,212,247**, when the Municipality agrees to provide the remaining **20%**, and any funds in excess of the **\$1,212,247** federal funding limit.
 - ii. Non-participating costs **such as maintenance and repair of haul roads, sanitary sewer lines, water lines, adjustment of water service boxes, gate valves, adjustment of sanitary sewer manholes** are funded **100%** by the Municipality. Costs include construction delivery.
 - iii. Costs for this phase include an estimated amount for **state review** activities, to be funded **80%** with federal funding and **20%** by the Municipality.

[End of Document]

RESOLUTION OF THE PLAN COMMISSION

Petitioning the Secretary of Transportation for Airport Improvement Aid and Designation of the Secretary of Transportation to Act as the City's Agent for Administering the Aid and for Execution of Agency Agreement and Federal Block Grant Owner Assurances

Committee Action: Approved 6-0

Fiscal Impact:

File Number: 01-0217

Date Introduced: January 24, 2023

WHEREAS, the City of Wausau, Marathon, Wisconsin hereinafter referred to as the sponsor, being a municipal body corporate of the State of Wisconsin, is authorized by Wis. Stat. §114.11, to acquire, establish, construct, own, control, lease, equip, improve, maintain, and operate an airport, and

WHEREAS, the sponsor desires to develop or improve the Wausau Downtown Airport, Marathon County, Wisconsin,

"PETITION FOR AIRPORT PROJECT"

WHEREAS, the foregoing proposal for airport improvements has been referred to the city plan commission for its consideration and report prior to council action as required by Wis. Stat. §62.23(5), and

WHEREAS, airport users have been consulted in formulation of the improvements included in this resolution, and

WHEREAS, a public hearing was held prior to the adoption of this petition in accordance with Wis. Stat. §114.33(2) as amended, and a transcript of the hearing is transmitted with this petition, and

THEREFORE, BE IT RESOLVED, by the sponsor that a petition for federal and (or) state aid in the following form is hereby approved:

The petitioner, desiring to sponsor an airport development project with federal and state aid or state aid only, in accordance with the applicable state and federal laws, respectfully represents and states:

1. That the airport, which it is desired to develop, should generally conform to the requirements for a general aviation type airport as defined by the Federal Aviation Administration.
2. The character, extent, and kind of improvements desired under the project are as follows: Conduct Airport Master Plan Study and Update ALP; Reconstruct/Rehabilitate Runway 5-23; Reconstruct/Rehabilitate Runway 13-31; Reconstruct/Rehabilitate Taxiways; Reconstruct/Rehabilitate Apron; Perform Airfield Pavement Maintenance; East Hangar Development Area Phase II, including utilities, taxi lanes and access road; Auto Parking

Lot Expansion; Reconstruct/Rehabilitate Airfield Lighting; Replace/Rehabilitate/Install Navigational Aids; Replace/Install Guidance Signage; Extend Taxiway A; Acquire Snow Removal Equipment; Replace Rotating Beacon; Removal T-hangar; Construct Perimeter and Access Road; clear and maintain runway approaches as stated in Wis. Admin. Code Trans §55, and any necessary related work.

3. That the airport project, which your petitioner desires to sponsor, is necessary for the following reasons: to meet the existing and future needs of the airport.

WHEREAS, it is recognized that the improvements petitioned for as listed will be funded individually or collectively as funds are available, with specific project costs to be approved as work is authorized, the proportionate cost of the airport development projects described above which are to be paid by the sponsor to the Secretary of the Wisconsin Department of Transportation (hereinafter referred to as the Secretary) to be held in trust for the purposes of the project; any unneeded and unspent balance after the project is completed is to be returned to the sponsor by the Secretary; the sponsor will make available any additional monies that may be found necessary, upon request of the Secretary, to complete the project as described above; the Secretary shall have the right to suspend or discontinue the project at any time additional monies are found to be necessary by the Secretary, and the sponsor does not provide the same; in the event the sponsor unilaterally terminates the project, all reasonable federal and state expenditures related to the project shall be paid by the sponsor; and

WHEREAS, the sponsor is required by Wis. Stat. §114.32(5) to designate the Secretary as its agent to accept, receive, receipt for and disburse any funds granted by the United States under the Federal Airport and Airway Improvement Act, and is authorized by law to designate the Secretary as its agent for other purposes.

"DESIGNATION OF SECRETARY OF TRANSPORTATION AS SPONSOR'S AGENT"

THEREFORE, BE IT RESOLVED, by the sponsor that the Secretary is hereby designated as its agent and is requested to agree to act as such, in matters relating to the airport development project described above, and is hereby authorized as its agent to make all arrangements for the development and final acceptance of the completed project whether by contract, agreement, force account or otherwise; and particularly, to accept, receive, receipt for and disburse federal monies or other monies, either public or private, for the acquisition, construction, improvement, maintenance and operation of the airport; and, to acquire property or interests in property by purchase, gift, lease, or eminent domain under Wis. Stat. §32 .02; and, to supervise the work of any engineer, appraiser, negotiator, contractor or other person employed by the Secretary; and, to execute any assurances or other documents required or requested by any agency of the federal government and to comply with all federal and state laws, rules, and regulations relating to airport development projects.

FURTHER, the sponsor requests that the Secretary provide, per Wis. Stat. §114.33(8)(a), that the sponsor may acquire certain parts of the required land or interests in land that the Secretary shall find necessary to complete the aforesaid project.

"AIRPORT OWNER ASSURANCES"

AND BE IT FURTHER RESOLVED that the sponsor agrees to maintain and operate the airport in accordance with certain conditions established in Wis. Admin. Code Trans §55, or in accordance with sponsor assurances enumerated in a federal grant agreement.

AND BE IT FURTHER RESOLVED THAT THE Mayor and the City Clerk be authorized to sign and execute the agency agreement and federal block grant owner assurances authorized by this resolution.

Approved:

Katie Rosenberg, Mayor

CERTIFICATION

I, Kaitlyn Bernarde, Clerk of City of Wausau, Wisconsin, do hereby certify that the foregoing is a correct copy of a Resolution introduced at a meeting of the Common Council of the City of Wausau on _____, adopted by a majority vote, and recorded in the minutes of said meeting.

Kaitlyn Bernarde - City Clerk

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**AGENCY AGREEMENT AND
FEDERAL BLOCK GRANT OWNER ASSURANCES**

**Department of Transportation
Bureau of Aeronautics
Madison, Wisconsin**

WHEREAS, the City of Wausau, Marathon County, Wisconsin, hereinafter referred to as the sponsor, desires to sponsor an airport development project to be constructed with federal aid and/or state aid, specifically, the Wausau Downtown Airport project to:

Conduct Airport Master Plan Study and Update ALP; Reconstruct/Rehabilitate Runway 5-23; Reconstruct/Rehabilitate Runway 13-31; Reconstruct/Rehabilitate Taxiways; Reconstruct/Rehabilitate Apron; Perform Airfield Pavement Maintenance; East Hangar Development Area Phase II, including utilities, taxi lanes and access road; Auto Parking Lot Expansion; Reconstruct/Rehabilitate Airfield Lighting; Replace/Rehabilitate/Install Navigational Aids; Replace/Install Guidance Signage; Extend Taxiway A; Acquire Snow Removal Equipment; Replace Rotating Beacon; Removal T-hangar; Construct Perimeter and Access Road; clear and maintain runway approaches as stated in Wis. Admin. Code Trans §55, and any necessary related work.

WHEREAS, the sponsor adopted a resolution on January 24, 2023, a copy of which is attached and the prescribed terms and conditions of which are fully incorporated into this agreement, designating the Secretary as its agent and requesting the Secretary to act as such as set forth in the resolution, and agreeing to maintain and operate the airport in accordance with certain conditions; and

AGENCY AGREEMENT

WHEREAS, upon such request, the Secretary is authorized by law to act as agent for the sponsor until financial closing of this project;

NOW THEREFORE, the sponsor and the Secretary do mutually agree that the Secretary shall act as the sponsor's agent in the matter of the airport development as provided by law and as set forth in the referenced resolution; provided, however, that the Secretary is not required to provide legal services to the sponsor.

By: SECRETARY OF TRANSPORTATION

David M. Greene, Director (Date)
Bureau of Aeronautics

FEDERAL BLOCK GRANT OWNER ASSURANCES.....

WHEREAS, the sponsor does agree to the conditions established in Wis. Admin. Code Trans §55, and for projects receiving federal aid, to the attached federal sponsor assurances, which are a condition of a federal grant of funds.

The federal block grant owner assurances shall remain in full force and effect throughout the useful life of the facilities developed under this project, but in any event not to exceed twenty (20) years from the date of the finding (except for land projects, which shall run in perpetuity);

Acceptance: The sponsor does hereby accept the agency agreement and the federal block grant owner assurances.

Sponsor: The City of Wausau, Marathon County, Wisconsin

Name Katie Rosenberg

Title Mayor

Date

Name Kaitlyn Bernarde

Title City Clerk

Date

W:\Airports\ Wausau Downtown \Petition\11-22AUWres.docx

PLAN COMMISSION

Time and Date: The Plan Commission met on Tuesday, January 17, 2023, at 5:00 p.m. in the Common Council Chambers of Wausau City Hall.

Members Present: Mayor Katie Rosenberg, Eric Lindman, Sarah Watson, Dawn Herbst, Bruce Bohlken, George Bornemann.

Others Present: William Hebert, Brad Lenz, Andrew Lynch, Tara Alfonso, Brian Stahl, John Chmiel, Trent Claybaugh

In compliance with Chapter 19, Wisconsin Statutes, notice of this meeting was posted and transmitted to the *Wausau Daily Herald* in the proper manner.

Mayor Katie Rosenberg called the meeting to order at approximately 5:00 p.m. noting that a quorum was present.

PUBLIC HEARING: Discussion and possible action on petitioning the Secretary of Transportation for Airport Improvement Aid and Designation of the Secretary of Transportation to Act as the City's Agent for Administering the Aid and for Execution of Agency Agreement and Federal Block Grant Owner Assurances.

Mayor Rosenberg opened the public hearing.

Mayor Rosenberg closed the public hearing.

Discussion and possible action on petitioning the Secretary of Transportation for Airport Improvement Aid and Designation of the Secretary of Transportation to Act as the City's Agent for Administering the Aid and for Execution of Agency Agreement and Federal Block Grant Owner Assurances.

Chmiel said that the majority of the airport projects are funded with federal dollars. Without it, the projects wouldn't get done. Every five years, a new petition needs to be approved. The city is not obligated to complete any projects with the petition.

Watson motioned to approve the petition the Secretary of Transportation for airport improvement aid and designation of the Secretary of Transportation to act as the City's agent for administering the aid and for execution of agency agreement and federal block grant owner assurances. Bornemann seconded, and the motion carried unanimously 6-0. This item will go to Common Council on January 24, 2023.

Melissa Engen

From: Nathan Miller
Sent: Friday, January 6, 2023 12:12 PM
To: Melissa Engen
Cc: John Chmiel
Subject: FW: [EXTERNAL] Re: Petition for Airport Improvement Aid

Hello Melissa,

Can you include this email in the Plan packet? Thank you.

Nathan Miller

From: John Chmiel <taildraggerflyer@yahoo.com>
Sent: Friday, January 6, 2023 11:51 AM
To: Nathan Miller <Nathan.Miller@ci.wausau.wi.us>
Subject: [EXTERNAL] Re: Petition for Airport Improvement Aid

Staff Memo as requested:

Most capital projects at the Wausau Downtown Airport are funded using FAA, State and local funding. The FAA/State typically fund projects 95/5, meaning the City funds most airport projects for 5 cents on the dollar.

One requirement to receive FAA funding is to petition the FAA/State for the funding for future projects through the process that we are currently proposing. Part of the process is to list future eligible capital projects requiring FAA/State funding participation on the petition. After airport committee approval, the petition must then be presented for a public hearing and approved by the planning commission. The final step is City council approval.

Approval of the petition by the City does not obligate the City to pursue any of the projects listed on the petition. But the City will not receive any FAA funding unless the petition and the projects are presented and approved to the FAA. Wisconsin is a block grant state, therefore the Wisconsin Bureau of Aeronautics (BOA) is our representative with regard to FAA requirements for funding of airport projects. Typically the City forwards a new petition approximately every (5) years to the Bureau of Aeronautics for FAA/BOA approval, or more frequently if an unanticipated project eligible for FAA funding arises.

jpc

"Keep your head on a swivel!"

**John P. Chmiel, "Practicing the Art of Flight"
Wausau Flying Service, Inc.**

CONFIRMATION OF MAYOR'S APPOINTMENTS

to Boards, Commissions and Committees: *Business Improvement District (BID) Board; and Solar Array Project Task Force*

File Number: 23- 0103 **Date Introduced:** January 24, 2023

Business Improvement District (BID) Board

Gizo Ujarmeli (2) *Re-Appointment	920 Hamilton St	Term Exp. 12/31/24	715-680- 0600
Devon Marx (1)	300 N 3rd St, Ste 205	Term Exp. 12/31/24	414-698-9394

Solar Array Project Task Force

Initial Appointments:

Chad Henke *Common Council Member	407 Grant St	Term of Office	715-261-6841
John Robinson *Wausau Water Works Commission Member	1226 Highland Ct	Term Exp. 3/05/24	715-212-2227
Jay Coldwell	3422 Horseshoe Spring Rd	Term Exp. 3/05/24	715-370-8033
Paul Svetlik	1511 Pearson St	Term Exp. 3/05/24	414-533-2042
Susan Woods	1329 Sumner St	Term Exp. 3/05/24	559-916-5601

- (N) Individual is filling the unexpired term of a former member
- (1) Individual is in their own 1st full term
- (#) Designates the term number appointed to

Approved:

Katie Rosenberg, Mayor

Office of the Mayor
Katie Rosenberg



TEL: (715) 261-6800
FAX: (715) 261-6808

MEMORANDUM

DATE: January 17, 2023
TO: Mary Goede, Deputy City Clerk
FROM: Katie Rosenberg
RE: Appointments to the Business Improvement District Board

Please note that I will be re-appointing the following individual to the Business Improvement District Board. Please add this to the City Council Agenda packet for the meeting scheduled for Tuesday, January 25, 2022.

If you have any questions, feel free to call or email. Thank you.

Business Improvement District Board

Gizo Ujarmeli (Reappointment – 1)
920 Hamilton St
Wausau WI 54403
715-680-0600
gizo@gizo.org



MEMORANDUM

DATE: January 18, 2023
TO: Kaitlyn Bernarde, Mary Goede
FROM: Mayor Katie Rosenberg
RE: Initial Appointments to the Solar Array Project Task Force

Please prepare the necessary paperwork to have the following appointment made at the Council Meeting on Tuesday, 1/24/2023. If you have any questions, please call my office. Thank you.

SOLAR ARRAY PROJECT TASK FORCE

Jay Coldwell (New appointment - 1)
3422 Horseshoe Spring Rd
Wausau WI 54403
715-370-8033
jaycoldwell@yahoo.com
Term expiration: 3/5/2024

Paul Svetlik (New appointment – 1)
1511 Pearson St
Wausau WI 54401
414-533-2042
paulsvetlik@icloud.com
Term expiration: 3/5/2024

Susan Woods (New appointment – 1)
1329 Sumner St
Wausau WI 54403
559-916-5601
susanwoodsep@yahoo.com
Term expiration: 3/5/2024

John Robinson (Water Works Commissioner)
1226 Highland Court
Wausau WI 54403
715-212-2227
John.robinson@co.marathon.wi.us
Term expiration: Term of Office



Office of the Mayor
Katie Rosenberg

TEL: (715) 261-6800
FAX: (715) 261-6808

Chad Henke (Common Council Member)
407 Grant St
Wausau WI 54403
715-261-6841
Chad.henke@ci.wausau.wi.us
Term expiration: Term of Office

Office of the Mayor
Katie Rosenberg



TEL: (715) 261-6800
FAX: (715) 261-6808

MEMORANDUM

DATE: January 23, 2023
TO: Mary Goede, Deputy City Clerk
FROM: Katie Rosenberg
RE: Appointments to the Business Improvement District Board

Please note that I will be appointing the following individual to the Business Improvement District Board. Please add this to the City Council Agenda packet for the meeting scheduled for Tuesday, January 24, 2023.

If you have any questions, feel free to call or email. Thank you.

Business Improvement District Board

Devon Marx
300 N 3rd St Ste 205
Wausau WI 54403
414-698-9394
devon@marxco.us



Citizen Participation Form

Thank you for your interest in becoming involved with a City of Wausau Boards Committees or Commissions. The Mayor's Office will make recommendations to the City Council for placement based, in part, on your responses to the following questions; please provide us with some information to use when considering your appointment by completing the questions below. You are welcome to attach additional information such as your resume or vitae that may further support your appointment. For additional information, visit the City's Web Site at www.ci.wausau.wi.us, or call the Mayor's Office at 715-261-6800. This form will remain on file for three years. A list of existing Boards, Commissions and Committees (including general information) can be found on our website. <https://www.ci.wausau.wi.us/Departments/CityCouncil/BoardsCommitteesCommissions.aspx> Please consider becoming a part of this important community resource group.

Contact Information

First Name *

Devon

Last Name *

Marx

Address **Street Address*

300 N 3rd St

Address Line 2

Ste 205

City

Wausau

State / Province / Region

WI

Postal / Zip Code

54403

Country

Marathon

Phone *

(414)698-9394

Email *

devon@marxco.us

Years as a Wausau Resident, if applicable *

0

Occupation/Employer, if applicable

Owner, Marx&Co

Co-Owner, Sweets on 3rd

Business Information

Business Name

Sweets on 3rd

Address*Street Address*

615 M 3rd St

*Address Line 2**City*

Wausau

State / Province / Region

WI

Postal / Zip Code

54403

Country

Marathon

Boards, Commission and/or Committee Information

Which Boards, Commissions and/or Committees interest you?

Board, Commission and/or Committee

Business Improvement District Board

You may choose more than one from the list provided. Order in preference.

Why are you interested in serving on these particular Committees? *

We own a business within the BID district and look to add value by growing Downtown Wausau.

What qualifications can you bring to these Committees? *

10+ years in real estate and property management.

On what other City Committee(s) are you currently serving, if any?

N/A

Other Community Involvement

Wausau Community Theater Board of Directors.

References(Please Include 3)

Reference

First Name *

Jennifer

Last Name *

Pasko

Address *

[REDACTED]
[REDACTED]
[REDACTED]

City

[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

Phone *

[REDACTED]

Relationship to You *

[REDACTED]

Additional Information

You are welcome to attach additional information such as your resume or vitae that may further support your appointment.

Attachment(s)

Limit to 3 upload files



Citizen Participation Form

Thank you for your interest in becoming involved with a City of Wausau Boards Committees or Commissions. The Mayor's Office will make recommendations to the City Council for placement based, in part, on your responses to the following questions; please provide us with some information to use when considering your appointment by completing the questions below. You are welcome to attach additional information such as your resume or vitae that may further support your appointment. For additional information, visit the City's Web Site at www.ci.wausau.wi.us, or call the Mayor's Office at 715-261-6800. This form will remain on file for three years. A list of existing Boards, Commissions and Committees (including general information) can be found on our website. <https://www.ci.wausau.wi.us/Departments/CityCouncil/BoardsCommitteesCommissions.aspx> Please consider becoming a part of this important community resource group.

Contact Information

First Name *

(Edward) Jay

Last Name *

Coldwell

Address *

Street Address

3422 Horseshoe Spring Rd

Address Line 2

City

Wausau

Postal / Zip Code

54403

State / Province / Region

WI

Country

United States

Phone *

(715)370-8033

Email *

jaycoldwell@yahoo.com

Years as a Wausau Resident, if applicable *

1984-1994, 2017 to present

Occupation/Employer, if applicable

Parter at 5 Koshas Yoga & Wellness

Business Information

Business Name

5 Koshas Yoga and Wellness

Address

Street Address

2220 Sherman St

Address Line 2

City

Wausau

Postal / Zip Code

54401

State / Province / Region

WI

Country

United States

Boards, Commission and/or Committee Information

Which Boards, Commissions and/or Committees interest you?

Board, Commission and/or Committee

Solar Array Task Force

You may choose more than one from the list provided. Order in preference.

Why are you interested in serving on these particular Committees? *

I believe resilience in essential services will be the most important element of serving citizens in the coming decades. Climate change and global instability are driving instability in power generation. I believe setting up the solar array so it can operate off grid if necessary, would be a great step forward in resilience for the City of Wausau. Also, now is the time to act, when significant funding may be available through the Inflation Reduction Act and perhaps the Bilateral Infrastructure Act.

What qualifications can you bring to these Committees? *

I presently serve on the SEEC. In the past I have served on the board of the Wausau Insurance Employees Credit Union in the 1990's (now Connexus Credit Union), holding the offices of Treasurer and Vice-Chair. I also served on the finance committee of St. Michael Catholic Church around that same time.

On what other City Committee(s) are you currently serving, if any?

Sustainability, Energy and Environment Committee.

Other Community Involvement

I'm active on the Climate Action Committee of Citizen Action of Wisconsin.

References(Please Include 3)

Reference

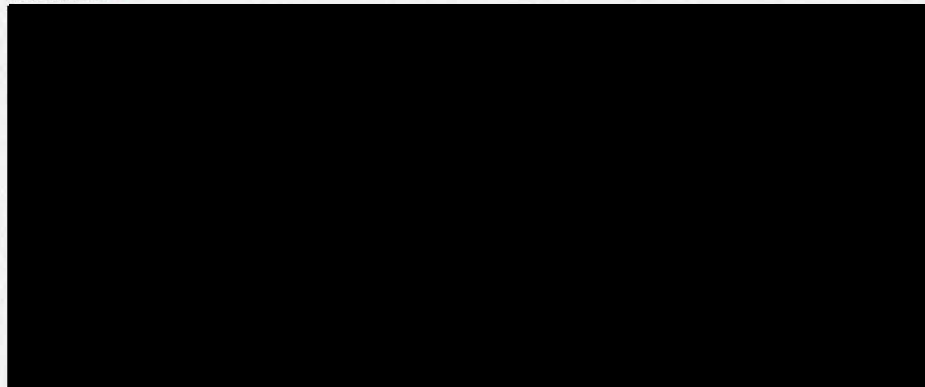
First Name *

Mary

Last Name *

Kluz

Address *



First Name *

Carol

Last Name *

Lukens

Address *

Street Address

407 Grant St

Address Line 2

City

Wausau

Postal / Zip Code

54403

State / Province / Region

WI

Country

United States

Phone *

[REDACTED]

Relationship to You *

Friend

First Name *

Joel

Last Name *

Lewis

Address *

[REDACTED]

Additional Information

You are welcome to attach additional information such as your resume or vitae that may further support your appointment.

Attachment(s)

Limit to 3 upload files



Citizen Participation Form

Thank you for your interest in becoming involved with a City of Wausau Boards Committees or Commissions. The Mayor's Office will make recommendations to the City Council for placement based, in part, on your responses to the following questions; please provide us with some information to use when considering your appointment by completing the questions below. You are welcome to attach additional information such as your resume or vitae that may further support your appointment. For additional information, visit the City's Web Site at www.ci.wausau.wi.us, or call the Mayor's Office at 715-261-6800. This form will remain on file for three years. A list of existing Boards, Commissions and Committees (including general information) can be found on our website. <https://www.ci.wausau.wi.us/Departments/CityCouncil/BoardsCommitteesCommissions.aspx> Please consider becoming a part of this important community resource group.

Contact Information

First Name *

Paul

Last Name *

Svetlik

Address *

Street Address

1511 Pearson St

Address Line 2

City

Wausau

Postal / Zip Code

54401

State / Province / Region

Wi

Country

Marathon

Phone *

(414)533-2042

Email *

paulsvetlik@icloud.com

Years as a Wausau Resident, if applicable *

Four

Occupation/Employer, if applicable

Northcentral Technical College

Business Information

Business Name

Address

Street Address

Address Line 2

City

Postal / Zip Code

State / Province / Region

Country

Boards, Commission and/or Committee Information

Which Boards, Commissions and/or Committees interest you?

Board, Commission and/or Committee

Solar Array Task Force

You may choose more than one from the list provided. Order in preference.

Why are you interested in serving on these particular Committees? *

I am interested in serving on this committee because I live in the neighborhood where this solar array will be located, and I serve as one of the leaders of the Northwest Neighborhood Group. Additionally, I believe in developing a sustainable future for Wausau through investment in renewable energy.

What qualifications can you bring to these Committees? *

1.) Communication and Team Work: I have an M.S. degree in communication, and I am a member of the communication faculty at NTC. In this role, I contribute to a variety of teams, mentor new faculty, teach, and develop professional written documents.

2.) Research: I also have a background in history, and I research and write for the Marathon County Historical Society as a volunteer.

3.) Leadership: I organize meetings of the Northwest Neighborhood Group.

On what other City Committee(s) are you currently serving, if any?

Other Community Involvement

- 1.) Research volunteer for the Marathon County Historical Society
- 2.) Co-leader of the Northwest Neighborhood Group
- 3.) Volunteer for Wausau Events

References(Please Include 3)

Reference

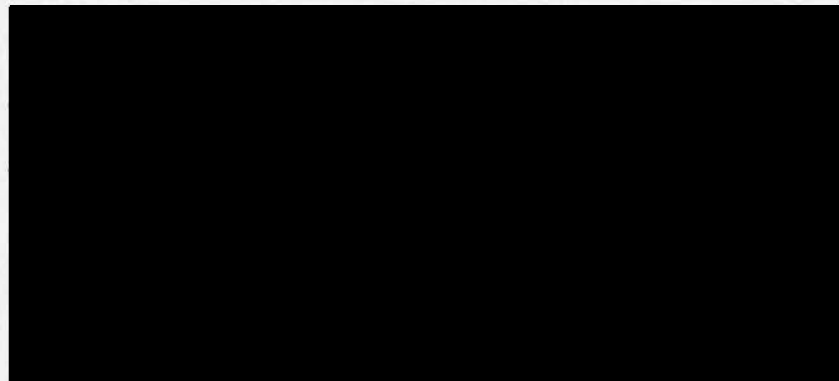
First Name *

Mary

Last Name *

LeBrun

Address *

A large black rectangular redaction box covers the address field for the first reference. A small red asterisk is visible to the right of the box.

First Name *

Gary

Last Name *

Gisselman

Address *

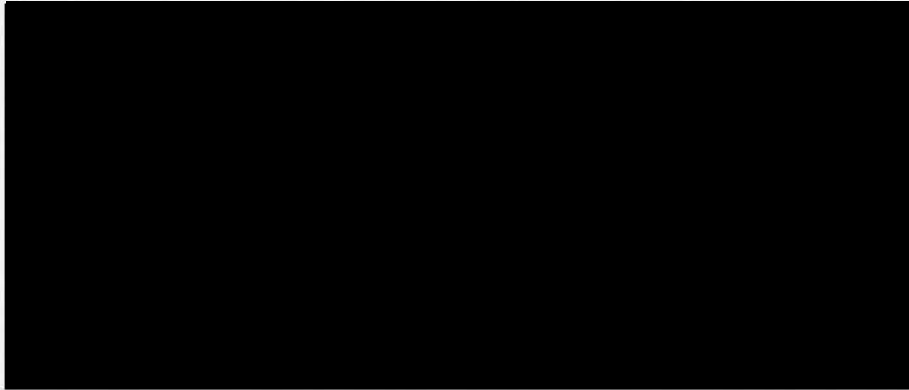
First Name *

Derek

Last Name *

Brodzeller

Address *

A large black rectangular redaction box covering the address field.

Additional Information

You are welcome to attach additional information such as your resume or vitae that may further support your appointment.

Attachment(s)

Limit to 3 upload files



Citizen Participation Form

Thank you for your interest in becoming involved with a City of Wausau Boards Committees or Commissions. The Mayor's Office will make recommendations to the City Council for placement based, in part, on your responses to the following questions; please provide us with some information to use when considering your appointment by completing the questions below. You are welcome to attach additional information such as your resume or vitae that may further support your appointment. For additional information, visit the City's Web Site at www.ci.wausau.wi.us, or call the Mayor's Office at 715-261-6800. This form will remain on file for three years. A list of existing Boards, Commissions and Committees (including general information) can be found on our website. <https://www.ci.wausau.wi.us/Departments/CityCouncil/BoardsCommitteesCommissions.aspx> Please consider becoming a part of this important community resource group.

Contact Information

First Name *

Susan

Last Name *

Woods

Address *

Street Address

1329 Sumner St

Address Line 2

City

Wausau

Postal / Zip Code

54403

State / Province / Region

WI

Country

United States

Phone *

(559)916-5601

Email *

susanwoodscpa@yahoo.com

Years as a Wausau Resident, if applicable *

Almost 3 years

Occupation/Employer, if applicable

I'm a CPA, still part time employed by my firm located in California, so this means I work from my home preparing tax returns for clients I've had for years during Feb and March.

Business Information

Business Name

Address

Street Address

1329 Sumner St

Address Line 2

City

Wausau

Postal / Zip Code

54403

State / Province / Region

WI

Country

United States

Boards, Commission and/or Committee Information

Which Boards, Commissions and/or Committees interest you?

Board, Commission and/or Committee

Solar Array Task Force

You may choose more than one from the list provided. Order in preference.

Why are you interested in serving on these particular Committees? *

I think solar is an untapped resource in Wisconsin, and I'm interested in making sure that Wausau can utilize renewable energy whenever feasible.

What qualifications can you bring to these Committees? *

I've been a CPA for thirty years, mostly working with agricultural clients in California's Central Valley. As such, I've been involved in studying the feasibility of adding solar as a power source for many of my farm clients who are looking for ways to offset utility costs. Additionally, the applicability of tax credits and ag incentive programs became a vital part of the decision making process. Helping my clients through the process, discussing the benefits and costs of project alternatives in order to determine the best solution was a significant part of the role I played as part of the team. Most of this appears to be very similar to the work on the task force.

On what other City Committee(s) are you currently serving, if any?

Other Community Involvement

References(Please Include 3)

Reference

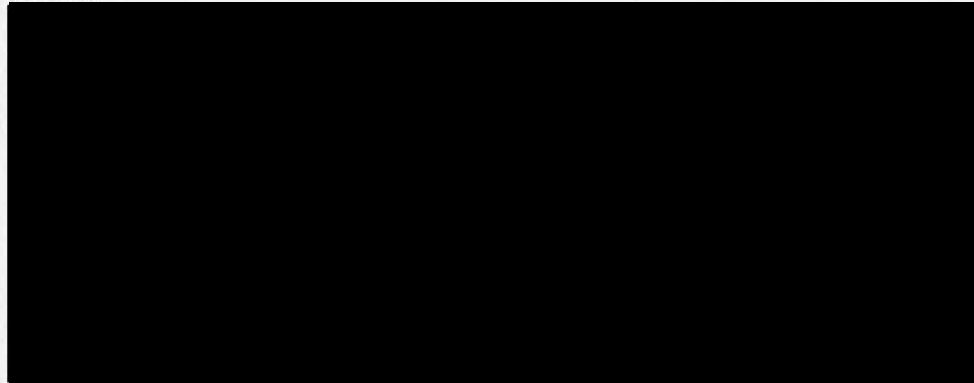
First Name *

JoAnn

Last Name *

Tessier

Address *



First Name *

John

Last Name *

Finke

Address *



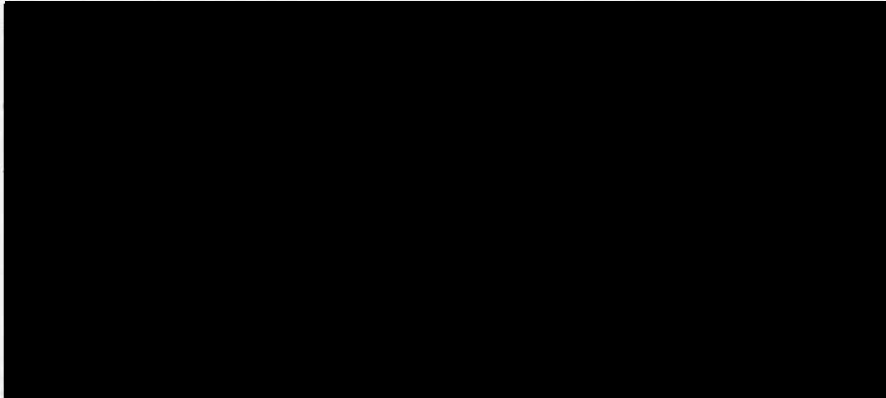
First Name *

Kimberly

Last Name *

Zweck

Address *



Additional Information

You are welcome to attach additional information such as your resume or vitae that may further support your appointment.

Attachment(s)

Limit to 3 upload files

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

RESOLUTION OF THE PLAN COMMISSION

Amending the General Development Plan at 415 South 1st Avenue to allow for a 56-unit multi-family apartment building, in a PUD, Planned Unit Development Zoning District.

Committee Action: Approved 7-0

Fiscal Impact: None.

File Number: 21-1204

Date Introduced: January 24, 2023

WHEREAS, on December 20, 2022, the Plan Commission considered a request to amend the general development plan at 415 South 1st Avenue to allow for a 56-unit multi-family apartment building; and

WHEREAS, the initial proposal was to construct a three and four story building with 50 units of affordable housing; and

WHEREAS, a small lot across the street is being acquired to provide additional parking spaces; and

WHEREAS, the additional parking spaces, there is the proposal to add six units on the fourth floor; and

WHEREAS, the previously approved plan showed only half of the fourth floor to have living units; now therefore

BE IT RESOLVED that the Common Council of the City of Wausau hereby amends the general development plan at 415 South 1st Avenue to allow for a 56-unit multi-family apartment building, in a PUD, Planned Unit Development Zoning District.

Approved:

Katie Rosenberg, Mayor

PLAN COMMISSION

Time and Date: The Plan Commission met on Tuesday, December 20, 2022, at 5:00 p.m. in the Common Council Chambers of Wausau City Hall.

Members Present: Mayor Katie Rosenberg, Eric Lindman, Sarah Watson, Dawn Herbst, Bruce Bohlken, Andrew Brueggeman, George Bornemann.

Others Present: William Hebert, Andrew Lynch, Tara Alfonso, Brian Stahl, Mark Thompson, Brian Stolzman, Yvonne Nutter, Robert Egan, Carolyn Wilde, Ty Fischer, Gizo Ujarmeli, Trent Claybaugh

In compliance with Chapter 19, Wisconsin Statutes, notice of this meeting was posted and transmitted to the *Wausau Daily Herald* in the proper manner.

Mayor Katie Rosenberg called the meeting to order at approximately 5:00 p.m. noting that a quorum was present.

Discussion and possible action on amending the General Development Plan at 415 South 1st Avenue to allow for a 56-unit multi-family apartment building, in a PUD, Planned Unit Development Zoning District.

Lynch said that the amendment to the plan would allow to finish the 4th floor.

Claybaugh said that with the parking lot, they would be able to finish the 4th floor and add 6 units. Watson asked what type of units will be added. Claybaugh that there will be five 2-bedroom and one 3-bedroom units added.

Bohlken motioned to amend the general development plan at 415 South 1st Avenue to allow for a 56-unit multi-family apartment building in a PUD, Planned Unit Development Zoning District. Herbst seconded, and the motion passed unanimously 7-0. This item will go to Common Council in January 2023.



Memorandum

From: Andrew Lynch
To: Plan Commission
Date: November 9, 2022
Subject: Amend General Development Plan (GDP) at 415 S 1st Ave

Introduction

In 2021, Gorman & Co was selected by the City to develop the West Side Battery location at 415 S 1st Ave. Their proposal at that time was to build a three and four story building with 50 units of affordable housing. Gorman is working on acquiring the small lot across the street from the development and will be able to provide additional parking spaces. Due to the increase in parking availability, they are proposing adding 6 additional units on the fourth floor. Therefore it is necessary to amend the GDP for this project which was previously approved at the end 2021.

Included with the packet is a cover letter from Gorman & Co. describing the changes and a new floorplan which shows the full fourth floor utilized. Previously, only half of the fourth floor would have living units.

Amendments to the General Development Plan

Per Section 23.10.44 of the City's zoning ordinance, the process for review and approval of the SIP shall be identical to that for zoning map amendments per 23.10.31.

Staff Comments:

The changes are in harmony with the original proposal. The additional units will help fill a need for affordable housing in the City. The additional parking would accommodate the additional residents and visitors.

Staff recommends approval of the amendments to the SIP as proposed.

November 28, 2022

Brad Lenz
Planning, Community & Economic Development
407 Grant Street,
Wausau, WI 54403-4783

RE: 415 S 1st Avenue PUD Update

Dear Brad Lenz,

Last year, Gorman & Company won a City of Wausau request for proposals (RFP) to redevelop a city-owned parcel at 415 South 1st Avenue. After securing site control for the parcel, we submitted an application for a planned unit development (PUD) overlay at this site. Our general development plan (GDP) for the PUD was approved by the City of Wausau prior to the end of 2021. After our GDP was approved by the City of Wausau, we applied for an allocation of competitive low-income housing tax credits. Unfortunately, our application did not receive an award last year. We plan on submitting a new application by the end of January 2023.

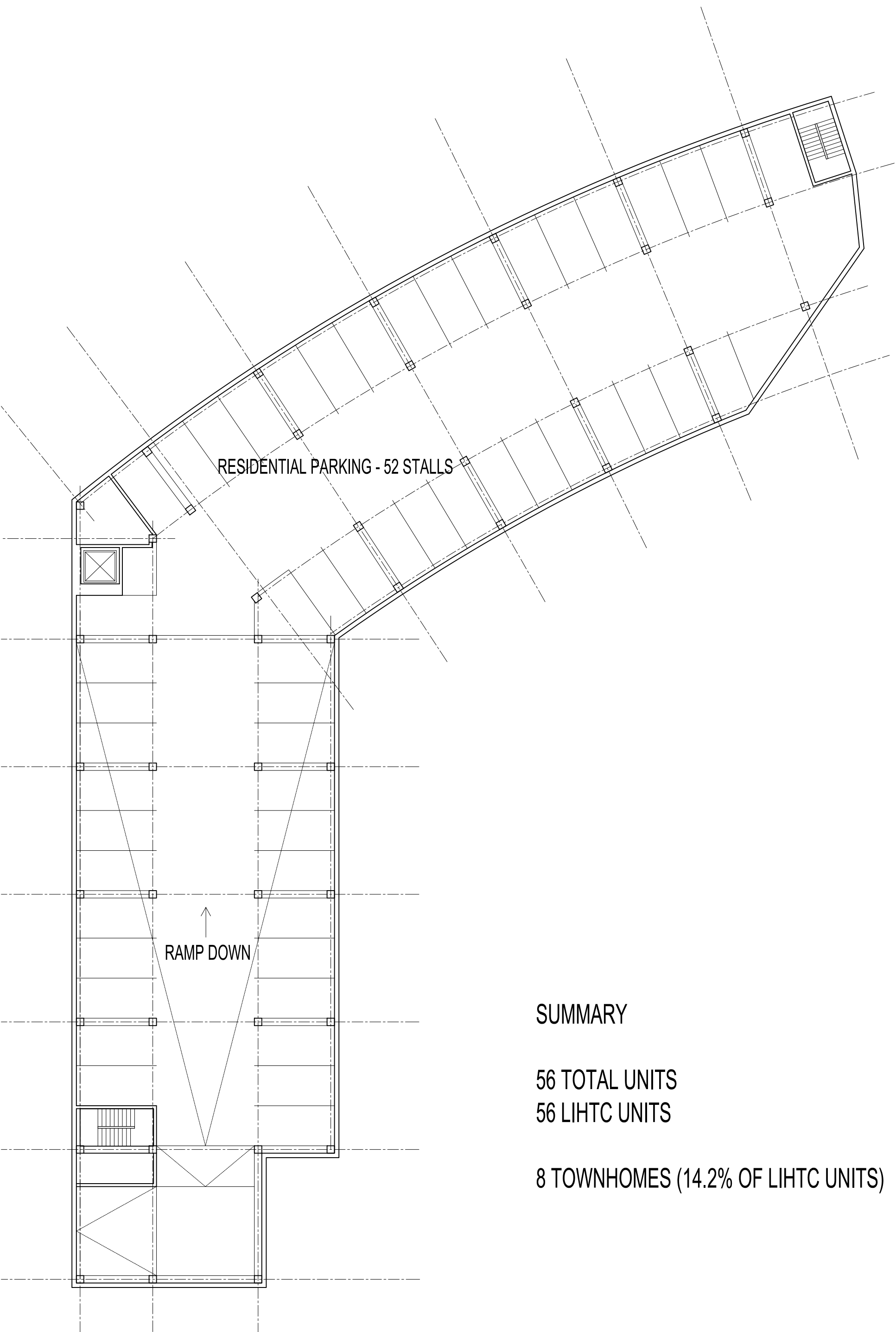
The GDP for our first application in 2021 included 50 units. We sized the building to the amount of parking spots we would be able to fit underneath the building. Since then, we have spoken with the owner of the parcel at 414 South 1st Avenue about buying the site to build an accessory parking lot for our development with 20 stalls. We recently submitted a conditional use permit application for this use at 414 S 1st Avenue. Since we expect to have 20 additional stalls for our development, we would like to add six two-bedroom units to our proposed building at 415 S 1st Avenue. Adding these units will bring to total unit count to 56.

Therefore, we would like to update the PUD at 415 South 1st Avenue to reflect our new site plan. Before, our building was four stories on the north end and three stories on the south end. Now, the entire building will be four stories. The updated unit mix includes 15 one-bedroom units (same as before), 29 two-bedroom units (increased from 23), and 12 three-bedroom units (same as before). Everything else will stay the same – we are just finishing the fourth floor. We included an updated site plan to reflect this change. Please let me know if you have any questions for us or if you require any additional materials for the City to make its determination.

Sincerely,



Ted Matkom



RESIDENTIAL PARKING - 52 STALLS

RAMP DOWN

SUMMARY

56 TOTAL UNITS
 56 LIHTC UNITS

8 TOWNHOMES (14.2% OF LIHTC UNITS)

STEWART AVE

LANDSCAPE
BUFFER

TH3
1,156

TH3
1,156

TH3
1,156

TH3
1,156

TH3
1,156

TH3
1,156

TH3
1,156

TH3
1,156

2
834

2
840

PEDESTRIAN
ENTRANCE

BUILDING COMMUNITY
AREA/ LOBBY

COMMON OPEN
SPACE

CSF

FIT

LANDSCAPE
BUFFER

SOUTH 1ST AVE

RAMP DOWN

STATISTICS:

LAND AREA: 33,135 GSF

BUILDING AREA: 67,292 GSF

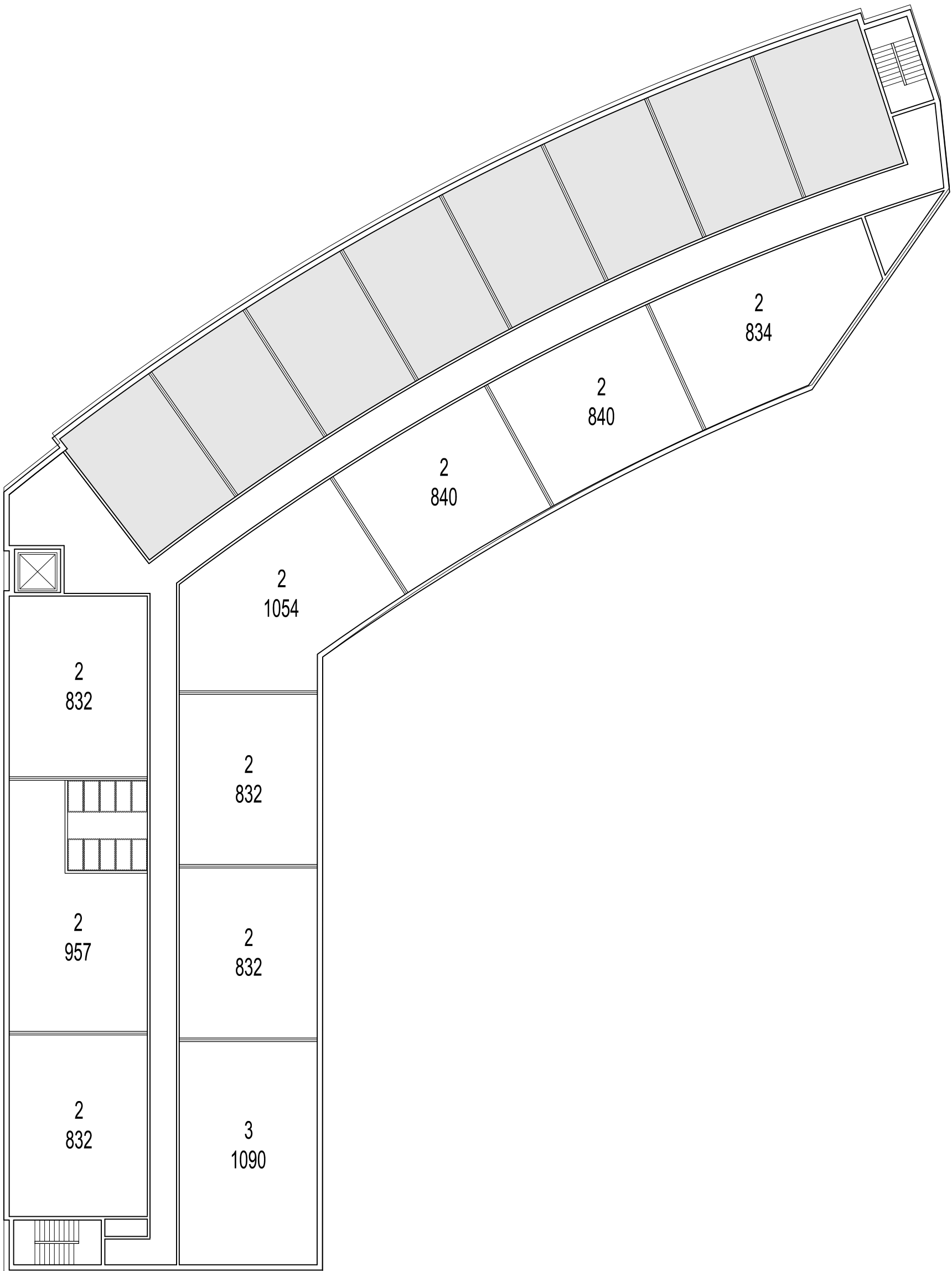
FAR: 2.03

CURRENT ZONING: UMU

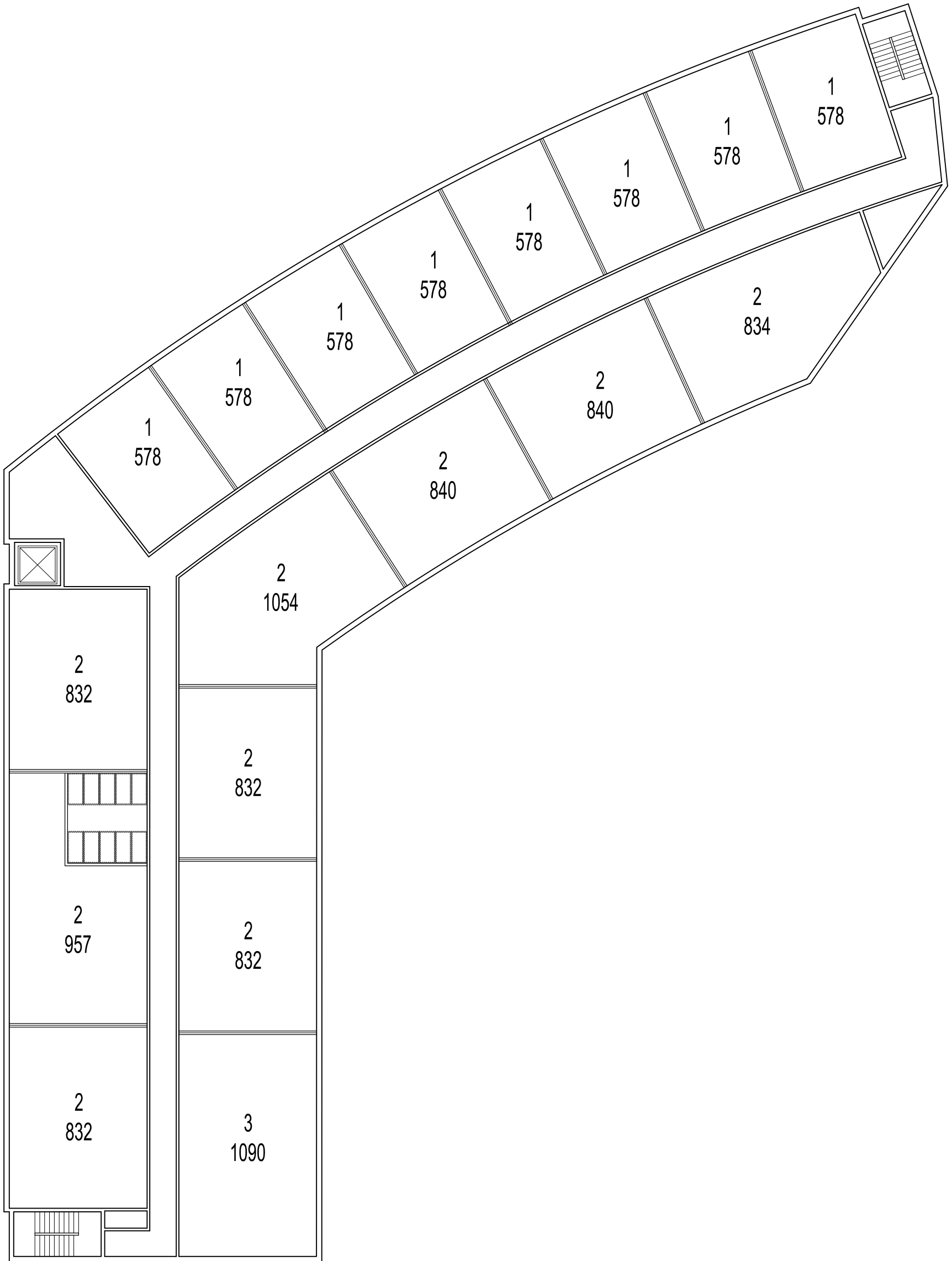
LANDSCAPED AREA: APPROX. 11,600 SF

FIRST FLOOR
10 UNITS

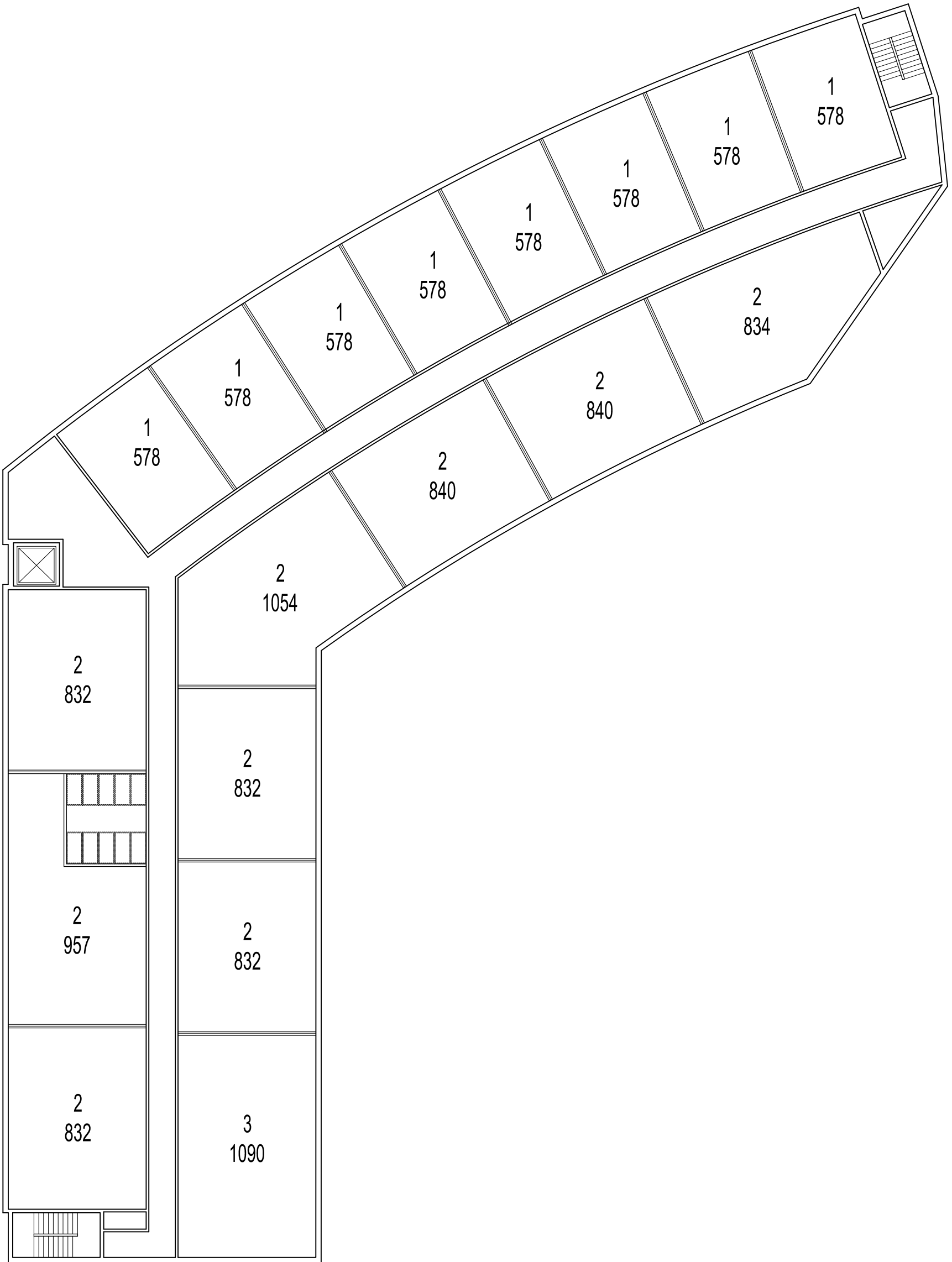
GARAGE
ENTRANCE



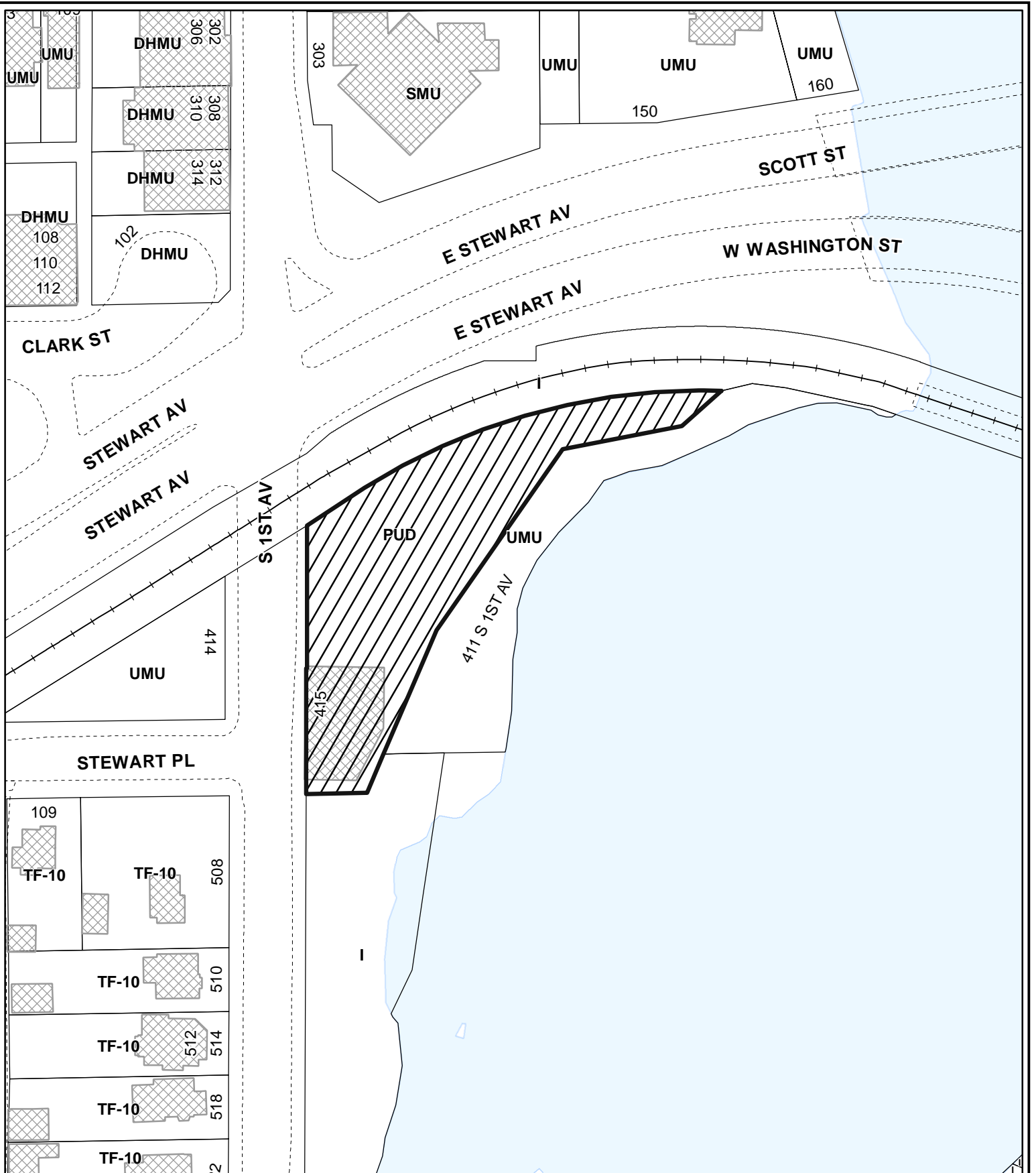
SECOND FLOOR 10 UNITS



THIRD FLOOR 18 UNITS

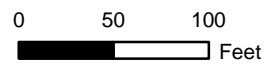


FOURTH FLOOR 18 UNITS

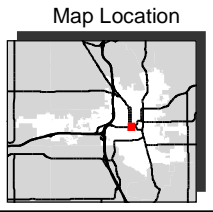


Map Date: December 2, 2022

City of Wausau
Marathon County Wisconsin



- Area of Interest
- Building



RESOLUTION OF THE PLAN COMMISSION

Amending the General Development Plan at 415 South 1st Avenue to allow for a community service facility on the ground floor, in a PUD, Planned Unit Development Zoning District.

Committee Action: Approved 6-0

Fiscal Impact: None.

File Number: 21-1204

Date Introduced: January 24, 2023

WHEREAS, on January 17, 2023, the Plan Commission considered a request to amend the general development plan at 415 South 1st Avenue to allow for a community service facility (CSF) on the ground floor; and

WHEREAS, this current amendment seeks to clarify that a space on the ground floor of the building is acceptable to be used for a small office; and

WHEREAS, previously approved floor plans had demarcated the space, but it was not specifically stated how the space would be used; and

WHEREAS, the office would be used by an outside agency to coordinate and provide social services to tenants and other community members; now therefore

BE IT RESOLVED that the Common Council of the City of Wausau hereby amends the general development plan at 415 South 1st Avenue to allow for a community service facility on the ground floor, in a PUD, Planned Unit Development Zoning District.

Approved:

Katie Rosenberg, Mayor

PLAN COMMISSION

Time and Date: The Plan Commission met on Tuesday, January 17, 2023, at 5:00 p.m. in the Common Council Chambers of Wausau City Hall.

Members Present: Mayor Katie Rosenberg, Eric Lindman, Sarah Watson, Dawn Herbst, Bruce Bohlken, George Bornemann.

Others Present: William Hebert, Brad Lenz, Andrew Lynch, Tara Alfonso, Brian Stahl, John Chmiel, Trent Claybaugh

In compliance with Chapter 19, Wisconsin Statutes, notice of this meeting was posted and transmitted to the *Wausau Daily Herald* in the proper manner.

Mayor Katie Rosenberg called the meeting to order at approximately 5:00 p.m. noting that a quorum was present.

Discussion and possible action on amending the General Development Plan at 415 South 1st Avenue to allow for a community service facility on the ground floor, in a PUD, Planned Unit Development Zoning District.

Lenz said that the floor plan is located in the packet and it hasn't been changed. This item is to clarify that the space shown as "CSF" will be used by an outside agency to provide services – it's not just a common space or apartment manager's office.

Watson motioned to amend the general development plan at 415 South 1st Avenue to allow for a community service facility on the ground floor, in a PUD, Planned Unit Development Zoning District. Herbst seconded.

Bornemann asked if additional parking spaces will be needed. Claybaugh answered that they do not anticipate the need, as most of the services will be for tenants of the building, but there will be space in the lot they are proposing across the street.

The motion carried unanimously 6-0. This item will go to Common Council on January 24, 2023.



Memorandum

From: Brad Lenz
To: Plan Commission
Date: January 11, 2023
Subject: Amend PUD at 415 S. 1st Ave to include commercial/institutional space

Gorman & Company is proposing a 56-unit apartment building on the former West Side Battery site. Last month, Plan Commission approved an amendment to increase the number of units from 50 to 56. The current amendment seeks to clarify that a space on the ground floor of the building is acceptable to be used for a small office. The office would be used by Lutheran Social Services to coordinate and provide social services to tenants and other community members.

This space had been shown on previous plans labeled "CSF" but it was never specified how that space would be used and if it was, in fact, part of the PUD zoning approval. Typically, an on-site office for an apartment building is not considered a separate use. Gorman seeks to make clear that the small (1285 square foot) community service facility to be located on the first floor is included as part of the PUD approval.

Brad Lenz

From: Trent Claybaugh <tclaybaugh@gormanusa.com>
Sent: Tuesday, January 3, 2023 3:59 PM
To: Brad Lenz
Cc: Liz Brodek
Subject: [EXTERNAL] PUD Update

Importance: High

Hello Brad,

I hope this email finds you well.

This email is a follow-up to our phone conversation earlier today.

We need the PUD for 415 S 1st Avenue to reflect the inclusion of a community service facility on the ground floor. This space will be approximately 1,285 SF and will be operated by our development partner, Lutheran Social Services.

This small office will provide a space for Lutheran Social Services to coordinate and provide social services to tenants and other low-income members of the community.

The location of this community service facility can be seen on the ground floor of the existing site plan and is denoted as CSF.

Please let me know if you have any questions.

Sincerely,

Trent Claybaugh
Development Manager
Gorman & Company
952-456-1906

STEWART AVE

LANDSCAPE
BUFFER

TH3
1,156

TH3
1,156

TH3
1,156

TH3
1,156

TH3
1,156

TH3
1,156

TH3
1,156

TH3
1,156

2
834

2
840

PEDESTRIAN
ENTRANCE

BUILDING COMMUNITY
AREA/ LOBBY

COMMON OPEN
SPACE

CSF

FIT

LANDSCAPE
BUFFER

RAMP DOWN

SOUTH 1ST AVE

GARAGE
ENTRANCE

STATISTICS:

LAND AREA: 33,135 GSF

BUILDING AREA: 67,292 GSF

FAR: 2.03

CURRENT ZONING: UMU

LANDSCAPED AREA: APPROX. 11,600 SF

FIRST FLOOR
10 UNITS

CITY OF WAUSAU, 407 Grant Street, Wausau, WI 54403

RESOLUTION OF THE FINANCE COMMITTEE

Modifying the Budget for American Rescue Plan Coronavirus State and Local Fiscal Recovery Fund Funded Projects – Firefighter Positions

Committee Action: Approved 3-0

Fiscal Impact: \$200,460 (Not to exceed)

File Number: 21-1109

Date Introduced: January 24, 2023

FISCAL IMPACT SUMMARY

COSTS	<i>Budget Neutral</i>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
	<i>Included in Budget:</i>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<i>Budget Source: ARPA funding</i>
	<i>One-time Costs:</i>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> <i>Amount:</i>	
	<i>Recurring Costs:</i>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> <i>Amount: \$200,460</i>	
SOURCE	<i>Fee Financed:</i>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> <i>Amount:</i>	
	<i>Grant Financed:</i>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> <i>Amount: \$200,460</i>	
	<i>Debt Financed:</i>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> <i>Amount</i>	<i>Annual Retirement</i>
	<i>TID Financed:</i>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> <i>Amount:</i>	
	<i>TID Source: Increment Revenue <input type="checkbox"/> Debt <input type="checkbox"/> Funds on Hand <input type="checkbox"/> Interfund Loan <input type="checkbox"/></i>		

RESOLUTION

WHEREAS, the Common Council allocated \$771,000 of American Rescue Plan funds to the hiring of three firefighters, and

WHEREAS, the city was awarded a SAFER grant to hire nine firefighter positions; and

WHEREAS, fire staff estimate the cost equip and train the twelve new hires to be approximately \$200,000; and

Item	Cost per Firefighter	Total
Personal Protective Equipment; turn-out gear, radio, SCBA mask, etc.	\$6764	\$81,168
Admin/facilities costs; Training books, lockers, bed, bedding, etc.	\$1415	\$16,980
Uniforms; Winter coat, shirts, patches, badge, nameplate, etc.	\$763	\$9,156
Paramedic Training; Taught by Northcentral Technical College	\$7,803.25	\$9,3639
	TOTAL COST:	\$200,943

WHEREAS, the hiring delay of the three positions funded by American Rescue Plan will result in approximately \$200,000 of unspent funds;

WHEREAS, the Finance Committee has considered and recommends re-allocating the American Rescue Plan funds for the onboarding costs of the twelve new firefighters as outlined above; and

WHEREAS, the project is eligible for ARPA funding under the category of loss revenues;

NOW THERE BE IT RESOLVED, by the Common Council of the City of Wausau that the proper City officials are hereby authorized and directed to modify the Firefighter American Recovery Plan allocation to include the onboarding costs of twelve new firefighters; and

BE IT FURTHER RESOLVED, that the proper City officials are directed to encumber funds and proceed in accordance with the American Rescue Plan Coronavirus State and Local Fiscal Recovery Fund.

Approved:

Katie Rosenberg, Mayor

EXHIBIT A

ARPA FUNDING						
	1. Public Health	2. Negative Economic Impacts	3. Services to Disportionately Impacted Communities	5. Infrastructure	6. Revenue Replacement: Government Services	Total
Landmark Project		\$ 350,000				\$ 350,000
2022 Budget:						
Public Access Server for Closed Caption			49,224			49,224
Internet Firewall Replacement					33,800	33,800
Core Switch Replacement					50,000	50,000
Financial ERP Software Replacement					850,000	850,000
Drinking Fountain Replacement Parks	81,000					81,000
2022 Resolutions						
Temporary Water Supplies					150,000	150,000
Temporary Water Supplies					80,000	80,000
PFAS Pilot Study				240,375		240,375
LED Street Lighting Conversion					881,971	881,971
Skate Park		225,000				225,000
EEC Negative Economic Impact		84,100				84,100
Community Outreach Specialist Position		140,000				140,000
CCITC - Fiber Connection Project					140,000	140,000
Obligated	\$ 81,000	\$ 799,100	\$ 49,224	\$ 240,375	\$ 2,185,771	\$ 3,355,470
MAY CONSIDERATION						
FireFighter Positions		771,000				771,000

FINANCE COMMITTEE

Date and Time: Tuesday, December 13, 2022 @ 5:00 pm., Council Chambers

Members Present: Lisa Rasmussen, Michael Martens, Doug Diny

Members Excused: Carol Lukens, Sarah Watson

Others Present: Maryanne Groat, Anne Jacobson, Anne Keenan, Dustin Kreage, Eric Lindman, Bob Barteck, Ben Bliven, Liz Brodek, Katie Rosenberg, and Kaitlyn Bernarde

Discussion and possible action regarding request for budget modification for new Firefighter Equipment and Training Costs

Rasmussen stated the committee previously approved ARPA funding and received the SAFER grant to hire 12 new firefighters. This request is for the gear required for the new firefighters when they are hired, so they would like to take the previously approved ARPA funds and repurpose part of it toward the equipment.

Diny stated we have typically scored and ranked all these requests independently and if we are going to repurpose the funding perhaps it should be ranked for consistency.

Chief Barteck indicated he did not have a problem with whatever process they felt was necessary, however he noted the wheels are in motion to get the gear because he did not have a lot of time. He estimated the new firefighters arriving in mid-February. When this started there were five positions open at the old number plus the 12 new for a total of 17 positions. He indicated there were 11 recruited and 3 positions open so far, with more interviews this week. He stressed the gear needs to be fast-tracked to be ordered in January.

Michael Martens felt this request fits within the scope of the original request for the 12 additional firefighters because they need the appropriate gear to perform the job. He saw the ranking as mostly symbolic and questioned if it was something they really needed to do.

Diny stated we did not necessarily plan on the training and the equipment when we budgeted for the positions, so where would we be had they filled them all. Barteck responded it was difficult to know where we would be today when the discussions of the expansion of department began. He stated at the time he did not have numbers or the knowledge of the safe turnout gear for 12 sets and had not entered into conversations with NTC then because we had not yet lowered the requirements to EMT Basic.

Motion by Martens, second by Diny to approve the budget modification to move \$200,460 of ARPA designated funds for the hiring of new Firefighters to equipment and training costs of new firefighters. Motion carried 3-0.



Wausau Fire Department

606 East Thomas Street
Wausau, WI 54403
Telephone (715) 261-7900
Fax (715) 261-7910



Katie Rosenberg, Mayor

Robert Barteck, Fire Chief

TO: Finance Committee

FROM: Robert Barteck, Fire Chief *RB*

DATE: December 7, 2022

SUBJECT: Budget Modification for New Firefighter Equipment and Training Costs

Purpose:

To discuss the funding of equipment and training needed for the 12 new firefighter positions.

Recommendation:

We recommend that you approve a budget modification of \$200,460 of \$771,000 ARPA funds designated for wages and benefits of three new firefighters to instead fund equipment and training needed for 12 new firefighters.

Discussion:

In June of 2022, the Finance Committee and Common Council approved \$771,000 in ARPA funds to hire the first three of the additional 12 new firefighters. At that time, we were waiting on the status of the SAFER Grant before hiring the remaining nine.

We have yet to use any of the earmarked ARPA funds because we were unsuccessful in hiring the additional 3 ARPA-funded firefighters until now. We anticipate starting the 12 new firefighters on February 6, 2023. This seven-month delay in hiring three additional firefighters left a \$200,460 surplus of ARPA funds. We would like to use those surplus funds to cover the equipment and training costs of the 12 new firefighters.

As of today, we have successfully recruited nine additional firefighters and have interviews set for the remaining three in December. We are confident that we will fill all the positions before the anticipated start date.

Item	Cost per Firefighter	Total
Personal Protective Equipment; turn-out gear, radio, SCBA mask, etc.	\$6764	\$81,168
Admin/facilities costs; Training books, lockers, bed, bedding, etc.	\$1415	\$16,980
Uniforms; Winter coat, shirts, patches, badge, nameplate, etc.	\$763	\$9,156
Paramedic Training; Taught by Northcentral Technical College	\$7,803.25	\$9,3639
	TOTAL COST:	\$200,943
	ARPA SURPLUS:	\$200,460
	REMAINDER:	\$483

Each of these 12 new firefighters must be equipped and trained before deployment. The estimated total cost of equipment and training is \$200,943.



Wausau Fire Department

606 East Thomas Street
Wausau, WI 54403
Telephone (715) 261-7900
Fax (715) 261-7910



Katie Rosenberg, Mayor

Robert Barteck, Fire Chief

This budget modification will cover the upfront costs of equipment and training. Beginning in 2024, the Fire Department budget will need to increase the equipment replacement line based on the depreciation of the equipment purchased.

Background:

In May of 2022, the Common Council approved \$771,000 in ARPA funds to pay for hiring three new firefighters from July 2022 to the end of 2024. Because the department could only recruit and hire the three new firefighters in February of 2023, a \$200,460 excess remains.

Equipment: Wausau firefighters are issued at the time of hire all equipment needed for them to operate as firefighters and paramedics. As with all other firefighters, each new firefighter will be issued identical turn-out gear, SCBA facepiece, two-way radio, EMS coat, etc. Consistency in equipment is essential for safety. The large volume of equipment, we are purchasing did allow us to get different quotes from vendors of fire safety equipment to ensure the best pricing.

Training: To successfully recruit 12 additional firefighters in today's hyper-competitive job market, we lowered the educational requirements for new firefighters from State of Wisconsin Firefighter II to Firefighter I and from Paramedic to EMT-Basic. This means that the department will now need to train these new firefighters up to department standards. The most significant portion of this training will be the Paramedic course. We have an agreement with Northcentral Technical College to provide the training with assistance from our department at \$7,800 per student.

Rational:

The \$771,000 ARPA funds were already earmarked for hiring three new firefighters. Instead of using the money for wages and benefits, we are asking to use the unused \$200,460 for equipping and training the new firefighters.

Impact:

The budget modification for these previously designated ARPA funds for equipment and training will allow the fire department to purchase the needed equipment quickly to ensure the new firefighters can safely serve our community.

Coordination:

The Fire Chief will coordinate with the Finance Director to move these funds to the proper portions of the fire department budget.

CC: Mayor Rosenberg