

A REGULAR MONTHLY MEETING OF THE COMMON COUNCIL OF THE CITY OF NEKOOSA WAS HELD IN THE COUNCIL CHAMBERS ON TUESDAY, JUNE 8, 2010 AT 7:00 P.M.

The Meeting was called to order by Mayor Gordon G. Freeman

Ken Hartje	Terry Shymanski	Robert Schultz	Brad Hamilton
August Woiak	Robert Wenzel	Dan Carlson	

Larry Krubsack - Absent

Moved by Hamilton seconded by Shymanski to dispense with the reading of the minutes of the previous meeting. **Carried**

TREASURER'S FINANCIAL REPORT
GENERAL FUND
MAY 31, 2010

<u>BENCH, PURCHASE OF</u>		
Walleye Days Committee		1,137.00
<u>BICYCLE LICENSES</u>		5.00
<u>BOAT LAUNCH PERMITS</u>		
Annual	1,160.00	
Daily	<u>945.00</u>	
		2,105.00
<u>BUILDING PERMITS</u>		148.50
<u>CABLE FRANCHISE FEES</u>		
Charter Communications	1,596.59	
Solarus	<u>1,502.93</u>	
		3,099.52
<u>CEMETERY LOTS, PURCHASE OF</u>		
Knoll, John & Rhonda	1,000.00	
Rowe, Robert & Rita	400.00	
Wirth, Manda & Byron	<u>2,000.00</u>	
		3,400.00
<u>CF of GSWC</u>		
Senior Ctr Flag Pole Reimbursement		2,785.20
<u>CIGARETTE LICENSES</u>		
Best in Town	25.00	
Liquid Lounge	25.00	
Piggly Wiggly	25.00	
Terry's Amoco	25.00	
The Party Connection	<u>25.00</u>	
		125.00
<u>CITATION PAYMENTS</u>		4,548.30
<u>CITY OF NEKOOSA – WATER UTILITY</u>		
Payroll		11,977.88
<u>DOG LICENSES</u>		51.00

FORFEITURES

Wood County Clerk of Courts 59.34

GRAVES, CEMETERY OPENINGS

Fabini 500.00
Vehrs-Cremation 300.00
800.00

INTEREST

5.22

LIBERTY MUTUAL INSURANCE

Damage to Ambulance 2,873.45

LIFEQUEST

Ambulance Invoices 23,479.49

LIQUOR LICENSES

Best in Town 300.00
Foley's Nita Brew 300.00
Liquid Lounge 300.00
Piggly Wiggly 160.00
The Party Connection 160.00
1,220.00

MBIA

Redemption 150,000.00

MOBILE HOME TAXES

Zurfluh Enterprises 242.12

NEKOOSA POLICE DEPT

Forfeitures (parking) 20.00
Tee Shirt Order 90.00
110.00

NEKOOSA PORT EDWARDS STATE BANK

Interest Earned on NOW Account 270.17

OPERATORS LICENSES

Alday, Angelita 5.00
Blencoe, Pat 5.00
Boellaard, Michaelene 5.00
Bredl, Brittany 5.00
Brown, Courtney 5.00
Cattanach, Nicole 5.00
Domine, Debbie 5.00
Forbes, Terre 5.00
Frisch, Seth 5.00
Keyes, Amy 5.00
Korntved, Wade 5.00
Leitner, Ryan 5.00
Mancl, Joshua 5.00
Milkey, Jennifer 5.00
Moffat, Darlene 5.00
Reichert, Cecily 5.00
Resheske, Judy 5.00
Steltenpohl, Hollie 5.00
Steltenpohl, Nathan 5.00
Stewart, Hannah 5.00

Veverka-Gunderson, Debra	5.00	
Walrath, Kimberly	5.00	
Wipfli, Raymond	5.00	
Zerby, Jean	<u>5.00</u>	120.00
<u>PERS PROPERTY TAXES (DELO)</u>		
Liquid Lounge		269.78
<u>PHOTOCOPIES</u>		
		2.25
<u>PICNIC LICENSES</u>		
Webb Memorial Foundation		2.00
<u>POSTAGE</u>		
		1.22
<u>PUBLICATION FEES</u>		
Best in Town	18.00	
Foley's Nita Brew	18.00	
Liquid Lounge	18.00	
Piggly Wiggly	18.00	
The Party Connection	<u>18.00</u>	90.00
<u>RESTITUTION</u>		
Clerk of Circuit Court (PW)		150.00
<u>RIVERSIDE PARK RESERVATIONS</u>		
		150.00
<u>SALES TAX</u>		
		.12
<u>SNOW REMOVAL</u>		
Belva Parr Realty		100.00
<u>STOP PAYMENT FEE</u>		
		25.00
<u>WISCONSIN, STATE OF</u>		
Recycling Grant	14,308.94	
Training – Police	<u>1,260.00</u>	15,568.94
<u>WOOD, COUNTY OF</u>		
Reimbursement-Police Radios		2,000.00
TOTAL RECEIPTS		226,921.50

GENERAL

TOTAL RECEIPTS 5-31-2010	226,921.50
BOOK BALANCE 4-30-2010	<u>624,231.89</u>
	851,153.39
DISBURSEMENTS 5-31-2010	<u>486,900.02</u>
BOOK BALANCE 5-31-2010	364,253.37
OUTSTANDING CHECKS 5-31-2010	<u>18,525.63</u>
	382,779.00
OUTSTANDING DEPOSIT 5-31-2010	<u>954.00</u>
BANK BALANCE 5-31-2010	381,825.00

WATER

TOTAL RECEIPTS 5-31-2010	2,627.12
BOOK BALANCE 4-30-2010	<u>232,107.24</u>
	234,734.36
DISBURSEMENTS 5-31-2010	<u>136,501.50</u>

TEMPORARY INVESTMENTS – WATER UTILITY

MBIA Asset Management Group

Acct. #WI-01-0067-0002, Balance to Date – \$462,271.55

CITY OF NEKOOSA – GENERAL FUND

MBIA Asset Management Group

Acct #WI-01-0067, Balance to Date - \$746,009.94

Nekoosa Port Edwards State Bank

CD #40532, Maturity 12 Months - \$18,714.49

Owned jointly with Town of PE for the landfill closing.

Respectfully submitted,

Sheila Grosskreutz
Treasurer, City of Nekoosa

Moved by Shymanski seconded by Woiak to accept the Treasurer’s Financial Report as written. **Carried**

Ways & Means

To the Honorable Mayor and Members of the Nekoosa Common Council:

A Ways & Means meeting was held on Tuesday, June 8, 2010, at 6:15 p.m. in the Nekoosa Council Chambers.

Members present were August Woiak, *Chairperson*, Brad Hamilton, *Secretary*, Ken Hartje, Robert Wenzel. Also in attendance were: Mayor Gordon Freeman.

1. Audited all Bills.
2. Recommend Class B Beer/Liquor, Class B Beer, Class Beer Picnic, Class A Beer/Liquor, Cigarette, Operator’s License for:

Class B Beer/Liquor

K&B’s Bar & Grill
Best in Town, LLC
Foley’s NITA Brew
Goodfella’s
Liquid Lounge

Class B Beer

Paula’s Place

Class B Beer Picnic

Nekoosa Fire Department

Class A Beer

NAPA

Class A Beer/Liquor

Party Conection
Piggly Wiggly

Cigarette License

Terry’s AMOCO
Best in Town
Party Connection
Piggly Wiggly
Liquid Lounge

Operator’s License

Best in Town
Zachary P. Bartlett
Samantha J. Best
Shanna Brost
Stephanie A. Dove
Christine A. Webb

Operator's License

Liquid Lounge

Bill Blossfield
Seth T. Frisch
Amy L. Keyes
Ryan J. Leitner
Hollie Steltenpohl
Nathan Steltenpohl

Operator's License

Liquid Lounge

Hannah Stewart
Debra Veverka-Gunderson
Raymond Wipfli

Piggly Wiggly

Anjelita Alday
Patricia Blencoe
Michaelene Boellard
Brittney Bredl
Courtney Brown
Nicole Cattanach
Terre Forbes
Wade Korntved
Joshua Mancl
Jennifer Milkey
Darlene Moffat
Cecily Reichert
Judy Resheske

K&B's

Kenneth A. Barton
Terra L. Barton

Foley's Nita Brew

Debbie Domine
Kimberly Walrath
Jean Zerby

Party Connection

Ronald Bushman
Judith Downing
Laura Kleifgen
Stacie Kleifgen
Tammy Nelson
Alicia Orozco-Herrera

Goodfella's

Teri L. Doherty
Stephanie J. Novak-Kulinski
LeAnn Schoenick

Operator's License (Temporary)

Nekoosa Fire Dept.
Robert Lancour
Dustin Moody
David Rheinschmidt
Jim Rowe
Roger Smith Jr.

Respectfully submitted

Moved by Woiak Seconded by Hamilton that the Ways & Means Committee Report of June 8, 2010, be accepted as written. Carried

Moved by Woiak Seconded by Hamilton that Items 2 of the Ways & Means Committee Report of June 8, 2010 be adopted for action.

Roll Call Vote: 7 Ayes, 0 Nays. Carried.

LOAN RESOLUTION

City of Nekoosa

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF NEKOOSA
AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS
FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING,
CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS

Wastewater Collection System

WHEREAS, it is necessary for the CITY OF NEKOOSA

(herein after called Association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of \$1,088,000.00 pursuant to the provisions of 62.05(1)(d) , and

WHEREAS, the Association intends to obtain assistance from the United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921et seq.) in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully Issued, in the event that no other acceptable purchaser for such bonds is found by the Association:
NOW THEREFORE, in consideration of the premises the Association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds containing such items and in such forms as are required by State statutes and as are agreeable and acceptable to the Government.

2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the Association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U.S.C. 1983(c)).
3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement, and Form RD 400-I, "Equal Opportunity Agreement," including an "Equal Opportunity Clause," which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$10,000.
4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the Association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legally permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the Association (payable from the source of funds pledged to pay the bonds or any other legally permissible source), incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.
6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, or permit others to do so, without the prior written consent of the Government.
7. Not to defease the bonds, or to borrow money, enter into any contractor agreement, or otherwise incur any liabilities for any purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by USDA. No free service or use of the facility will be permitted.
- 11 - To acquire and maintain such insurance and fidelity bond coverage as *may* be required by the Government.
12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof as required by the Government, to provide the Government a copy of each such audit without its request, and to forward to the Government such additional information and reports as it may from time to time require.
13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the Association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.
14. That if the Government requires that a reserve account be established, disbursements from that account(s) may be used when necessary for payments due on the bond if sufficient funds are not otherwise available and prior approval of the Government is obtained. Also, with the prior written approval of the Government, funds may be withdrawn and used for such things as emergency maintenance, extensions to facilities and replacement of short lived assets.
15. To provide adequate service to all persons within the service area who can feasibly and legally be served and to obtain USDA's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the Association or public body.
16. To comply with the measures identified in the Government's environmental impact analysis for this facility for the purpose of avoiding or reducing the adverse environmental impacts of the facility's construction or operation.

17. To accept a grant in an amount not to exceed \$267,000.00

under the terms offered by the Government; that the

and Common Council of the Association are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant; and to operate the facility under the terms offered in said grant agreement(s).

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instrument, shall be binding upon the Association as long as the bonds are held or insured by the Government or assignee. The provisions of sections 6 through 17 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling between the Association and the Government or assignee.

The vote was: 7 Yeas 0 Nays 1 Absent

IN WITNESS WHEREOF, the COMMON COUNCIL of the CITY OF NEKOOSA has duly adopted this resolution and caused it to be executed by the officers below in duplicate on this 8th day of June, 2010

(SEAL)
Attest: Joseph M. Rusch II
Title: City Clerk

by Gordon G. Freeman
Title Mayor

LOAN RESOLUTION
City of Nekoosa

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF NEKOOSA AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS

WASTEWATER TREATMENT PLANT

WHEREAS, it is necessary for the CITY OF NEKOOSA

(herein after called Association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of \$2,470,000.00 pursuant to the provisions of 62.05(1)(d) , and

WHEREAS, the Association intends to obtain assistance from the United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921et seq.) in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully Issued, in the event that no other acceptable purchaser for such bonds is found by the Association:

NOW THEREFORE, in consideration of the premises the Association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds containing such items and in such forms as are required by State statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the Association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U.S.C. 1983(c)).
3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement, and Form RD 400-I, "Equal Opportunity Agreement," including an "Equal Opportunity Clause," which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$10,000.
4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the Association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legally permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the Association (payable from

- the source of funds pledged to pay the bonds or any other legally permissible source), incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.
6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, or permit others to do so, without the prior written consent of the Government.
 7. Not to defease the bonds, or to borrow money, enter into any contractor agreement, or otherwise incur any liabilities for any purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
 8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
 9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
 10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by USDA. No free service or use of the facility will be permitted.
 - 11 - To acquire and maintain such insurance and fidelity bond coverage as *may* be required by the Government.
 12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof as required by the Government, to provide the Government a copy of each such audit without its request, and to forward to the Government such additional information and reports as it may from time to time require.
 13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the Association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.
 14. That if the Government requires that a reserve account be established, disbursements from that account(s) may be used when necessary for payments due on the bond if sufficient funds are not otherwise available and prior approval of the Government is obtained. Also, with the prior written approval of the Government, funds may be withdrawn and used for such things as emergency maintenance, extensions to facilities and replacement of short lived assets.
 15. To provide adequate service to all persons within the service area who can feasibly and legally be served and to obtain USDA's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the Association or public body.
 16. To comply with the measures identified in the Government's environmental impact analysis for this facility for the purpose of avoiding or reducing the adverse environmental impacts of the facility's construction or operation.
 17. To accept a grant in an amount not to exceed \$ 0.00

under the terms offered by the Government; that the

and the Common Council of the Association are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant; and to operate the facility under the terms offered in said grant agreement(s).

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instrument, shall be binding upon the Association as long as the bonds are held or insured by the Government or assignee. The provisions of sections 6 through 17 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling between the Association and the Government or assignee.

The vote was: 7 Yeas 0 Nays 1 Absent

IN WITNESS WHEREOF, the COMMON COUNCIL of the CITY OF NEKOOSA
has duly adopted this resolution and caused it to be executed by the officers below in
duplicate on this 8th day of June, 2010

(SEAL)
Attest: Joseph M. Rusch II
Title: City Clerk

by Gordon G. Freeman
Title Mayor

LOAN RESOLUTION
City of Nekoosa

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF NEKOOSA
AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS
FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING,
CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS

Water Distribution System Improvements

WHEREAS, it is necessary for the CITY OF NEKOOSA

(herein after called Association) to raise a portion of the cost of such undertaking by issuance
of its bonds in the principal amount of \$1,572,800.00 pursuant to the provisions of
62.05(1)(d) , and

WHEREAS, the Association intends to obtain assistance from the United States Department
of Agriculture, (herein called the Government) acting under the provisions of the
Consolidated Farm and Rural Development Act (7 U.S.C. 1921et seq.) in the planning,
financing, and supervision of such undertaking and the purchasing of bonds lawfully Issued,
in the event that no other acceptable purchaser for such bonds is found by the Association:

NOW THEREFORE, in consideration of the premises the Association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the
issuance of its bonds containing such items and in such forms as are required by State
statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of
the Government if at any time it shall appear to the Government that the Association
is able to refinance its bonds by obtaining a loan for such purposes from responsible
cooperative or private sources at reasonable rates and terms for loans for similar
purposes and periods of time as required by section 333(c) of said Consolidated Farm
and Rural Development Act (7 U.S.C. 1983(c)).
3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement,
and Form RD 400-I, "Equal Opportunity Agreement," including an "Equal
Opportunity Clause," which clause is to be incorporated in, or attached as a rider to,
each construction contract and subcontract involving in excess of \$10,000.
4. To indemnify the Government for any payments made or losses suffered by the
Government on behalf of the Association. Such indemnification shall be payable
from the same source of funds pledged to pay the bonds or any other legally per-
missible source.
5. That upon default in the payments of any principal and accrued interest on the bonds
or in the performance of any covenant or agreement contained herein or in the
instruments incident to making or insuring the loan, the Government at its option
may (a) declare the entire principal amount then outstanding and accrued interest
immediately due and payable, (b) for the account of the Association (payable from
the source of funds pledged to pay the bonds or any other legally permissible source),
incur and pay reasonable expenses for repair, maintenance, and operation of the
facility and such other reasonable expenses as may be necessary to cure the cause of
default, and/or (c) take possession of the facility, repair, maintain, and operate or rent
it. Default under the provisions of this resolution or any instrument incident to the
making or insuring of the loan may be construed by the Government to constitute
default under any other instrument held by the Government and executed or assumed
by the Association, and default under any such instrument may be construed by the
Government to constitute default hereunder.
6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof,
or interest therein, or permit others to do so, without the prior written consent of the
Government.
7. Not to defease the bonds, or to borrow money, enter into any contractor agreement,
or otherwise incur any liabilities for any purpose in connection with the facility
(exclusive of normal maintenance) without the prior written consent of the
Government if such undertaking would involve the source of funds pledged to pay
the bonds.
- S. To place the proceeds of the bonds on deposit in an account and in a manner

approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.

9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by USDA. No free service or use of the facility will be permitted.
- 11 - To acquire and maintain such insurance and fidelity bond coverage as *may* be required by the Government.
12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof as required by the Government, to provide the Government a copy of each such audit without its request, and to forward to the Government such additional information and reports as it may from time to time require.
13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the Association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.
14. That if the Government requires that a reserve account be established, disbursements from that account(s) may be used when necessary for payments due on the bond if sufficient funds are not otherwise available and prior approval of the Government is obtained. Also, with the prior written approval of the Government, funds maybe withdrawn and used for such things as emergency maintenance, extensions to facilities and replacement of short lived assets.
15. To provide adequate service to all persons within the service area who can feasibly and legally be served and to obtain USDA's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the Association or public body.
16. To comply with the measures identified in the Government's environmental impact analysis for this facility for the purpose of avoiding or reducing the adverse environmental impacts of the facility's construction or operation.
17. To accept a grant in an amount not to exceed \$ 0.00

under the terms offered by the Government; that the

and Common Council of the Association are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant; and to operate the facility under the terms offered in said grant agreement(s).

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instrument, shall be binding upon the Association as long as the bonds are held or insured by the Government or assignee. The provisions of sections 6 through 17 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling between the Association and the Government or assignee.

The vote was: 7 Yeas 0 Nays 1 Absent

IN WITNESS WHEREOF, the COMMON COUNCIL of the CITY OF NEKOOSA
has duly adopted this resolution and caused it to be executed by the officers below in
duplicate on this 8th day of June, 2010

(SEAL)
Attest: Joseph M. Rusch II
Title: City Clerk

by Gordon G. Freeman
Title Mayor

LOAN RESOLUTION

City of Nekoosa

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF NEKOOSA
AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS
FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING,
CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS

Sewer

WHEREAS, it is necessary for the CITY OF NEKOOSA

WHEREAS, the Association intends to obtain assistance from the United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully Issued, in the event that no other acceptable purchaser for such bonds is found by the Association:

NOW THEREFORE, in consideration of the premises the Association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds containing such items and in such forms as are required by State statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the Association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U.S.C. 1983(c)).
3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement, and Form RD 400-I, "Equal Opportunity Agreement," including an "Equal Opportunity Clause," which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$10,000.
4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the Association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legally permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the Association (payable from the source of funds pledged to pay the bonds or any other legally permissible source), incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.
6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, or permit others to do so, without the prior written consent of the Government.
7. Not to defease the bonds, or to borrow money, enter into any contractor agreement, or otherwise incur any liabilities for any purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by USDA. No free service or use of the facility will be permitted.
- 11 - To acquire and maintain such insurance and fidelity bond coverage as *may* be required by the Government.

12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof as required by the Government, to provide the Government a copy of each such audit without its request, and to forward to the Government such additional information and reports as it may from time to time require.
13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the Association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.
14. That if the Government requires that a reserve account be established, disbursements from that account(s) may be used when necessary for payments due on the bond if sufficient funds are not otherwise available and prior approval of the Government is obtained. Also, with the prior written approval of the Government, funds maybe withdrawn and used for such things as emergency maintenance, extensions to facilities and replacement of short lived assets.
15. To provide adequate service to all persons within the service area who can feasibly and legally be served and to obtain USDA's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the Association or public body.
16. To comply with the measures identified in the Government's environmental impact analysis for this facility for the purpose of avoiding or reducing the adverse environmental impacts of the facility's construction or operation.
17. To accept a grant in an amount not to exceed \$607,400.00

under the terms offered by the Government; that the

and the Common Council of the Association are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant; and to operate the facility under the terms offered in said grant agreement(s).

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instrument, shall be binding upon the Association as long as the bonds are held or insured by the Government or assignee. The provisions of sections 6 through 17 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling between the Association and the Government or assignee.

The vote was: 7 Yeas 0 Nays 1 Absent

IN WITNESS WHEREOF, the COMMON COUNCIL of the CITY OF NEKOOSA has duly adopted this resolution and caused it to be executed by the officers below in duplicate on this 8th day of June, 2010

(SEAL)
 Attest: Joseph M. Rusch II
 Title: City Clerk

by Gordon G. Freeman
 Title Mayor

ORDINANCE NO: 551

AN ORDINANCE CREATING A CODE OF ETHICS

The Nekoosa Common Council of the City of Nekoosa, Wisconsin, pursuant to _____ of the Wisconsin Statutes does ordain as follows with regard to its City Ordinances:

Section _____ of the Municipal Code shall be created to read as follows:

_____ **CODE OF ETHICS.**

_____ **(1) Declaration of Policy.** The proper operation of democratic government requires that public officials and employees be independent, impartial and responsible to the people; that government decisions and policy be made in proper channels of the governmental structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its

government. In recognition of these goals, there is hereby established a code of ethics for all City of Nekoosa officials and employees, whether elected or appointed, paid or unpaid, including members of boards, committees and commissions of the City as well as any individuals who are candidates for elective office as soon as such individuals file nomination papers with the City. The purpose of this code is to establish guidelines for ethical standards of conduct for all such officials and employees by setting forth those acts or actions that are incompatible with the best interests of the City of Nekoosa and by directing disclosure by such officials and employees of private financial or other interests in matters affecting the City. The provisions and purpose of this code and such rules and regulations as may be established are hereby declared to be in the best interests of the City of Nekoosa.

____(2) **Standards of Conduct.** There are certain provisions of the Wisconsin Statutes which should, while not set forth herein, be considered an integral part of any Code of Ethics. Accordingly, the provisions of the following sections of the Wisconsin Statutes are made a part of this Code of Ethics and shall apply to public officials and employees whenever applicable, to-wit:

§ 946.10 Bribery of Public Officers and Employees
§ 946.11 Special Privileges from Public Utilities
§ 946.12 Misconduct in Public Office
§ 946.13 Private Interest in Public Contract Prohibited

____(3) **Responsibility of Public Office.** Public officials and employees are agents of public purpose and hold office for the benefit of the public. They are bound to uphold the Constitution of the United States and the constitution of this state and carry out impartially the laws of the nation, state and municipality and to observe in their official acts the highest standards of morality and to discharge faithfully the duties of their office regardless of personal considerations, recognizing that the public interest must be their prime concern.

____(4) **Dedicated Service.** All officials and employees of the City of Nekoosa should be loyal to the objectives expressed by the electorate and the programs developed to attain these objectives. Appointive officials and employees should adhere to the rules of work and performance established as the standard for their positions by the appropriate authority. Officials and employees should not exceed their authority or breach the law or ask others to do so, and they should work in full cooperation with other public officials and employees unless prohibited from so doing by law or by officially recognized confidentiality of their work.

____(5) **Fair and Equal Treatment.**

(A) **Use of Public Property.** No official or employee shall request or permit the unauthorized use of City owned vehicles, equipment, materials or property for personal convenience or profit.

(B) **Obligations to Citizens.** No official or employee shall grant any special consideration, treatment or advantage to any citizen beyond that which is available to every other citizen.

____(6) **Conflict of Interest.**

(A) **Financial and Personal Interest Prohibited.** No official or employee, whether paid or unpaid, shall engage in any business or transaction or shall act in regard to financial or other personal interest, direct or indirect, which is incompatible with the proper discharge of official duties in the public interest contrary to the provisions of this ordinance or which would tend to impair independence of judgment or action in the performance of official duties.

(B) **Definitions.**

a. **Financial Interest.** Any interest which shall yield, directly or indirectly, a monetary or other material benefit to the officer or employee or to any person employing or retaining the services of the officer or employee.

- b. **Personal Interest.** Any interest arising from blood or marriage relationships or from close business or political associations, whether or not any financial interest is involved.
 - c. **Person.** Any person, corporation, partnership or joint venture.
- (C) **Specific Conflicts Enumerated.**
- a. **Incompatible Employment.** No official or employee shall engage in or accept private employment or render service, for private interest, when such employment or service is incompatible with the proper discharge of official duties or would tend to impair independence of judgment or action in the performance of official duties, unless otherwise permitted by law and unless disclosure is made as hereinafter provided.
 - b. **Disclosure of Confidential Information.** No official or employee shall, without proper legal authorization, disclose confidential information concerning the property, government, or affairs of the City, nor shall such information be used to advance the financial or other private interest of the official or employee or others.
 - c. **Gifts and Favors.** No official or employee shall accept any gift, whether in the form of service, loan, thing or promise, from any person which may tend to impair his or her independence of judgment or action in the performance of his or her duties or grant in the discharge of his or her duties any improper favor, service or thing of value. Any official who receives, directly or indirectly, any gift or gifts having an aggregate value of more than \$50 within any calendar year from any person who is known by said official or employee to be interested directly or indirectly in any manner whatsoever in business dealings with the City upon which the official or employee has any influence or input or over which the official or employee has any jurisdiction, discretion or control, shall disclose the nature and value of such gifts to the Ethics Committee by January 20th next following the year in which the gift or gifts are received.
 No official or employee may solicit or accept, either directly or indirectly, from any person or organization, money or anything of value if it could reasonably be expected to influence the employee's official actions or judgments or be considered a reward for any action or inaction on the part of the official or employee.
 An official or employee is not to accept hospitality if after consideration of the surrounding circumstances it could reasonably be concluded that such hospitality would not be extended were it not for the fact that the guest or a member of the guest's immediate family was a City official or employee. Participation in celebrations, grand openings, open houses, informational meetings, and similar events is excluded from this prohibition. This paragraph further shall not be construed to prevent candidates for elective office from accepting hospitality from citizens for the purpose of supporting the candidate's campaign.
 Gifts received by an official or employee under unusual circumstances should be referred to the Ethics Committee within 10 days of receipt for recommended disposition.
 - d. **Representing Private Interests Before City Agencies or Courts.** No officer or employee shall appear on behalf of any private person (other than him or herself, his or her spouse or minor children) before any City agency or municipal court. However, members of the City board may appear before City agencies on behalf of constituents in the course of their duties as representatives of the electorate or in the performance of public or civic obligations.
- (D) No official employee or agent of this City shall participate in the selection, award, or administration of a contract awarded by the City if a conflict of interest, real or apparent, would be involved. An example

of such a conflict prohibited would arise when the official, employee or agent; any member of their immediate family; their partner, or an organization which employs, or is about to employ, any of the above; has a financial or other interest in the firm awarded the contract.

- (E) **Contracts with the City.** No City officer or employee who in his/her capacity as such officer or employee participates in the making of a contract in which he/she has a private pecuniary interest, direct or indirect, or performs in regard to that contract some function requiring the exercise of discretion on his part, shall enter into any contract with the City unless, within the confines of § 946.13 Wis. Stats.:
- a. The contract is awarded through a process of public notice and competitive bidding, or
 - b. The City board waives the requirement of this section after determining that it is in the best interest of the City to do so.
 - c. The provisions of this section shall not apply to the designation of a public depository of public funds.
- (F) **Disclosure of Interest in Legislation.** Any member of the City board who has a financial interest or personal interest in any proposed legislation before the City board shall disclose on the records of the City board, or the Ethics Committee created by this ordinance, the nature and extent of such interest.

____(7) **Advisory Opinion.** Any questions as to the interpretation of any provisions of this Code of Ethics shall be referred to Policy and Personnel Committee and/or City board, which, if it deems it necessary or appropriate, may request an advisory opinion from the City attorney.

____(8) **Jurisdiction and Application.** The Policy and Personnel Committee shall have administrative jurisdiction over this Code of Ethics and shall be deemed the Ethics Committee for that purpose.

(A) The committee may make recommendations with respect to amendments to this Code of Ethics.

(B) Upon the sworn complaint of any person alleging facts which, if true, would constitute improper conduct under the provisions of this ordinance, the committee shall conduct an investigation of the facts of the complaint, if the investigation indicates there may be a reasonable basis for the complaint justifying further investigation, the committee shall conduct a public hearing in accordance with the common law requirements of due process including notice, an opportunity to be heard, an opportunity to cross-examine witnesses and to present testimony and other evidence in support of the accused's position and an opportunity to be represented by counsel or other representative at the expense of the accused. The committee shall make written findings of fact and issue a written decision concerning the propriety of the conduct of the subject official or employee and shall refer the matter to the City board for final disposition.

(C) In the event a member of the Policy and Personnel Committee is allegedly involved in an ethics code violation, the City president, subject to the confirmation of the City board, shall appoint another alderman to temporarily replace the member of the committee who is under investigation.

(D) In the event an employee, covered under a collective bargaining agreement, is allegedly involved in an ethics code violation, the terms and conditions set forth in the applicable collective bargaining agreement shall prevail in the administration and interpretation of this ethics code.

____(9) **Sanctions.** A determination that an official's or employee's actions constitute improper conduct under the provisions of this ordinance may constitute a cause for suspension, removal from office or employment, or other disciplinary action.

____(10) **Distribution of Code of Ethics.** The City clerk shall cause a copy of this Code of Ethics to be distributed to every public official and employee of the City of Nekoosa within thirty (30) days after enactment of this Code. Each public official and employee elected, entering upon his or her duties.

Each public official, the City president, the chairman of each board, commission or committee and, through the City clerk, the head of each department, shall between May 1st and May 31st of each year, review the provisions of this Code with his or her fellow council, board, commission, committee members or subordinates as the case may be, and certify to the City clerk by June 15th that such annual review has been undertaken. A copy of this Code shall be continuously posted on each department bulletin board wherever situated.

Sanctions, including any disciplinary action, that may affect employees covered under a labor agreement, will be consistent with the terms and conditions set forth in the applicable labor agreement.

_____(11) **Repeal and Effective Date.** All ordinances or parts of ordinances and resolutions in conflict herewith are hereby repealed. This ordinance shall take effect on _____.

Passed and adopted this 8th day of June, 2010.

APPROVED:

Gordon G. Freeman, Mayor

ATTEST:

Joseph M. Rusch II, City Clerk

Public Works

To the Honorable Mayor and Members of the Nekoosa Common Council:

A Public Works meeting was held on Monday, June 1, 2010, at 8:30 a.m. in the Nekoosa Council Chambers.

Members present were Ken Hartje, Chairperson, Brad Hamilton, Secretary, Terry Shymanski, and Robert Schultz. Also in attendance were: Mayor Gordon Freeman, August Woiak, Bill Kaberle-DPW, Lee Emmer-MSA, Kevin Schubert-MSA, John Richmond-MSA.

1. Discussed Senior Community Center project, project is ongoing.
2. Discussed WWTP project, project is ongoing.
3. Recommend Mayor sign pay request #1 for the WWTP for \$121,026.01.
4. Discussed USDA Loan resolution, no action at this time.
5. Discussed wood yard water main, repaired main by noon the next day.
6. Discussed 2010 utilities projects, bidding June 8, 2010. Recommend Mayor sign change order amendment #1 to engineer agreement for \$39,625.00
7. Discussed USDA RD funding, no action at this time.
8. Discussed 2011-2014 STP – Urban Program, no action at this time.
9. Discussed recycling program report, word is getting out that we need to recycle.
10. Discussed sewer cleaning report, approx 25% of the city is done.
11. Discussed return to work policy, recommend policy be sent to Wage and Salary committee for approval.
12. Discussed City Newsletter, this was mailed out to the residents.
13. Discussed water tower/alley project, old tower is down, line is fixed under Patton and the alley.
14. Recommend installing a fire hydrant for approx \$6,000.00 at the industrial park and purchase 2 hydrants for spares.

15. Recommend purchasing sucker truck box for approx \$8,000.00.
16. Discussed Nekoosa- Port Edwards emergency water main agreement, no action at this time.
17. Discussed hydrant flow/flush/testing, need to update database.
18. Recommend installing air conditioning in the garbage truck for approx \$4000.00
19. Next meeting June 3, 2010 Building updates, June 8, 2010 8:30AM bid opening and others, 3:00 funding meeting.

Respectfully submitted

Public Works

To the Honorable Mayor and Members of the Nekoosa Common Council:

A Public Works meeting was held on Thursday, June 3, 2010, at 11:00 a.m. at the Nekoosa Senior/Community Center.

Members present were Ken Hartje, *Chairperson*, Robert Schultz, *Secretary*, Terry Shymanski, Brad Hamilton (Absent). Also in attendance were: Mayor Gordon Freeman, Bill Kaberle-DPW, Gerald Cordes.

1. Met with Contractors and viewed the Nekoosa Senior/Community Center building.

Respectfully submitted

Public Works

To the Honorable Mayor and Members of the Nekoosa Common Council:

A Public Works meeting was held on Tuesday, June 8, 2010, at 8:30 a.m. in the Nekoosa Council Chambers.

Members present were Ken Hartje, *Chairperson*, Robert Schultz, *Secretary*, Terry Shymanski, August Woiak. Also in attendance were: Mayor Gordon Freeman, Bill Kaberle-DPW, Lee Emmer-MSA, John Richmond-MSA, Kevin Schubert-MSA, (See Attached list of Contractors)

1. Bid Opening for Nekoosa 2010 Utilities Project. Recommend Earth Inc. of Arpin, WI the Low Bidder at \$2,648,869.70. (PUC Pipe to be used)
2. Discussed WWTP Project
3. Discussed USDA RD Loan.
4. Discussed WWTP Upgrade Pump Building Door Change Order. Recommend accepting proposal No. 060710.
5. Discussed Senior/Community Center Project. Recommend Planning Commission approve Conditional Use Permit.
6. Discussed Chipper Blade Damage. Repairs are being made. City's Insurance will cover.
7. Discussed Compliance Maintenance Report from State of Wisconsin. Recommend acceptance of the Reports by City Council

Respectfully submitted

Public Works

To the Honorable Mayor and Members of the Nekoosa Common Council:

A Public Works meeting was held on Tuesday, June 8, 2010, at 3:00 p.m. in the Nekoosa Council Chambers.

Members present were Ken Hartje, Chairperson, Robert Schultz, Secretary, Terry Shymanski. Also in attendance were: Mayor Gordon Freeman, Bill Kaberle-DPW, Julie Giese-USDA, Dan Greve-MSA, Kevin Schubert-MSA, Janis Klismith-Rural Water, Jim Quinn-City Attorney, Joseph M. Rusch II-City Clerk.

1. Met with USDA RD Loan Specialist Julie Giese on the WWTP Project.
2. Recommend Mayor sign all Documents pertaining to the Loans and Grants
3. Recommend Ordinance 551 (Creating a Code of Ethics)

Respectfully submitted

Moved by Hartje Seconded by Hamilton that the Public Works Committee Reports of June 1, 2010, June 3, 2010, June 8, 2010, be accepted as written. Carried

Moved by Hartje Seconded by Shymanski that Items 3,6,11,14-15,18 of the Public Works Committee Report of June 1, 2010, be adopted for action.

Roll Call Vote: 7 Ayes, 0 Nays. Carried.

Moved by Hartje Seconded by Hamilton that Items 1,4-5,7 of the Public Works Committee Report of June 8, 2010, be adopted for action.

Roll Call Vote: 7 Ayes, 0 Nays. Carried.

Moved by Hartje Seconded by Hamilton that Items 2&3 of the Public Works Committee Report of June 8, 2010, be adopted for action.

Roll Call Vote: 7 Ayes, 0 Nays. Carried.

Public Safety

To the Honorable Mayor and Members of the Nekoosa Common Council:

A Public Safety meeting was held on Tuesday, June 1, 2010, at 5:15 p.m. in the Nekoosa Council Chambers.

Members present were Larry Krubsack, *Chairperson*, Dan Carlson, *Secretary*, Robert Schultz, August Woiak. Also in attendance were: Ambulance Chief Don Harnisch, Fire Chief Mike Hartje, Asst. Fire Chief David Rheinschmidt, Asst. Ambulance Chief Ken Moody, Police Chief John Reimer, Asst. Police Chief Shawn Woods, Terry Shymanski, Mayor Gordon Freeman.

1. Discussed Fire Inspector Position.
2. Recommend accepting resignation of Miranda Diggles from Ambulance Dept.
3. Recommend hiring Matthew Stoflet and Ethan Conover to Ambulance Dept.
4. Discussed Part-Time Police Officer.
5. Recommend paving front of Safety Center/Hwy 173 Egress for approximately \$9,474.64.
6. Recommend audio/video recorder for Municipal Court.
7. Discussed Ordinance for NEV Vehicles.
8. Discussed No Smoking Ordinance.

9. Recommend signing agreement with Wood County Regional Computer Forensic Laboratory.

Respectfully submitted

Public Safety

To the Honorable Mayor and Members of the Nekoosa Common Council:

A Public Safety meeting was held on Thursday, June 3, 2010, at 5:15 p.m. in the Nekoosa Council Chambers.

Members present were Larry Krubsack, *Chairperson*, Dan Carlson, *Secretary*, Robert Schultz, Terry Shymanski. Also in attendance were: Fire Chief Mike Hartje, Asst. Fire Chief David Rheinschmidt, Jim Rowe.

1. Recommend allowing Fire Dept. to hold Annual Fundraiser on August 14, 2010, at Safety Center.
2. Recommend Police Dept. hire Brian Machon as Full Time Officer.

Respectfully submitted

Moved by Carlson Seconded by Shymanski that the Public Safety Committee Reports of June 1, 2010 and June 3, 2010, be accepted as written. Carried

Moved by Carlson Seconded by Hamilton that Items 2-3,5-6,9 of the Public Safety Committee Report of June 1, 2010, be adopted for action.

Roll Call Vote: 7 Ayes, 0 Nays. Carried.

Moved by Carlson Seconded by Shymanski that Items 1-2 of the Public Safety Committee Report of June 3, 2010, be adopted for action.

Roll Call Vote: 7 Ayes, 0 Nays. Carried.

Property Recreation & Human Affairs

To the Honorable Mayor and Members of the Nekoosa Common Council:

A Property Recreation & Human Affairs meeting was held on Tuesday, June 1, 2010, at 6:30 p.m. in the Nekoosa Council Chambers.

Members present were Robert Schultz, *Chairperson*, Dan Carlson, *Secretary*, Terry Shymanski, Larry Krubsack. Also in attendance were: Mayor Gordon Freeman, August Woiak, Dan Schmidt, Gerald Cordes, Bill Kaberle-DPW, Patty Tarras.

1. Discussed Event Coordinator Job Description for Senior/Community Center.
2. Discussed Senior/Community Center Rental Rates.
3. Discussed Rules & Regulations for Senior/Community Center.
4. Recommend City of Nekoosa reimburse residents for passes to Port Edwards Pool.
5. Discussed DNR 50/50 Urban Forestry Grant.
6. Recommend Walleye Day Committee erect Flag Pole at City Boat Landing.
7. Recommend purchasing Zero Turn Mower for Approximately \$4,900.00.

Respectfully submitted

Moved by Schultz Seconded by Hamilton that the Property Recreation Committee Report of June 1, 2010, be accepted as written. Carried

Moved by Schultz Seconded by Shymanski that Items 4,6-7 of the Property Recreation & Human Affairs Committee Report of June 1, 2010, be adopted for action.

Roll Call Vote: 7 Ayes, 0 Nays. Carried.

ORDINANCE NO: 552

AN ORDINANCE PROHIBITING SMOKING

The Nekoosa Common Council of the City of Nekoosa, Wisconsin, pursuant to § 101.123 of the Wisconsin Statutes does ordain as follows with regard to its City Ordinances:

Section 11.10 of the Municipal Code shall be created to read as follows:

11.10 SMOKING PROHIBITED IN CERTAIN AREAS.

11.10(1) Purpose. The purposes of this Ordinance are:

- (A) To protect the public health and welfare by prohibiting smoking in public places and places of employment; and
- (B) To guarantee the right of nonsmokers to breathe smoke-free air.

11.10(2) Definitions.

- (A) **Bar** means an establishment that is devoted to the serving of alcoholic beverages for consumption by guests on the premises and in which the serving of food is only incidental to the consumption of those beverages, including but not limited to, taverns, nightclubs, cocktail lounges, and cabarets.
- (B) **Childcare facility** means any state licensed or county certified child care facility including, but not limited to licensed family day care or licensed group day care centers, licensed day camps, certified school-age programs and Head Start programs.
- (C) **Educational facility** means any building used principally for educational purposes in which a school is located or a course of instruction or training program is offered that has been approved or licensed by a state agency or board.
- (D) **Employee** means any person who is employed by any employer for direct or indirect monetary wages or profit, including those full time, part-time, temporary or contracted for from a third party; employee also means any person who serves as a volunteer for a business or nonprofit entity.
- (E) **Employer** means any person, partnership, limited liability company, corporation, or other entity, including a public or nonprofit entity who employs the services of one (1) or more individual persons.
- (F) **Enclosed area** means all space between a floor and a ceiling that is closed in on all sides by doors, walls, or windows, whether open or closed, the combination of which extend from the floor to the ceiling. A wall includes any physical barrier, whether temporary or permanent.
- (G) **Health care facility** means an office or institution providing care or treatment of diseases, whether physical, mental, or emotional, or other medical, physiological, or psychological conditions, including but not

limited to, hospitals, rehabilitation hospitals or other clinics, including weight control clinics, nursing homes, long-term care facilities, homes for the aging or chronically ill, laboratories, and offices of surgeons, chiropractors, physical therapists, physicians, psychiatrists, dentists, and all specialists within these professions. This definition shall include all waiting rooms, hallways, private rooms, semiprivate rooms, and wards within health care facilities.

- (H) **Person in charge** means the person who ultimately controls, governs or directs the activities aboard a public conveyance or within or at a place where smoking is regulated under this section, regardless of the person's status as owner or lessee.
- (I) **Place of employment** means any indoor area at which two or more individuals perform any type of a service for consideration of payment under any type of contractual relationship, including, but not limited to, an employment relationship with or for a private corporation, partnership, individual or government agency. Place of employment includes any indoor area where two or more individuals gratuitously perform services for which individuals are ordinarily paid. A place of employment includes, but is not limited to, public conveyances, factories, warehouses, offices, retail stores, restaurants, bars, banquet facilities, theaters, food stores, banks, financial institutions, employee cafeterias, lounges, auditoriums, gymnasiums, restrooms, elevators, hallways, museums, libraries, bowling establishments, health care facilities, and rooms or areas containing office equipment used in common. Vehicles used in whole or in part for work purposes are places of employment during hours of operation if more than one person is present. An area in which work is performed in a private residence is a place of employment during hours of operation if: (1) the homeowner uses the area exclusively and regularly as a principal place of business and has one or more on-site employees; or (2) the homeowner uses the area exclusively and regularly as a place to meet or deal with patients, clients, or customers in the normal course of the homeowner's trade or business.
- (J) **Private residence** means premises owned, rented or leased for temporary or permanent habitation.
- (K) **Public place** means any enclosed, indoor areas used by the general public, including, but not limited to, restaurants, bars, and other food or liquor establishments; retail stores and other commercial establishments; educational facilities, both public and private; hospitals; nursing homes; auditoriums; sports arenas, including enclosed areas in outdoor arenas; public transportation vehicles, including buses and taxicabs, and ticket, boarding and waiting areas of public transportation facilities; meeting rooms; elevators; polling places; restrooms, lobbies, reception areas, hallways and other common-use areas; and common areas of apartment buildings and other multiple-unit residential facilities.
- (L) **Room** means a space within a building completely enclosed with walls, partitions, floor and ceiling, except for openings for light, ventilation, ingress and egress.
- (M) **Smoking** means inhaling or exhaling smoke from any lighted cigarette, cigar, pipe or similar tobacco product or other lighted plant product intended for inhalation. A person having in their possession or control a lighted tobacco product or lighted plant product is also considered smoking.
- (N) **Sports arena** means sports pavilions, bleachers, stadiums, gymnasiums, health spas, boxing arenas, swimming pools, roller and indoor ice rinks, and bowling centers.
- (O) **Tobacco Bar** means a bar that generates fifty percent (50%) or more of its total annual gross income from the on-site sale of tobacco products, not including any sales from vending machines.

- (P) **Retail tobacco store** means a retail establishment that derives more than eighty percent (80%) of its gross revenue from the sale of cigars, cigarettes, pipes, or other smoking devices for burning tobacco and related smoking accessories and in which the sale of other products is merely incidental. “Retail tobacco store” does not include a tobacco department or section of a larger commercial establishment or any establishment with a Class ‘B’ fermented malted beverages license or ‘Class B’ intoxicating liquor license or any restaurant in existence on 5/1/08.

11.10(3) Prohibition of Smoking in Enclosed Public Places. Except as otherwise provided, it shall be unlawful for any person to smoke in public places, including but not limited to the following:

- (A) Public forms of transportation, including but not limited to motor buses, taxicabs, or other public passenger vehicles
- (B) Theatres, libraries, museums, auditoriums, and convention halls that are used by or open to the public
- (C) Any childcare facility
Incorporated herein by reference are the following Wisconsin statutory and administrative code sections and any amendments or renumbering thereof: Sec. 101.123(1)(ad) and (2)(bm), Wis. Stats; See s. HFS 45.02(4), 45.06(8)(g), 46.03(13), 46.06(2)(h), and 46.08(2)(c), Wis. Admin. Code.
- (D) Retail stores
- (E) Health care facilities
- (F) Meeting and conference rooms in which people gather for educational, business, professional, union, governmental, recreational, political or social purposes
- (G) Polling places
- (H) Service lobbies, waiting areas, and the common areas open to the public of financial Institutions, business and professional offices, and multi-unit commercial facilities
- (I) Self-service laundry facilities
- (J) Enclosed, indoor areas of restaurants
- (K) Common areas of malls
- (L) City buildings
- (M) City-owned or leased motor vehicles
- (N) Sports arenas, including enclosed places in outdoor arenas
- (O) Enclosed, indoor areas of bars
- (P) Bed and breakfast establishments, hotels and motels
- (Q) Educational facilities, both public and private

11.10(4) Prohibition of Smoking in Places of Employment.

- (A) It shall be unlawful for any person to smoke cigarettes or tobacco products in places of employment.
- (B) Every building that is a place of employment shall have at least one entrance that is smoke-free. For buildings with fewer than four (4) entrances, no more than one entrance may be designated as a smoking entrance. For buildings with four (4) or more entrances, no more than twenty-five percent (25%) of all entrances may be designated as a smoking entrance.

11.10(5) Prohibition of Smoking in Outdoor Areas. Smoking shall be prohibited in the following outdoor places:

- (A) Within a reasonable distance outside any entrances designated smoke free pursuant to 11.10(4)(B) above, open windows, and intake of ventilation systems of enclosed areas where smoking is prohibited, so as to insure that tobacco smoke does not enter those areas.
- (B) In all outdoor arenas, stadiums, and amphitheaters, except in designated smoking areas, which may be established only in perimeter areas at least 15 feet from any seating areas or concession stands. Smoking shall also be prohibited in, and within 15 feet of, bleachers

and grandstands for use by spectators at sporting and other public events.

- (C) In outdoor common areas of nursing homes, except in designated smoking areas, which must be located at least 15 feet outside entrances, operable windows, and ventilation systems of enclosed areas where smoking is prohibited.

11.10(6) Where Smoking is Not Regulated. The following areas shall not be subject to the smoking restrictions of this section:

- (A) Private residences, except when used as a childcare, adult day care, or healthcare facility.
- (B) Outdoor areas of places of employment except those covered by the provisions of 11.10(5)(B)

11.10(7) Signage.

- (A) "Smoke-free Establishment" or "No Smoking" signs or the international "No Smoking" symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it) shall be clearly and conspicuously posted in every public place and place of employment where smoking is prohibited by this Ordinance, by the owner, operator, manager, or other person in control of that place. Signs shall reference "Nekoosa Ordinance 11.10"
- (B) "Smoking Allowed" signs shall be clearly and conspicuously posted in every public place and place of employment where smoking is not prohibited by this Ordinance, by the owner, operator, manager, or other person in control of that place. Signs shall reference "Nekoosa Ordinance 11.10"
- (C) Every public place and place of employment where smoking is prohibited by this Ordinance shall have posted at every entrance a sign not smaller than eleven by eight and one-half (11" x 8 ½") inches clearly stating that smoking is prohibited. Each sign and the language contained therein shall be clearly visible from a distance of at least ten (10) feet. Every vehicle that constitutes a place of employment under this Ordinance shall have at least one conspicuous sign, visible from the exterior of the vehicle, clearly stating that smoking is prohibited.
- (D) All ashtrays shall be removed from any area where smoking is prohibited by this Ordinance by the owner, operator, manager, or other person having control of the area.
- (E) It shall be unlawful for any person to remove, deface, or destroy any sign required by this Section, or to smoke in any place where any such sign is posted.

11.10(8) Nonretaliation; Nonwaiver of Rights

- (A) No person or employer shall discharge, refuse to hire, or in any manner retaliate against an employee, applicant for employment, or customer because that employee, applicant, or customer exercises any rights afforded by this Ordinance or reports or attempts to prosecute a violation of this Ordinance. Notwithstanding 11.10(10), violation of this Subsection shall be punishable by a fine not to exceed \$1,000 for each violation.
- (B) An employee who works in a setting where an employer allows smoking does not waive or otherwise surrender any legal rights the employee may have against the employer or any other party.

11.10(9) Enforcement.

- (A) This Ordinance shall be enforced by the Police Chief, Building Inspector, or an authorized designee.
- (B) Notice of the provisions of this Ordinance shall be given in writing to all applicants for a business license in the City of Nekoosa.
- (C) Any citizen who desires to register a complaint under this Ordinance may initiate enforcement with the Chief of Police.

- (D) The Police Department, Fire Department, Building Inspector, or their designees shall, while an establishment is undergoing otherwise mandated inspections, inspect for compliance with this Ordinance.
- (E) If an owner, manager, operator, or employee of an establishment subject to this Ordinance observes a person violating the Ordinance, he or she shall immediately direct the person in violation to stop smoking. If the person violating the Ordinance does not stop smoking, the owner, manager, operator, or employee shall make reasonable efforts to prevent smoking in prohibited areas by:
 - a. Approaching smokers who fail to voluntarily comply with this section and requesting that they extinguish their cigarette or tobacco product and refrain from smoking, or
 - b. Refusing service to anyone smoking in a prohibited area.
- (F) In addition to the remedies provided by the provisions of this Section, the Chief of Police or any person aggrieved by the failure of the owner, operator, manager, or other person in control of a public place or a place of employment to comply with the provisions of this Ordinance may apply for injunctive relief to enforce those provisions in any court of competent jurisdiction.

11.10(10) Violations and Penalties

- (A) A person who smokes in an area where smoking is prohibited by the provisions of this Ordinance shall be guilty of an infraction, punishable by:
 - a. A forfeiture not exceeding one hundred dollars (\$100) for a first violation.
 - b. A forfeiture not exceeding two hundred dollars (\$200) for a second violation within one (1) year.
 - c. A forfeiture not exceeding five hundred dollars (\$500) for each additional violation within one (1) year.
- (B) Except as otherwise provided in 11.10(8)(A), a person who owns, manages, operates, or otherwise controls a public place or place of employment and who fails to comply with the provisions of this Ordinance shall be guilty of an infraction, punishable by:
 - a. A forfeiture not exceeding one hundred dollars (\$100) for a first violation.
 - b. A forfeiture not exceeding two hundred dollars (\$200) for a second violation within one (1) year.
 - c. A forfeiture not exceeding five hundred dollars (\$500) for each additional violation within one (1) year.
- (C) In addition to the forfeitures established by this Section, violation of this Ordinance by a person who owns, manages, operates, or otherwise controls a public place or place of employment may result in the suspension or revocation of any permit or license issued to the person for the premises on which the violation occurred.
- (D) Violation of this Ordinance is hereby declared to be a public nuisance, which may be abated by the City by restraining order, preliminary and permanent injunction, or other means provided for by law, and the City may take action to recover the costs of the nuisance abatement.
- (E) Each day on which a violation of this Ordinance occurs shall be considered a separate and distinct violation.

11.10(11) Clean Indoor Air.

- (A) Intent and Construction. The City of Nekoosa finds that it is in the interests of the health, safety and welfare of the community to adopt by reference Sec. 101.123, Wis. Stats., and subsequent amendments, additions and recodifications thereto. It is the intent of this Ordinance that where there may be conflict between Sec. 101.123, Wis. Stats., or any subsequent amendments, additions and recodifications thereto, and this Ordinance, that the provisions of the applicable state statute shall apply. This Ordinance shall not be construed to mean that progressive discipline of City employees for violations of laws, rules, and regulations is only authorized where explicitly provided by Ordinance.

- (B) In the event that Sec. 101.123, Wis. Stats, as effective July 5, 2010, is repealed by an act of the Wisconsin Legislature, this ordinance shall be null and void.
- (C) Penalty. The penalties provided by Sec. 101.123, Wis. Stats. shall be in addition to the penalties provided for violation of this Ordinance when a person has violated both laws. In addition to the penalties provided by this Ordinance and Sec. 101.123, Wis. Stats., any City employee who violates any provision of this Ordinance or Sec. 101.123, Wis. Stats., may also be subject to progressive discipline by his or her employer.

11.10(12) Severability. In the event any section, subsection, clause, phrase or portion of this ordinance is for any reason held illegal, invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remainder of this ordinance. It is the legislative intent of the Common Council that this ordinance would have been adopted if such illegal provision had not been included or any illegal application had not been made.

11.10(13) Repeal and Effective Date. All ordinances or parts of ordinances and resolutions in conflict herewith are hereby repealed. This ordinance shall take effect on July 5, 2010.

Passed and adopted this 8th day of June, 2010.

APPROVED:

Gordon G. Freeman, Mayor

ATTEST:

Joseph M. Rusch II, City Clerk

Moved by Hamilton Seconded by Hartje to adopt No Smoking Ordinance 552

Roll Call Vote: 7 Ayes, 0 Nays. Carried.

Moved by Hamilton Seconded by Woiak to accept the Police Chief's , Public Works Department, Ambulance Department, Fire Department, and Building Inspector's monthly reports as written. Carried

BILLS TO BE READ
June 8, 2010

GENERAL

ACE HARDWARE	144.57
ADVANCE JANITORIAL SERVICE	296.85
ADVANCE SUPPLY	25.19
AFLAC	838.60
AIRGAS NORTH CENTRAL	217.22
ALLIANT ENERGY/WP&L	1,719.17
ALLIANT ENERGY/WP&L	2,906.60
B A PAULS & ASSOCIATES	775.00
BAUERNFEIND	40.50
BEAVER OF WI	447.25
BILL KABERLE	166.60
BRANDON CHRISTIANSON	52.00

CASPER STUMP TRACKING	150.00
CHARTER COMMUNICATIONS	99.99
CITY OF NEKOOSA – WATER & SEWER	2,286.65
CREATIVE DESIGNS	330.00
CRESCENT ELECTRIC SUPPLY CO	45.15
CUSTOM FIRE APPARATUS INC	51.02
DISTRIBUTECH USA INC	830.95
EMERGENCY MEDICAL PRODUCTS	905.14
EO JOHNSON	165.00
ERON & GEE/HERMANS	121.16
FABCO EQUIPMENT INC	78.80
FIVE O DEPOT	65.98
G&K SERVICES	783.33
GALLS	310.86
GANNETT WI MEDIA	248.48
GENERAL ENGINEERING COMPANY	360.00
GOTTA GO RENTALS	425.00
HADLEYS OFFICE PRODUCTS	72.97
HERMAN STEINERT	15.00
HORST DISTRIBUTING INC	113.92
ITU INC	259.67
JEFFERSON FIRE & SAFETY	451.77
KEITH KELLER	170.00
LABOR ASSOCIATION OF WI	496.00
MID AMERICAN RESEARCH CHEMICAL	493.51
MIDWEST RADAR & EQUIPMENT	120.00
MINNESOTA LIFE INSURANCE CO	302.87
MOBILE LOCK & SECURITY	11.34
NEKOOSA CORPORATION	14.95
NEKOOSA PORT EDWARDS STATE BANK	45.00
NEKOOSA POSTMASTER	44.00
OFFICE SUPPLIES 2 U	27.44
PACIFIC REFLEX SIGNS	137.31
PHYSIO CONTROL INC	429.55
PIGGLY WIGGLY	9.70
PORT EDWARDS FIRE DEPT	225.00
POYNETTE IRON WORKS INC	791.00
RAPIDS RENTAL & SUPPLY CO INC	215.61
RAPIDS SIGN	656.00
REBUILD PLUS	110.00
ROBERT ROWE	30.00
SCHIERL INC	251.74
SECURITY HEALTH PLAN	35,341.92
SHEILA GROSSKREUTZ	62.50
SMITH LUMBER	13.98
SOLARUS	1,199.15
STAPLES ADVANTAGE	59.48
STATE CONTROLLERS OFFICE – CMO	1,305.94
SUPERIOR CHEMICAL CORP	78.93
TERRYS AMOCO	4,547.42
THE UNIFORM SHOPPE	92.95
TRUTEST DRUG & ALCOHOL TESTING	20.00
UNITED CHURCH OF CHRIST	130.00
U S CELLULAR	205.10
VEOLIA ENVIRONMENTAL SERVICES	5,593.98
VEOLIA ES SOLID WASTE MIDWEST	2,384.60
WAUSAU TILE INC	1,137.00
WE ENERGIES	363.60
WINZER CORPORATION	21.37
WOOD COUNTY TREASURER	445.32
WSFCA	630.00
WWOA	50.00
ZARNOTH BRUSH WORKS INC	354.00
DARLA ALLEN	209.00
ADVANCE JANITORIAL SUPPLY	298.66
ALLIANT ENERGY	743.04
BAKER AND TAYLOR	252.22

CHARTER COMMUNICATIONS	63.28
DEMCO	121.57
EO JOHNSON COMPANY	155.38
GALE	285.59
HIGHSMITH	123.09
LEARNING OPPORTUNITIES	252.18
NORTHWOODS CHEMICAL	85.31
PENWORTHY	418.45
PIGGLY WIGGLY	60.16
WAL-MART	22.72
BAUERNFEIND	166.50
MARSHFIELD CLINIC	164.08
MIKE HARTJE	53.00
NEKOOSA CREDIT UNION	300.00
NORTH SHORE BANK FSB	1,360.00
PAPER CITY SAVINGS	655.00
SHEILA GROSSKREUTZ	60.00
WI SCTF	65.00
WI SCTF	96.92
WI SCTF	323.07
WI SCTF	68.00
WMCA	125.00
ANTHEM BLUE CROSS BLUE SHIELD	2,492.54
LOCAL GOVERNMENT PROPERTY INSURANCE FUND	271.00
ARC CENTRAL	4,700.00
UPS	40.00
FLEET SERVICES	1,079.49
KIMMERS	160.00
ALLTEL	394.31
NEKOOSA CREDIT UNION	300.00
NEKOOSA CREDIT UNION	682.47
NORTH SHORE BANK FSB	1,360.00
PAPER CITY SAVINGS	655.00
RESERVE ACCOUNT	350.00
SHEILA GROSSKREUTZ	75.00
STAPLES CREDIT PLAN	173.68
WALMART COMMUNITY	74.91
WI SCTF	96.92
WI SCTF	323.07
VISION SERVICE PLAN	<u>274.14</u>
	94,448.40

PAYROLL

SUNDRY	11,456.87
GENERAL	1,974.32
LIBRARY	861.21
GENERAL	8,097.87
LIBRARY	1,405.63
SUNDRY	121.89
GENERAL	365.70
GENERAL	1,147.89
GENERAL	1,691.72
GENERAL	277.05
SUNDRY	12,192.72
GENERAL	2,096.89
LIBRARY	1,034.55
GENERAL	7,988.07
LIBRARY	1,361.33
SUNDRY	1,423.54
GENERAL	342.49
GENERAL	395.79
COMMON COUNCIL/MAYOR	<u>2,282.98</u>
	56,518.51

WATER

ADAMS CONSTRUCTION LLC	470.00
ALLIANT ENERGY/WP&L	4,473.70

CHARTER COMMUNICATIONS	126.59
CITY OF NEKOOSA – GENERAL FUND	1,667.34
CITY OF NEKOOSA – GENERAL FUND	4,988.02
CITY OF NEKOOSA – WATER & SEWER	1,914.75
DAVIES WATER #1476	250.00
ERON & GEE/HERMANS	170.00
FIRST SUPPLY LLC	424.49
GANNETT WI MEDIA	160.67
GOTTA GO RENTALS LLC	275.99
HAWKINS INC	5,265.70
J&D PIERCE ELECTRICAL SERVICE	215.00
MARTELLE WATER TREATMENT	4,362.45
NEKOOSA CORP	39.81
OFFICE SUPPLIES 2 U	77.87
R&R WASTE SYSTEMS CLEANING	690.00
SMITH LUMBER	23.95
TRACTOR SUPPLY CREDIT PLAN	197.27
WE ENERGIES	891.22
WOOD COUNTY HIGHWAY DEPT	173.51
BYTEC RESOURCE MANAGEMENT	1,800.00
CITY OF NEKOOSA – GENERAL FUND	1,667.34
CITY OF NEKOOSA – GENERAL FUND	4,619.12
CHARTER COMMUNICATIONS	126.59
PITNEY BOWES	264.00
UPS	40.00
RESERVE ACCOUNT	1,000.00
WI STATE LABORATORY OF HYGIENE	<u>20.00</u>
	36,395.38

BILLS TO BE READ OVER \$1,000.00 (NON-MONTHLY):

GENERAL

ADVANTAGE PLUMBING & HEATING	16,182.00
ALTMANN CONSTRUCTION	11,369.70
ARC CENTRAL	4,025.00
BOHN TRUCKING & EXCAVATING	7,465.50
BURBACH AQUATICS INC	1,550.00
COMPLETE CONTROL	4,050.00
CUSTOM STEEL	2,137.00
FREEDOM FIRE PROTECTION	7,200.00
LUMBER SPECIALTIES LTD	50,415.00
MANIONS WHOLESALE BUILDING SUPPLIES	10,624.75
METCALF & QUINN SC	8,040.50
MID STATE TRUCK SERVICE	4,741.81
MSA PROFESSIONAL SERVICES	5,980.20
NORTHWAY COMMUNICATIONS	1,470.25
SMITH WHOLESALE SERVICE	29,694.60
WIS VALLEY CONCRETE PRODUCTS	20,154.00
BRINGS CYCLING & FITNESS	2,217.40
GUSTAVE A LARSON CO	17,140.08
LIBERTY MUTUAL INS CO	10,718.41
POWER COMPUTING SOLUTIONS	<u>1,500.00</u>
	216,676.20

WATER

COUNTY MATERIALS CORP	2,756.99
HD SUPPLY WATERWORKS	8,117.01
MILESTONE MATERIALS	4,267.40
MSA PROFESSIONAL SERVICES	14,862.00
OUDENHOVEN CONSTRUCTION	121,026.01
PRECISION GRADING & UTILITIES	76,686.00
R&R WASTE SYSTEMS CLEANING	36,733.00
WI DNR-EVIRONMENTAL FEES	<u>2,950.68</u>
	267,399.09

Moved by Hamilton Seconded by Woiak to pay all bills as written and read.

Roll Call Vote: 7 Ayes, 0 Nays. Carried

Moved by Hamilton Seconded by Shymanski to adjourn. Carried

Respectfully Submitted

Joseph M. Rusch II
City Clerk