

NOTICE OF COMMON COUNCIL MEETING TO BE HELD
6:30 P.M., MONDAY, APRIL 25, 2016
LADYSMITH COUNCIL CHAMBER
107 WEST SECOND STREET SOUTH
LADYSMITH, WISCONSIN



Invitations to: Council members, Mayor, City Atty., Adm., DPW, Police Chief, Comptroller, and media.

AGENDA

- 1) Call to order at 6:30 p.m.
- 2) Roll call.
- 3) Pledge of Allegiance.
- 4) April 19, 2016 Council minutes. pp.3-6
- 5) Approval of the evening's agenda.
- 6) Introductions, hearings, appearances and public comments.
 - a. 6:35 p.m. Hearing on proposed Ordinance #2016-03.
 - b. 6:35 p.m. Hearing on proposed new sewer rates.
- 7) Resolutions and Ordinances.
 - a. Action on ordinance #2016-03 to amend ATV/UTV rules to allow access to designated routes.p.7
 - b. Action on Resolution #2016-09, a final resolution authorizing sidewalk, curb and gutter replacement and levying special assessments against benefitted property.p.8
- 8) District One/Youth and Recreation/Park Board/Plan. Comm.
 - a. Report on the Park Board business/meeting.
 - b. Report on Youth and Recreation business/meeting.
 - c. Report on Planning Commission business/meeting.
 - d. Action on recommendation to extend E. 4th St. S.
 - e. Possible action to grant temporary access.
 - f. Possible action to slate public hearing on chicken keeping ordinance.
- 9) District Two/ Community Dev. /Rail Display.
 - a. Report on Personnel Committee meeting/business.
 - b. Report on rail display activities.
 - c. Action to authorize E. Mogenson to proceed with building replacement cab windows for Old Smoky with the City to pay for materials.
- 10) District Three/Property/ Emergency Government/Joint Management.
 - a. Report on April 25, Property meeting/business.
 - b. Report on Joint Management Committee meeting/business.
 - c. Report on Emergency Gov't./Emergency Plan. meeting/business.
- 11) District Four/Finance/Animal Control/Tourism/Highway Safety
 - a. Report on All Committees meeting/business.
 - b. Report on Finance meeting/business.
 - c. Report on Tourism/Animal Control/Hwy. Safety meeting/business.

- 12) District Five/Legal Affairs/Zoning Appeals/RLF Board
 - a. Report on Legal Affairs meeting/business.
 - b. Report on RLF Board meeting/business.
 - c. Report on Zoning Appeals/Transit Commission meeting/business.
- 13) District Six/Public Works Committee/Cemetery/Transit/Ethics.
 - a. Report on Public Works Committee meeting/business.
 - b. Report on Cemetery meeting/business.
 - c. Report on Ethics meeting/business.
 - d. Action on bids for a new PW pickup truck and V box.
 - e. Action to award contract for sidewalk, curb and gutter repair and replacement.
 - f. Thoughts on 2016 street work plan.
- 14) District Seven/Comm. Dev. Comm./Library Board/Police and Fire.
 - a. Report on Library Board meeting/business.
 - b. Report on Police and Fire meeting/business.
 - c. Report on Community Development Committee meeting/business.
- 15) Police and Fire Department Report.
 - a. Report on Police and Fire meeting/business.
- 16) Public Works and Building Inspection Report.
 - a. Report on Public Works project progress.
 - b. Building inspection report.
 - c. Review of bids for reconstruction of the 400 W. block of Corbett Ave. and possible action to accept.
 - d. Review and approval of Consumer Confidence Report on Ladysmith Water Utility.
 - e. Note renewed beaver activity on Bruno Creek.
 - f. Consider allowing use of plastic water laterals.
- 17) Administrative report.
 - a. Consider ideas for a fourth military mural location.
- 18) Attorney's Report.
- 19) Mayor's Comments.
 - a. Approval of Mayor's appointments to various commissions, boards, Council committees, and City offices.
- 20) Licenses and Permits.
 - a. Action on operator's license applications, for changes of agent, on application for fermented malt beverage or liquor licenses, including picnic licenses, and including requests for new alcohol beverage licenses.
- 21) Closed Session.
 - a. Action to go into closed session under authority granted in S. 19.85 (1) (e), Wis. Stats. to deliberate or negotiate the purchasing of public property, the investing of public funds or conducting other specified public business whenever competitive or bargaining reasons require a closed session; to consider investment into a downtown project and request from WEDC.
- 22) Adjourn.

Prepared on 04/20/2016 by A. Christianson

The City of Ladysmith is an Equal Opportunity Employer.

ORDINANCE #2016-0

AMENDING DESIGNATED STREET USE
PORTION OF ATV/UTV RULES

The Common Council of the City of Ladysmith do ordain as follows:

1. That Sec.10-4-5 (c) of the Ladysmith Municipal Code of Ordinances, Meetings of the Common Council, is hereby repealed in its entirety and recreated to read as follows.

(c) Designated Street Use. No person shall operate an [All-Terrain Vehicle or Utility Terrain Vehicle] ATV/UTV upon any street, sidewalk or alley within the City of Ladysmith other than on streets or alleys or parts thereof specifically designated in Section 10-4-5 (d) as “designated streets,” **except that a resident of the City of Ladysmith may operate an ATV/UTV on any City street or alley or parts thereof for the purpose of access between his residence and designated streets, provided said resident uses the shortest possible route between his residence and designated streets.**

2. That this ordinance amendment shall take effect upon passage and publication.

_____ by _____ vote at a regular meeting of the Common Council held the 25th day of April, 2016.

Signed: _____
Marty Reynolds, Mayor

Attest: _____
Shari Kavanagh, Clerk

RESOLUTION NO. #2016-__

FINAL RESOLUTION AUTHORIZING SIDEWALK, CURB & GUTTER REPLACEMENT AND LEVYING SPECIAL ASSESSMENTS AGAINST BENEFITTED PROPERTY

WHEREAS, the All Committees of the City of Ladysmith, Wisconsin, held a public hearing at the City Hall on Feb 22, 2016 at 6:30 pm, for the purpose of hearing all interested persons concerning the Preliminary Resolution and report of the Director of Public Works on proposed sidewalk, curb and gutter replacement at locations indicated on the attached lists, and heard all persons who desired to speak at the hearing.

“This institution is an equal opportunity provider.”

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Ladysmith, as follows:

1. That the report of the Director of Public Works pertaining to the construction of the above-described public improvements is adopted and approved.
2. That payment for the improvements shall be made by assessing a portion of the cost to the property benefited as indicated in the report.
3. That revised assessments shown on the report, representing an exercise of the police power, have been determined on a reasonable basis and are hereby confirmed.
4. That the assessments may be paid in cash or in up to 5 annual installments to the City Clerk. Installments or assessments not paid when due shall bear additional interest on the amount due at the rate of 5.5% per annum.
5. That the assessments for all the projects included in the report are hereby combined as a single assessment but any interested property owner may object to each assessment separately or all assessments jointly for any purpose.
6. That the City Clerk shall publish this resolution as a Class 1 notice in the assessment district and mail a copy of the final assessment against the benefited property to every property owner whose name appears on the assessment roll whose post office address is known or can with reasonable diligence be ascertained.

_____ by a vote of ____ for and ____ against at a regular meeting of the Common Council held the ____ day of _____, 2016.

Signed: _____
Marty Reynolds, Mayor

Attest: _____
Shari Kavanagh, City Clerk

Dated: _____

Published: _____

ORDINANCE #2016 _____
Amending City Sewer User Rates

The Common Council of the City of Ladysmith does ordain as follows:

1. That Sec. 9-3-21 of the Ladysmith Municipal Code of Ordinances, Sewer User Rates, is hereby repealed in its entirety and recreated to read as indicated in Appendix A, attached hereto.
2. That this ordinance amendment shall take effect upon passage and publication.

_____ by _____ vote at a regular meeting of the Common Council held the 25th day of April 2016.

Signed: _____
Marty Reynolds, Mayor

Attest: _____
Shari Kavanagh, Clerk

APPENDIX A
SEC. 9-3-21 SEWER USER RATES Effective 4-25-2016

Being that the City of Ladysmith must adopt an equitable sewer user charges system and being that all this time all users discharge wastewater similar in strength, but varying in quantity, the following rates are adopted and take precedence over any and all pre-existing agreements:

(a) Metered Services		Per Quarter
(1) Operations & Maintenance Charge		\$27.48
(2) Replacement Fund Charge		6.68
(3) Debt Retirement Charge		17.68
Total Quarter Unit Charge		\$51.84
 Volume Charges (per 1,000 gallons)		
(1) Operations & Maintenance Charge		2.74
(2) Debt Retirement Charge		1.33
Total Volume User Charge		4.07
 (b) Unmetered Services		
(1) Operations & Maintenance Charge		27.48
(2) Replacement Charge		6.68
(3) Debt Retirement Charge		17.68
(4) Flat Rate User Charge		50.00
(based on 11,000gal/qtr)		
Total Unmetered Services Charge		101.84
 (c) Septage Disposal Fee		
(1) Holding Tank Waste		18.60
(2) Septic Tank Waste		33.95
 (d) Surcharges		
Any user discharging wastewater with:		
BODS in Excess of 292 mg/l per lb		.26/lb
TSS Greater than 343 mg/l per lb		.062/lb

	Current Rates	Proposed Rates	Change	
			\$	%
Metered Service:				
Quarterly Unit Charge				
Operations and Maintenance Charge	\$ 27.48	\$ 27.48	\$ -	0.0%
Replacement Fund Charge	6.68	6.68	-	0.0%
Debt Retirement Charge	17.68	17.68	-	0.0%
Total Quarterly Unit Charge	<u>51.84</u>	<u>51.84</u>	-	0.0%
Volume User Charge (Per 1,000 Gallons)				
Operations and Maintenance Charge	2.40	2.74	0.34	14.2%
Debt Retirement Charge	1.33	1.33	-	0.0%
Total Volume User Charge	<u>3.73</u>	<u>4.07</u>	<u>0.34</u>	<u>9.1%</u>
Unmetered Services Charge:				
Operations and Maintenance Charge	27.48	27.48	-	0.0%
Replacement Fund Charge	6.68	6.68	-	0.0%
Debt Retirement Charge	17.68	17.68	-	0.0%
User Charge (Based on 11,000 Gallons/Quarter)	50.00	50.00	-	0.0%
Total Unmetered Services Charge	<u>101.84</u>	<u>101.84</u>	-	0.0%
Septage Disposal Fee:				
Holding Tank Waste (Fee Per 1,000 Gallons)	15.70	18.60	2.90	18.5%
Septic Tank Waste (Fee Per 1,000 Gallons)	33.95	33.95	-	0.0%
Surcharges:				
Any user discharging wastewater with:				
BODS in Excess of 292 mg/1 Per lb	0.26	0.26	-	0.0%
TSS Greater Than 343 mg/1 Per lb	0.062	0.062	-	0.0%
Rate Adjustment Impact:				
Total Annual Revenue Generated by Rates	\$ 757,842	\$ 808,370		
Additional Annual Revenue Generated		\$ 50,528		
Net Revenue Increase Percentage		6.7%		

Includes 7 year lease on Jetter

Other Community Holding Tank Waste Fees:	Chetek	\$20/1000 gallons
	Bloomer	\$25/1000 gallons
