

LEGISLATIVE COMMITTEE MEETING

City of Kaukauna
Council Chambers
Municipal Services Building
144 W. Second Street, Kaukauna



Monday, June 02, 2025 at 6:25 PM

AGENDA

In-Person and Remote Teleconference via ZOOM

1. Correspondence.
2. Discussion Topics.
 - [a.](#) Resolution 2025-5469 Resolution Authorizing the Issuance and Sale of \$4,855,000 General Obligation Promissory Notes, Series 2025A.
 - [b.](#) Resolution 2025-5470 Resolution Authorizing the Issuance and Sale of Up to \$6,640,000 Sanitary Sewer System Revenue Bond Anticipation Notes (BAN), Series 2025B.
 - [c.](#) Resolution 2025-5471 Resolution Approving a Certified Survey Map to Divide one lot into four lots for Parcel 322111500.
 - [d.](#) Ordinance 1929-2025 Ordinance Rezoning Parcel 322111500 from Industrial (IND) to Commercial Highway District (CHD).
 - [e.](#) Ordinance 1930-2025 Repeal and Recreate Section 7.12 Parking.
 - [f.](#) Ordinance 1931-2025 Ordinance Repealing and Replacing Section 1.55.
3. Adjourn.

NOTICES

Notice is hereby given that a majority of the City Council will be present at the meeting of the Legislative Committee scheduled for Monday, June 2, 2025, at 6:25 P.M. to gather information about a subject over which they have decision making responsibility.

IF REQUESTED THREE (3) DAYS PRIOR TO THE MEETING, A SIGN LANGUAGE INTERPRETER WILL BE MADE AVAILABLE AT NO CHARGE.

MEETING ACCESS INFORMATION:

You can access this meeting by one of three methods: from your telephone, computer, or by an app. Instructions are below.

To access the meeting by telephone:

1. Dial 1-312-626-6799
2. When prompted, enter Meeting ID 234 605 4161 followed by #
3. When prompted, enter Password 54130 followed by #

To access the meeting by computer:

1. Go to <http://www.zoom.us>
2. Click the blue link in the upper right hand side that says Join a Meeting
3. Enter Meeting ID 234 605 4161
4. Enter Password 54130
5. Allow Zoom to access your microphone or camera if you wish to speak during the meeting

To access the meeting by smartphone or tablet:

1. Download the free Zoom app to your device
2. Click the blue button that says Join a Meeting
3. Enter Meeting ID 234 605 4161
4. Enter Password 54130
5. Allow the app to access your microphone or camera if you wish to speak during the meeting

Members of the public will be muted unless there is an agenda item that allows for public comment or if a motion is made to open the floor to public comment.

RESOLUTION NO. 2025-5469

RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF
\$4,800,000 GENERAL OBLIGATION PROMISSORY NOTES,
SERIES 2025A

WHEREAS, the Common Council hereby finds and determines that it is necessary, desirable and in the best interest of the City of Kaukauna, Outagamie and Calumet Counties, Wisconsin (the "City") to raise funds for public purposes, including paying the cost of 2025 capital projects, including street and sidewalk improvements, park and pool improvements, acquisition of vehicles and equipment, a city wide video surveillance system, site remediation and a rail crossing quiet zone project (collectively, the "Project");

WHEREAS, the Common Council hereby finds and determines that the Project is within the City's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b), Wisconsin Statutes;

WHEREAS, the City is authorized by the provisions of Section 67.12(12), Wisconsin Statutes, to borrow money and issue general obligation promissory notes for such public purposes; and

WHEREAS, it is the finding of the Common Council that it is necessary, desirable and in the best interest of the City to sell such general obligation promissory notes to Huntington Securities, Inc. dba Huntington Capital Markets (the "Purchaser"), pursuant to the terms and conditions of its note purchase agreement attached hereto as Exhibit A and incorporated herein by this reference (the "Proposal").

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City that:

Section 1. Authorization and Sale of the Notes. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Section 67.12(12), Wisconsin Statutes, the principal sum of FOUR MILLION EIGHT HUNDRED THOUSAND DOLLARS (\$4,800,000) from the Purchaser in accordance with the terms and conditions of the Proposal. The Proposal is hereby accepted and the Mayor and City Clerk or other appropriate officers of the City are authorized and directed to execute an acceptance of the Proposal on behalf of the City. To evidence the obligation of the City, the Mayor and City Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the City, the general obligation promissory notes aggregating the principal amount of FOUR MILLION EIGHT HUNDRED THOUSAND DOLLARS (\$4,800,000) (the "Notes") for the sum set forth on the Proposal, plus accrued interest to the date of delivery.

Section 2. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes, Series 2025A"; shall be issued in the aggregate principal amount of \$4,800,000; shall be dated June 17, 2025; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on June 1 of each year, in the years and principal amounts as set forth on the Pricing Summary attached hereto as Exhibit B-1 and incorporated herein by this reference. Interest shall

be payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2026. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Notes is set forth on the Debt Service Schedule attached hereto as Exhibit B-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Notes maturing on June 1, 2034 and thereafter shall be subject to redemption prior to maturity, at the option of the City, on June 1, 2033 or on any date thereafter. Said Notes shall be redeemable as a whole or in part, and if in part, from maturities selected by the City, and within each maturity by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

[The Proposal specifies that [some of] the Notes shall be subject to mandatory redemption. The terms of such mandatory redemption are set forth on an attachment hereto as Exhibit MRP and incorporated herein by this reference. Upon the optional redemption of any of the Notes subject to mandatory redemption, the principal amount of such Notes so redeemed shall be credited against the mandatory redemption payments established in Exhibit MRP for such Notes in such manner as the City shall direct.]

Section 4. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit C and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the City are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the City a direct annual irrepealable tax in the years 2025 through 2034 for the payments due in the years 2026 through 2035 in the amounts set forth on the Schedule.

(B) Tax Collection. So long as any part of the principal of or interest on the Notes remains unpaid, the City shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Notes, said tax shall be, from year to year, carried onto the tax roll of the City and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the City for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Notes when due, the requisite amounts shall be paid from other funds of the City then available, which sums shall be replaced upon the collection of the taxes herein levied.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There shall be and there hereby is established in the treasury of the City, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the City may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for General Obligation Promissory Notes, Series 2025A" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Notes is fully paid or otherwise extinguished. There shall be deposited into the Debt Service Fund Account (i) all accrued interest received by the City at the time of delivery of and payment for the Notes; (ii) any premium which may be received by the City above the par value of the Notes and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Notes when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Notes when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Notes until all such principal and interest has been paid in full and the Notes canceled; provided (i) the funds to provide for each payment of principal of and interest on the Notes prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Notes may be used to reduce the next succeeding tax levy, or may, at the option of the City, be invested by purchasing the Notes as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

(C) Remaining Monies. When all of the Notes have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the City, unless the Common Council directs otherwise.

Section 7. Proceeds of the Notes; Segregated Borrowed Money Fund. The proceeds of the Notes (the "Note Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Notes into the Debt Service Fund Account created above) shall be deposited into a special fund (the "Borrowed Money Fund") separate and distinct from all other funds of the City and disbursed solely for the purpose or purposes for which borrowed. Monies in

the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purpose or purposes for which the Notes have been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose(s) shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the City, charged with the responsibility for issuing the Notes, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Notes to the Purchaser which will permit the conclusion that the Notes are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The City represents and covenants that the projects financed by the Notes and the ownership, management and use of the projects will not cause the Notes to be "private activity bonds" within the meaning of Section 141 of the Code. The City further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Notes including, if applicable, the rebate requirements of Section 148(f) of the Code. The City further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Notes) if taking, permitting or omitting to take such action would cause any of the Notes to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Notes to be included in the gross income of the recipients thereof for federal income tax purposes. The City Clerk or other officer of the City charged with the responsibility of issuing the Notes shall provide an appropriate certificate of the City certifying that the City can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The City also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Notes provided that in meeting such requirements the City will do so only to the extent consistent with the proceedings authorizing the Notes and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Execution of the Notes; Closing; Professional Services. The Notes shall be issued in printed form, executed on behalf of the City by the manual or facsimile signatures of the Mayor and City Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the City of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Notes may be imprinted on the Notes in lieu of the manual signature of the officer but, unless the City has contracted with a fiscal agent to authenticate the Notes, at least one of the signatures appearing on each Note shall be a manual signature. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the

Notes and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The City hereby authorizes the officers and agents of the City to enter into, on its behalf, agreements and contracts in conjunction with the Notes, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Notes is hereby ratified and approved in all respects.

Section 11. Payment of the Notes; Fiscal Agent. The principal of and interest on the Notes shall be paid by Associated Trust Company, National Association, Green Bay, Wisconsin, which is hereby appointed as the City's registrar and fiscal agent pursuant to the provisions of Section 67.10(2), Wisconsin Statutes (the "Fiscal Agent"). The City hereby authorizes the Mayor and City Clerk or other appropriate officers of the City to enter into a Fiscal Agency Agreement between the City and the Fiscal Agent. Such contract may provide, among other things, for the performance by the Fiscal Agent of the functions listed in Wis. Stats. Sec. 67.10(2)(a) to (j), where applicable, with respect to the Notes.

Section 12. Persons Treated as Owners; Transfer of Notes. The City shall cause books for the registration and for the transfer of the Notes to be kept by the Fiscal Agent. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Mayor and City Clerk shall execute and deliver in the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Note surrendered for transfer.

The City shall cooperate in any such transfer, and the Mayor and City Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

Section 13. Record Date. The 15th day of the calendar month next preceding each interest payment date shall be the record date for the Notes (the "Record Date"). Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the City at the close of business on the Record Date.

Section 14. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the City agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations, which the City Clerk or other authorized representative of the City is authorized and directed to execute and deliver to DTC on behalf of the City to the extent an effective Blanket Issuer Letter of Representations is not presently on file in the City Clerk's office.

Section 15. Official Statement. The Common Council hereby approves the Preliminary Official Statement with respect to the Notes and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the City in connection with the preparation of such Preliminary Official Statement and any addenda to it or final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate City official shall certify the Preliminary Official Statement and any addenda or final Official Statement. The City Clerk shall cause copies of the Preliminary Official Statement and any addenda or final Official Statement to be distributed to the Purchaser.

Section 16. Undertaking to Provide Continuing Disclosure. The City hereby covenants and agrees, for the benefit of the owners of the Notes, to enter into a written undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Notes or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the City to comply with the provisions of the Undertaking shall not be an event of default with respect to the Notes).

To the extent required under the Rule, the Mayor and City Clerk, or other officer of the City charged with the responsibility for issuing the Notes, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the City's Undertaking.

Section 17. Record Book. The City Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Notes in the Record Book.

Section 18. Bond Insurance. If the Purchaser determines to obtain municipal bond insurance with respect to the Notes, the officers of the City are authorized to take all actions necessary to obtain such municipal bond insurance. The Mayor and City Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Mayor and City Clerk including provisions regarding restrictions on investment of Note proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Notes by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Note provided herein.

Section 19. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the Common Council or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted, approved and recorded June 3, 2025.

Anthony J. Penterman
Mayor

ATTEST:

Kayla Nessmann
City Clerk

(SEAL)

EXHIBIT A

Note Purchase Agreement

To be provided by the Purchaser and incorporated into the Resolution.

(See Attached)

DRAFT

EXHIBIT B-1

Pricing Summary

To be provided by the Purchaser and incorporated into the Resolution.

(See Attached)

DRAFT

EXHIBIT B-2

Debt Service Schedule and Irrepealable Tax Levies

To be provided by the Purchaser and incorporated into the Resolution.

(See Attached)

DRAFT

[EXHIBIT MRP

Mandatory Redemption Provision

The Notes due on June 1, ____, ____, and ____ (the "Term Bonds") are subject to mandatory redemption prior to maturity by lot (as selected by the Depository) at a redemption price equal to One Hundred Percent (100%) of the principal amount to be redeemed plus accrued interest to the date of redemption, from debt service fund deposits which are required to be made in amounts sufficient to redeem on June 1 of each year the respective amount of Term Bonds specified below:

For the Term Bonds Maturing on June 1, ____

<u>Redemption Date</u>	<u>Amount</u>
____	\$ ____
____	____
____	____ (maturity)

For the Term Bonds Maturing on June 1, ____

<u>Redemption Date</u>	<u>Amount</u>
____	\$ ____
____	____
____	____ (maturity)

For the Term Bonds Maturing on June 1, ____

<u>Redemption Date</u>	<u>Amount</u>
____	\$ ____
____	____
____	____ (maturity)

For the Term Bonds Maturing on June 1, ____

<u>Redemption Date</u>	<u>Amount</u>
____	\$ ____
____	____
____	____ (maturity)]

EXHIBIT C

(Form of Note)

REGISTERED UNITED STATES OF AMERICA
 STATE OF WISCONSIN DOLLARS
 OUTAGAMIE AND CALUMET COUNTIES
 NO. R-____ CITY OF KAUKAUNA \$_____
 GENERAL OBLIGATION PROMISSORY NOTE, SERIES 2025A

MATURITY DATE: ORIGINAL DATE OF ISSUE: INTEREST RATE: CUSIP:
 June 1, _____ June 17, 2025 _____% _____

DEPOSITORY OR ITS NOMINEE NAME: CEDE & CO.

PRINCIPAL AMOUNT: _____ THOUSAND DOLLARS
 (\$_____)

FOR VALUE RECEIVED, the City of Kaukauna, Outagamie and Calumet Counties, Wisconsin (the "City"), hereby acknowledges itself to owe and promises to pay to the Depository or its Nominee Name (the "Depository") identified above (or to registered assigns), on the maturity date identified above, the principal amount identified above, and to pay interest thereon at the rate of interest per annum identified above, all subject to the provisions set forth herein regarding redemption prior to maturity. Interest shall be payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2026 until the aforesaid principal amount is paid in full. Both the principal of and interest on this Note are payable to the registered owner in lawful money of the United States. Interest payable on any interest payment date shall be paid by wire transfer to the Depository in whose name this Note is registered on the Bond Register maintained by Associated Trust Company, National Association, Green Bay, Wisconsin (the "Fiscal Agent") or any successor thereto at the close of business on the 15th day of the calendar month next preceding each interest payment date (the "Record Date"). This Note is payable as to principal upon presentation and surrender hereof at the office of the Fiscal Agent.

For the prompt payment of this Note together with interest hereon as aforesaid and for the levy of taxes sufficient for that purpose, the full faith, credit and resources of the City are hereby irrevocably pledged.

This Note is one of an issue of Notes aggregating the principal amount of \$_____, all of which are of like tenor, except as to denomination, interest rate, maturity date and redemption provision, issued by the City pursuant to the provisions of Section 67.12(12), Wisconsin Statutes, for public purposes, including paying the cost of 2025 capital projects, including street and sidewalk improvements, park and pool improvements, acquisition of vehicles and equipment, a city wide video surveillance system, site remediation and a rail crossing quiet zone project, as

authorized by a resolution adopted on June 3, 2025 (the "Resolution"). Said Resolution is recorded in the official minutes of the Common Council for said date.

The Notes maturing on June 1, 2034 and thereafter are subject to redemption prior to maturity, at the option of the City, on June 1, 2033 or on any date thereafter. Said Notes are redeemable as a whole or in part, and if in part, from maturities selected by the City, and within each maturity by lot (as selected by the Depository), at the principal amount thereof, plus accrued interest to the date of redemption.

【The Notes maturing in the years _____ are subject to mandatory redemption by lot as provided in the Resolution referred to above, at the redemption price of par plus accrued interest to the date of redemption and without premium.】

In the event the Notes are redeemed prior to maturity, as long as the Notes are in book-entry-only form, official notice of the redemption will be given by mailing a notice by registered or certified mail, overnight express delivery, facsimile transmission, electronic transmission or in any other manner required by the Depository, to the Depository not less than thirty (30) days nor more than sixty (60) days prior to the redemption date. If less than all of the Notes of a maturity are to be called for redemption, the Notes of such maturity to be redeemed will be selected by lot. Such notice will include but not be limited to the following: the designation, date and maturities of the Notes called for redemption, CUSIP numbers, and the date of redemption. Any notice provided as described herein shall be conclusively presumed to have been duly given, whether or not the registered owner receives the notice. The Notes shall cease to bear interest on the specified redemption date provided that federal or other immediately available funds sufficient for such redemption are on deposit at the office of the Depository at that time. Upon such deposit of funds for redemption the Notes shall no longer be deemed to be outstanding.

It is hereby certified and recited that all conditions, things and acts required by law to exist or to be done prior to and in connection with the issuance of this Note have been done, have existed and have been performed in due form and time; that the aggregate indebtedness of the City, including this Note and others issued simultaneously herewith, does not exceed any limitation imposed by law or the Constitution of the State of Wisconsin; and that a direct annual irrepealable tax has been levied sufficient to pay this Note, together with the interest thereon, when and as payable.

This Note is transferable only upon the books of the City kept for that purpose at the office of the Fiscal Agent, only in the event that the Depository does not continue to act as depository for the Notes, and the City appoints another depository, upon surrender of the Note to the Fiscal Agent, by the registered owner in person or his duly authorized attorney, together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the Fiscal Agent duly executed by the registered owner or his duly authorized attorney. Thereupon a new fully registered Note in the same aggregate principal amount shall be issued to the new depository in exchange therefor and upon the payment of a charge sufficient to reimburse the City for any tax, fee or other governmental charge required to be paid with respect to such registration. The Fiscal Agent shall not be obliged to make any transfer of the Notes (i) after the Record Date, (ii)

during the fifteen (15) calendar days preceding the date of any publication of notice of any proposed redemption of the Notes, or (iii) with respect to any particular Note, after such Note has been called for redemption. The Fiscal Agent and City may treat and consider the Depository in whose name this Note is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price hereof and interest due hereon and for all other purposes whatsoever. The Notes are issuable solely as negotiable, fully-registered Notes without coupons in the denomination of \$5,000 or any integral multiple thereof.

This Note shall not be valid or obligatory for any purpose until the Certificate of Authentication hereon shall have been signed by the Fiscal Agent.

No delay or omission on the part of the owner hereof to exercise any right hereunder shall impair such right or be considered as a waiver thereof or as a waiver of or acquiescence in any default hereunder.

IN WITNESS WHEREOF, the City of Kaukauna, Outagamie and Calumet Counties, Wisconsin, by its governing body, has caused this Note to be executed for it and in its name by the manual or facsimile signatures of its duly qualified Mayor and City Clerk; and to be sealed with its official or corporate seal, if any, all as of the original date of issue specified above.

CITY OF KAUKAUNA
OUTAGAMIE AND CALUMET COUNTIES,
WISCONSIN

By: _____
Anthony J. Penterman
Mayor

(SEAL)

By: _____
Kayla Nessmann
City Clerk

Date of Authentication: _____, _____

CERTIFICATE OF AUTHENTICATION

This Note is one of the Notes of the issue authorized by the within-mentioned resolution of the City of Kaukauna, Outagamie and Calumet Counties, Wisconsin.

ASSOCIATED TRUST COMPANY,
NATIONAL ASSOCIATION,
GREEN BAY, WISCONSIN

By _____
Authorized Signatory

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and Address of Assignee)

(Social Security or other Identifying Number of Assignee)

the within Note and all rights thereunder and hereby irrevocably constitutes and appoints _____, Legal Representative, to transfer said Note on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

(e.g. Bank, Trust Company
or Securities Firm)

(Depository or Nominee Name)

NOTICE: This signature must correspond with the name of the Depository or Nominee Name as it appears upon the face of the within Note in every particular, without alteration or enlargement or any change whatever.

(Authorized Officer)

RESOLUTION NO. 2025-5470

RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF
\$6,650,000 SANITARY SEWER SYSTEM REVENUE
BOND ANTICIPATION NOTES, SERIES 2025B

WHEREAS, the City of Kaukauna, Outagamie and Calumet Counties, Wisconsin (the "City") owns and operates a sanitary sewer system (the "System") which is operated for a public purpose as a public utility by the City;

WHEREAS, under the provisions of Section 66.0621, Wisconsin Statutes (the "Act"), any municipality in the State of Wisconsin may, by action of its governing body, provide for purchasing, acquiring, constructing, extending, adding to, improving, controlling, conducting, operating or managing a public utility such as the System from the proceeds of bonds, which bonds are to be payable only from all monies received from any source by such utility (the "Revenues");

WHEREAS, the City has heretofore issued and has outstanding its (a) Sanitary Sewer System Revenue Bonds, Series 2013, dated September 4, 2013 (the "2013 Bonds"), pursuant to a resolution adopted on August 20, 2013 (the "2013 Resolution"); (b) Sanitary Sewer System Revenue Bonds, Series 2015, dated September 1, 2015 (the "2015 Bonds"), pursuant to a resolution adopted on August 18, 2015 (the "2015 Resolution"); (c) Sanitary Sewer System Revenue Bonds, Series 2016B, dated November 1, 2016 (the "2016 Bonds"), pursuant to a resolution adopted on October 18, 2016 (the "2016 Resolution"); (d) Sanitary Sewer System Revenue Bonds, Series 2018B, dated September 5, 2018 (the "2018 Bonds"), pursuant to a resolution adopted on August 21, 2018 (the "2018 Resolution"); and (e) Sanitary Sewer System Revenue Bonds, Series 2022B, dated June 3, 2022 (the "2022 Bonds"), pursuant to a resolution adopted on May 17, 2022 (the "2022 Resolution") (hereinafter the 2013 Bonds, the 2015 Bonds, 2016 Bonds, 2018 Bonds and 2022 Bonds shall be referred to collectively as the "Senior Bonds" and the 2013 Resolution, the 2015 Resolution, 2016 Resolution, 2018 Resolution and 2022 Resolution shall be referred to collectively as the "Senior Resolutions"); and

WHEREAS, to adequately meet the needs of the City and the residents thereof, certain improvements, additions and extensions to and acquisitions for the System (collectively, the "Project") are necessary;

WHEREAS, for the purpose of paying the cost of the Project, including paying interest and legal, financing and other professional fees, the City intends by subsequent resolution (the "Bond Resolution") of the Common Council to authorize the issuance and sale of sanitary sewer system revenue bonds pursuant to the provisions of the Act (the "Bonds"), payable solely from Revenues of the System deposited in the Special Redemption Fund established by the 2013 Resolution and continued under the 2015 Resolution, 2016 Resolution, 2018 Resolution and 2022 Resolution;

WHEREAS, the Bonds have not yet been issued or sold and will be issued and sold only after completion of the Project;

WHEREAS, municipalities are authorized by the provisions of Section 66.0621(4)(L), Wisconsin Statutes, to issue revenue bond anticipation notes in anticipation of receiving the proceeds from the issuance and sale of revenue bonds;

WHEREAS, contracts are to be let for the Project and the financial officer of the City has heretofore certified to the Common Council that proceeds of revenue bond anticipation notes shall be required for the payment of said contracts, as well as other costs including paying interest and legal, financing and other professional fees;

WHEREAS, it is the finding of the Common Council that it is necessary, desirable and in the best interest of the City to authorize the issuance and sale of sanitary sewer system revenue bond anticipation notes pursuant to Section 66.0621(4)(L), Wisconsin Statutes designated "Sanitary Sewer System Revenue Bond Anticipation Notes, Series 2025B" (the "Notes") in anticipation of the issuance and sale of the Bonds, to pay the cost of the Project;

WHEREAS, other than the Senior Bonds, no bonds or obligations payable from the Revenues of the System are now outstanding;

WHEREAS, the Notes are to be issued on a basis junior and subordinate to the Senior Bonds with respect to the Revenues of the System; and

WHEREAS, it is the finding of the Common Council that it is necessary, desirable and in the best interest of the City to sell the Notes to Huntington Securities, Inc. dba Huntington Capital Markets (the "Purchaser"), pursuant to the terms and conditions of its note purchase agreement attached hereto as Exhibit A and incorporated herein by this reference (the "Proposal").

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City that:

Section 1. Sanitary Sewer System Revenue Bonds. The City hereby declares its intention and covenants to issue the Bonds pursuant to the provisions of the Act in an amount sufficient to retire the Note and to pay the cost of interest and legal, financing and other professional fees in connection therewith. The Bonds will be authorized by the Bond Resolution.

Section 2. Authorization and Sale of the Notes. In anticipation of the sale of the Bonds, for the purpose of paying the cost of the Project including paying interest and legal, financing and other professional fees in connection therewith, there shall be borrowed pursuant to Section 66.0621(4)(L), Wisconsin Statutes, the principal sum of SIX MILLION SIX HUNDRED FIFTY THOUSAND DOLLARS (\$6,650,000) from the Purchaser in accordance with the terms and conditions of the Proposal. The Proposal is hereby accepted and the Mayor and City Clerk or other appropriate officers of the City are authorized and directed to execute an acceptance of the Proposal on behalf of the City. To evidence the obligation of the City, the Mayor and City Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the City, the Notes aggregating the principal amount of SIX MILLION SIX HUNDRED FIFTY THOUSAND DOLLARS (\$6,650,000) for the sum set forth on the Proposal, plus accrued interest to the date of delivery.

Section 3. Terms of the Notes. The Notes shall be designated "Sanitary Sewer System Revenue Bond Anticipation Notes, Series 2025B"; shall be issued in the aggregate principal

amount of \$6,650,000; shall be dated June 17, 2025; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be initially numbered R-1; shall bear interest at the rate as set forth on the schedule attached hereto as Exhibit B and incorporated herein by this reference (the "Schedule") and mature on June 1, 2028. Interest is payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2026. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board.

Section 4. Redemption Provisions. The Notes shall be subject to redemption prior to maturity, at the option of the City, on June 1, 2027 or on any date thereafter. The Notes shall be redeemable as a whole or in part, and if in part, by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

Section 5. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit C and incorporated herein by this reference.

Section 6. Security. The Notes shall in no event be a general obligation of the City nor a charge against its general credit or taxing power. No lien is created upon the System or any other property of the City as a result of the issuance of the Notes. The Notes shall be payable only from (a) any proceeds of the Notes set aside for payment of interest on the Notes as it becomes due; (b) proceeds to be derived from the issuance and sale of the Bonds, which proceeds are hereby declared to constitute a special trust fund, hereby created and established, to be held by the City Clerk and expended solely for the payment of the principal of and interest on the Notes; and, (c) Revenues which have been deposited in the Special Redemption Fund referenced below, on a basis junior and subordinate to the Senior Bonds and any bonds issued on a parity with the Senior Bonds (the "Additional Senior Bonds").

As authorized and permitted by Section 66.0621(4)(L)6, Wisconsin Statutes, in the event such monies are not sufficient to pay the principal of and interest on the Notes when due, if necessary, the City will pay such deficiency out of its annual general tax levy or other available funds of the City; provided, however, that any such payment shall be subject to annual budgetary appropriations therefor and any applicable levy limits; and provided further, that neither this Resolution nor any such payment shall be construed as constituting an obligation of the City to make any such appropriation or any further payments.

Section 7. Funds and Accounts. In accordance with the Act, for the purpose of the application and proper allocation of the Revenues of the System, and to secure the payment of the principal of and interest on, first, the Senior Bonds and any Additional Senior Bonds and, second, the Notes, certain funds of the System which have been heretofore created and established by the 2013 Resolution and continued by the 2015 Resolution, 2016 Resolution, 2018 Resolution and 2022 Resolution, shall be continued and used solely for the purposes set forth in the Senior Resolutions. The City shall apply the Revenues of the System to the respective funds and accounts described in the Senior Resolutions. Such funds include the Sanitary Sewer System Revenue Fund, the Sanitary Sewer System Operation and Maintenance Fund, the Sanitary Sewer System Revenue Bond and Interest Special Redemption Fund (the "Special Redemption Fund"), the Reserve Fund, the Sanitary Sewer System Depreciation Fund and the Surplus Fund, and Revenues

of the System shall be deposited into the Special Redemption Fund for payment of principal and interest on the Notes (exclusive of such amounts expected to be paid with proceeds of the Bonds) as if bonds had been issued rather than the Notes, provided, however, that such payments shall be junior and subordinate to the Senior Bonds and any Additional Senior Bonds.

Section 8. Service to the City. The reasonable cost and value of services rendered to the City by the System by furnishing services for public purposes, shall be charged against the City and shall be paid by it in monthly installments as the service accrues, out of the current revenues of the City collected or in the process of collection, exclusive of the Revenues and out of the tax levy of the City made by it to raise money to meet its necessary current expenses. It is hereby found and determined that the reasonable cost and value of such service to the City in each year shall be in an amount which, together with Revenues of the System, will produce Net Revenues (as defined in the Senior Resolutions) in such amounts sufficient to pay debt service on the Senior Bonds and the Notes (excluding principal and interest of the Notes expected to be paid with proceeds of the Bonds). However, such payment out of the tax levy shall be subject to (a) any necessary approval of the Public Service Commission, or successors to its function (b) annual appropriations therefor and (c) any applicable levy limitations; but neither this Resolution nor such payment shall be construed as constituting an obligation of the City to make any such appropriation over and above the reasonable cost and value of services rendered to the City and its inhabitants or make any subsequent payment over and above such reasonable cost and value. Such compensation for such service rendered to the City shall, in the manner hereinabove provided, be paid into the funds described in the Senior Resolutions.

Section 9. Covenants of the City. The City hereby covenants with the owners of the Notes that:

- (a) It shall issue the Bonds as soon as practicable in an amount sufficient to retire the Notes;
- (b) It shall segregate the proceeds derived from the sale of the Bonds into a special trust fund herein created and established and shall permit such special trust fund to be used for no purpose other than the payment of the principal of and interest on the Notes until paid. After the payment of principal of and interest on the Notes in full, said special trust fund may be used for such other purposes as the Common Council may direct in accordance with law;
- (c) It shall keep all of the covenants and agreements required by it to be kept by the provisions of the Senior Resolutions;
- (d) It shall cause the Project to be constructed, extended, added to and improved as expeditiously as reasonably possible;
- (e) It shall pay into the funds created or continued by the Senior Resolutions the same amounts and at the same times as would have been required to be paid therein if the Bonds were issued in an equal principal amount instead of the Notes, and the funds in the Special Redemption Fund shall be held and be available for and are hereby pledged to the payment of principal of and interest on the Notes, on a basis junior and subordinate to the pledge thereof to the Senior Bonds and any Additional Senior Bonds, until the Notes shall have been paid in full; and

(f) The Notes are issued for the purposes for which the City is authorized to issue revenue bonds and for which the Bonds shall be issued.

Section 10. Application of Proceeds; Improvement Fund. All accrued interest received from the sale of the Notes shall be deposited in the Special Redemption Fund. The remaining proceeds of the Notes shall be deposited in a special fund created hereby designated as "Sanitary Sewer System Improvement Fund." Said Improvement Fund shall be adequately secured and shall be used solely for the purpose of paying the cost of the Project and the cost of interest and legal, financing and other professional fees. Any balance remaining in said Improvement Fund after paying said costs shall be transferred to the Special Redemption Fund for use in payment of principal of and interest on the Notes.

Section 11. No Arbitrage. All investments made pursuant to this Resolution shall be in investments permitted for municipalities under the provisions of the Wisconsin Statutes, but no such investment shall be made in such a manner as would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") or the Regulations and an officer of the City, charged with the responsibility for issuing the Notes, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Notes to the Purchaser which will permit the conclusion that the Notes are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 12. Compliance with Federal Tax Laws. (a) The City represents and covenants that the projects financed by the Notes and the ownership, management and use of the projects will not cause the Notes to be "private activity bonds" within the meaning of Section 141 of the Code. The City further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Notes including, if applicable, the rebate requirements of Section 148(f) of the Code. The City further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Notes) if taking, permitting or omitting to take such action would cause any of the Notes to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Notes to be included in the gross income of the recipients thereof for federal income tax purposes. The City Clerk or other officer of the City charged with the responsibility of issuing the Notes shall provide an appropriate certificate of the City certifying that the City can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The City also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Notes provided that in meeting such requirements the City will do so only to the extent consistent with the proceedings authorizing the Notes and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 13. Execution of the Notes; Closing; Professional Services. The Notes shall be issued in printed form, executed on behalf of the City by the manual or facsimile signatures of the Mayor and City Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof and delivered to the Purchaser upon payment to the City of the purchase price thereof, plus accrued interest to the date of delivery (the

"Closing"). The facsimile signature of either of the officers executing the Notes may be imprinted on the Notes in lieu of the manual signature of the officer but, unless the City has contracted with a fiscal agent to authenticate the Notes, at least one of the signatures appearing on each Note shall be a manual signature. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Notes and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The City hereby authorizes the officers and agents of the City to enter into, on its behalf, agreements and contracts in conjunction with the Notes, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Notes is hereby ratified and approved in all respects.

Section 14. Payment of the Notes; Fiscal Agent. The principal of and interest on the Notes shall be paid by Associated Trust Company, National Association, Green Bay, Wisconsin which is hereby appointed as the City's registrar and fiscal agent pursuant to the provisions of Section 67.10(2), Wisconsin Statutes (the "Fiscal Agent"). The City hereby authorizes the Mayor and City Clerk or other appropriate officers of the City to enter a Fiscal Agency Agreement between the City and the Fiscal Agent. Such contract may provide, among other things, for the performance by the Fiscal Agent of the functions listed in Wis. Stats. Sec. 67.10(2)(a) to (j), where applicable, with respect to the Notes.

Section 15. Persons Treated as Owners; Transfer of Notes. The City shall cause books for the registration and for the transfer of the Notes to be kept by the Fiscal Agent. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Mayor and City Clerk shall execute and deliver in the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Note surrendered for transfer.

The City shall cooperate in any such transfer, and the Mayor and City Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

Section 16. Record Date. The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Notes (the "Record Date"). Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the City at the close of business on the Record Date.

Section 17. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the City agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations which the City Clerk or other authorized representative of the City is authorized and directed to execute and deliver to DTC on behalf of the City to the extent an effective Blanket Issuer Letter of Representations is not currently on file in the City Clerk's office.

Section 18. Official Statement. The Common Council hereby approves the Preliminary Official Statement with respect to the Notes and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the City in connection with the preparation of such Preliminary Official Statement and any addenda to it or Final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate City official shall certify the Preliminary Official Statement and any addenda or Final Official Statement. The City Clerk shall cause copies of the Preliminary Official Statement and any addenda or Final Official Statement to be distributed to the Purchaser.

Section 19. Undertaking to Provide Continuing Disclosure. The City hereby covenants and agrees, for the benefit of the owners of the Notes, to enter into a written undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Notes or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the City to comply with the provisions of the Undertaking shall not be an event of default with respect to the Notes).

To the extent required under the Rule, the Mayor and City Clerk, or other officer of the City charged with the responsibility for issuing the Notes, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the City's Undertaking.

Section 20. Record Book. The City Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Notes in the Record Book.

Section 21. Bond Insurance. If the Purchaser determines to obtain municipal bond insurance with respect to the Notes, the officers of the City are authorized to take all actions necessary to obtain such municipal bond insurance. The Mayor and City Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Mayor and City Clerk including provisions regarding restrictions on investment of proceeds of the Notes, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Notes by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Note provided herein.

Section 22. Conflicting Resolutions, Severability; Effective Date. All prior resolutions (other than the Senior Resolutions), rules or other actions of the Common Council or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In case of any conflict between the Senior Resolutions and this Resolution, the Senior Resolutions shall control as long as the respective Senior Bonds are outstanding. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted, approved and recorded June 3, 2025.

Anthony J. Penterman
Mayor

Attest:

Kayla Nessmann
City Clerk

(SEAL)

EXHIBIT A

Proposal

To be provided by the Purchaser and incorporated into the Resolution.

(See Attached)

DRAFT

EXHIBIT B

Debt Service Schedule

To be provided by the Purchaser and incorporated into the Resolution.

(See Attached)

DRAFT

EXHIBIT C

(Form of Note)

REGISTERED	UNITED STATES OF AMERICA	DOLLARS
	STATE OF WISCONSIN	
	OUTAGAMIE AND CALUMET COUNTIES	
NO. R-1	CITY OF KAUKAUNA	\$_____
	SANITARY SEWER SYSTEM REVENUE	
	BOND ANTICIPATION NOTE, SERIES 2025B	

MATURITY DATE:	ORIGINAL DATE OF ISSUE:	INTEREST RATE:	CUSIP:
June 1, 2028	June 17, 2025	_____%	_____

DEPOSITORY OR ITS NOMINEE NAME: CEDE & CO.

PRINCIPAL AMOUNT: _____

DOLLARS (\$_____)

FOR VALUE RECEIVED, the City of Kaukauna, Outagamie and Calumet Counties, Wisconsin (the "City"), hereby acknowledges itself to owe and promises to pay to the Depository or its Nominee Name (the "Depository") identified above (or to registered assigns), solely from the Fund hereinafter specified, on the maturity date identified above, the principal amount identified above, and to pay interest thereon at the rate of interest per annum identified above, all subject to the provisions set forth herein regarding redemption prior to maturity. Interest shall be payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2026 until the aforesaid principal amount is paid in full. Both the principal of and interest on this Note are payable to the registered owner in lawful money of the United States. Interest payable on any interest payment day shall be paid by wire transfer to the Depository in whose name this Note is registered on the Bond Register maintained by Associated Trust Company, National Association, Green Bay, Wisconsin (the "Fiscal Agent") or any successor thereto at the close of business on the 15th day of the calendar month next preceding the semi-annual interest payment date (the "Record Date"). This Note is payable as to principal upon presentation and surrender hereof at the office of the Fiscal Agent.

This Note is one of an issue of Notes aggregating the principal amount of \$_____, all of which are of like tenor, except as to denomination, issued by the City pursuant to the provisions of Section 66.0621(4)(L), Wisconsin Statutes, for the purpose of paying the cost of additions, improvements and extensions to the Sanitary Sewer System (collectively, the "Project"), all as authorized by a resolution of the Common Council duly adopted by said governing body at a meeting held on June 3, 2025 (the "Resolution"). The Resolution is recorded in the official minutes of the Common Council for said date.

In the Resolution, the Common Council declared its intention and covenanted to issue Sanitary Sewer System Revenue Bonds (the "Bonds") for the purpose of refunding the Notes. The Notes are issued to anticipate the sale of the Bonds.

The Notes are payable only from:

- 1) any proceeds of the Notes set aside for payment of interest on the Notes as it becomes due;
- 2) proceeds to be derived from the issuance and sale of the Bonds, which proceeds have been declared by the City to constitute a special trust fund to be expended solely for the payment of the principal of and interest on the Notes; and
- 3) revenues of the City's Sanitary Sewer System which have been deposited in the Special Redemption Fund (as defined in the Resolution), on a basis junior and subordinate to the City's Senior Bonds (as defined in the Resolution) and any bonds issued on a parity with the Senior Bonds.

THE NOTES DO NOT CONSTITUTE AN INDEBTEDNESS OF THE CITY WITHIN THE MEANING OF ANY CONSTITUTIONAL OR STATUTORY LIMITATION OR PROVISION. NO LIEN IS CREATED UPON THE SANITARY SEWER SYSTEM OR ANY OTHER PROPERTY OF THE CITY AS A RESULT OF THE ISSUANCE OF THE NOTES.

The Notes are subject to redemption prior to maturity, at the option of the City, on June 1, 2027 or on any date thereafter. Said Notes are redeemable as a whole or in part, and if in part, by lot (as selected by the Depository), at the principal amount thereof, plus accrued interest to the date of redemption.

In the event the Notes are redeemed prior to maturity, as long as the Notes are in book-entry-only form, official notice of the redemption will be given by mailing a notice by registered or certified mail, overnight express delivery, facsimile transmission, electronic transmission or in any other manner required by the Depository, to the Depository not less than thirty (30) days nor more than sixty (60) days prior to the redemption date. If less than all of the Notes of a maturity are to be called for redemption, the Notes of such maturity to be redeemed will be selected by lot. Such notice will include but not be limited to the following: the designation, date and maturities of the Notes called for redemption, CUSIP numbers, and the date of redemption. Any notice mailed as provided herein shall be conclusively presumed to have been duly given, whether or not the registered owner receives the notice. The Notes shall cease to bear interest on the specified redemption date provided that federal or other immediately available funds sufficient for such redemption are on deposit at the office of the Depository at that time. Upon such deposit of funds for redemption the Notes shall no longer be deemed to be outstanding.

It is hereby certified and recited that all conditions, things and acts required by law to exist or to be done prior to and in connection with the issuance of this Note have been done, have existed and have been performed in due form and time. The City has covenanted to issue and sell the Bonds, the sale of which this Note anticipates, as soon as practicable and to set aside the

proceeds of the Bonds into a special trust fund for the payment of the principal of and interest on this Note.

This Note is transferable only upon the books of the City kept for that purpose at the office of the Fiscal Agent, only in the event that the Depository does not continue to act as depository for the Notes, and the City appoints another depository, upon surrender of the Note to the Fiscal Agent, and thereupon a new fully registered Note in the same aggregate principal amount shall be issued to the new depository in exchange therefor and upon the payment of a charge sufficient to reimburse the City for any tax, fee or other governmental charge required to be paid with respect to such registration. The Fiscal Agent shall not be obliged to make any transfer of the Notes (i) after the Record Date, (ii) during the fifteen (15) calendar days preceding the date of any publication of notice of any proposed redemption of the Notes, or (iii) with respect to any particular Note, after such Note has been called for redemption. The Fiscal Agent and City may treat and consider the Depository in whose name this Note is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price hereof and interest due hereon and for all other purposes whatsoever. The Notes are issuable solely as negotiable, fully-registered Notes without coupons in the denomination of \$5,000 or any integral multiple thereof.

This Note shall not be valid or obligatory for any purpose until the Certificate of Authentication hereon shall have been signed by the Fiscal Agent.

No delay or omission on the part of the owner hereof to exercise any right hereunder shall impair such right or be considered as a waiver thereof or as a waiver of or acquiescence in any default hereunder.

IN WITNESS WHEREOF, the City of Kaukauna, Outagamie and Calumet Counties, Wisconsin, by its governing body, has caused this Note to be executed for it and in its name by the manual or facsimile signatures of its duly qualified Mayor and City Clerk all as of the original date of issue specified above.

CITY OF KAUKAUNA,
OUTAGAMIE AND CALUMET COUNTIES,
WISCONSIN

By: _____
Anthony J. Penterman
Mayor

(SEAL)

By: _____
Kayla Nessmann
City Clerk

Date of Authentication: _____, _____

CERTIFICATE OF AUTHENTICATION

This Note is one of the Notes of the issue authorized by the within-mentioned Resolution of the City of Kaukauna, Wisconsin.

ASSOCIATED TRUST COMPANY,
NATIONAL ASSOCIATION, GREEN BAY,
WISCONSIN

By _____
Authorized Signatory

DRAFT

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and Address of Assignee)

(Social Security or other Identifying Number of Assignee)

the within Note and all rights thereunder and hereby irrevocably constitutes and appoints _____, Legal Representative, to transfer said Note on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

(e.g. Bank, Trust Company
or Securities Firm)

(Depository or Nominee Name)

NOTICE: This signature must correspond with the name of the Depository or Nominee Name as it appears upon the face of the within Note in every particular, without alteration or enlargement or any change whatever.

(Authorized Officer)

RESOLUTION 2025-5471**RESOLUTION APPROVING A CERTIFIED SURVEY MAP TO DIVIDE ONE LOT INTO FOUR LOTS FOR PARCEL 322111500**

WHEREAS, Van Epern Family Trust as owner of Parcel 322111500 has presented a Certified Survey Map to the City of Kaukauna Common Council as prepared by Scott R. Anderson, a registered Land Surveyor; and

WHEREAS, a Certified Survey Map of the following described parcel of land has been presented to and recommended for approval by the Plan Commission:

Commencing at the West 1/4 Corner of Section 7, Township 21 North, Range 19 East; thence S88°42'14"E along the North line of the Southwest 1/4 of said Section 7, 2635.76 feet; thence S01°17'46"W, 33.00 feet to the South right-of-way of Kelso Road, also the Point of Beginning of the parcel to be described; thence S20°40'43"E, 75.46 feet to the Northerly right-of-way of Interstate "41"; thence S69°19'17"W along said right-of-way line, 1000.00 feet; thence S85°32'30"W along said right-of-way line, 646.78 feet; thence N64°44'14"W along said right-of-way line, 205.97 feet to the easterly right-of-way line of C.T.H. "J"; thence N27°02'55"W along said right-of-way line, 210.62 feet; thence N15°57'20"W along said right-of-way line, 204.51 feet; thence N45°55'26"E along said right-of-way line, 62.78 feet to the south right-of-way line of Kelso Road; thence S88°42'14"E along said right-of-way line, 1847.39 feet to the Point Of Beginning of the parcel described. Described parcel is subject to restrictions and easement of record.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Kaukauna, Wisconsin that the said Certified Survey Map attached and made a part hereof is hereby accepted and approved.

Adopted by the Common Council of the City of Kaukauna, Wisconsin, on this 5th day of June, 2025.

APPROVED: _____
Anthony J. Penterman, Mayor

ATTEST: _____
Kayla Nessman, City Clerk

ORDINANCE NO. 1929-2025**AN ORDINANCE REZONING PARCEL 322111500, FROM INDUSTRIAL (IND) TO COMMERCIAL HIGHWAY DISTRICT (CHD)**

WHEREAS, the Common Council of the City of Kaukauna, having reviewed the recommendation of the City Plan Commission regarding the proposed change in zoning classification for the property described below and having scheduled a public hearing then to be decided by the Common Council; and

WHEREAS, a Class 2 Notice of Public Hearing regarding such proposed zoning change and, pursuant thereto, a public hearing having been held on the 5th of June, 2025 at 7:00 p.m., and the Common Council having heard all interested parties or their agents and attorneys; and

WHEREAS, the rezoning is in compliance with the comprehensive plan;

NOW, THEREFORE, the Common Council of the City of Kaukauna, Wisconsin, do ordain as follows:

SECTION 1: That the following described property:

Commencing at the West 1/4 Corner of Section 7, Township 21 North, Range 19 East; thence S88°42'14"E along the North line of the Southwest 1/4 of said Section 7, 2635.76 feet; thence S01°17'46"W, 33.00 feet to the South right-of-way of Kelso Road, also the Point of Beginning of the parcel to be described; thence S20°40'43"E, 75.46 feet to the Northerly right-of-way of Interstate "41"; thence S69°19'17"W along said right-of-way line, 1000.00 feet; thence S85°32'30"W along said right-of-way line, 646.78 feet; thence N64°44'14"W along said right-of-way line, 205.97 feet to the easterly right-of-way line of C.T.H. "J"; thence N27°02'55"W along said right-of-way line, 210.62 feet; thence N15°57'20"W along said right-of-way line, 204.51 feet; thence N45°55'26"E along said right-of-way line, 62.78 feet to the south right-of-way line of Kelso Road; thence S88°42'14"E along said right-of-way line, 1847.39 feet to the Point Of Beginning.

Shall be and the same is hereby rezoned from the present zoning classification of Residential Single Family to Business District, as set forth in and regulated by the provisions of §17.22 of the Kaukauna Zoning Code, conditioned upon compliance with the approval conditions of the Plan Commission, if any, and the provisions of Chapter 17, Kaukauna Municipal Code.

SECTION 2: That the Clerk is directed to amend the City of Kaukauna Zoning Map in conformity with the provisions of this ordinance.

SECTION 3: That all other ordinances in conflict herewith are hereby repealed.

SECTION 4: That this ordinance shall take effect upon its passage and publication according to law.

Adopted by the Common Council of the City of Kaukauna, Wisconsin, on this 5th day of June, 2025.

APPROVED: _____

Anthony J. Penterman, Mayor

ATTEST: _____

Kayla Nessmann, City Clerk



MEMO

Engineering Department

To: Legislative Committee
From: Tim Greenwood, City Attorney
Date: 6/2/2025
Re: **Parking Ordinance Updates (7.12) - Introduction**

Background information:

Police, Engineering, Street, and Legal Departments have been reviewing the current Municipal Code section 7.12 Parking Regulations. Several subsections needed updates due to changes in traffic patterns, street improvement projects, or otherwise not reflecting current needs/operations.

City Attorney has prepared the attached document based on these reviews. Please note the mark-ups show proposed Additions in **Green** and Removals in **Red**.

Strategic Plan:

NA

Budget:

NA

Staff Recommended Action:

Approve the updates to Section 7.12 as (presented/discussed) and recommend the same to Public Protection and Safety Committee.

7.12 Parking Regulations

1. *No parking.* The following streets or portions thereof are hereby designated as "No Parking" areas upon which no vehicles shall be parked at any time:
 - a. Altendorf Place: On the south side.
 - b. Ann Street:
 1. On the north side of the street from the curbline of Crooks Avenue westerly 144 feet.
 2. On the north and south sides of the street from the east right-of-way line of De Bruin Road easterly 87 feet.
 - c. Armstrong Court: On the north, south and east sides.
 - d. Augustine Street:
 1. On the west side of the street from the curbline of Tobacnoir Street north for a distance of 58 feet.
 2. On the east side of the street from the curbline of Tobacnoir Street north for a distance of 60 feet.
 3. On the South side of Augustine Street commencing at a point of 170 feet east of the rail road tracks crossing Augustine Street and continuing 380 feet to the angle parking area. Continuing after the 240 feet of angle parking for a distance of 1300 feet.
 - e. Bank Avenue: On the south side of the street between Crooks Avenue and Quinney Avenue.
 - f. Bicentennial Court:
 1. On the north side of the street from the west curbline of Fox Shores Court westerly for a distance of 115 feet and from the east curbline of Fox Shores Court easterly for a distance of 147 feet.
 2. On the north side of the street from the intersection with the north right-of-way line of W. Second Street, northwesterly a distance of 375 feet.
 3. On the south side of the street from the intersection with the north right-of-way line of W. Second Street, northwesterly a distance of 240 feet.

g. Boyd Avenue:

1. On the west side of the street from Dodge Street to Tenth Street.
2. On the east side of the street from 31 feet south of the crosswalk at Boyd Avenue and Dodge Street to Tenth Street.

h. Brill Road: On the west side of the street from Seventh Street to Tenth Street.

i. Brothers Street: On the south side of the street from Lawe Street to Desnoyer Street from 7:30 a.m. to 4:30 p.m. on school days.

j. Canal Street:

1. On the north side of the street from the curblineline of Catherine Street easterly for a distance of 77 feet.
2. On the south side of the street from the curblineline of Catherine Street easterly for a distance of 85 feet.

~~3. On both the east and west sides of the street from Veterans Memorial Bridge to Canal Street.~~

k. Catherine Street:

1. On the east side of the street from Lawe Street southerly through the intersection of John Street.
2. On the east side of the street from the curblineline of Canal Street northerly for a distance of 50 feet.
3. On the west side of the street from Lawe Street to ~~Canal Street~~ the southern curblineline of Wisconsin Avenue.

4. On the east side of the street from the southern curblineline of Wisconsin Avenue to Canal Street.

l. Cleveland Avenue: On the east and west sides of the street between Dodge Street and Eighth Street.

m. Crooks Avenue:

1. On the west side of the street from Main Avenue to Second Street.

2. On the west side of the street from the alley in the 200 block of Crooks Avenue south 5.5 feet and from the north curblineline of Third Street 44 feet north.
 3. On the east side of the street from Main Avenue southerly to the city limits.
 4. On the west side of the street from Fourth Street southerly to the city limits.
- n. Depot Street: On the east side of the street between Wisconsin Avenue and Doty Street.
- o. Desnoyer Street:
1. On the west side of the street from curb line of Wisconsin Avenue northerly a distance of 60 feet.
 2. On the west side of the street from a point 255 feet south of the intersection of Desnoyer Street and Tobacnoir Street to a point 44 feet south of the intersection of Desnoyer Street and Tobacnoir Street.
- p. Dodge Street:
1. On the north side of the street from the curblineline of Crooks Avenue easterly for a distance of 100 feet.
 2. On the north side of the street from Island Street easterly to a point 80 feet east of the extension of the east right-of-way line of Boyd Avenue.
 3. On the south side of the street from Island Street easterly to the west right-of-way line of Eagles Court.
 4. On both sides of the street from First Street Alley to Dodge Street Bridge.
- q. Doty Street: on the south side of the street from the curblineline of Lawe Street westerly for a distance of 82 feet.
- r. Draper Street:
1. On the south side of the street from the curblineline of Gertrude Street westerly for a distance of 79 feet.
 2. On the north side of the street from the curblineline of Gertrude Street easterly for a distance of 62 feet.

- 3. On the north side of the street from the curblineline of Gertrude Street westerly for a distance of 79 feet.
- 4. On the south side of the street from a point 150 feet east of the curblineline of Depot Street to a point 212 feet east.

6. East Eighteenth Street:

- 1. On the south side of East Eighteenth Street from the east curblineline of Crooks Avenue easterly 100 feet.
- 2. On the north side of the street from the east curblineline of Crooks Avenue easterly 135 feet.

7. Eighth Street:

- 1. On the south side of the street between Metoxen Avenue and Spring Street.
- 2. On the south side of the street between Boyd Avenue and Cleveland Avenue.

8. Elm Street:

- 1. On the south side of the street from the curblineline of Island Street easterly for a distance of 80 feet.
- 2. On the north side of the street from the curblineline of Island Street easterly for a distance of 135 feet.

9. 14th Street:

- 1. On the north side of the street from 54 feet east of to 54 feet west of the ingress/egress to the St. Paul Elder Services at 312 East 14th Street.
- 2. On the north side of the street from 260 feet east of the right-of-way line of Crooks Avenue easterly 50 feet.

10. Fourth Street: On the south side of the street from Crooks Avenue westerly to Main Avenue.

11. Fourth Street Plaza: On the north side between Crooks Avenue and Quinney Avenue.

12. Frances Street:

- 1- On the north side of the street for a distance of 132 feet east from and 50 feet west from the west lot line of Outlot 1, Fieldcrest Subdivision, city.
- 2- On the north side of the street for a distance of 20 feet on either side of the entrance to the walkway tunnel.
- z- Gertrude Street: On the west side of the street from the north curblin of Draper Street northerly to the railroad tracks.

aa. Grignon Street:

- 1- On the west side of the street between Division Street and Tobacnoir Street.
- 2- On the east side of the street between Ducharme Street and Terry Lane. 3

bb. Hendricks Avenue:

- 1. On the east side of the street for a 42-foot section near the side door to St. Mary's Church.
- 2. On the east side of the street starting at the north curblin of the alley between Fifth Street and Sixth Street on Hendricks Avenue northerly and easterly onto Reaume Avenue for a distance of 48 feet.

cc. Hyland Avenue Access:

- 1. On the north side from Diedrich Street to Idlewild Street.
- 2. On the south side from a point 77 feet west of the westerly right-of-way line of Black Street to a point 121 feet west of the westerly right-of-way line of Black Street.

dd. Island Street:

- ~~1.—On the west side of the street from the south curblin of Thilmany road to the north curb line of Maple Street.~~
- ~~2.—On the west side of the street from the curblin of Maple Street northerly for a distance of 109 feet.~~
- ~~3.—On the west side of the street from the curblin of Oak Street southerly for a distance of 50 feet.~~
- ~~4.—On the west side of the street from a point 259 feet south of Oak Street for a distance of 84 feet in a southerly direction.~~

1. On the west side of the street from the south curblineline of Wisconsin Avenue to the north curb line of Maple Street.
2. On the east side of the street from the south curblineline of Wisconsin Avenue to the Veterans Memorial Bridge.
3. On the east side of the street from the south side of Elm Street for a distance of 83 feet in a southerly direction.
4. On the east side of the street from the north side of Elm Street for a distance of 45 feet in a northerly direction.

ee. Island Street Bridge.

ff. John Street: On the ~~west~~ north side of the street from the curblineline of Catherine Street ~~northerly~~ easterly for a distance of 60 feet.

gg. Joyce Street: On the north side of the street from the curblineline of High Street westerly for a distance of 129 feet.

hh. Kaukauna Street: On the west side of the street from Taylor Street to Wisconsin Avenue.

ii. Kenneth Avenue:

1. On the east side of the street from 10th Street to the alley between 10th Street and 11th Street.
2. On the west side of the street from 10th Street south a distance 40 feet south of 10th Street.

jj. Lawe Street: On both sides of the street from Main Avenue to Delanglade Street.

kk. Loderbauer Road:

1. On the east side of the street from the south right-of-way line of CTH CE southerly to the corporate limits of the City of Kaukauna.
2. On the west side of the street from the south right-of-way line of CTH CE southerly 540 feet.

ll. Main Avenue:

1. On the east side of the street from the west curb line of Crooks Avenue southerly 86 feet and from a point 126 feet southerly of

the west curb line of Crooks Avenue to the north abutment of the Power Canal Bridge.

2. On the west side of the street from the west curb line of Lawe Street southerly 106 feet and from a point 194 feet southerly of the westerly curb line of Lawe Street to the north abutment of the Power Canal Bridge.
3. ~~On the west side of the street from the north curblin of Second Street northerly as distance of 128 feet.~~

mm. Maple Street:

1. ~~On the south side of the street from the curblin of Main Avenue easterly for a distance of 81 feet.~~
2. ~~On the south side of the street from Island Street westerly to the school administration office parking lot entrance/exit between the hours of 7:00 a.m. and 4:00 p.m., except Saturdays, Sundays, and holidays.~~
3. On the north ~~and south side~~ of the street from the curblin of Island Street westerly ~~95~~ 120 feet. ~~and on the north side thereof from the curblin of Main Avenue easterly 170 feet.~~
4. ~~On the north side of the street between the signs at the entrance to the school parking lot.~~
5. ~~On the north side of the street from the curblin of Main Avenue easterly for 233 feet.~~

nn. Maria Street: On the west side of the street beginning at the point of its intersection between the north right-of-way line of Armstrong Court extended to the west right-of-way line of Maria Street, then southerly for a distance of 74 feet.

oo. Oakridge Avenue: On the west side of the street from 184 feet north of the curblin of Twelfth Street to a point 250 feet north of the curblin of Twelfth Street.

pp. Plank Road: On the ~~east~~ south side of the street from the south curblin of Lawe Street for a distance of 150 feet.

qq. Quinney Avenue:

1. ~~On the east side of the street from Dodge Street Crooks Avenue to Seventh Dixon Street, except on Saturdays, Sundays, and~~

~~holidays.~~ On the east side of the street from the north curbline of Dixon Street to the northern terminus.

2. On the west side of the street ~~from Crooks Avenue to Seventh Dixon Street~~ from the north curbline of Fourth Street Plaza to the northern terminus, except on Saturdays, Sundays, and holidays.

3. ~~On the north side of the street from the curbline of Crooks Avenue easterly for a distance of 60 feet.~~

rr. Reaume Avenue:

1. On the west side of the street from the curbline of Hendricks Avenue northerly for a distance of 92 feet.
2. ~~On the west side of the street from the south curbline of Second Street southerly for the length of city hall, except that vehicles owned by the city and used by the city police department may park for short, reasonably limited times in one parking space 20 feet southerly from a point 27 feet south of the curbline of Second Street.~~
3. On the east side of the street from the curbline of Second Street southerly for a distance of 33 feet.
4. On the east side of the street from the curbline of Hendricks Avenue northerly for a distance of 136 feet.

ss. Sarah Street: On the south side of the street from the west curbline of Lawe Street westerly 56 feet.

tt. Second Street:

1. On the north side of the street from the curbline of Reaume Avenue easterly for a distance of 45 feet.
2. On the south side of the street from the curbline of Reaume Avenue easterly for a distance of 34 feet.
3. On the south side of the street from the curbline of Crooks Avenue easterly for a distance of 48 feet.
4. On the north side of the street from the curbline of Crooks Avenue easterly for a distance of 32 feet.
5. On the north side of the street from the curbline of Crooks Avenue westerly for a distance of 28 feet.

6. On the north side of the street from the curblineline of Dodge Street westerly for a distance of 52 feet.
 - ~~7. On the north and south sides of the street for an 18-foot section near the Second Street door to Carstens Hardware.~~
 8. On the north side of the street from the curblineline of Main Avenue easterly for a distance of 35 feet.
 9. On the south side of the street from the curblineline of Main Avenue easterly for a distance of 33 feet.
 10. On the north side of the street from the curblineline of Main Avenue westerly for a distance of 59 feet.
 11. On the south side of the street from the curblineline of Main Avenue westerly for a distance of 64 feet.
 12. On the south side of the street from the curblineline of Dodge Street westerly for a distance of 27 feet.
- uu. Seventh Street: On the south side of the street from the curblineline of Hendricks Avenue easterly for a distance of 120 feet.
- vv. Sixth Street: On the north side of the street from the curblineline of Sullivan Avenue easterly for a distance of 120 feet.
- ww. St Marys Place: On the north side of the street between Sullivan Avenue and Hendricks Avenue between the hours of 7:00 a.m. and 4:00 p.m. on school days.
- xx. Taylor Street:
1. On the south side of the street from the curblineline of Lawe Street westerly for a distance of 140 feet.
 2. On the north side of the street from the curblineline of Lawe Street westerly for a distance of 80 150 feet.
- yy. Tenth Street:
1. On the north and south sides of the street between Boyd Avenue and Cleveland Avenue.
 2. On the north side of the street from the curblineline of Crooks Avenue easterly for a distance of 80 feet.
 3. On the south side of the street from the curblineline of Crooks Avenue easterly for a distance of 80 feet.

4. On the south side of the street between Crooks Avenue and Main Avenue.
 5. On the south side of the street from the curblineline of Kenneth Avenue easterly for a distance of 43 feet.
 6. On the north side of the street from the curblineline of Kenneth Avenue easterly for a distance of 50 feet.
 7. On the north side of the street from the curblineline of Kenneth Avenue westerly for a distance of 65 feet.
 - ~~8. On the south side of the street from the curblineline of Kenneth Avenue westerly for a distance of 38 feet.~~
 9. On the south side of the street from the west curblineline of Kenneth Avenue westerly for a distance of 64 feet.
 10. On the north side of the street from the east curblineline of Metoxen Avenue to the west curblineline of the alley between Metoxen Avenue and Spring Street.
 11. On the south side of the street from the west curblineline of Metoxen Avenue easterly for a distance of 340 feet.
 12. On the north side of the street from the east curblineline of Quinney Avenue to the west curblineline of Metoxen Avenue.
 - ~~13. On the south side of the street from the east curblineline of Quinney Avenue easterly for a distance of 170 feet.~~
- zz. Thilmany Road. On the north side of the Street from the east curblineline of Island Street easterly for a distance of 600 feet.
- aaa. Third Street:
1. On the south side of the street from the curblineline of Reaume Avenue easterly for a distance of ~~114~~63 feet.
 - ~~2. On the north side of the street from the east side of the fire department to a point 85 feet west of the start of the street department lot.~~
 3. On the south side of the street from the curblineline of Reaume Avenue westerly for a distance of ~~335~~100 feet.
 4. On the north side of the street from the curblineline of Reaume Avenue easterly for 33 feet.

5. On the north side of the street from the curbline of Main Avenue easterly for 84 feet.
 6. On the south side of the street from the curbline of Crooks Avenue westerly for 33 feet.
 7. On the north side of the street from the curbline of Crooks Avenue westerly for 37 feet.
 8. On the south side of the street from the curbline of Main Avenue westerly for 32 feet.
 9. On the north side of the street feet 50 feet west of the exit gate at the west end of the public works garage to ~~35~~ 50 feet east of the gate.
- bbb. Tobacnoir Street: On the north side of the street between Grignon Street and Augustine Street.
- ccc. Twelfth Street:
1. On the south side of the street for a distance of 55 feet east and 40 feet west of the driveway of the Kaukauna Clinic.
 2. On the south side of the street from the right-of-way line of Crooks Avenue easterly a distance of 49 feet.
- ddd. Veterans Memorial Bridge, or on the approaches to the bridge.
- eee. Wisconsin Avenue:
1. On the south side of the street from the curb line of Lawe Street westerly for a distance of 60 feet.
 2. On the north side of the street from the curbline of Lawe Street easterly for a distance of 114 feet.
 3. On the north side of the street from the curbline of Desnoyer Street easterly for a distance of 62 feet.
 4. On the north side of the street between Maria Street and Gertrude Street.
 5. On the south side of the street from the curbline of Lawe Street easterly for a distance of 25 feet.
 6. On the north side of the street from the curb line of Desnoyer Street westerly for a distance of 40 feet.

7. On the north side of the street from the curb line of Lawe Street westerly for a distance of 60 feet.

fff. On any side of a traffic island within the city.

ggg. Parking prohibited during street sweeping and fall leaf pickup:

1. Duration. Beginning April 1st of each year and continuing through September 30 of each year, parking restrictions shall be in effect for the City of Kaukauna for the purpose of street sweeping. Beginning October 1 through the Friday prior to Thanksgiving of each year parking restrictions shall be in effect for the City of Kaukauna for the purpose of fall leaf pickup.
2. Street sweeping and fall leaf pickup maps. Street sweeping and fall leaf pickup maps shall be prepared and maintained by the director of public works and kept on file as public records in the office of the city engineer, copies of which shall be distributed to the members of the council and filed with the council.
3. Districts for street sweeping and fall leaf pickup. The street sweeping and fall leaf pickup maps shall divide the city into areas or districts in which street sweeping and fall leaf pickup shall be conducted on the days of the week herein specified. No vehicles shall be parked on the street between the hours of 7:00 a.m. and 3:00 p.m. during street sweeping and fall leaf pickup for the streets set forth herein, and as more specifically described below:

District 1. No parking on Mondays during street sweeping and fall leaf pickup on any residential street north of the Fox River and including Island Street, Maple Street, Elm Street, Oak Street, and Schultheis Street:

District 2. No parking on Tuesdays during street sweeping and fall leaf pickup on any residential street in the area bounded by the following:

South of the Fox River; north of and including Henry Street; West of Crooks Avenue to the city limits.

And south of the Fox River; north of and including 20th Street; east of Crooks Avenue to Konkapot Creek.

District 3. No parking on Wednesdays during street sweeping and fall leaf pickup on any residential street in the area bounded by the following:

South of the Fox River; north of CTH CE; east of Konkapot Creek to Haas Road; but excluding Haas Road, Olde Country Circle, Manchester Drive, Fenway Court and Camden Way.

And south of Henry Street; north of CTH KK; west of Konkapot Creek to the city limits.

District 4. No parking on Thursdays during street sweeping and fall leaf pickup on any residential street in the area bounded by the following:

South of CTH CE; north of CTH KK; east of Konkapot Creek to city limits.

And south of the Fox River; north of CTH CE; east of Haas Road to city limits; and including Haas Road, Olde Country Circle, Manchester Drive, Fenway Court and Camden Way.

4. Notice. The director of public works shall post signs identifying the street sweeping regulations applicable to each particular area or district.
5. Citations. Citations may be issued if a vehicle is parked in violation of this section.

2. *Limited parking.* Limited parking in the city is hereby established as follows:

a. *Restrictions on city parking lots.*

1. Lot 1: East Wisconsin Avenue, east of 103 East Wisconsin Avenue. No parking between the hours of 3:00 a.m. and 6:00 a.m.
2. Lot 2: 141 West Wisconsin Avenue. No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between 6:00 a.m. and 6:00 p.m.
3. Lot 3: Reaume Avenue and Third Street in the southwest corner. No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between the hours of 6:00 a.m. and 6:00 p.m.

4. Lot 4: Reaume Avenue and Third Street in the northwest corner. No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between the hours of 6:00 a.m. and 6:00 p.m.
5. Lot 5: Reaume Avenue and Second Street in the northeast corner. No parking between the hours of 2:00 a.m. and 6:00 a.m. Four-hour parking limit without a city permit between the hours of 6:00 a.m. and 6:00 p.m., Monday through Friday. ~~Municipal employees' vehicles must display a city permit for all-day parking.~~
6. Lot 6: Main Avenue and First Street Alley. No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between the hours of 6:00 a.m. and 6:00 p.m., except for vehicles displaying a city permit for overnight parking in this lot.
7. Lot 7: Main Avenue and Third Street. No parking between the hours of 3:00 a.m. and 6:00 a.m. Four-hour parking limit between the hours of 6:00 a.m. and 6:00 p.m.
8. Lot 8: West of 151/153 East Third Street. No parking between the hours of 3:00 a.m. and 6:00 a.m., except for vehicles displaying a city permit for overnight parking in this lot. ~~No parking in the third stall south from East Third Street, next to the building east of the lot, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, 12 months of the year.~~
9. Lot 9: Doty Street and Lawe Street. No parking between the hours of 3:00 a.m. and 6:00 a.m., except for vehicles displaying a city permit for overnight parking in this lot.
10. Lot 10: Diamond #1 Parking Lot on Dodge Street. No parking between the hours of 3:00 a.m. and 6:00 a.m.
11. Lot 11: Grignon Home. No parking between the hours of 2:00 a.m. and 6:00 a.m.
12. Dog Park parking lot: No parking between the hours of 11:00 p.m. and 5:00 a.m.

1. Except as otherwise provided under section 7.12(2)(a)12.B., on all parking lots and driveways located on city-owned property not limited by other sections of

this Code, there shall be no parking between the hours of 11:00 p.m. and 6:00 a.m.

2. Notwithstanding parking restrictions otherwise set forth in this section 7.12, businesses holding a valid City of Kaukauna Class A/B fermented malt beverage retailer's license, or Class C wine license that exclusively utilize city-owned parking lots and city streets for customer parking may issue a tavern overnight grace permit to patrons for parking on city-owned parking lots. An authorized tavern overnight grace permit shall only apply to parking on city-owned parking lots until 9:00 a.m. of the following day if the permit is issued before 12:00 a.m. or until 9:00 a.m. of the same day if the permit is issued after 12:00 a.m.

b. Four-hour parking.

~~1. Reaume Avenue: Between Second Street and Third Street.
(Move to 90 min parking below)~~

~~2. Progress Way: South side, parallel parking only, for 70 feet both easterly and westerly from the center of the fishing pier/dock in Kelso Pond, between the hours of 6:00 a.m. and 11:00 p.m. only.~~

~~3. Farmland Drive: South side, 190 feet northwesterly from the west curbline of Nature View Court, northwesterly 175 feet.~~

c. Ninety-minute parking.

~~1. Crooks Avenue: Between First Alley and Third Street, except as more limited by subsection (9)(p)(1) of this section.~~

~~2. Crooks Avenue: West side between Third Street and the alley between Third Street and Fourth Street.~~

~~3. Desnoyer Street: East side between Doty Street and Wisconsin Avenue.~~

~~4. Dodge Street: Between Crooks Avenue and First Street Alley.~~

~~5. First Alley: North side between Main Avenue and Crooks Avenue.~~

~~6. Main Avenue: Between First Street Alley and Third Street ~~Alley~~.~~

~~7. Reaume Avenue: East side between Third Street and Fourth Street.~~

8. Second Street: Between Reaume Avenue and Dodge Street.

9. Third Street: Between Reaume Avenue and Dodge Street.

~~10. Wisconsin Avenue: Between Kaukauna Street and the dead-end of East Wisconsin Avenue.~~ Catherine Street.

~~11. Reaume Avenue: Between Second Street and Third Street.~~

~~d. Thirty-minute parking.~~

~~1. The first five parking stalls on the south side of Second Street and immediately west of Reaume Avenue.~~

~~2. The first parking stall on the east side of Island Street immediately north of Maple Street.~~

e. *Fifteen-minute parking.* To be in effect from 8:00 a.m. to 5:00 p.m. daily in the following areas:

1. Crooks Avenue: On the west side of Crooks Avenue, the first parking stall south of East Second Street, and the first parking stall south of East Third Street.

~~2. Dodge Street: On the south side of Dodge Street, the first parking stall east of Quinney Avenue.~~

~~3. Dodge Street: On the south side of Dodge Street, from 80 feet east of the curblin of Quinney Avenue to 98 feet easterly of the curblin.~~

~~4. Main Avenue: On the east side of Main Avenue, each of the first parking stalls north and south of East Second Street.~~

~~5. Second Street: On the south side of East Second Street, the first parking stall east of Main Avenue and the first parking stall west of Crooks Avenue.~~

~~6. Second Street: On the north side of East Second Street, the first parking stall east of Main Avenue.~~

~~7. Third Street: On the south side of East Third Street, the first parking stall west of Crooks Avenue.~~

8. Fourteenth Street: On the north side of 14th Street from 310 feet east of the right-of-way line of Crooks Avenue easterly 20 feet.

~~f. Ten-minute parking.~~

- ~~1. On the north side of Third Street from Reaume Avenue to the corner of the fire department building.~~

~~g. From Thanksgiving to Christmas. From Thanksgiving to Christmas each year, parking on all of the streets listed in subsection (2)(a) of this section shall be limited to 90 minutes between the hours of 8:30 a.m. and 8:30 p.m., Monday through Friday.~~

- h. *General information.* Except for the four-hour limited parking areas which shall be in effect between 6:00 a.m. and 6:00 p.m. and except for the 15 minutes limited parking areas, the period of limited parking shall be between the hours of 8:30 a.m. and 4:00 p.m. for all weekdays except Sundays and legal holidays. In addition, the limited parking to be in effect on Thursdays shall be extended from 8:30 a.m. to 8:30 p.m. The time periods as indicated under this section shall be effective unless modified by ordinances relating to specific streets or portions of streets.

- i. *Police-permitted parking.* No parking at any time on the following city streets, except upon prior written permission from the city police department, or unless expressly permitted elsewhere within this section:

- ~~1. Badger Road.~~
- ~~2. Tower Drive.~~
- ~~3. Prospect Lane.~~
- ~~4. East Line Road.~~
- ~~5. Driessen Drive.~~
- ~~6. Progress Way.~~
- ~~7. North Ridge Drive.~~
- ~~8. Oak Grove Road~~
- ~~9. Electric City Boulevard~~
- ~~10. Farmland Drive~~
- ~~11. Farmland Court~~

- j. *Leased downtown parking.* A limited number of designated parking spaces may be leased to residential or business tenants for the

purpose of overnight parking, subject to the terms, rules, regulations, and limitations set forth within a downtown parking space lease agreement, as adopted hereby and as amended from time to time. Downtown parking space lease agreement applications and permits shall be available from the city clerk's office.

3. *All-night parking prohibited.*

- a. No vehicle shall be left parked or standing unattended between the hours of 2:00 a.m. and 6:00 a.m. on any street in the business district.
- b. Subject to other parking restrictions, no vehicle shall be left parked or standing unattended between the hours of 2:00 a.m. and 6:00 a.m. on any street outside of the business district, except for the following vehicles as defined in Wis. Stats. § 340.01: automobile, commercial motor vehicle, moped, motor bus, motorcycle, motor truck, school bus, tow truck, truck tractor, and road tractor. No trailer, as defined in Wis. Stats. § 340.01(71), shall become a permitted exception to this prohibition by reason of it being attached to a permitted vehicle so as to form a combination or articulated vehicle. Further, a permitted parked vehicle must be currently licensed, fully legally road operable, and on a street permitted for its weight and in a spot otherwise legal to park.

4. *Winter parking restrictions.* During December, January, February, and March, no vehicle shall be left parked or standing unattended as follows:

- a. On any public street of the city between the hours of 2:00 a.m. until 6:00 a.m.
- b. On the southeast side of Roosevelt Street and on the northwest side of Wilson Street at any time.

5. *Street storage prohibited.* No vehicle shall be left parked or standing on any street or parkway in the city for more than 24 continuous hours unless a permit to do so has first been obtained from the chief of police. The term "parkways" means that area between the sidewalk and the nearest curbline running parallel, or generally parallel, thereto.

6. *Terrace parking.* The parking of vehicles shall be permitted on the terrace on the south side of West Third Street from Reaume Avenue to Hendricks Avenue extended, subject, however, to all other parking restrictions presently in effect for that particular area.

7. *Alley parking in a business district.* There shall be no parking of vehicles in any alley in a business district at any time, except for the loading and unloading of merchandise, but at no time shall any vehicle block the traffic in such alley.
8. *Reserved handicapped parking areas.*
 - a. *Handicapped parking.* The police department shall designate the following areas as handicapped parking, that is parking only for motor vehicles being used by a physically disabled person, as defined in Wis. Stats. ~~§ 345.503:~~ 346.503
 1. ~~Six~~ Three handicapped parking spaces diagonally abutting the sidewalk in front of the rectory of St. Mary of the Annunciation Parish at 119 W. 7th Street.
 2. ~~One handicapped parking space on the east side of Main Avenue beginning 15 feet south of the crosswalk, which is also the south right-of-way of Eighth Street.~~
 3. ~~One handicapped parking space diagonally abutting the sidewalk in front of the easterly half of 130 E. Second Street.~~
 4. Two handicapped parking spaces on the southeast side of Grignon Street beginning 15 feet northeasterly of the crosswalk, which is also the northeast right-of-way of Tobacnoir Street.
 5. Two handicapped parking spaces on the north side of Augustine Street beginning 15 feet east of the crosswalk, which is also the northeast right-of-way of Tobacnoir Street.
 6. Three handicapped parking spaces on the northwest side of Desnoyer Street beginning 15 feet north of the crosswalk, which is also the northeast right-of-way of Doty Street.
 - b. No vehicle, other than those as permitted subsection (8)(a) of this section, shall be left parked or standing in the reserved or handicapped parking areas.
9. *School bus loading and unloading zones.* During the hours of 7:30 a.m. to 4:30 p.m. during school days, no person may park, stop, or leave any vehicle standing, whether temporarily or otherwise, upon the following designated areas, except school buses shall be permitted to park in the following designated areas for loading and unloading purposes:

- ~~a. Ann Street: On the south side of West Ann Street from a point 132 feet west of the curbline on Thelen Avenue to a point 456 feet west of the curbline on Thelen Avenue.~~
- ~~b. Brothers Street: On the south side of Brothers Street from a point 57 feet west of the curbline on Lawe Street to a point 184 feet west of the curbline on Lawe Street.~~
- e. Doty Street: On the north side of Doty Street from a point 240 feet to 470 feet west of the curb line of Desnoyer Street
 - ~~1. On the north side of Doty Street from a point 275 feet west of the curbline on Desnoyer Street to a point 450 feet west of the curbline on Desnoyer Street.~~
 - ~~2. On the north side of Doty Street from a point 199 feet west of the curbline on Desnoyer Street to a point 360 feet west of the curbline on Desnoyer Street.~~
- d. (Reserved) Fieldcrest Drive On the east side of the street from a point 300 feet to 700 feet north of the right-of-way line of CTH CE.
- ~~e. Eighth Street: On the south side of East Eighth Street from a point 52 feet east of the curbline on Main Avenue to a point 125 feet east of the curbline on Main Avenue.~~
- f. High Street: On the south side of High Street from a point ~~202~~ 160 feet west of the curbline on Fern Street to a point 490 feet west of the curbline on Fern Street.
- ~~g. Main Avenue: On the west side of Main Avenue from a point 58 feet north of the curbline on West Eighth Street to a point 131 feet north of the curbline on West Eighth Street.~~
- ~~h. Main Avenue: On the west side of Main Avenue from a point 171 feet north of the curbline on West Eighth Street to a point 207 feet north of the curbline on West Eighth Street.~~
- i. (Reserved)
- ~~j. Main Avenue: On the east side of Main Avenue from a point 80 feet north of the curbline of East Ninth Street to a point 130 feet north of the curbline on East Ninth Street.~~
- ~~k. Seventh Street: On the south side of West Seventh Street from a point 107 feet west of the curbline on Main Avenue to a point 177 feet west of the curbline on Main Avenue.~~

- l. ~~Sullivan Avenue: On the west side of the 2400-2500 block of Sullivan Avenue starting at a point 34 feet south of the north driveway entrance to Quinney School to a point 195 feet south of the north driveway entrance to Quinney School. On the west side of Sullivan Avenue north of the curb line of Ann Street 50 feet to 320 feet, 390 feet to 550 feet and 630 to 680 feet.~~
- m. Taylor Street: On the north side of Taylor Street from a point ~~98~~ 150 feet west of the west curblin on Lawe Street to a point 334 feet west of the west curblin on Lawe Street.

10. *Other loading zones.* No person may park, stop, or leave any vehicle standing upon the following designated areas, except for loading or unloading purposes:

- ~~a. Crooks Avenue: On the west side, the first parking stall north of the alley mid-block between Second Street and Third Street from 9:00 a.m. to 3:00 p.m. daily.~~

11. *Removing illegally parked vehicles.* The police department or the street department shall remove, or cause to be removed, any vehicle found parked or unattended, contrary to the provisions of this chapter, to the city garage or other suitable place, and the cost of such removal and storage shall be added to the cost of prosecution and shall be paid by the owner or operator before such vehicle is returned.

12. *Municipal Property Deemed Private.* That area of real property owned by the City of Kaukauna, consisting of what is known as the Police Department employee parking lot and immediately adjacent areas, more particularly described as: The northwesterly 60' of Lot 1 of CSM 6992, shall be private property and may be posted as such and may be secured against entry or access to the public.

CITY OF KAUKAUNA

ORDINANCE NO. 1931-2025

ORDINANCE REPEALING AND REPLACING SECTION 1.55

WHEREAS, City of Kaukauna updated this Section earlier in 2025; and,

WHEREAS, when the Spring Election occurred the ballots we received for Ward 17 indicated being part of District 4 and not District 3.

NOW THEREFORE, it is ordained by the Common Council of the City of Kaukauna, Wisconsin, that Ordinance Section 1.55 of the Kaukauna Municipal Code be repealed and replaced as follows:

BEFORE REPEAL AND REPLACE

The voting places and aldermanic districts for the city shall be as follows:

1. FIRST ALDERMANIC DISTRICT. The First Aldermanic District shall consist of Wards 1, 2, and 3.
2. SECOND ALDERMANIC DISTRICT. The Second Aldermanic District shall consist of Wards 4, 5, and 16.
3. THIRD ALDERMANIC DISTRICT. The Third Aldermanic District shall consist of Wards 6, 7, and 17.
4. FOURTH ALDERMANIC DISTRICT. The Fourth Aldermanic District shall consist of Wards 8, 9, 10, 11, 12, 13, 14, and 15.
5. The voting place for Aldermanic Districts 1 and 2/Wards 1, 2, 3, 4, 5, and 16, shall be in the Municipal Services Building. The voting place for Aldermanic Districts 3 and 4/Wards 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, and 17 shall be in the Street, Parks and Recreation (SPAR) Building.

AFTER REPEAL AND REPLACE

1.55 Voting Places And Aldermanic Districts

The voting places and aldermanic districts for the city shall be as follows:

1. FIRST ALDERMANIC DISTRICT. The First Aldermanic District shall consist of Wards 1, 2, and 3.

2. SECOND ALDERMANIC DISTRICT. The Second Aldermanic District shall consist of Wards 4, 5, and 16.
3. THIRD ALDERMANIC DISTRICT. The Third Aldermanic District shall consist of Wards 6, 7, ~~and 17~~.
4. FOURTH ALDERMANIC DISTRICT. The Fourth Aldermanic District shall consist of Wards 8, 9, 10, 11, 12, 13, 14, ~~and 15~~, and 17.
5. The voting place for Aldermanic Districts shall be as follows:
 - a. Districts 1 and 2/Wards 1, 2, 3, 4, 5, and 16, shall be in the Municipal Services Building.
 - b. Districts 3 and 4/Wards 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, and 17 shall be in the Street, Parks and Recreation (SPAR) Building.

This ordinance shall be in full force and effect from and after its adoption and publication.

APPROVED: _____
Anthony J. Penterman, Mayor

ATTTEST: _____
Kayla Nessmann, Clerk