



BOARD OF SUPERVISORS MEETING

Wednesday, October 18, 2023 at 6:30 PM

Town Hall Meeting Room, 8348 Hickory Ave, Larsen, WI 54947

AGENDA

CALL TO ORDER

- A. Pledge of Allegiance
- B. Verification of Notice
- C. Meeting Roll

APPROVAL OF MINUTES

- A. Approval of the Minutes of the Wednesday, October 4, 2023 Town Board Meeting
- B. Approval of the Minutes of the Tuesday, October 10, 2023 Town Board Budget Meeting

OPEN FORUM – TOWN RELATED MATTERS NOT ON THE AGENDA

Individuals properly signed in may speak directly to the Town Board on non-repetitive Town Matters whether on or not on the agenda. Commentators must wait to be called, must speak from the podium, directing their comments to the Board. Comments must be orderly, and will be limited to a maximum of **2 minutes** per person. ***Public comment is not permitted outside of this public comment period.*** **Note:** The Board's ability to act on or respond to the public comments is limited by Chapter 19, Wis. Stats. Please complete the "Request to Speak at Meeting" form located on the agenda/sign-in table and submit the form to the Town Clerk for in-person attendance.

CORRESPONDENCE

- A. Distribution of the September 2023 Winnebago County Tonnage Report
- B. Distribution of the Municipal Law Newsletter from BoardmanClark received October 11, 2023

DISCUSSION ITEMS (NO ACTION WILL BE TAKEN)

- A. Winnebago County Sheriff's Department – Public Concerns and Issues
- B. Larsen/Winchester Sanitary District Report
- C. Administrator's Report
- D. Chair & Supervisor Reports

BUSINESS REFERRED BY THE PLAN COMMISSION

- A. Discussion/Action: Town Board review & consideration of a Site Plan Review Application submitted by RJ Albright, Inc. on behalf of Nikodem Revocable Trust for a 4,200 sq ft addition to the existing principal building and parking/pavement additions on Tax ID #006-1777-01 (2770 Towne Ct).
- B. Review/Discussion: Town Board review & discussion on a Concept Plan Review Application submitted by Steve Bieda of Vierbicher for a proposed mixed-use residential and commercial development; Tax ID #s 006-0352-01 (Fairview Rd), 006-0355, & 006-0354 (State Rd 76).

BUSINESS

- A. Discussion/Action: Town Board review & consideration of awarding the Bid for the Deer Trail Estates Drainage Resolve to Highway Landscapers, Inc., 1900 Bohm Dr, Little Chute, WI 54140 in the amount of \$283,185.00.
- B. Discussion/Action: Town Board review & consideration of the Certificate for Payment #4 for the Friendship Trail Reconstruction submitted by Superior Sewer & Water, Inc. in the amount of \$1,329.00.
- C. Discussion/Action: Town Board review & consideration of the Certificate for Payment #2 for West American Dr Phase I Gravel Street Construction submitted by MCC, Inc. in the amount of \$59,216.59.
- D. Discussion/Action: Town Board review & consideration of Invoice 26285 submitted by Winnebago County for the resurfacing of Fairview Rd, Oakridge Rd, and Oakwood Rd in the amount of \$192,830.95.
- E. Discussion/Action: Town Board review & consideration of a revised Developer Agreement submitted by G&L Properties for a proposed machining & repair services development on Tax ID #006-0340-02-01.
- F. Discussion/Action: Town Board review & consideration of the Tax Increment Finance (TIF) Application submitted by G&L Properties for a proposed machining & repair services development on Tax ID #006-0340-02-01.
- G. Review/Discussion: Town Board review & discussion on the termination of the Intergovernmental Agreement for Building Inspection Services with Town of Dale.

REVIEW OF DISBURSEMENTS

- A. Check Summary Register

UPCOMING MEETING ATTENDANCE

- A. Annual Electors Meeting - Nov 15 starting at **6 pm**
- B. Clayton Sanitary District #1 Commission Meeting - Nov 15 **immediately following the Annual Electors Meeting**
- C. Town Board (6:30 pm start unless otherwise noted) - Nov 1; Nov 15 (**following Clayton Sanitary District #1 Commission Meeting**) Dec 6 & 20
- D. Plan Commission (6:30 pm start unless otherwise noted) - Nov 8; Dec 13

BOARD MEMBER REQUESTS FOR FUTURE AGENDA ITEMS

ADJOURNMENT

Respectfully submitted,

Russell D. Geise
Town Chairperson

Pursuant to Wisconsin Statute 19.84 (2) and (3) notice is hereby given to the public and the media that two or more members of any or all Boards, Commissions, and Committees of the Town of Clayton, may attend the meeting of the Town Board in order to gather information. For purposes of the Open Meetings Law only; attendance at a meeting by a quorum of members of the Town Boards, Commissions, and Committees constitutes a meeting of the Board, Commission, or Committee, pursuant to Badke Vs. Village Board of Village of Greendale, 173 Wis2d 553, 494

NW2d 408 (1993), and must be noticed as such, although it is not contemplated that any formal action by those bodies will be taken. The only business to be conducted is for Town Board action.

Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service, please call the Town Office at 920.836.2007.

This agenda has been posted at the following locations in the Town of Clayton:

1. The Town Hall Posting Board – 8348 Hickory Ave Larsen, WI 54947
2. The Town’s Web Page: --



BOARD OF SUPERVISORS MEETING

Wednesday, October 04, 2023 at 6:30 PM

Town Hall Meeting Room, 8348 Hickory Ave, Larsen, WI 54947

MINUTES

CALL TO ORDER - Chair Geise called the meeting to order at 6:31 pm.

- A. Pledge of Allegiance
- B. Verification of Notice
- C. Meeting Roll

PRESENT

Town Chair Geise
 Supervisor Lettau
 Supervisor Grundman
 Supervisor Christianson
 Supervisor Reif

STAFF

Administrator Wisnefske
 Clerk Faust-Kubale
 Treasurer Zolp
 Attorney LaFrombois

APPROVAL OF MINUTES

- A. Approval of the Minutes of the Wednesday, September 20, 2023 Town Board Meeting

MOTION

Motion made by unanimous consent to approve the Minutes of the Wednesday, September 20, 2023 Town Board Meeting.

Motion carried by unanimous consent.

OPEN FORUM – TOWN RELATED MATTERS NOT ON THE AGENDA - NONE

CORRESPONDENCE

- A. Distribution of the September 2023 Building Inspection Report
- B. Distribution of the Meeting Materials for the October 4, 2023 Fox West Regional Sewerage Commission Meeting

DISCUSSION ITEMS (NO ACTION WILL BE TAKEN)

- A. County Board Supervisor Report
- B. Winnebago County Sheriff's Department – Public Concerns and Issues
- C. Department of Public Safety Report
- D. Larsen/Winchester Sanitary District Report
- E. Administrator's Report

F. Chair & Supervisor Reports

BUSINESS

- A. Discussion/Action: Town Board review & consideration of the renewal of an intergovernmental agreement with Winnebago County to provide road maintenance services for the Town for CY 2024.

MOTION

Motion made by unanimous consent to approve the renewal of the Maintenance Service Agreement with Winnebago County for CY 2024 to provide road maintenance services at the discretion of the Town, and authorize the Administrator to execute said agreement.

Voting Yea: Chair Geise, Supervisor Lettau, Supervisor Grundman, Supervisor Christianson

Voting Nay: Supervisor Reif

Motion carried 4-1.

- B. Discussion/Action: Town Board review & consideration of the Certificate for Payment #3 for Eagle Heights Dr & Wing Ln Sanitary Sewer, Street & Stormwater Pond Construction submitted by MCC, Inc. in the amount of \$58,813.79.

MOTION

Motion made by unanimous consent to approve the Certificate for Payment #3 submitted by MCC, Inc. in the amount of \$58,813.79.

Motion carried by unanimous voice vote.

- C. Discussion/Action: Town Board review & consideration of the acceptance of the final payment on the Whispering Meadows subdivision road project.

MOTION

Motion made by unanimous consent to accept the final payment on the Whispering Meadows subdivision road project and consider it closed & complete.

Motion carried by unanimous voice vote.

- D. Review/Discussion: Town Board review & discussion on adding signage to Trailhead Park in recognition of the continued improvements made by Larsen-Winchester Lions Club.

DISCUSSION ITEM ONLY - NO ACTION TAKEN**REVIEW OF DISBURSEMENTS**

- A. Check Summary Register

UPCOMING MEETING ATTENDANCE

- A. Annual Electors Meeting - Nov 15 starting at **6 pm**
 B. Clayton Sanitary District #1 Commission Meeting - Nov 15 **immediately following the Annual Electors Meeting**

- C. Town Board (6:30 pm start unless otherwise noted) - Oct 18; Nov 1; Nov 15
(following Clayton Sanitary District #1 Commission Meeting) Dec 6 & 20
- D. Budget Meeting - October 10, 2023 beginning at 2 pm.
- E. Plan Commission (6:30 pm start unless otherwise noted) - Oct 11; Nov 8; Dec 13

BOARD MEMBER REQUESTS FOR FUTURE AGENDA ITEMS

ADJOURNMENT

MOTION

Motion made by unanimous consent to adjourn at 7:03 pm.

Motion carried by unanimous voice vote.

Respectfully submitted,

Kelsey Faust-Kubale
Town Clerk



BOARD OF SUPERVISORS BUDGET REVIEW MEETING

Tuesday, October 10, 2023 at 2:00 pm

Town Hall Meeting Room, 8348 Hickory Ave, Larsen, WI 54947

MINUTES

CALL TO ORDER - Chair Geise called the meeting to order at 2:01 pm.

- A. Pledge of Allegiance
Chair Geise
- B. Verification of Notice
- C. Meeting Roll

PRESENT

Town Chair Geise
Supervisor Lettau
Supervisor Grundman
Supervisor Christianson
Supervisor Reif - Arrived 2:02 pm

STAFF

Administrator Wisnefske
Clerk Faust-Kubale
Treasurer Zolp
Ginny Hinz, Onward Accounting & Consulting

- D. Administrator's Report

BUSINESS - AGENDA BUSINESS ITEMS REORDERED AT THE REQUEST OF THE CHAIR

- A. Review/Discussion: Town Board review & discussion of the 2022 Town of Clayton Financial Audit performed by KerberRose.

DISCUSSION ITEM ONLY - NO ACTION TAKEN

- B. Discussion/Recommendation: Town Board review & recommendation on 2024 Stormwater Fund revenues & expenditures.

DISCUSSION ITEM ONLY - Recommended that a 5% increase be shown in the final budget proposal

- C. Discussion/Recommendation: Town Board review & recommendation on 2024 Clayton Sanitary District #1 Budget revenues & expenditures.

DISCUSSION ITEM ONLY - NO ACTION TAKEN

- D. Discussion/Recommendation: Town Board review & recommendation on 2024 TID #1 Budget revenues & expenditures.

DISCUSSION ITEM ONLY - NO ACTION TAKEN

- E. Discussion/Recommendation: Town Board review & recommendation on 2024 Capital Projects Fund revenues & expenditures.

DISCUSSION ITEM ONLY - NO ACTION TAKEN

- F. Discussion/Recommendation: Town Board review & recommendation on 2024 Debt Service Budget revenues & expenditures. .

DISCUSSION ITEM ONLY - NO ACTION TAKEN

- G. Discussion/Recommendation: Town Board review & recommendation on 2024 Solid Waste & Recycling Fund revenues & expenditures.

DISCUSSION ITEM ONLY - NO ACTION TAKEN

- H. Discussion/Recommendation: Town Board review & recommendation on 2024 General Fund Budget revenue & expenditure amounts.

DISCUSSION ITEM ONLY - NO ACTION TAKEN

UPCOMING MEETING ATTENDANCE

- A. Annual Electors Meeting - Nov 15 starting at 6 pm
 B. Clayton Sanitary District #1 Commission Meeting - Nov 15 **immediately following the Annual Electors Meeting**
 C. Town Board (6:30 pm start unless otherwise noted) - Oct 18; Nov 1 & 15 (**following Clayton Sanitary District #1 Commission Meeting**); Dec 6 & 20
 D. Plan Commission (6:30 pm start unless otherwise noted) - Oct 11; Nov 8; Dec 13

ADJOURNMENT

MOTION

Motion made by unanimous consent to adjourn at 3:40 pm.

Motion carried by unanimous voice vote.

Respectfully submitted,

Kelsey Faust-Kubale
 Town Clerk

JOHN M. RABE, P.E.
Director

www.winnebago-county-solid-waste.com
solidwaste@winnebago-county-wi.gov



Winnebago County

Solid Waste Management Board

The Wave of the Future


LANDFILL/ADMINISTRATIVE
100 W. COUNTY RD. Y
OSHKOSH, WI 54901

PHONE (920) 232-1800
FAX (920) 424-1189

Item A.

DATE: October 9, 2023

TO: Contracted Responsible Units

FROM: Kathy Hutter – Operations Manager
khutter@winnebago-county-wi.gov 
920-232-1853

RE: September 2023 Signing Municipality Update & Monthly Scale Reports

Have You Switched Companies for your Waste/Recycling Collection? – We would like to know! We include this information on our Single Stream Recycling Brochure and website and would like to keep our residents updated with who they should call if they have an issue with their residential service. Please email me directly with changes!

WDNR Seeks Public Comment on Economic Impact of Proposed Recycling Rules – The Wisconsin Department of Natural Resources (WDNR) Recycling team emailed RUs, MRF owners and interested parties on 10/2/23 announcing the opening of a public comment period regarding the draft Economic Impact of Proposed Recycling Rules. If you did not receive this email, we highly recommend visiting WDNR to review this material. Visit WDNR at <https://dnr.wisconsin.gov/news/input/ProposedPermanent.html> and locate NRB Order Number WA-13-21. Comments will be accepted until October 23, 2023.

WDNR E-Cycle Wisconsin Adds New Devices – Effective July 1, 2023, WDNR added battery-powered phone accessories, video game consoles, hand-held video games and battery powered gaming accessories to the list of e-waste accepted under E-Cycle Wisconsin. We will accept these items from household sources through our electronics recycling program, many of which will be accepted as no-charge due to their size/weight. Visit <https://apps.dnr.wi.gov/doclink/waext/wa1427.pdf> for WDNR's updated E-cycle Wisconsin publication.

2024 Recycling and HHW Brochure Order – Solid Waste Staff will be contacting you in upcoming days to determine your community's needs for our Single Stream Recycling Guidelines and Household Hazardous Waste (HHW) Facility fliers. As you determine quantity, please consider how many copies have been left-over in previous years. We'd like to minimize waste in the process; digital copies will be available via email and on our website. Also, be aware that our Household Hazardous Waste Facility will transition to "Appointment only" in 2024 so the new fliers will not have a schedule included on the print copy.

**WINNEBAGO COUNTY SOLID WASTE MANAGEMENT BOARD
2023 RECYCLING TONNAGE REPORT**

	January	February	March	April	May	June	July	August	September	October	November	December	YTD	
	SS Tons	SS Tons	SS Tons	SS Tons	SS Tons	SS Tons	SS Tons	SS Tons	SS Tons	SS Tons	SS Tons	SS Tons	SS Tons	
T. Algoma	52.22	40.80	59.90	44.38	38.41	47.89	45.03	50.51	55.49				434.63	T. Algoma
T. Black Wolf	18.31	17.47	25.05	21.19	17.39	28.28	19.36	26.38	18.76				192.19	T. Black Wolf
T. Clayton	39.17	32.53	37.70	25.63	34.41	45.63	37.32	30.96	45.66				329.01	T. Clayton
V. Fox Crossing	117.11	91.65	109.11	102.55	97.92	111.13	91.40	113.97	102.62				937.46	V. Fox Crossing
T. Neenah	22.30	22.00	31.36	23.72	25.23	30.97	24.37	31.17	25.58				236.70	T. Neenah
T. Nekimi	9.29	8.81	11.58	8.82	9.59	12.90	10.24	12.40	7.78				91.41	T. Nekimi
T. Omro	12.21	11.04	13.62	9.82	11.32	10.65	10.30	9.35	8.66				96.97	T. Omro
T. Vinland	17.67	11.85	12.19	13.25	15.46	16.37	16.11	15.03	11.77				129.70	T. Vinland
T. Winchester	15.16	12.90	10.58	16.67	11.40	13.29	10.72	11.25	11.62				113.59	T. Winchester
T. Winneconne	25.03	18.78	23.01	21.86	18.30	25.23	21.05	24.76	21.63				199.65	T. Winneconne
T. Wolf River	6.18	4.46	4.17	6.63	5.71	4.30	4.07	4.38	4.09				43.99	T. Wolf River
V. Winneconne	13.62	12.64	13.53	13.17	22.26	25.68	17.85	22.15	17.46				158.36	V. Winneconne
C. Menasha	122.60	110.42	92.37	112.10	119.36	132.70	91.40	128.01	83.28				992.24	C. Menasha
C. Neenah	184.77	138.68	168.27	158.72	180.38	180.72	165.78	178.21	163.75				1519.28	C. Neenah
C. Omro	15.48	15.83	13.73	17.90	17.68	26.48	19.49	16.98	14.48				158.05	C. Omro
C. Oshkosh	347.56	277.07	325.52	303.96	333.94	348.48	311.33	344.15	300.04				2892.05	C. Oshkosh
Other SS	255.55	197.60	340.91	278.45	302.45	335.63	356.32	367.31	311.66				2745.88	Other SS
TOTAL TONS	1274.23	1024.53	1292.60	1178.82	1261.21	1396.33	1252.14	1386.97	1204.33				11271.16	TOTAL TONS

	Population	SS lbs./person
T. Algoma	6,927	125.49
T. Black Wolf	2,431	158.12
T. Clayton	4,375	150.40
V. Fox Crossing	19,011	98.62
T. Neenah	3,701	127.91
T. Nekimi	1,334	137.05

	Population	SS lbs./person
T. Omro	2,356	82.32
T. Vinland	1,773	146.31
T. Winchester	1,796	126.49
T. Winneconne	2,627	152.00
T. Wolf River	1,212	72.59
V. Winneconne	2,542	124.59

	Population	SS lbs./person
C. Menasha	18,490	107.33
C. Neenah	27,726	109.59
C. Omro	3,644	86.75
C. Oshkosh	66,929	86.42
Total	166874	102.18

Recent U.S. Supreme Court Cases – Potential Impact on Workplaces

The U.S. Supreme Court recently issued decisions that may impact workplace practices in significant ways.

Religious Accommodations in the Workplace

In the first case, *Groff v. DeJoy*, the Supreme Court increased the legal burden an employer must meet to deny a reasonable accommodation request based on an employee's sincerely held religious belief. However, the Court expressly declined to go so far as to adopt the employer's higher burden for denying reasonable accommodations based on an employee disability imposed by the Americans with Disabilities Act.

In *Groff*, the plaintiff was a United States Postal Service delivery driver who requested not to work on Sundays due to his sincerely held religious beliefs. The employer insisted that Groff report to work on his scheduled Sundays or find a replacement. When Groff could not find replacements and began to be disciplined for his ongoing absences, he eventually quit and claimed he was effectively terminated.

Under Title VII, if an employee can show that a requirement of their job conflicts with their sincerely held religious beliefs, the employee may request an accommodation to resolve that conflict. Examples of common accommodation issues are an employee requesting not to be scheduled on their day of worship or being excused from an employer's no hat/headwear policy to allow the wearing of a religious head covering.

Employers must grant such accommodations unless they cause undue hardship. Prior to the *Groff* case, employers could show undue hardship if the accommodation would cause "de minimus" (minor or insignificant) cost or burden to their operations. In other words, the law made it relatively easy for employers to lawfully reject religious accommodations.

The Supreme Court in *Groff* changed the de minimus standard, ruling that an employer must show that the burden of granting an accommodation would result in "substantial increased costs" in relation to the conduct of its particular business in order to deny a requested accommodation. To determine whether an accommodation will cause substantial increased costs, courts must consider all relevant factors, including the particular accommodations at issue and their practical impact in light of the nature, size, and operating cost of the employer.

The Court stressed that the "substantial increased costs" standard can take into consideration the effect of the accommodation on the conduct of the employer's business (not just a financial cost). In a case like *Groff's*, where an employee's requested accommodation will have likely unwelcome impacts on other employees (increased overtime or coverage of undesirable shifts), the employer must carefully analyze the circumstances to determine whether

granting the accommodation is reasonable and cannot automatically default to a conclusion that undue hardship will result. In most situations, mere complaints from other employees about the impact of the accommodation will not be sufficient to meet the employer's burden of showing undue hardship.

The Court left it to future courts to determine the exact parameters around this increased legal burden on employers. Additionally, the Court suggested that the Equal Employment Opportunities Commission (EEOC) should review and revise its existing guidance on religious accommodations. In the meantime, employers should exercise due diligence and analyze religious accommodation requests thoroughly before deciding whether to grant or deny a given religious accommodation.

Affirmative Action in College Admissions Struck Down

The Court also struck down decades-long law in *Students for Fair Admissions, Inc. v. President and Fellows of Harvard College* in ruling that universities' consideration of race as a factor in college admissions violates the Equal Protection Clause of the 14th Amendment to the U.S. Constitution. Affirmative action programs had been used by universities and colleges for over 40 years to attempt to address the impacts of systemic racism and underrepresentation in higher education.

While the Court's decision only expressly applies to the admissions process of colleges and universities, it may indirectly impact employer recruiting and hiring practices, as well as diversity, equity, and inclusion (DE&I) programs aimed at increasing workplace diversity. Anti-affirmative action watchdog groups have already publicly commented that the Supreme Court's decision should send a clear message to employers to temper their efforts on increasing

Continued on page 3

Court Upholds Negotiated Consideration

Continued from page 1

The extraterritorial customers' third argument was that the City did not have the authority to negotiate for compensation in exchange for its agreement to extend wastewater service to extraterritorial customers. This argument was rejected by the Court as Wis. Stat. §§ 62.11(5) and 62.04 provide municipalities with broad authority to negotiate contracts.

Boardman Clark represented the City of Oconomowoc in this litigation.

— Lawrie Kobza

BoardmanClark

Federal Funding Opportunities for Energy Projects

Over the last few years, the federal government has set aside unprecedented funding for energy infrastructure projects. The Inflation Reduction Act (IRA) and the Bipartisan Infrastructure Law (BIL) contain provisions that provide grants, loans, and tax credits that may help municipally owned electric utilities fund their next clean energy or grid reliability project.

These new laws fund the following programs and more:

- Energizing Rural America (ERA) focuses on small and rural communities. Find more information at <https://www.energy.gov/oced/energy-improvements-rural-or-remote-areas-0>;
- Grid Resilience and Innovation Partnerships (GRIP) focuses on energy grid resilience and innovation, particularly in response to extreme weather conditions. Find more information at <https://www.energy.gov/gdo/grid-resilience-and-innovation-partnerships-grip-program>; and
- Powering Affordable Clean Energy (PACE) focuses on clean energy infrastructure. Find more information at <https://www.rd.usda.gov/programs-services/electric-programs/powering-affordable-clean-energy-pace-program>.

The funding is designed to support everything from small, isolated projects to large, multi-state projects.

Although most of the projects are administered at the federal level, some of the grant funding has been allocated to the states to administer. The Public Service Commission of Wisconsin (PSCW) recently met to determine how it would prioritize project applications for the funds allocated to Wisconsin for the first two years of a BIL program (see PSC docket number 9713-FG-2022). The almost 10 million dollars of grant funding is meant to support projects that reduce the length or scope of outages due to extreme weather events. The PSCW decided that it will set aside a full 75% of the funds for small utilities, a larger percentage than the federal guidelines require, and will prioritize applications for projects involving weatherization, implementation of microgrids, adaptive protection technologies, and hardening of power systems, among other projects. The PSCW has not yet released other details about the timing or content of the upcoming grant applications. Wisconsin will receive additional rounds of funding for this program over the next three years.

In addition, the next round of energy innovation grants administered by the PSCW through the Office of Energy Innovation will soon be initiated. These grants are available to local governments and municipal utilities and support projects related to energy efficiency, renewable energy, microgrids and energy planning. Approximately \$7.5 billion in BIL funding will be used to fund these grants.

As for the federally administered programs, each program has different criteria, funding amounts, application processes, and timelines. Most programs have closed their 2023 funding opportunities and have not yet opened their 2024 applications, so now is a great time to plan and prepare for future funding opportunities. In doing so, however, keep in mind that these funding programs are highly competitive and many have a rolling window of availability, so it is important to give yourselves plenty of runway to prepare the application and to seek technical assistance when needed.

The bottom line is, if you are planning for an energy infrastructure project in the near future, particularly a clean energy project, a project that enhances resilience or grid reliability, or a project that serves a small or rural municipality, you should consider investigating these funding program opportunities, or you may be leaving money on the table.

— Liz Leonard

Recent U.S. Supreme Cases

Continued from page 2

diversity in the workplace. However, to be clear, properly designed DE&I initiatives are still legal, even in the wake of this Court decision.

Employers need to be attuned to these developments as they continue to navigate these sensitive and challenging issues. The Boardman Clark Labor & Employment Practice Group is available to assist employers in these efforts.

— Jennifer S. Mirus

Welcome Liz Leonard!

Boardman Clark is excited to announce that Liz Leonard has joined the firm as an associate. Liz graduated *magna cum laude* from the University of Wisconsin Law School in 2021. Upon graduation, Liz spent two years clerking for the Honorable Jill Karofsky at the Wisconsin Supreme Court. Prior to law school, Liz worked in the construction industry and the healthcare technology industry for Epic Systems. She graduated from the University of Wisconsin-Madison in 2008. In her free time, she likes to stay involved with her local community theater.

Liz will be working primarily in the municipal law and litigation practice groups, as well as a number of other areas in the firm.



ADDRESS SERVICE REQUESTED



Mr. Russell Geise
Town Chair
Town of Clayton
8348 Hickory Ave
Larsen WI 54947-9730

*Certified ABA-EPA Law Office
Climate Challenge Partner*

Municipal Law Newsletter

The Municipal Law Newsletter is published by Boardman & Clark LLP, Fourth Floor, One South Pinckney Street, Madison, Wisconsin 53701-0927, 608-257-9521. The Newsletter is distributed to our clients and to municipal members of our clients, the Municipal Electric Utilities of Wisconsin and the Municipal Environmental Group—Water Division.

If you have a particular topic you would like to see covered, or if you have a question on any article in this newsletter, feel free to contact any of the attorneys listed below who are contributing to this newsletter.

Please feel free to pass this Newsletter to others in your municipality or make copies for internal use. If you would like to be added to or removed from our mailing list, or to report an incorrect address or address change, please contact Charlene Beals at 608-283-1723 or by e-mail at cbeals@boardmanclark.com.

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This newsletter is published and distributed for informational purposes only. It does not offer legal advice with respect to particular situations, and does not purport to be a complete treatment of the legal issues surrounding any topic. Because your situation may differ from those described in this Newsletter, you should not rely solely on this information in making legal decisions.



Municipal Law Newsletter

VOLUME 29, ISSUE 5 SEPTEMBER/OCTOBER 2023

In this issue

- *Court Upholds Negotiated Consideration in Exchange for Agreement to Provide Extraterritorial Wastewater Service*
- *Recent U.S. Supreme Court Cases — Potential Impact on Workplaces*
- *Federal Funding Opportunities for Energy Projects*
- *Welcome Liz Leonard!*

RECEIVED
OCT 11 2023

Court Upholds Negotiated Consideration in Exchange for Agreement to Provide Extraterritorial Wastewater Service

In *Mary Lane Area Sanitary District, et. al. v. City of Oconomowoc*, Appeal No. 2022AP1649 (decided August 31, 2023, publication recommended), the Wisconsin Court of Appeals held that the City of Oconomowoc has the authority to negotiate a license fee (in addition to sewerage service charges) as consideration for its agreement to provide wastewater treatment service to extraterritorial customers.

In the 1980's, the City entered into agreements with several neighboring municipalities and affiliated sanitary districts to treat their wastewater at the City's wastewater treatment plant. The agreements required these extraterritorial customers to pay certain charges for sewerage treatment and capital costs. The agreements also required the extraterritorial customers to pay an annual "license fee." Each agreement provided that the annual license fee was to be calculated by multiplying the number of residential equivalent connections (RECs) in the extraterritorial customer by a negotiated dollar amount which escalated by 4% per year.

Three of the extraterritorial customers challenged the enforceability of the license fee. The extraterritorial customers' primary argument was that the City could only charge them "sewerage service charges" as described in Wis. Stat. § 66.0821(4)(a) and that the license fees did not comply with the requirements in § 66.0821(4)(c).

The Court closely examined the language of the agreements to determine whether the license fees should be construed to be sewerage service charges subject to Wis. Stat. § 66.0821(4)(a) and concluded that they should not. Instead, the Court determined that the license fees should be construed to be consideration for the City's agreement to extend wastewater treatment services to customers located outside the City's borders.

The Court stated that nothing in Wis. Stat. § 66.0821 expressly or by inference precludes a municipality from receiving compensation connected to its provision of sewage treatment services in addition to sewerage service charges.

The extraterritorial customers also challenged the license fees under Wis. Stat. § 66.0628, which requires any fee imposed by a political subdivision to bear a reasonable relationship to the service for which the fee is imposed. The Court rejected this challenge because it concluded that the license fee was not a fee imposed for service but rather constituted consideration for the City's agreement to extend its wastewater treatment service beyond its borders. The Court noted that the parties' description of this consideration as a "fee" was misleading because it was not imposed in exchange for a service or to regulate or supervise an act

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MEMORANDUM

Business Referred By Plan Commission A

From: Administrator/Staff

To: Town Board

Re: Town Board review & consideration of a Site Plan Review Application submitted by RJ Albright, Inc. on behalf of Nikodem Revocable Trust for a 4,200 sq ft addition to the existing principal building and parking/pavement additions on Tax ID #006-1777-01 (2770 Towne Ct).

Please find in your packet a copy of the Draft Minutes from the October 11, 2023 Plan Commission Meeting outlining the Commission recommendation on this Site Plan Application. Chair Knapinski will also be available for questions.

If the Board agrees with the Plan Commission recommendation, a motion would be in order to adopt the Ordinance.

SUGGESTED MOTION:

Motion to approve the Site Plan Review Application submitted on behalf of Nikodem Revocable Trust with all Staff Recommendations and Conditions.

Business Referred By Plan Commission B

From: Administrator/Staff

To: Town Board

Re: Town Board review & discussion on a Concept Plan Review Application submitted by Steve Bieda of Vierbicher for a proposed mixed-use residential and commercial development; Tax ID #s 006-0352-01 (Fairview Rd), 006-0355, & 006-0354 (State Rd 76).

If the Board agrees with the Plan Commission recommendation, a motion to approve the CSM would be in order.

DISCUSSION ITEM ONLY – NO ACTION NEEDED

If you have any questions about this information, please feel free to call or e-mail me.

Respectfully Submitted
Kelsey



PLAN COMMISSION

Wednesday, October 11, 2023 – 6:30 PM

Town Hall Meeting Room, 8348 Hickory Ave, Larsen, WI 54947

MINUTES

CALL TO ORDER - Chair Knapinski called the meeting to order at 6:31 pm

- A. Pledge of Allegiance
- B. Verification of Notice
- C. Meeting Roll

PRESENT

Chair Knapinski
 Commissioner Haskell
 Commissioner Nemecek
 Commissioner Ketter
 Commissioner Hopkins
 Town Board Rep. Christianson

ABSENT

Commissioner Dorow

STAFF

Administrator Wisnefske
 Clerk Faust-Kubale
 Planner Jaworski

APPROVAL OF MINUTES

- A. Approval of the Minutes of the Wednesday September 13, 2023 Plan Commission Meeting
- B.

MOTION

Motion made by Commissioner Ketter, **Seconded** by Commissioner Hopkins to approve the Minutes of the Wednesday, September 13, 2023 Plan Commission Meeting.

Voting Yea: Chair Knapinski, Commissioner Haskell, Commissioner Nemecek, Commissioner Ketter, Commissioner Hopkins, Town Board Rep. Christianson

Motion carried 6-0.

OPEN FORUM – Public comments addressed to the Plan Commission - NONE

CORRESPONDENCE

- A. Distribution of the September 2023 Building Inspection Report

BUSINESS

- A. Review/Recommendation: Plan Commission review & recommendation on a Site Plan Review Application submitted by RJ Albright, Inc. on behalf of Nikodem Revocable Trust for a 4,200 sq ft addition to the existing principal building and parking/pavement additions on Tax ID #006-1777-01 (2770 Towne Ct).

MOTION

Motion made by Commissioner Ketter, **Seconded** by Commissioner Nemecek to recommend approval of the Site Plan Review Application submitted by RJ Albright on behalf of Nikodem Revocable Trust with the following Staff Recommendations and Conditions:

1. The project shall comply with all applicable local, state, and federal codes/ordinances.
2. The minimum planting size of landscaping materials at the time of planting/establishment shall be in compliance with Attachment E, Landscape Design Standards.
3. Any proposed signage shall comply with the applicable requirements of Article 12 and Attachment E of the Town Zoning Ordinance.
4. Any substantial changes and/or additions to the site plan and/or building plans shall be reviewed and approved by the Plan Commission and Town Board in accordance with the Town of Clayton zoning Ordinance. Determination of whether a change or addition is substantial shall be at the discretion of the Town Administrator.

Voting Yea: Chair Knapinski, Commissioner Haskell, Commissioner Nemecek, Commissioner Ketter, Commissioner Hopkins, Town Board Rep. Christianson

Motion carried 6-0.

- B. Review/Recommendation: Plan Commission review & recommendation on a Concept Plan Review Application submitted by Steve Bieda of Vierbicher for a proposed mixed-use residential and commercial development; Tax ID #s 006-0352-01 (Fairview Rd), 006-0355, & 006-0354 (State Rd 76).

DISCUSSION ITEM ONLY - NO ACTION TAKEN

UPCOMING MEETING ATTENDANCE

- A. Plan Commission (6:30 pm start unless otherwise noted) - Nov 8; Dec 13
- B. Annual Electors Meeting - Nov 15 starting at 6 pm
- C. Clayton Sanitary District #1 Commission Meeting - Nov 15 **immediately following the Annual Electors Meeting**
- D. Town Board (6:30 pm start unless otherwise noted) - Oct 18; Nov 1 & 15 (**following Clayton Sanitary District #1 Commission Meeting**); Dec 6 & 20

ADJOURNMENT

MOTION

Motion made by Commissioner Haskell, **Seconded** by Commissioner Nemecek to adjourn at 7:25 pm.

Voting Yea: Chair Knapinski, Commissioner Haskell, Commissioner Nemecek, Commissioner Ketter, Commissioner Hopkins, Town Board Rep. Christianson

Motion carried 6-0.

Respectfully submitted,

Kelsey Faust-Kubale
Town Clerk

MEMORANDUM

Business Item A

From: Administrator/Staff

To: Town Board

Re: Town Board review & consideration of awarding the Bid for the Deer Trail Estates Drainage Resolve to Highway Landscapers, Inc., 1900 Bohm Dr, Little Chute, WI 54140 in the amount of \$283,185.00.

Included in your packets is the final bid tabulation. Eight bids were received ranging in price from \$283,185.00 to \$399,929.25.

The Administrator and Cedar Corp have reviewed the bids and are recommending awarding the bid for this project to Highway Landscapers, Inc.

If the Board agrees, a motion to award the bid would be in order.

SUGGESTED MOTION:

Motion to award the Bid for the Deer Trail Estates Drainage Resolve project to Highway Landscapers, Inc. in the amount of \$283,185.00 and direct Staff to sign, date, & return the Notices of Award to Cedar Corp.

If you have any questions about this information, please feel free to call or e-mail me.

Respectfully Submitted
Kelsey

MEMORANDUM

Business Item B

From: Administrator/Staff

To: Town Board

Re: Town Board review & consideration of the Certificate for Payment #4 for the Friendship Trail Reconstruction submitted by Superior Sewer & Water, Inc. in the amount of \$1,329.00.

Please find in your packets a copy of the Certificate for Payment #4 submitted by Superior Sewer & Water, Inc. for work performed on the construction of the Friendship Trail. This is the final Certificate for Payment on this project.

The Administrator has reviewed it and feels the amount is correct and should be paid.

If the Board agrees, a motion to approve the Certificate for Payment would be in order.

SUGGESTED MOTION:

Motion to approve the Certificate for Payment #4 submitted by Superior Sewer & Water, Inc. in the amount of \$1,329.00.

Should you have any questions related to this information, please feel free to call or e-mail me.

Respectfully Submitted
Kelsey



October 3, 2023

Town of Clayton
8348 County Road 'T'
Larsen, WI 54947

Re: Town of Clayton
Friendship Trail Reconstruction
Certificate for Payment #4 - Final
McM. No. C0023-09-21-00286.46

Enclosed herewith is Certificate for Payment #4 for the above referenced project. This Certificate is issued to Superior Sewer and Water, Inc. in the amount of \$1,329.00 final payment for work performed through October 2, 2023.

The town was withholding \$1,329 until dead trees were replaced. These trees were replaced earlier this year. Recent evaluation of the new trees has determined that they are surviving/growing.

Please process the enclosed, and forward final payment to Superior Sewer and Water, Inc. Should you have any questions, please contact our office at your convenience.

Respectfully,

McMahon Associates, Inc.

A handwritten signature in black ink that reads "Ben Hamblin".

Benjamin T. Hamblin, P.E.
Municipal & Civil Engineer

BTH:car

cc: Superior Sewer and Water, Inc.

Enclosure: Certificate for Payment #4

McMAHON

1445 McMAHON DRIVE PO BOX 1025
NEENAH, WI 54956 NEENAH, WI 54957-1025

ENGINEERS ARCHITECTS

TELEPHONE: 920.751.4200
FAX: 920.751.4284

McMAHON ASSOCIATES, INC.

CERTIFICATE FOR PAYMENT

TOWN OF CLAYTON
8348 County Road 'T'
Larsen, WI 54947

Contract No. C0023-09-21-00286.46
Project File No. C0023-09-21-00286.46
Certificate No. Four (4) - Final
Issue Date: October 3, 2023
Project: Town of Clayton
Friendship Trail Reconstruction

This Is To Certify That, In Accordance With The Contract Documents Dated: April 19, 2022

SUPERIOR SEWER AND WATER, INC.
1801 Deer Trail Court
Luxemburg, WI 54217

Is Entitled To Final Payment For Work Performed Through: October 2, 2023

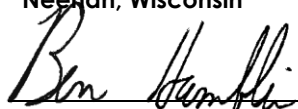
- Contractor's Application for Payment Attached
- Itemized Cost Breakdown Attached

Original Contract	<u>\$299,272.05</u>	Completed To Date	<u>\$299,272.05</u>
Net Change Orders	<u>\$0.00</u>	Retainage 0%	<u>\$0.00</u>
Current Contract Amount	<u>\$299,272.05</u>	Subtotal	<u>\$299,272.05</u>
		Previously Certified	<u>\$297,943.00</u>

Amount Due This Payment: \$1,329.00

Please process and forward payment to SUPERIOR SEWER AND WATER INC.

Certified By:
McMAHON ASSOCIATES, INC.
Neenah, Wisconsin



Benjamin T. Hamblin, P.E.
Municipal & Civil Engineer

**TOWN OF CLAYTON
FRIENDSHIP TRAIL RECONSTRUCTION
PAY REQUESTS**



Item	Contract Quantities				Pay Request #4-Final		
	Contract Quantity	Unit	Unit Price	Total Bid Cost	Quantity Completed	Quantity Remaining	Total
1. Mobilization	1	L.S.	\$4,000.00	\$4,000.00	1	0	\$4,000.00
2. Traffic Control	1	L.S.	\$2,555.00	\$2,555.00	1	0	\$2,555.00
3. Erosion Control	1	L.S.	\$12,188.00	\$12,188.00	1	0	\$12,188.00
4. Unclassified Trail Excavation (Est. at 2,600 C.Y.)	1	L.S.	\$11,080.00	\$11,080.00	1	0	\$11,080.00
5. Remove Existing Culverts	3	Ea.	\$200.00	\$600.00	3	0	\$600.00
6. Manhole Rim Adjustments	4	Ea.	\$500.00	\$2,000.00	4	0	\$2,000.00
7. Ditch Construction	6,000	L.F.	\$6.17	\$37,020.00	6000	0	\$37,020.00
8. 10 Inch PVC Culvert	40	L.F.	\$48.00	\$1,920.00	40	0	\$1,920.00
9. 12 Inch PVC Culvert	330	L.F.	\$35.00	\$11,550.00	330	0	\$11,550.00
10. 15 Inch PVC Culvert	215	L.F.	\$40.00	\$8,600.00	215	0	\$8,600.00
11. 18 Inch PVC Culvert	230	L.F.	\$48.00	\$11,040.00	230	0	\$11,040.00
12. 30 Inch CMP Culvert	45	L.F.	\$78.00	\$3,510.00	45	0	\$3,510.00
13. 10 Inch CMP Endwall	2	Ea.	\$150.00	\$300.00	2	0	\$300.00
14. 12 Inch CMP Endwall	20	Ea.	\$150.00	\$3,000.00	20	0	\$3,000.00
15. 15 Inch CMP Endwall	10	Ea.	\$400.00	\$4,000.00	10	0	\$4,000.00
16. 18 Inch CMP Endwall	10	Ea.	\$450.00	\$4,500.00	10	0	\$4,500.00
17. 30 Inch CMP Endwall	2	Ea.	\$650.00	\$1,300.00	2	0	\$1,300.00
18. 30 Inch Storm Manhole	1	Ea.	\$788.00	\$788.00	1	0	\$788.00
19. 6-8 Inch Diameter Rip Rap	23	S.Y.	\$41.05	\$944.15	23	0	\$944.15
20. Geogrid	6,200	S.Y.	\$1.80	\$11,160.00	6200	0	\$11,160.00
21. 1-1/4 Inch Crushed Aggregate Base Course, 6 Inch Upper Layer	2,100	TON	\$14.00	\$29,400.00	2100	0	\$29,400.00
22. 3 Inch Crushed Aggregate Base Course, 6 Inch Lower Layer	2,100	TON	\$14.00	\$29,400.00	2100	0	\$29,400.00
23. Regrade Tunnel Gravel	1	L.S.	\$3,900.00	\$3,900.00	1	0	\$3,900.00
24. Remove and Replace WisDOT Highway Fencing	580	L.F.	\$22.89	\$13,276.20	580	0	\$13,276.20
25. 4 Foot Sanitary Manhole	14.65	V.F.	\$360.00	\$5,274.00	14.65	0	\$5,274.00
26. 8 Inch SDR 35 Sanitary Main	70	L.F.	\$75.00	\$5,250.00	70	0	\$5,250.00
27. 8 Inch C909 Water Main	65	L.F.	\$57.00	\$3,705.00	65	0	\$3,705.00
28. 8 Inch Water Valve	1	Ea.	\$6,225.00	\$6,225.00	1	0	\$6,225.00
29. Trail Lawn Restoration (Est. at 14,000 S.Y.)	1	L.S.	\$51,800.00	\$51,800.00	1	0	\$51,800.00
30. WisDOT Right-of-Way Lawn Restoration (Est. at 450 S.Y.)	1	L.S.	\$552.00	\$552.00	1	0	\$552.00
31. Furnish and Install Spring Snow Flowering Crab	5	Ea.	\$358.00	\$1,790.00	5	0	\$1,790.00
32. Furnish and Install Autumn Gold Ginko	5	Ea.	\$638.54	\$3,192.70	5	0	\$3,192.70
33. Furnish and Install Espresso Kentucky Coffee Tree	5	Ea.	\$490.40	\$2,452.00	5	0	\$2,452.00
34. Furnish and Install Sugar Maple	5	Ea.	\$460.00	\$2,300.00	5	0	\$2,300.00
35. Furnish and Install Honeylocust	5	Ea.	\$460.00	\$2,300.00	5	0	\$2,300.00
36. Furnish and Install White Oak	5	Ea.	\$460.00	\$2,300.00	5	0	\$2,300.00
37. Lawn and Tree Watering	1	L.S.	\$4,100.00	\$4,100.00	1	0	\$4,100.00
				Subtotal:	\$299,272.05		

Change Orders

1.1				\$0.00		0.00	\$0.00
1.2				\$0.00		0.00	\$0.00
1.3				\$0.00		0.00	\$0.00
				CO subtotal:	\$0.00		
				Construction Total:	\$299,272.05		

Completed To Date:	\$299,272.05
0% Retainage on 50%:	\$0.00
Certified Subtotal:	\$299,272.05
Previously Certified:	\$297,943.05
Amount Due:	\$1,329.00
Through:	10/2/2023

MEMORANDUM

Business Item C

From: Administrator/Staff

To: Town Board

Re: Town Board review & consideration of the Certificate for Payment #2 for West American Dr Phase I Gravel Street Construction submitted by MCC, Inc. in the amount of \$59,216.59.

Please find in your packets a copy of the Certificate for Payment #2 submitted by MCC, Inc. for work performed on the construction of West American Dr. This is the final Certificate for Payment on this project.

The Administrator has reviewed it and feels the amount is correct and should be paid.

If the Board agrees, a motion to approve the Certificate for Payment would be in order.

SUGGESTED MOTION:

Motion to approve the Certificate for Payment #2 submitted by MCC, Inc. in the amount of \$59,216.59.

Should you have any questions related to this information, please feel free to call or e-mail me.

Respectfully Submitted
Kelsey



October 3, 2023

Town of Clayton
8348 County Road T
Larsen, WI 54947

Re: Town of Clayton
American Drive – Phase I Gravel Street Construction
Certificate for Payment #2 - Final
McM. No. C0023-09-21-00286.36

Enclosed herewith is Certificate for Payment #2 for the above referenced project. This Final Certificate is issued to MCC, Inc. in the amount of \$59,216.59 for final payment for work performed through October 2, 2023.

Please process the enclosed, and forward payment to MCC, Inc. Should you have any questions, please contact our office at your convenience.

Respectfully,

McMahon Associates, Inc.

A handwritten signature in black ink that reads "Ben Hamblin".

Benjamin T. Hamblin, P.E.
Associate / Municipal & Civil Engineer

BTH:car

cc: MCC, Inc.

Enclosure: Certificate for Payment #2

CERTIFICATE FOR PAYMENT

TOWN OF CLAYTON
8348 County Road 'T'
Larsen, WI 54947

Contract No. C0023-09-21-00286.36
Project File No. C0023-09-21-00286.36
Certificate No. Two (2) - Final
Issue Date: October 3, 2023
Project: Town of Clayton
American Drive Phase 1 Construction

This Is To Certify That, In Accordance With The Contract Documents Dated: August 3, 2022

MCC, Inc
Attn: Sam Woelfel
2600 Roemer Road
PO Box 1137
Appleton, WI 54912

Is Entitled To Final Payment For Work Performed Through: October 2, 2023

- Contractor's Application For Payment Attached.
- Itemized Cost Breakdown Attached.

Original Contract \$440,856.53
Net Change Orders + \$7,843.00
Current Contract Amount \$448,699.53

Completed To Date \$420,728.13
Retainage 0% \$0.00
Subtotal \$420,728.13
Previously Certified \$361,511.53

Amount Due This Payment: \$59,216.59

Certified By:
McMAHON ASSOCIATES, INC.
Neenah, Wisconsin



Benjamin T. Hamblin, P.E.
Associate / Municipal & Civil Engineer

**TOWN OF CLAYTON
AMERICAN DRIVE PHASE 1 CONSTRUCTION
PAY REQUESTS**



Item	Contract Quantities				Pay Request #2-Final		
	Contract Quantity	Unit	Unit Price	Total Bid Cost	Quantity Completed	Quantity Remaining	Total
1. Mobilization	1	L.S.	\$31,000.00	\$31,000.00	1	0	\$31,000.00
2. Traffic Control	1	L.S.	\$2,500.00	\$2,500.00	1	0	\$2,500.00
3. Erosion Control	1	L.S.	\$13,570.23	\$13,570.23	1	0	\$13,570.23
4. Dewatering, Water Control	1	L.S.	\$1,450.00	\$1,450.00	1	0	\$1,450.00
5. Remove Existing Culvert	1	Ea.	\$178.10	\$178.10	1	0	\$178.10
6. 12 Inch CMP Culvert	50	L.F.	\$55.00	\$2,750.00	0	50	\$0.00
7. 15 Inch RCP Class III Storm Sewer	60	L.F.	\$68.50	\$4,110.00	60	0	\$4,110.00
8. 24 Inch N-12 HDPE Culvert	105	L.F.	\$76.80	\$8,064.00	105	0	\$8,064.00
9. 48 Inch N-12 HDPE Storm Sewer	690	L.F.	\$115.50	\$79,695.00	480	210	\$55,440.00
10. 12 Inch CMP Endwall	2	Ea.	\$320.00	\$640.00	0	2	\$0.00
11. 15 Inch CMP Endwall	2	Ea.	\$575.00	\$1,150.00	2	0	\$1,150.00
12. 24 Inch CMP Endwall	4	Ea.	\$750.00	\$3,000.00	4	0	\$3,000.00
13. 48 Inch CMP Apron Endwall with Trash Guard	6	Ea.	\$4,975.00	\$29,850.00	6	0	\$29,850.00
14. Rip Rap Pad, 8 - 12 Inch Dia. 2 Feet Thick	450	S.Y.	\$31.55	\$14,197.50	450	0	\$14,197.50
15. Ditch Excavation	4,500	L.F.	\$5.20	\$23,400.00	4500	0	\$23,400.00
16. Clearing and Grubbing of Roadway Area	1	L.S.	\$4,450.00	\$4,450.00	1	0	\$4,450.00
17. Roadway Excavation (Est. at 4,500 C.Y.)	1	L.S.	\$24,270.00	\$24,270.00	1	0	\$24,270.00
18. Geogrid	7,300	S.Y.	\$1.44	\$10,512.00	7300	0	\$10,512.00
19. 3 Inch Crushed Aggregate Base Course Gravel Base, 18 Inch Deep	7,300	TON	\$11.45	\$83,585.00	5304.54	1995	\$60,736.98
20. 1-1/4 Inch Crushed Aggregate Base Course Gravel Base, 6 Inch Deep	2,500	TON	\$11.45	\$28,625.00	4473.94	-1974	\$51,226.61
21. Ditch Restoration (Topsoil, Fine Grade, Seed, Erosion Mat)	13,000	S.Y.	\$2.95	\$38,350.00	15650	-2650	\$46,167.50
22. Clearing and Grubbing of Pond Area	1	L.S.	\$4,450.00	\$4,450.00	1	0	\$4,450.00
23. Pond Excavation (Est. at 2,400 C.Y.)	1	L.S.	\$9,975.00	\$9,975.00	1	0	\$9,975.00
24. 6 Inch Storm Sewer Outlet Structure	35	L.F.	\$32.00	\$1,120.00	35	0	\$1,120.00
25. Venting Trench with 4 Inch Perforated Drain Tile Pipe	290.00	L.F.	\$18.70	\$5,423.00	290	0	\$5,423.00
26. Connector Venting Trench with 4 Inch Drain Tile Pipe	40	L.F.	\$30.00	\$1,200.00	40	0	\$1,200.00
27. 4 Inch Galvanized Vent and Stack	1	Ea.	\$1,180.00	\$1,180.00	1	0	\$1,180.00
28. Pond Rip Rap, 8 - 12 Inch Dia. 2 Feet Thick	22	S.Y.	\$28.60	\$629.20	22	0	\$629.20
29. Disk and Compact Side Slopes and Bottom	1,000	S.Y.	\$1.65	\$1,650.00	1000	0	\$1,650.00
30. Remove Unacceptable Soil in Pond and Replace with Clay Liner, 4 Feet Thick	150	S.Y.	\$20.65	\$3,097.50	0	150	\$0.00
31. Geotechnical Engineer - Pond	1	L.S.	\$1,985.00	\$1,985.00	1	0	\$1,985.00
32. Temporary Pond Restoration (Topsoil, General Seed, Mulch)	2,000	S.Y.	\$2.40	\$4,800.00	0	2000	\$0.00
				Subtotal:	\$440,856.53		

Change Orders

1.1	Unused Pipe-Restocking/Ship to Illinois	1	L.S.	\$7,843.00	\$7,843.00	1	0.00	\$7,843.00
					\$0.00		0.00	\$0.00
					\$0.00		0.00	\$0.00
				CO subtotal:	\$7,843.00			
				Construction Total:	\$448,699.53			

Completed To Date:	\$420,728.13
0% Retainage:	\$0.00
Certified Subtotal:	\$420,728.13
Previously Certified:	\$361,511.53
Amount Due:	\$59,216.59
Through:	7/1/2023 10/2/2023

APPLICATION AND CERTIFICATE FOR PAYMENT

Invoice #: 30707

Item C.

To Owner: TOWN OF CLAYTON
8348 HICKORY AVE

Project: 3158SW. Clayton American Drive Phase 1
Gravel Street Construction

Application No.: 10

Distribution to:

<input type="checkbox"/>	Owner
<input type="checkbox"/>	Architect
<input type="checkbox"/>	Contractor
<input type="checkbox"/>	
<input type="checkbox"/>	

LARSEN, WI 54947

Period To:

From Contractor: MCC, Inc.
PO Box 1137
Appleton, WI 54912-1137

Via Architect:

Project Nos:

Contract For:

Contract Date:

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet is attached.

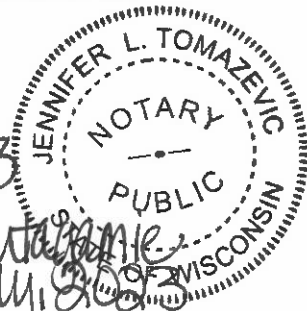
1. Original Contract Sum	\$440,856.53
2. Net Change By Change Order	\$7,873.00
3. Contract Sum To Date	\$448,118.13
4. Total Completed and Stored To Date	\$420,728.12
5. Retention:	
a. 0.00% of Completed Work	\$0.00
b. 0.00% of Stored Material	\$0.00
Total Retention	\$0.00
6. Total Earned Less Retention	\$420,728.12
7. Less Previous Payments	\$361,511.53
8. Current Payment Due	\$59,216.59
9. Balance To Finish, Plus Retention	\$27,390.01

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information, and belief, the work covered by this Application for Payment has been completed in accordance with the Contract Documents. That all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: MCC, Inc.

By: Jane A. Murphy, Treasurer Date: 7/20/2023

State of: Wisconsin County of: Outagamie
 Subscribed and sworn to before me this 20th day of July, 2023
 Notary Public: Jennifer L. Tomazevic
 My Commission Expires: 01/09/2027



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information, and belief, the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$59,216.59

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT:

By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment, and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CHANGE ORDER SUMMARY	Additions	Deductions
Total changes approved in previous months by Owner	\$0.00	\$0.00
Total Approved this Month	\$0.00	\$0.00
TOTALS	\$0.00	\$0.00
Net Changes By Change Order	\$0.00	

CONTINUATION SHEET

Item C.

Application and Certification for Payment, containing Contractor's signed certification is attached.
 In tabulations below, amounts are stated to the nearest dollar.
 Use Column I on Contracts where variable retention for line items may apply.

Application No. : 10

Application Date : 07/20/23

To:

Architect's Project No.:

Invoice # : 30707

Contract : 3158SW. Clayton American Drive Phase 1 Gravel Street Construction

A Item No.	B Description of Work	C Scheduled Value	D E		F Materials Presently Stored (Not in D or E)	G Total Completed and Stored To Date (D+E+F)	H % (G / C)	I Balance To Finish (C-G)	Retention
			Work Completed						
			From Previous Application (D+E)	This Period In Place					
1	Mobilization	31,000.00	31,000.00	0.00	0.00	31,000.00	100.00%	0.00	
2	Traffic Control	2,500.00	2,500.00	0.00	0.00	2,500.00	100.00%	0.00	
3	Erosion Control	13,570.23	13,570.23	0.00	0.00	13,570.23	100.00%	0.00	
4	Dewatering, Water Control	1,450.00	1,450.00	0.00	0.00	1,450.00	100.00%	0.00	
5	Remove Existing Culvert	178.10	178.10	0.00	0.00	178.10	100.00%	0.00	
6	12 Inch CMP Culvert	2,750.00	0.00	0.00	0.00	0.00	0.00%	2,750.00	
7	16 Inch RCP Class III Storm Sewer	4,110.00	4,110.00	0.00	0.00	4,110.00	100.00%	0.00	
8	24 Inch N-12 HDPE Culvert	8,064.00	8,064.00	0.00	0.00	8,064.00	100.00%	0.00	
9	48 Inch N-12 HDPE Storm Sewer	79,695.00	55,440.00	0.00	0.00	55,440.00	69.57%	24,255.00	
10	12 Inch CMP Endwall	640.00	0.00	0.00	0.00	0.00	0.00%	640.00	
11	15 Inch CMP Endwall	1,150.00	1,150.00	0.00	0.00	1,150.00	100.00%	0.00	
12	24 Inch CMP Endwall	3,000.00	3,000.00	0.00	0.00	3,000.00	100.00%	0.00	
13	48 Inch CMP Apron Endwall with Trash Guard	29,850.00	29,850.00	0.00	0.00	29,850.00	100.00%	0.00	
14	Rip Rap Pad	14,197.50	14,197.50	0.00	0.00	14,197.50	100.00%	0.00	
15	Ditch Excavation	23,400.00	23,400.00	0.00	0.00	23,400.00	100.00%	0.00	
16	Clearing and Grubbing of Roadway Area	4,450.00	4,450.00	0.00	0.00	4,450.00	100.00%	0.00	
17	Roadway Excavation (Est. At 4	24,270.00	24,270.00	0.00	0.00	24,270.00	100.00%	0.00	
18	Geogrid	10,512.00	10,512.00	0.00	0.00	10,512.00	100.00%	0.00	
19	3 Inch Crushed Aggregate Base Course Gravel Base	83,585.00	60,736.98	0.00	0.00	60,736.98	72.66%	22,848.02	
20	1-1/4 Inch Crushed Aggregate Base Course Gravel Base	28,625.00	51,226.61	0.00	0.00	51,226.61	178.96%	-22,601.61	
21	Ditch Restoration (Topsoil	38,350.00	46,167.50	0.00	0.00	46,167.50	120.38%	-7,817.50	
22	Clearing and Grubbing of Pond Area	4,450.00	4,450.00	0.00	0.00	4,450.00	100.00%	0.00	
23	Pond Excavation (Est. At 2	9,975.00	9,975.00	0.00	0.00	9,975.00	100.00%	0.00	
24	6 Inch Storm Sewer Outlet Structure	1,120.00	1,120.00	0.00	0.00	1,120.00	100.00%	0.00	
25	Venting Trench with 4 Inch Perforated Drain Tile Pipe	5,423.00	5,423.00	0.00	0.00	5,423.00	100.00%	0.00	
26	Connector Venting Trench with 4 Inch Drain Tile Pipe	1,200.00	1,200.00	0.00	0.00	1,200.00	100.00%	0.00	
27	4 Inch Galvanized Vent and Stack	1,180.00	1,180.00	0.00	0.00	1,180.00	100.00%	0.00	
28	Pond Rip Rap	629.20	629.20	0.00	0.00	629.20	100.00%	0.00	
29	Disk And Compact Side Slopes And Bottom	1,650.00	1,650.00	0.00	0.00	1,650.00	100.00%	0.00	

CONTINUATION SHEET

Item C.

Application and Certification for Payment, containing Contractor's signed certification is attached.
 In tabulations below, amounts are stated to the nearest dollar.
 Use Column I on Contracts where variable retention for line items may apply.

Application No. : 10

Application Date : 07/20/23

To:

Architect's Project No.:

Invoice # : 30707

Contract : 3158SW. Clayton American Drive Phase 1 Gravel Street Construction

A Item No.	B Description of Work	C Scheduled Value	D E Work Completed		F Materials Presently Stored (Not in D or E)	G Total Completed and Stored To Date (D+E+F)	H % (G / C)	I Balance To Finish (C-G)	Retention
			From Previous Application (D+E)	This Period In Place					
30	Remove Unacceptable Soil In Pond And Replace With Clay Liner	3,097.50	0.00	0.00	0.00	0.00	0.00%	3,097.50	
31	Geotechnical Engineer - Pond	1,985.00	1,985.00	0.00	0.00	1,985.00	100.00%	0.00	
32	Temporary Pond Restoration (Topsoil	4,800.00	0.00	0.00	0.00	0.00	0.00%	4,800.00	
33	CO1 - Unused Pipe-Restocking/Ship to Illinois	7,843.00	7,843.00	0.00	0.00	7,843.00	100.00%	0.00	
Grand Totals		448,118.13	361,511.54	59,216.59	0.00	420,728.12	84.23%	27,390.01	0.00



P.O. Box 1137
 Appleton, WI 54912-1137
 Phone: 920-749-3360
 Fax: 920-749-3384

INVOICE # 307

Item C.

Estimate # 10
 Architect Project #

To: **Customer # 92773**
TOWN OF CLAYTON
8348 HICKORY AVE
LARSEN, WI 54947

Invoice #: 30707
Date: 07/20/23
Customer Reference: Clayton American Drive Phase 1
Invoice Due Date: 08/19/23
Payment Terms: NET 30 DAYS
Project Manager: Sam Woelfel

Contract :3158SW. Clayton American Drive Phase 1 Gravel Street Construction

Make Check Payable to: **MCC INC.**

Total US Dollars Due **59,216.59**

MCC imposes a surcharge on payments made by credit card, which is not greater than our cost of acceptance.

Item #	Contract Item	Units	U/M	Unit Price	Total
1	Mobilization	1.00	LSB	31,000.00	31,000.00
2	Traffic Control	1.00	LSB	2,500.00	2,500.00
3	Erosion Control	1.00	LSB	13,570.23	13,570.23
4	Dewatering, Water Control	1.00	LSB	1,450.00	1,450.00
5	Remove Existing Culvert	1.00	EA	178.10	178.10
6	12 Inch CMP Culvert	0.00	LF	55.00	0.00
7	16 Inch RCP Class III Storm Sewer	60.00	LF	68.50	4,110.00
8	24 Inch N-12 HDPE Culvert	105.00	LF	76.80	8,064.00
9	48 Inch N-12 HDPE Storm Sewer	480.00	LF	115.50	55,440.00
10	12 Inch CMP Endwall	0.00	EA	320.00	0.00
11	15 Inch CMP Endwall	2.00	EA	575.00	1,150.00
12	24 Inch CMP Endwall	4.00	EA	750.00	3,000.00
13	48 Inch CMP Apron Endwall with Trash Guard	6.00	EA	4,975.00	29,850.00
14	Rip Rap Pad	450.00	SY	31.55	14,197.50
15	Ditch Excavation	4,500.00	LF	5.20	23,400.00
16	Clearing and Grubbing of Roadway Area	1.00	LSB	4,450.00	4,450.00
17	Roadway Excavation (Est. At 4	1.00	LSB	24,270.00	24,270.00
18	Geogrid	7,300.00	SY	1.44	10,512.00
19	3 Inch Crushed Aggregate Base Course Gravel Base	5,304.54	TON	11.45	60,736.98
20	1-1/4 Inch Crushed Aggregate Base Course Gravel Base	4,473.94	TON	11.45	51,226.61
21	Ditch Restoration (Topsoil	15,650.00	SY	2.95	46,167.50
22	Clearing and Grubbing of Pond Area	1.00	LSB	4,450.00	4,450.00
23	Pond Excavation (Est. At 2	1.00	LSB	9,975.00	9,975.00
24	6 Inch Storm Sewer Outlet Structure	35.00	LF	32.00	1,120.00
25	Venting Trench with 4 Inch Perforated Drain Tile Pipe	290.00	LF	18.70	5,423.00
26	Connector Venting Trench with 4 Inch Drain Tile Pipe	40.00	LF	30.00	1,200.00
27	4 Inch Galvanized Vent and Stack	1.00	EA	1,180.00	1,180.00
28	Pond Rip Rap	22.00	SY	28.60	629.20
29	Disk And Compact Side Slopes And Bottom	1,000.00	SY	1.65	1,650.00



P.O. Box 1137
 Appleton, WI 54912-1137
 Phone: 920-749-3360
 Fax: 920-749-3384

INVOICE # 307 Item C.

Estimate # 10
 Architect Project #

To : **Customer # 92773**
TOWN OF CLAYTON
8348 HICKORY AVE
LARSEN, WI 54947

Invoice #: 30707
Date: 07/20/23
Customer Reference: Clayton American Drive Phase 1
Invoice Due Date: 08/19/23
Payment Terms: NET 30 DAYS
Project Manager: Sam Woelfel

Contract :3158SW. Clayton American Drive Phase 1 Gravel Street Construction

Make Check Payable to: MCC INC.

Total US Dollars Due 59,216.59

MCC imposes a surcharge on payments made by credit card, which is not greater than our cost of acceptance.

Item #	Contract Item	Units	U/M	Unit Price	Total
30	Remove Unacceptable Soil In Pond And Replace With Clay Liner	0.00	SY	20.65	0.00
31	Geotechnical Engineer - Pond	1.00	LSB	1,985.00	1,985.00
32	Temporary Pond Restoration (Topsoil	0.00	SY	2.40	0.00
33	CO1 - Unused Pipe-Restocking/Ship to Illinois	1.00	LSB	7,843.00	7,843.00
Total :					420,728.12
Retainage :					0.00
Total Completed to Date :					0.00
Less Previous Payments :					361,511.53
Total Due This Invoice :					59,216.59

MEMORANDUM

Business Item D

From: Administrator/Staff

To: Town Board

Re: Town Board review & consideration of Invoice 26285 submitted by Winnebago County for the resurfacing of Fairview Rd, Oakridge Rd, and Oakwood Rd in the amount of \$192,830.95.

Please find in your packets a copy of the invoice submitted by Winnebago County for work performed resurfacing the above-listed roads.

The Town budgeted \$500k for road maintenance work on some of our most neglected roadways. Leveraging the Town's partnership with the County, the Town was able to complete much-needed resurfacing on sections of Oakridge Rd, Fairview Rd, & Oakwood Rd (Hillcrest Rd is still in process) at an approximate cost of \$300k. If these projects were engineered & put out to bid, the cost to the Town would have been approximately \$750k.

The Administrator has reviewed the invoice and feels the amount is correct and should be paid.

If the Board agrees, a motion to approve the invoice would be in order.

SUGGESTED MOTION:

Motion to approve Invoice 26285 submitted by Winnebago County in the amount of \$192,830.95.

If you have any questions about this information, please feel free to call or e-mail me.

Respectfully Submitted
Kelsey



Promptly Send Payment To:

Winnebago County

Treasurer
PO Box 2806
Oshkosh WI 54903-2806
920-232-3420

RE Item D. EN

Invoice Date **09/30/2023**
Invoice Number **26285**
Customer Number **101225**
Amount Paid **\$0.00**

Due Date 10/30/2023

Invoice Total Due \$192,830.95

101225
TOWN OF CLAYTON
8348 COUNTY ROAD T
LARSEN, WI 54947-9730

Please write your Invoice Number on your check and enclose this portion of the bill with your payment. **Make checks payable to: Winnebago County Treasurer, PO Box 2806, Oshkosh, WI 54903-2806**

✂ DETACH AND RETURN THE PORTION ABOVE WITH YOUR PAYMENT ✂



Winnebago County

HIGHWAY DE
PO Box 2808
Oshkosh WI 54903-2808
920-232-1710

INVOICE
Customer Copy

Winnebago County, Wisconsin

CUSTOMER	INVOICE DATE	INVOICE NUMBER	AMOUNT PAID	DUE DATE	INVOICE TOTAL DUE
TOWN OF CLAYTON	09/30/2023	26285	\$0.00	10/30/2023	\$192,830.95

DESCRIPTION	QUANTITY	PRICE	UOM	ORIGINAL BILL	ADJUSTED	PAID	AMOUNT DUE
0923 HIGHWAY MAINTENANCE - GENERAL	1	\$184,721.68	EACH	\$184,721.68	\$0.00	\$0.00	\$184,721.68
0923 HIGHWAY MAINTENANCE - ADMIN FEES	1	\$8,109.27	EACH	\$8,109.27	\$0.00	\$0.00	\$8,109.27

Invoice Total: \$192,830.95

101225-0 TOWN OF CLAYTON	<u>Subtotal</u>	<u>Admin Fees</u>	<u>Total</u>
4203.0018 FAIRVIEW RD - TOWN OF CLAYTON	52,065.19	2,285.65	54,350.84
4203.0023 OAKRIDGE RD - TOWN OF CLAYTON	62,827.21	2,758.11	65,585.32
4203.1016 OAKWOOD RD-TN CLAYTON	69,829.28	3,065.51	72,894.79
TOTALS	184,721.68	8,109.27	192,830.95

Account.....: 442
 County ID....:442
 Month/Year:
 Project ID...: --

Default Report Heading
STATEMENT OF EXPENDITURE
 4203.0018 FAIRVIEW RD - TOWN OF CLAYTON
 9/1/2023 Thru 9/30/2023

Invoice Item D.
 10/09/2023
 Page 1

<u>EMPLOYEE LABOR</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
02144	10.50	32.4900	341.15		194.94		146.21
03396	14.00	34.3900	481.46		343.90	137.56	
04867	10.00	32.4900	324.90		194.94		129.96
05366	5.00	32.4600	162.30				162.30
06647	8.00	29.9300	239.44		239.44		
06790	6.00	29.0600	174.36				174.36
06900	4.00	30.6600	122.64		122.64		
06907	4.00	29.2000	116.80			116.80	
06997	4.50	29.0300	130.64				130.64
07646	2.00	25.7200	51.44				51.44
08004	9.00	28.5900	257.31			114.36	142.95
08591	4.50	28.5800	128.61				128.61
08617	9.00	26.9800	242.82			107.92	134.90
08878	10.00	28.3300	283.30	56.66	226.64		
09061	9.00	26.9500	242.55		242.55		
09390	5.00	25.8700	129.35				129.35
09617	6.00	27.1700	163.02		27.17		135.85
09628	6.00	25.3300	151.98		151.98		
10245	4.00	24.5200	98.08			98.08	
10311	4.00	24.2600	97.04			97.04	
SUBTOTAL	134.50/0.00		3,939.19	56.66	1,744.20	671.76	1,466.57

<u>FRINGE BENEFITS</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
	64.17	2,527.78	36.36	1,119.25	431.07	941.10
SUBTOTAL		2,527.78	36.36	1,119.25	431.07	941.10

*** LABOR SUBTOTAL		6,466.97	93.02	2,863.45	1,102.83	2,407.67
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<u>SMALL TOOLS</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
	1.60	103.48	1.49	45.82	17.65	38.52
SUBTOTAL		103.48	1.49	45.82	17.65	38.52

<u>EQUIPMENT</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
007 (106) DUMP TRUCK, SIN	2.00	68.8400	137.68		137.68		
008 (118) SEMI, PETERBUILT	0.50	90.3000	45.15			45.15	
010 (118) DUMP TRUCK, TAN	0.50	90.3000	45.15				45.15
019 (718) TANDEM - OILER II	5.25	135.7000	712.43		101.78		610.65
023 (1128) DUMP TRUCK, QI	6.00	61.6400	369.84		369.84		
025 (1128) DUMP TRUCK, QI	8.00	61.6400	493.12		308.20		184.92
035 (1118) DUMP TRUCK, TF	3.00	77.7600	233.28			233.28	
038 (1118) TRUCK, TRI AXLE	6.75	77.7600	524.88			233.28	291.60
039 (1118) TRUCK, TRI AXLE	4.00	77.7600	311.04			311.04	
041 (1118) DUMP TRUCK, TF	4.50	77.7600	349.92				349.92
054 (1128) DUMP TRUCK, QI	7.00	61.6400	431.48		246.56		184.92
062 (1118) DUMP TRUCK, TF	6.25	77.7600	486.00		486.00		
063 (1118) DUMP TRUCK, TF	8.50	77.7600	660.96			233.28	427.68
064 (1118) DUMP TRUCK, TF	0.25	77.7600	19.44				19.44
066 (118) DUMP TRUCK, TAN	0.50	90.3000	45.15				45.15
071 (1118) TRUCK, 2019 WE	3.50	77.7600	272.16				272.16
103 (101) CREWCAB TRUCK	3.00	16.5200	49.56				49.56
109 (101) TRUCK, FORD F35	11.00	16.5200	181.72		115.64	66.08	
341 (223) SKID STEER	1.00	41.2600	41.26				41.26
341T (493) TRAILER, FELLIN	0.50	25.0200	12.51				12.51
414 (493) TRAILER	0.50	25.0200	12.51				12.51
424 (493) TRAILER, 30 FT TR	0.25	25.0200	6.26				6.26
461 (496) TRAILER, 50 FT TR	0.50	51.9800	25.99			25.99	
470 (434) SWEEPER, BROCF	1.75	59.1600	103.53	103.53			
498 (455) SHOULDER MAINT	11.00	163.5400	1,798.94		1,308.32	490.62	
504 (534) ROLLER, SAKAI	7.00	45.0800	315.56		315.56		
505 (534) ROLLER, CATERPI	2.50	45.0800	112.70				112.70
511 (712T) ASPHALT PAVER	279.40	2.1000	586.74				586.74
SUBTOTAL	384.90		8,384.96	103.53	3,389.58	1,638.72	3,253.13

*** EQUIPMENT SUBTOTAL		8,488.44	105.02	3,435.40	1,656.37	3,291.65
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Account.....: 442
 County ID...:442
 Month/Year:
 Project ID...: --

Default Report Heading
 STATEMENT OF EXPENDITURE
 4203.0018 FAIRVIEW RD - TOWN OF CLAYTON
 9/1/2023 Thru 9/30/2023

Invoic Item D.
 10/09/2023
 Page 2

<u>MATERIAL</u>	<u>U/M</u>	<u>Quantity</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
CM3003 DENSE BASE, 3" & DOWN	TON	16.69	12.4300	207.46			207.46	
CN3003 DENSE BASE, 3/4" & DOWN	TON	139.34	7.4800	1,042.26			1,042.26	
CN325781 4LT 12.5MM E-0.3 LARSEN	TON	277.8	59.3500	16,487.43		16,487.43		
CN325796 5 LT 9.5MM E-0.3 LARSEN	TON	0	57.0900					
CN325796 5 LT 9.5MM E-0.3 LARSEN	TON	279.35	65.3400	18,252.73				18,252.73
M2001 CSS1 H - TACK OIL	GAL	664	1.6866	1,119.90		281.66		838.24
SUBTOTAL				37,109.78	0.00	16,769.09	1,249.72	19,090.97

Account.....: 442
 County ID....:442
 Month/Year:
 Project ID...: --

Default Report Heading
 STATEMENT OF EXPENDITURE
 4203.0018 FAIRVIEW RD - TOWN OF CLAYTON
 9/1/2023 Thru 9/30/2023

Invoice Item D.
 10/09/2023
 Page 3

CHARGE SUMMARY		Quantity	Total	031 M SWEEP	521 SURF MNT	522 SHLDR MNT	581 PAVING
01 TOTAL LABOR (06)	134.50	6,466.97	93.02	2,863.45	1,102.83	2,407.67	
02 TOTAL MACHINERY (07)	384.90	8,488.44	105.02	3,435.40	1,656.37	3,291.65	
03 TOTAL MATERIAL (08)		37,109.78	0.00	16,769.09	1,249.72	19,090.97	
04 TOTAL ALL ITEMS		52,065.19	198.04	23,067.94	4,008.92	24,790.29	

ADMIN	Rate	Total	031 M SWEEP	521 SURF MNT	522 SHLDR MNT	581 PAVING
SUBTOTAL	4.39	2,285.65	8.69	1,012.68	175.99	1,088.29
06 JOB GRAND TOTALS		\$54,350.84	206.73	24,080.62	4,184.91	25,878.58

Default Report Heading
STATEMENT OF EXPENDITURE

4203.0023 OAKRIDGE RD - TOWN OF CLAYTON
9/1/2023 Thru 9/30/2023

Invoice Item D.

10/09/2023

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Account.....: 442
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<u>EMPLOYEE LABOR</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
02144	9.50	32.4900	308.66		178.70		129.96
03396	8.00	34.3900	275.12			275.12	
04867	12.00	32.4900	389.88			162.45	227.43
06790	10.00	29.0600	290.60				290.60
06900	6.50	30.6600	199.29			199.29	
06907	7.00	29.2000	204.40			204.40	
06908	10.00	30.2700	302.70				302.70
06997	10.00	29.0300	290.30				290.30
06997	0.25	43.5450	10.89				10.89
07646	10.00	25.7200	257.20				257.20
08004	18.00	28.5900	514.62			228.72	285.90
08591	10.00	28.5800	285.80				285.80
08591	0.50	42.7450	21.37				21.37
08617	10.00	26.9800	269.80				269.80
08877	7.00	26.9800	188.86	188.86			
09373	8.00	25.8700	206.96			206.96	
09390	6.00	25.8700	155.22				155.22
09617	9.00	27.1700	244.53				244.53
10038	10.00	24.7900	247.90				247.90
SUBTOTAL	161.00/0.75		4,664.10	188.86	178.70	1,276.94	3,019.60

<u>FRINGE BENEFITS</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
	64.17	2,992.95	121.19	114.67	819.41	1,937.68
SUBTOTAL		2,992.95	121.19	114.67	819.41	1,937.68

*** LABOR SUBTOTAL		7,657.05	310.05	293.37	2,096.35	4,957.28
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<u>SMALL TOOLS</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
	1.60	122.51	4.96	4.69	33.54	79.32
SUBTOTAL		122.51	4.96	4.69	33.54	79.32

<u>EQUIPMENT</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
008 (118) SEMI, PETERBUIL	0.50	90.3000	45.15			45.15	
010 (118) DUMP TRUCK, TAN	0.50	90.3000	45.15				45.15
011 (1118) TRUCK, TRI AXLE	5.50	77.7600	427.68			427.68	
019 (718) TANDEM - OILER II	7.50	135.7000	1,017.75				1,017.75
025 (1128) DUMP TRUCK, QI	8.50	61.6400	523.94			246.56	277.38
035 (1118) DUMP TRUCK, TF	6.00	77.7600	466.56			466.56	
038 (1118) TRUCK, TRI AXLE	8.50	77.7600	660.96				660.96
041 (1118) DUMP TRUCK, TF	8.50	77.7600	660.96				660.96
054 (1128) DUMP TRUCK, QI	5.50	61.6400	339.02		261.97		77.05
062 (1118) DUMP TRUCK, TF	5.50	77.7600	427.68				427.68
063 (1118) DUMP TRUCK, TF	14.00	77.7600	1,088.64			388.80	699.84
064 (1118) DUMP TRUCK, TF	0.50	77.7600	38.88				38.88
066 (118) DUMP TRUCK, TAN	1.00	90.3000	90.30				90.30
071 (1118) TRUCK, 2019 WE	10.00	77.7600	777.60				777.60
103 (101) CREWCAB TRUCK	5.00	16.5200	82.60				82.60
109 (101) TRUCK, FORD F35	7.00	16.5200	115.64			115.64	
341 (223) SKID STEER	1.00	41.2600	41.26				41.26
341T (493) TRAILER, FELLIN	0.50	25.0200	12.51				12.51
342B (431) BROOM	1.00	46.6400	46.64				46.64
414 (493) TRAILER	0.75	25.0200	18.77				18.77
424 (493) TRAILER, 30 FT TR	0.50	25.0200	12.51				12.51
461 (496) TRAILER, 50 FT TR	0.50	51.9800	25.99			25.99	
472 (434) BROOM, SUPERIO	6.00	59.1600	354.96	354.96			
498 (455) SHOULDER MAINT	6.00	163.5400	981.24			981.24	
505 (534) ROLLER, CATERPI	6.00	45.0800	270.48				270.48
511 (712T) ASPHALT PAVER	624.00	2.1000	1,310.40				1,310.40
SUBTOTAL	740.25		9,883.27	354.96	261.97	2,697.62	6,568.72

*** EQUIPMENT SUBTOTAL		10,005.78	359.92	266.66	2,731.16	6,648.04
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<u>MATERIAL</u>	<u>U/M</u>	<u>Quantity</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
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Account.....: 442
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 4203.0023 OAKRIDGE RD - TOWN OF CLAYTON
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<u>MATERIAL</u>	<u>U/M</u>	<u>Quantity</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
CN3003 DENSE BASE, 3/4" & DOWN	TON	465.01	7.4800	3,478.27		3,364.95	113.32	
CN325796 5 LT 9.5MM E-0.3 LARSEN	TON	0	57.0900					
CN325796 5 LT 9.5MM E-0.3 LARSEN	TON	624.72	65.3400	40,819.20				40,819.20
M2001 CSS1 H - TACK OIL	GAL	514	1.6866	866.91				866.91
SUBTOTAL				45,164.38	0.00	3,364.95	113.32	41,686.11

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Account.....: 442
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CHARGE SUMMARY	Quantity	Total	031 M SWEEP	521 SURF MNT	522 SHLDR MNT	581 PAVING
01 TOTAL LABOR (06)	161.75	7,657.05	310.05	293.37	2,096.35	4,957.28
02 TOTAL MACHINERY (07)	740.25	10,005.78	359.92	266.66	2,731.16	6,648.04
03 TOTAL MATERIAL (08)		45,164.38	0.00	3,364.95	113.32	41,686.11
04 TOTAL ALL ITEMS		62,827.21	669.97	3,924.98	4,940.83	53,291.43

ADMIN	Rate	Total	031 M SWEEP	521 SURF MNT	522 SHLDR MNT	581 PAVING
SUBTOTAL	4.39	2,758.11	29.41	172.31	216.90	2,339.49
06 JOB GRAND TOTALS		\$65,585.32	699.38	4,097.29	5,157.73	55,630.92

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 STATEMENT OF EXPENDITURE
 4203.1016 OAKWOOD RD-TN CLAYTON
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<u>EMPLOYEE LABOR</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
02144	11.25	32.4900	365.52		186.82		178.70
02144	0.75	48.7350	36.55				36.55
04867	6.00	32.4900	194.94				194.94
05366	10.00	32.4600	324.60				324.60
06647	4.00	29.9300	119.72			119.72	
06790	4.00	29.0600	116.24				116.24
06997	11.25	29.0300	326.59				326.59
07646	14.00	25.7200	360.08				360.08
08004	11.00	28.5900	314.49				314.49
08320	4.00	30.5200	122.08			122.08	
08591	11.50	28.5800	328.67				328.67
08591	0.50	42.7450	21.37				21.37
08617	11.00	26.9800	296.78				296.78
09061	9.50	26.9500	256.03		148.23	107.80	
09390	9.00	25.8700	232.83	103.48			129.35
09617	11.00	27.1700	298.87				298.87
10121	4.00	24.2600	97.04			97.04	
10151	4.00	24.2600	97.04			97.04	
10181	4.00	24.2600	97.04			97.04	
10245	6.00	24.7700	148.62				148.62
SUBTOTAL	145.50/1.25	146.75	4,155.10	103.48	335.05	640.72	3,075.85

<u>FRINGE BENEFITS</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
	64.17	2,666.32	66.40	215.00	411.15	1,973.77
SUBTOTAL		2,666.32	66.40	215.00	411.15	1,973.77

*** LABOR SUBTOTAL		6,821.42	169.88	550.05	1,051.87	5,049.62
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<u>SMALL TOOLS</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
	1.60	109.14	2.72	8.80	16.83	80.79
SUBTOTAL		109.14	2.72	8.80	16.83	80.79

<u>EQUIPMENT</u>	<u>Hours</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
008 (118) SEMI, PETERBUILT	0.50	90.3000	45.15			45.15	
010 (118) DUMP TRUCK, TAI	1.00	90.3000	90.30				90.30
019 (718) TANDEM - OILER II	9.50	135.7000	1,289.15				1,289.15
025 (1128) DUMP TRUCK, QI	5.00	61.6400	308.20				308.20
033 (1118) TRUCK, TRI AXLE	4.00	77.7600	311.04			311.04	
038 (1118) TRUCK, TRI AXLE	8.75	77.7600	680.40				680.40
039 (1118) TRUCK, TRI AXLE	3.00	77.7600	233.28			233.28	
041 (1118) DUMP TRUCK, TF	4.50	77.7600	349.92				349.92
054 (1128) DUMP TRUCK, QI	6.25	61.6400	385.25		184.92		200.33
063 (1118) DUMP TRUCK, TF	7.00	77.7600	544.32			272.16	272.16
064 (1118) DUMP TRUCK, TF	0.50	77.7600	38.88				38.88
066 (118) DUMP TRUCK, TAI	1.25	90.3000	112.88				112.88
067 (1118) DUMP TRUCK, TF	4.00	77.7600	311.04			311.04	
068 (1118) DUMP TRUCK, TF	4.75	77.7600	369.36		369.36		
069 (118) SERV DUMP TRUC	1.00	90.3000	90.30				90.30
071 (1118) TRUCK, 2019 WE	8.00	77.7600	622.08				622.08
103 (101) CREWCAB TRUCK	7.00	16.5200	115.64				115.64
104 (103) TRUCK, CREW CA	3.50	22.3400	78.19			78.19	
341 (223) SKID STEER	6.00	41.2600	247.56				247.56
341P (719) COLD PLANER	2.50	62.5200	156.30				156.30
341T (493) TRAILER, FELLIN	1.50	25.0200	37.53				37.53
342B (431) BROOM	1.50	46.6400	69.96				69.96
414 (493) TRAILER	1.00	25.0200	25.03				25.03
424 (493) TRAILER, 30 FT TR	0.50	25.0200	12.52				12.52
461 (496) TRAILER, 50 FT TF	0.50	51.9800	25.99			25.99	
472 (434) BROOM, SUPERIO	3.50	59.1600	207.06	207.06			
498 (455) SHOULDER MAINT	4.00	163.5400	654.16			654.16	
505 (534) ROLLER, CATERPI	8.25	45.0800	371.91				371.91
511 (712T) ASPHALT PAVER	849.40	2.1000	1,783.74				1,783.74
SUBTOTAL	958.15		9,567.14	207.06	554.28	1,931.01	6,874.79

*** EQUIPMENT SUBTOTAL		9,676.28	209.78	563.08	1,947.84	6,955.58
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 9/1/2023 Thru 9/30/2023

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 10/09/2023
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<u>MATERIAL</u>	<u>U/M</u>	<u>Quantity</u>	<u>Rate</u>	<u>Total</u>	<u>031</u> <u>M SWEEP</u>	<u>521</u> <u>SURF MNT</u>	<u>522</u> <u>SHLDR MNT</u>	<u>581</u> <u>PAVING</u>
CM30031 DENSE BASE - 3" & DOWN (30/69)	TON	44.01	9.3000	409.29			409.29	
CN3003 DENSE BASE, 3/4" & DOWN	TON	139.78	7.4800	1,045.55			1,045.55	
CN325781 4LT 12.5MM E-0.3 LARSEN	TON	813.55	59.3500	48,284.20				48,284.20
CN325796 5 LT 9.5MM E-0.3 LARSEN	TON	0	57.0900					
CN325796 5 LT 9.5MM E-0.3 LARSEN	TON	36.01	65.3400	2,352.89				2,352.89
M2001 CSS1 H - TACK OIL	GAL	735	1.6866	1,239.65				1,239.65
SUBTOTAL				53,331.58	0.00	0.00	1,454.84	51,876.74

Account.....: 442
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CHARGE SUMMARY	Quantity	Total	031 M. SWEEP	521 SURF MNT	522 SHLDR MNT	581 PAVING
01 TOTAL LABOR (06)	146.75	6,821.42	169.88	550.05	1,051.87	5,049.62
02 TOTAL MACHINERY (07)	958.15	9,676.28	209.78	563.08	1,947.84	6,955.58
03 TOTAL MATERIAL (08)		53,331.58	0.00	0.00	1,454.84	51,876.74
04 TOTAL ALL ITEMS		69,829.28	379.66	1,113.13	4,454.55	63,881.94

ADMIN	Rate	Total	031 M. SWEEP	521 SURF MNT	522 SHLDR MNT	581 PAVING
SUBTOTAL	4.39	3,065.51	16.67	48.87	195.55	2,804.42
06 JOB GRAND TOTALS		\$72,894.79	396.33	1,162.00	4,650.10	66,686.36

MONTHLY REPORT OF EXPENDITURE

9/1/2023 Thru 9/30/2023

Item D.

Wisconsin Department of Transportation, EM610 293

CO-Date: | CO-Intials: | County: WINNEBAGO | Month/Year: | RO-Date: | RO-Intials:

Project Number	Amount	Date	Journal No / Reference	Amount	Date	Voucher No / Reference	Amount
--	\$192,830.95					A> LABOR	\$12,758.39
						B> FRINGE	\$8,187.05
						C> SMALL TOOLS	\$335.13
						D> EQUIPMENT	\$27,835.37
						E> MATERIAL	\$135,605.74
						F> ADMIN	\$8,109.27
						G> CASHREC	\$0.00
						SUBTOTAL:	\$192,830.95
TOTALS: \$192,830.95		Jrn: \$0.00	Vch: \$0.00			TOTALS: \$192,830.95	

Certified to be a true and correct list of expenditures on state work according to the accounting records of this county. Payment in the above amount is requested subject to post audit, with any necessary adjustments to be made in subsequent payments.

X _____ (County Highway Commissioner) _____ (Date)

Detailed statements of the above expenditures covering all above expenditures have been submitted by County to Region Office.

X _____ (Region Engineer or Authorized Representative) _____ (Date)

MEMORANDUM

Business Items E & F

From: Administrator/Staff

To: Town Board

Re: Town Board review & consideration of a revised Developer Agreement submitted by G&L Properties for a proposed machining & repair services development on Tax ID #006-0340-02-01.

AND

Town Board review & consideration of the Tax Increment Finance (TIF) Application submitted by G&L Properties for a proposed machining & repair services development on Tax ID #006-0340-02-01.

At the August 2, 2023 meeting the Board voted to postpone action on the revised Developer Agreement indefinitely, until such time as it was received & reviewed by Staff. Administrator Wisnefske has received the revised copy back, and both she and Attorney LaFrombois have had time to review it and recommend approval to the Board.

Administrator Wisnefske has also reviewed the TIF application and would recommend approval to the Board.

Suggested Motion – Item E:

Motion to approve the Developer Agreement for G&L Properties as presented and authorize the Administrator to proceed forward as necessary to execute the agreement.

Suggested Motion – Item F:

Motion to approve the TIF Application for G&L Properties as presented and authorize the Administrator to proceed forward as necessary to execute the agreement.

If you have any questions related to this information, please feel free to call or e-mail me.

Respectfully Submitted
Kelsey

MEMORANDUM

Business Item G

From: Administrator/Staff

To: Town Board

Re: Town Board review & discussion on the termination of the Intergovernmental Agreement for Building Inspection Services with Town of Dale.

Please find in your packets a copy of the letter Staff received from Town of Dale. If the Board has further questions, Administrator Wisnefske will be available at the meeting.

DISCUSSION ITEM ONLY – NO ACTION NEEDED

If you have any questions about this information, please feel free to call or e-mail me.

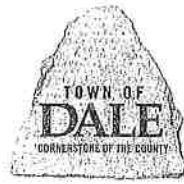
Respectfully Submitted

Kelsey

Doug Wunderlich
Chairperson 850-8508

Tavia Hopfensperger
Supervisor 850-4025

Chad Degal
Supervisor 213-5324



TOWN OF DALE

P.O. Box 83
Dale WI 54931

920-779-4609 phone
920-779-4662 fax

Item G.

Jenny Hunt, Clerk
Sandy Noffke, Treasurer

October 9, 2023

Chairperson Russ Geise
Administrator Kelly Wisnefske
Town of Clayton
8348 Hickory Ave.
Larsen, WI 54947

Dear Town Officials,

I am writing to respectfully inform you that as of December 31, 2023 the Town of Dale no longer requires Building Inspector services from the Town of Clayton. With this letter, the Town of Dale provides the minimum notice and cause for termination specified in our agreement dated November 8, 2021.

Section 3 of the Intergovernmental Agreement states, "The Building Inspector shall have office hours at the Town of Clayton Municipal Building Monday through Friday from 8:00 a.m. to 10:00 a.m. for a minimum of 10 hours/week. Several months ago, the Town of Dale was informed the building inspector would no longer be working Fridays.

Please forward any unused State Inspection stickers to the Town of Dale by January 10, 2024. Please respond to confirm receipt of this contract termination notice. If you have any questions please contact Chairperson Wunderlich at 920-850-8508 or email at towndalewi@gmail.com.

Sincerely,

Dale Town Board,
Chairperson Wunderlich
Supervisor Hopfensperger
Supervisor Degal

TOWN OF CLAYTON

Check Summary Register
11100 Checking Acct: Nicolet National Bank
Checks: 30407-30442

Check Nbr	Check Date	Vendor name	Check Amount	Transaction memo
30407	10/03/2023	PNC EQUIPMENT FINANCE	\$ 157,353.92	FIRE TRUCK LEASE PAYMENT
30408	10/04/2023	ACCURATE	\$ 1,291.11	TRUCK #18
30409	10/04/2023	AIT BUSINESS TECHNOLOGIES LLC	\$ 2,375.98	MONTHLY IT SUPPORT
30410	10/04/2023	ASPLUNDH TREE EXPERT LLC	\$ 6,029.10	TREE TRIMMING
30411	10/04/2023	ASSOCIATED APPRAISAL CONSULTANTS INC	\$ 1,679.86	OCT ASSESSOR FEES INTERNET & MAINT
30412	10/04/2023	ASSOCIATED BANK	\$ 128,475.00	NAN2020A; ACCT: 996100003;ISSUER 184-301
30413	10/04/2023	CENTRAL STATES H&W FUND	\$ 18,162.00	HEALTH INS PREM 8/27/2023 THRU 9/30/23
30414	10/04/2023	CINTAS CORPORATION	\$ 876.54	JANITORIAL/MATS/UNIFORMS
30415	10/04/2023	COMPLETE FIRE SOLUTIONS INC	\$ 320.25	FIRE EXTINGUISHER INSPECTION
30416	10/04/2023	COUNTRY VISIONS COOPERATIVE	\$ 292.66	GAS
30417	10/04/2023	ECKSTEIN, TED	\$ 650.00	DOROTHY BODIN GRAVE COVER
30418	10/04/2023	ED M FELD EQUIPMENT COMPANY INCE	\$ 2,044.33	TOOL BRACKET/JUMBO LOCK/AXES
30419	10/04/2023	GLLB PROPERTIES LLC	\$ 1,236.00	FIRE SUBSTATION NOV 2023 LEASE
30420	10/04/2023	L&S TRUCK CENTER APPLETON INC	\$ 467.72	HOSE/SPINDLE/NUT
30421	10/04/2023	LANGE ENTERPRISES INC	\$ 363.29	LOW FLYING AIRCRAFT/ADDRESS SIGNS
30422	10/04/2023	MCC INC	\$ 58,813.79	EAGLE HEIGHTS DRIVE & WING LN PAYMENT #3
30423	10/04/2023	MCAHON ASSOCIATES INC	\$ 12,127.15	EAGLE HEIGHTS DR & WING LN
30424	10/04/2023	MENARDS	\$ 24.74	EZ TOILET POLUMGER/EMTEC MICRO
30425	10/04/2023	N&M AUTO SUPPLY	\$ 875.76	BEDCOAT;SRMARKERS;CALIPERS;ARMORALL;BATT
30426	10/04/2023	NEENAH JOINT SCHOOL DISTRICT	\$ 377.15	NOVEMBER PERMIT FEES
30427	10/04/2023	NEENAH MENASHA FIRE RESCUE	\$ 280.00	REIMBURSEMENT FROM RAILROAD 5/11/23 FIRE
30428	10/04/2023	NORTHEAST ASPHALT INC	\$ 38.48	SELECT CRUSH
30429	10/04/2023	NORTHEAST ASPHALT INC	\$ 576.17	3/4" DENSE & 1/4" SCREENINGS
30430	10/04/2023	ONWARD ACCOUNTING AND CONSULTING LLC	\$ 1,475.00	BUDGET PREPARATION
30431	10/04/2023	PACKER CITY INTERNATIONAL	\$ 2,195.55	2016 INTERNATIONAL FIX RIGHT SIDE SPIDER
30432	10/04/2023	PREMIUM WATERS INC	\$ 23.97	BOTTLED WATER
30433	10/04/2023	RIDGEWAY BP	\$ 88.78	TRUCK 20 GAS
30434	10/04/2023	ROBERT J IMMEL EXCAVATING INC	\$ 1,574.50	VALVE @ WAMERICAN BILLED ARAVAN INV1917
30435	10/04/2023	TOWN OF NEENAH	\$ 960.00	REIMBURSEMENT FROM RAILROAD 5/11/23 FIRE
30436	10/04/2023	TOWN OF WINCHESTER	\$ 2,081.25	REIMBURSEMENT FROM RAILROAD 5/11/23 FIRE
30437	10/04/2023	VILLAGE OF FOX CROSSING	\$ 2,990.00	REIMBURSEMENT FROM RAILROAD 5/11/23 FIRE
30438	10/04/2023	VILLAGE OF GREENVILLE	\$ 8,756.35	REIMBURSEMENT FROM RAILROAD 5/11/23 FIRE
30439	10/04/2023	WI MEDIA	\$ 64.35	POST CRESCENT NOTICES
30440	10/04/2023	WI PUBLIC SERVICE	\$ 917.39	STREET LIGHTING
30441	10/04/2023	KERBER ROSE SC	\$ 20,100.00	REMAINDER OF 2021 AUDIT & 2022 FEES
30442	10/04/2023	ASCENSION MEDICAL GROUP	\$ 69.00	RANDOM DRUG TEST
TOTAL			\$ 436,027.14	