



**TWO
RIVERS**
WISCONSIN

CITY COUNCIL WORK SESSION

Monday, August 28, 2023 at 6:00 PM

Council Chambers - City Hall, 3rd Floor
1717 E. Park Street, Two Rivers, WI 54241

AGENDA

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Councilmembers: Jeff Dahlke, Bill LeClair, Darla LeClair, Tracey Koach, Tim Petri, Bonnie Shimulunas, Scott Stechmesser, Adam Wachowski

4. ACTION ITEMS

A. Application for New Landscape/Tree Removal License - Recommended for Approval

1. Stangels Handyman Service, LLC, 3315 Parkway Blvd., Two Rivers

Recommended Action:

Motion to approve and authorize the City Clerk to issue the license

B. Recommendation from Environmental Advisory Board, Regarding Change in Name and Objectives for That Board

Recommended Action:

Motion to direct staff to prepare an ordinance amendment, making such changes

5. DISCUSSION ITEMS

A. Update on Planned Bicycle and Pedestrian Safety Improvements in Conjunction with STH 42 Memorial Drive and Washington Street Bridge Resurfacing Planned for 2025--Information Only

B. Report on Monsanto Class Action PCB Litigation--Settlement Payment Received by City of Two Rivers and 132 Other Wisconsin Local Governments, by 2,306 Local Governments Nationwide--Information Only

C. Update on Code Enforcement Activities and Proposals for Ordinances Amendments

D. Reminder: Two Rivers Family Swim Club Representatives will be at the September 18 City Council Meeting, as Will Representatives of the Blue Heron Condominium Association--Information Only

6. ADJOURNMENT

Motion to dispense with the reading of the minutes of this meeting and adjourn

Please note, upon reasonable notice, efforts will be made to accommodate the needs to disabled individuals through appropriate aids and services. For additional information or to request this service, please contact the Office of the City Manager by calling 793-5532.

It is possible that members of and possibly a quorum of governmental bodies of the municipality may be in attendance at the above stated meeting to gather information; no other action will be taken by any

governmental body at the above-stated meeting other than the governmental body specifically referred to above in this notice.



**TWO
RIVERS**
WISCONSIN

**Application for Landscaping/
Tree Removal License**
Municipal Code 7-4-15

For the period ending: 6/30/2024

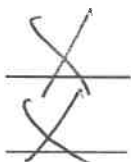
Fee: \$50.00 New or \$25.00 Renewal

Receipt #: 1095178

Date: 08-15-23

I, the undersigned, hereby apply for a Landscaping or Tree Removal License for:

Please Check:



To Plant, Prune, Spray, Trim & Remove Trees & Shrubs

To Remove Trees, Tree Stumps, Wood Chips

I hereby agree to abide by existing rules and regulations and those which may hereafter be adopted by the City of Two Rivers.

Name of Business:

Stanzel's Handyman Service LLC

Business Address:

3315 Parkway Blvd. Two Rivers WI

City/State/Zip Code:

Two Rivers WI 54241

Signature of Owner:

[Signature]

Printed Name of Owner:

NICHOLAS L. STANZEL

Owners Home Address:

3315 Parkway Blvd.

City/State/Zip Code:

Two Rivers WI 54241

Phone Number:

920.207.7103

(FOR OFFICE USE ONLY)

City Forester Approval: _____

License #: _____

Council Approved: _____

Date Issued: _____

Evidence of Insurance: _____

(certificate must be attached)





**TWO
RIVERS**
WISCONSIN

ENVIRONMENTAL ADVISORY BOARD MEETING

Section 4, ItemB.

Tuesday, July 18, 2023, at 5:30 PM

Council Chambers - City Hall, 3rd Floor
1717 E. Park Street, Two Rivers, WI 54241

MINUTES

1. **CALL TO ORDER:** Director Heckenlaible called the meeting to order at 5:30 pm
2. **ROLL CALL**
Board Members:
Present: Tracey Koach, Jake Glaeser, Jay Orvis, Douglas Brandt, Shannon Derby, Corinne Weis
Present via phone: Darla LeClair
Absent: Donald DeBruyn
Staff: Matt Heckenlaible, Scott Ahl
Public: Nancy Orvis
3. **REVIEW AND APPROVAL OF MINUTES**
Minutes from the May 16, 2023, Environmental Advisory Board Meeting – Jake Glaeser made a motion to approve the May 16, 2023, meeting minutes, seconded by Jay Orvis. Motion passed.
4. **PUBLIC INPUT** - None
5. **COMMITTEE BUSINESS: MEMBER UPDATES**
New member - Corinne Weis introduced herself to the other members of the board followed by introductions of the other the board members. Welcome to EAB.
6. **ITEMS FOR DISCUSSION AND ACTION**
 - A. **Review & modify EAB mission statement and objectives - Tracey Koach to lead discussion**
Tracey Koach lead a discussion on proposed modifications of the EAB mission statement stating that to retain excitement of individuals, especially younger people including high school students, of which Koach stated that she may have a few individuals interested. By including “sustainability” into our mission statement may also help with grant opportunities. Koach reviewed the existing mission statement and suggested adding language pertaining to sustainability and the inclusion of four bullet point ‘primary objectives,’ which are shown below. After some additional discussion by the Board, Tracey Koach made a motion to present the attached mission statement along with changing the name of the Board to “Environmental Advisory and Sustainability Board” to the City Council for formal approval, motion seconded by Darla LeClair. Motion passed.

Existing Mission Statement:

Environmental Advisory Board

The Two Rivers Environmental Advisory Board provides feedback and advice to the Public Works Committee on policies, ordinances and administrative procedures regarding environmental protection and the conservation of energy and natural resources.

Members of the Two Rivers Environmental Advisory Board are appointed by the City Manager and confirmed by the City Council to serve a two-year term, expiring on May 1st. City Council Representatives are elected annually. Meetings are on the third Tuesday of each month at 5:30 PM.

Proposed Mission Statement and Board Name:

Environmental Advisory and Sustainability Board

The Two Rivers Environmental Advisory and Sustainability Board (EASB) provides support to the Public Works Committee on policies, programs and administrative procedures promoting environmental protection, sustainability and conservation of energy and natural resources, and public education.

Primary objectives include, but are not limited to:

- *Help develop environmental sustainability initiatives that align with the City's strategic plans.*
- *Assist in developing external funding and partnerships to support City sustainability goals.*
- *Help provide technical assistance on strategies to achieve cost savings through resource conservation and efficiency.*
- *Develop and implement community education, outreach, and forums.*

Members of the Two Rivers Environmental Advisory and Sustainability Board are appointed by the City Manager and confirmed by the City Council to serve a two-year term, expiring on May 1st. City Council Representatives are elected annually. Meetings are on the third Tuesday of each month.

C. Status of Northeast Lakeshore TMDL

Per the WDNR TMDL website, there is nothing new to report which hopefully means that it has been submitted to EPA for review and comment. Public Works has been notified that we will be getting an Urban Planning Grant through the WDNR to update our City-wide stormwater management plan. This grant will help us determine where we stand today with sediment and phosphorus reduction goals and what extra measures we as a City will need to take to achieve the newer proposed requirements within the TMDL. Darla LeClair asked if there is a mechanism out there to allow municipalities to discuss what projects or practices, they are implementing to achieve stormwater management requirements. Director Heckenlaible responded that Two Rivers, along with many other municipalities, belong to a group called the Northeast Wisconsin Stormwater Consortium (NEWSC) to do just that. NEWSC has been around since 2006.

7. ON-GOING PROJECTS

A. Grant Opportunities

1. Watch for opportunities for green infrastructure
2. Note that grant applications need to be considered two years prior to a project
3. Explore development of green infrastructure opportunities near water plant where it would be visible from Memorial Drive and/or from the trails in the area
4. Partner with Woodland Dunes as a residential native plant pollinator
5. Examine the possibility of the City promoting planting only native trees rather than non-native, invasive trees. Public Works staff to check status of tree inventory with Parks and Recreation and if update of tree planting guideline has been done. Roll up with pollinator initiative above?

The City was looking at submitting an application to a relatively new grant entity called the Daybreak Fund but did not feel our projects were a good fit and the timing to fill out the application was short. Darla LeClair stated that she spoke with Mike Mathis, Park & Recreation Director, about the status of the parks and potential projects that may include native planting to help control geese populations and defecation along with the creation of BEE Lawns.

B. Front Yard Vegetable Garden update

1. Website interest
 - * May 2023 - 373 views, 1.08% of City website use
 - * June 2023 - 143 views, 0.34% of City website use
 - Approved applications: May-1, June-1, July-interest expressed but no application
2. Residents are expressing interest in next year's program to start pre-planning
3. Forms available on City website and at City Hall in the Public Works Dept.
4. Where do we go from here?
 - a. Approval for 2024 by City Council
 - b. Promote interest
 - c. Set up citizen led cooperative

Director Heckenlaible started the conversation with a review of website activity and number of permits issued in the months of May and June 2023. Corinne Weis, stated that she was one of the individuals interested in the program and was the first to receive a permit to do a front yard garden. She stated that she saw some information on it in a flyer in a window but thought finding additional information on the City's website was difficult to navigate to. She suggested that possibly adding information to a bill mailing may be beneficial. The Board informed her that it had been included in utility billing information. Darla LeClair stated that she had been on the radio twice promoting the program and that it got a late start due to all the approvals that were necessary to allow the program to proceed. LeClair also stated that she has had several individuals interested in the program that want to start planning their landscaping for the 2024 season. Tracey Koach stated that she had also received inquiries and interest for the 2024 season. Koach also stated that the total number of participants is not necessarily important, but that we achieved some participation is what is important. Upon additional discussion, the Board felt it would be good to try the Front Yard Vegetable Garden program again in 2024. Director Heckenlaible stated that to do so the program would need to go back through the Planning Commission and City Council for modification of Municipal Code allowing the program to continue through 2024.

Tracey Koach made a motion to seek Plan Commission and City Council approval for modification of Municipal Code allowing Front Yard Gardening to occur in 2024, Corinne Weis seconded the motion. Motion passed.

D. Winter Educational Series

1. 2023 Series Dates: October 5th, November 2nd
2. 2024 Series Dates: January 4th, February 1st, March 7th, April 4th
3. Possible subjects for Series #2
 - a. Global climate change not only caused by humans
 - b. Wisconsin Wildlife Protection Programs
 - c. The importance of sustainable development for future generations
 - d. Plants, animals, and organisms that live in our rivers and lake and their purpose and interaction
 - e. The importance of using renewable energy resources
 - f. Repurposing old materials into new, functional items
 - g. Mike Mathis: improvements in Two Rivers Park system and new initiatives
 - h. Vertical plantings
 - i. Pollinator lawns or bee lawns
 - j. Home composting
 - k. Benefits of solar power
 - l. Promoting the benefits of planting trees (repeat program subject)

The Board had a discussion as to several topics noted above and more topics to consider. It was realized that the first session is right around the corner and that a topic and speaker(s) need to be arranged shortly. The Board came to a conclusion that the first topic should be about the Benefits of Solar Power (k) coupled with the importance of using renewable energy resources (e) and the importance of sustainability (c) and ways not to waste resources (open your windows to cool your house rather than using the air conditioning). Director Heckenlaible is tasked to reach out to Brian Dellemann, Electric Utility Director to see if he can produce guest speakers for October 5, 2023, at the Lester Library. Darla LeClair, Shannon Derby, and Corinne Weis will look at the remaining dates and topics and report back to the Board at our next meeting.

8. OTHER ITEMS THAT MAY COME BEFORE THE BOARD, WITH CONSIDERATION AND ACTION, IF NEEDED

Director Heckenlaible spoke about the conceptual next phases of the Sandy Bay Highlands development. With lot sales increasing, the need to create additional lots out in the Sandy Bay Highlands development is necessary but the presence of wetlands makes the layout of lots, roads, and underground infrastructure a challenge. Director Heckenlaible put forth a concept of utilizing the wetlands as part of the stormwater management system and up until recently, had been waiting on WDNR conceptual by-in. That by-in was verbally granted in late June and since then, DPW's consultant has completed a wetland delineation, soil test pits for infiltration and topographic survey. The next steps would be to layout the lots and roadways and create bio-filtration pretreatment devices that would flow into the existing wetlands. Director Heckenlaible stated that he would keep the EAB informed as to progress as it pertains to the development.

9. SET DATE, TIME, AND AGENDA ITEMS FOR NEXT BOARD MEETING(S)

Suggested as Tuesday, September 19, 2023, at 5:30 pm

10. ADJOURNMENT: Jay Orvis made a motion to adjourn the meeting, seconded by Darla LeClair. Motion passed. 6:59 pm

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*governmental body at the above-stated meeting other than the governmental body specific
to above in this notice.*

Section 4, Item B.

--MEMORANDUM--

MEMO TO: City Council

FROM: Gregory E. Buckley
City Manager

DATE: August 25, 2023

SUBJECT: Payment Resulting from Monsanto Class Action Settlement, Pertaining
To PCB Contamination

I have included this matter on the August 28 work session agenda to advise the Council that the City in late April received a check in the amount of \$17,414.03 from a class action lawsuit filed in Federal Court in California, pertaining to pollution of the environment by PCB's produced by Monsanto Co.

This was apparently an "opt-out" class action, where parties were notified of their eligibility for a settlement payment and are then bound by the settlement unless they take action to opt-out. There appears to have been notice sent to the City in the Summer of 2022, although nobody is aware of having received it. In addition to receiving a settlement payment for not "opting out," the City is also subject to a release of future claims against Monsanto, as summarized below:

Plaintiffs and all Settlement Class Members who have not excluded themselves from the Class will release certain claims against the Defendant, its affiliates, certain predecessors and successors, and other parties set forth in the Settlement Agreement. This is referred to as the "Release." Generally speaking, the Release will prevent any Settlement Class Member from bringing any lawsuit or making any claims that Defendant's PCBs and PCB-containing products were defectively designed, that the risks of environmental harm associated with PCBs and PCB-containing products outweighed the benefits of their uses, that Defendant failed to warn of the risks of harm associated with PCBs and PCB-containing products, and that Plaintiffs and the Class suffered property damage as a result of PCB contamination.

2,306 local governmental units nationwide were eligible to participate in the settlement. These were all local governments that hold either wastewater (NPDES) or stormwater (MS4) discharge permits, and are located on a body of water that is impaired by PCB's.

Of those 2,306 units nationwide, it appears that a total of 86 "opted out." In Wisconsin, 137 local units were identified as eligible to participate in the settlement; 5 opted out. I have attached a list of those Wisconsin local units. I have also attached a communication from the League of Minnesota Cities that offers of good, short explanation of this matter. Neither the City Attorney nor I saw anything from the WI League of Municipalities on this topic.

Again, this information is being provided as an FYI. While I would have preferred to bring this matter to you for action on whether or not to "opt out," it appears that the vast majority of eligible units around Wisconsin and the U.S that were included in the "settlement class" ended up as participants.

PCB Settlement Fund
 PCB Monitoring Fund
 1650 Arch St. Suite 2210
 Philadelphia, PA 19103



631632

TWO RIVERS WI
 CITY MANAGER
 GREG BUCKLEY
 1717 E PARK ST
 TWO RIVERS WI 54241-3060

COPY

Payee Name: TWO RIVERS WI

Claim Number: MST12484
 Check Number: 102226
 Check Date: 04/13/2023
 Check Amount: \$17,414.03

Enclosed is your settlement payment as a Monitoring Fund Entity in the class action lawsuit *City of Long Beach, et al. v. Monsanto Company, et al.* in the United States District Court for the Central District of California. This settlement payment has been calculated in accordance with the terms of the Settlement Agreement approved by the Court in the case. More information is available on the settlement website www.PCBClassAction.com. You may also contact the Settlement Administrator through email at info@pcbclassaction.com or by calling (844) 585-1121. Please cash or deposit this check promptly. **This check will be void if it is not cashed or deposited on or before October 13, 2023.**

2410

THIS CHECK IS VOID WITHOUT A COLORED BORDER AND BACKGROUND PLUS A KNIGHT & FINGERPRINT WATERMARK ON THE BACK - HOLD AT ANGLE TO VIEW

PCB Settlement Fund
 PCB Monitoring Fund
 1650 Arch St. Suite 2210
 Philadelphia, PA 19103

Huntington
 National Bank

CHECK NO.

25-2
440

102226

DATE:

04/13/2023

AMOUNT:

\$17,414.03

Pay Seventeen Thousand Four Hundred Fourteen and 03/100*****

To The TWO RIVERS WI
 Order Of 1717 E PARK ST
 TWO RIVERS WI 54241-3060

Verification Available - Positive Pay Protected
 This check will be void after 10/13/2023

AUTHORIZED SIGNATURE

Class Member	State	Population	MS4 NPDES Phase I or II	REVISED Monitoring Fund Allocation
Milton WA	WA	8,169	2	\$ 17,024.47
Moses Lake WA	WA	22,470	2	\$ 17,024.47
Mount Vernon WA	WA	34,506	2	\$ 17,024.47
Mountlake Terrace WA	WA	21,135	2	\$ 17,024.47
Newcastle WA	WA	11,599	2	\$ 17,024.47
Normandy Park WA	WA	6,700	2	\$ 17,024.47
Olympia WA	WA	50,728	2	\$ 17,024.47
Pasco WA	WA	71,618	2	\$ 17,024.47
Pierce County WA	WA	860,072	1	\$ 32,024.47
Port of Olympia	WA	#N/A	2	\$ 27,024.47
Port of Seattle	WA	#N/A	1	\$ -
Port of Tacoma	WA	#N/A	1	\$ -
Port Orchard WA	WA	13,833	2	\$ 17,024.47
Poulsbo WA	WA	10,308	2	\$ 17,024.47
Puyallup WA	WA	40,344	2	\$ 17,024.47
Redmond WA	WA	62,863	2	\$ 17,024.47
Renton WA	WA	101,638	2	\$ 27,024.47
Richland WA	WA	54,742	2	\$ -
SeaTac WA	WA	29,181	2	\$ 17,024.47
Seattle WA	WA	710,510	1	\$ -
Sedro-Woolley WA	WA	11,495	2	\$ 17,024.47
Selah WA	WA	7,723	2	\$ -
Shoreline WA	WA	55,751	2	\$ 17,024.47
Skagit County WA	WA	123,709	2	\$ 27,024.47
Snohomish County WA	WA	787,695	1	\$ 32,024.47
Spokane County WA	WA	497,143	2	\$ -
Spokane Valley WA	WA	95,794	2	\$ -
Spokane WA	WA	214,990	2	\$ -
Steilacoom WA	WA	6,262	2	\$ 17,024.47
Tacoma WA	WA	210,268	1	\$ -
Thurston County WA	WA	273,721	2	\$ 27,024.47
Tukwila WA	WA	20,217	2	\$ -
Tumwater WA	WA	22,380	2	\$ 17,024.47
Union Gap WA	WA	6,154	2	\$ -
University Place WA	WA	32,984	2	\$ 17,024.47
Vancouver WA	WA	178,627	2	\$ 27,024.47
Walla Walla County WA	WA	60,094	2	\$ 17,024.47
Washougal WA	WA	15,467	2	\$ 17,024.47
Wenatchee WA	WA	34,228	2	\$ 17,024.47
West Richland WA	WA	14,216	2	\$ -
Whatcom County WA	WA	216,569	2	\$ 27,024.47
Woodinville WA	WA	12,054	2	\$ 17,024.47
Yakima County WA	WA	249,691	2	\$ -
Yakima WA	WA	93,572	2	\$ -
Algoma WI	WI	3,075	2	\$ 17,024.47
Allouez WI	WI	13,841	2	\$ 17,024.47
Appleton WI	WI	74,433	2	\$ 17,024.47
Ashwaubenon WI	WI	17,184	2	\$ 17,024.47
Bayside WI	WI	4,410	2	\$ 17,024.47
Bellevue WI	WI	15,570	2	\$ 17,024.47
Beloit WI	WI	36,691	2	\$ 17,024.47
Big Bend WI	WI	1,315	2	\$ 17,024.47
Brookfield WI	WI	39,200	1	\$ 22,024.47
Brown County WI	WI	259,546	2	\$ 27,024.47

WI


Opted Out

WI

Class Member	State	Population	MS4 NPDES Phase I or II	REVISED Monitoring Fund Allocation
Brown Deer WI	WI	12,051	2	\$ -
Burlington WI	WI	10,658	2	\$ 17,024.47
Butler WI	WI	1,821	2	\$ 17,024.47
Caledonia WI	WI	24,841	2	\$ -
Calumet County WI	WI	49,600	2	\$ 17,024.47
Cedarburg WI	WI	11,503	2	\$ 17,024.47
Chippewa County WI	WI	63,526	2	\$ 17,024.47
Chippewa Falls WI	WI	14,003	2	\$ 17,024.47
Combined Locks WI	WI	3,577	2	\$ 17,024.47
Cudahy WI	WI	18,980	2	\$ -
Dane County WI	WI	530,885	2	\$ 27,024.47
De Pere WI	WI	24,850	2	\$ 17,024.47
Delafield WI	WI	7,502	2	\$ 17,024.47
Douglas County WI	WI	43,351	2	\$ 17,024.47
Eau Claire County WI	WI	102,941	2	\$ 27,024.47
Eau Claire WI	WI	68,276	2	\$ 17,024.47
Eden WI	WI	874	2	\$ 17,024.47
Elmwood Park WI	WI	506	2	\$ 17,024.47
Fitchburg WI	WI	28,814	1	\$ 22,024.47
Fond du Lac County WI	WI	102,201	2	\$ 27,024.47
Fond du Lac WI	WI	42,853	2	\$ 17,024.47
Fox Point WI	WI	6,705	2	\$ -
Franklin WI	WI	36,262	2	\$ 17,024.47
Glendale WI	WI	13,078	2	\$ -
Grafton WI	WI	11,583	2	\$ -
Green Bay WI	WI	104,719	2	\$ 27,024.47
Greendale WI	WI	14,256	2	\$ 17,024.47
Greenfield WI	WI	36,943	1	\$ 22,024.47
Hobart WI	WI	8,555	2	\$ 17,024.47
Holmen WI	WI	9,843	2	\$ 17,024.47
Howard WI	WI	19,318	2	\$ -
Howards Grove WI	WI	3,245	2	\$ 17,024.47
Hudson WI	WI	13,605	2	\$ 17,024.47
Janesville WI	WI	64,029	2	\$ 17,024.47
Jefferson County WI	WI	84,485	2	\$ 17,024.47
Kaukauna WI	WI	15,941	2	\$ 17,024.47
Kenosha County WI	WI	167,954	2	\$ -
Kenosha WI	WI	99,485	2	\$ 17,024.47
Kewaskum WI	WI	4,153	2	\$ 17,024.47
Kimberly WI	WI	6,735	2	\$ 17,024.47
Kohler WI	WI	2,087	2	\$ 17,024.47
Kronenwetter WI	WI	7,587	2	\$ 17,024.47
La Crosse County WI	WI	117,733	2	\$ 27,024.47
La Crosse WI	WI	51,851	2	\$ 17,024.47
Lake Hallie WI	WI	6,625	2	\$ 17,024.47
Lannon WI	WI	1,167	2	\$ 17,024.47
Little Chute WI	WI	11,289	2	\$ 17,024.47
Madison WI	WI	252,485	1	\$ 32,024.47
Manitowoc WI	WI	32,845	2	\$ 17,024.47
Maple Bluff WI	WI	1,344	2	\$ 17,024.47
Marathon County WI	WI	135,057	2	\$ 27,024.47
Marinette WI	WI	10,615	2	\$ 17,024.47
McFarland WI	WI	8,427	2	\$ 17,024.47
Menasha WI	WI	17,698	2	\$ 17,024.47

WI

Class Member	State	Population	MS4 NPDES Phase I or II	REVISED Monitoring Fund Allocation
Menomonee Falls WI	WI	36,755	2	\$ 17,024.47
Mequon WI	WI	23,476	2	\$ -
Merrill WI	WI	9,157	2	\$ 17,024.47
Merton WI	WI	3,599	2	\$ 17,024.47
Middleton WI	WI	19,062	1	\$ 22,024.47
Milton WI	WI	5,556	2	\$ 17,024.47
Milwaukee County WI	WI	948,301	1	\$ -
Milwaukee WI	WI	597,123	1	\$ 32,024.47
Monona WI	WI	8,170	1	\$ 22,024.47
Mosinee WI	WI	3,992	2	\$ 17,024.47
Mount Pleasant WI	WI	26,699	2	\$ -
Mukwonago WI	WI	7,823	2	\$ 17,024.47
Muskego WI	WI	24,867	2	\$ 17,024.47
Neenah WI	WI	25,845	2	\$ 17,024.47
New Berlin WI	WI	39,770	2	\$ 17,024.47
North Bay WI	WI	237	2	\$ 17,024.47
North Fond du Lac WI	WI	5,088	2	\$ 17,024.47
Oak Creek WI	WI	36,037	2	\$ 17,024.47
Oconomowoc Lake WI	WI	590	2	\$ 17,024.47
Oconomowoc WI	WI	16,558	2	\$ 17,024.47
Oliver WI	WI	407	2	\$ 17,024.47
Omro WI	WI	3,566	2	\$ 17,024.47
Onalaska WI	WI	18,627	2	\$ 17,024.47
Oshkosh WI	WI	66,517	2	\$ 17,024.47
Outagamie County WI	WI	184,755	2	\$ 27,024.47
Ozaukee County WI	WI	88,327	2	\$ 17,024.47
Paddock Lake WI	WI	2,984	2	\$ 17,024.47
Pewaukee WI	WI	14,332	1	\$ 22,024.47
Pewaukee WI	WI	8,184	2	\$ 17,024.47
Pleasant Prairie WI	WI	20,759	2	\$ -
Plover WI	WI	12,651	2	\$ 17,024.47
Port Washington WI	WI	11,656	2	\$ 17,024.47
Portage WI	WI	10,349	2	\$ 17,024.47
Racine County WI	WI	194,913	2	\$ -
Racine WI	WI	77,455	2	\$ 17,024.47
Richfield WI	WI	11,618	2	\$ 17,024.47
River Falls WI	WI	15,336	2	\$ 17,024.47
River Hills WI	WI	1,599	2	\$ 17,024.47
Rock County WI	WI	161,394	2	\$ 27,024.47
Rothschild WI	WI	5,310	2	\$ 17,024.47
Saukville WI	WI	4,465	2	\$ 17,024.47
Schofield WI	WI	2,184	2	\$ 17,024.47
Sheboygan County WI	WI	115,099	2	\$ -
Sheboygan Falls WI	WI	7,853	2	\$ 17,024.47
Sheboygan WI	WI	48,576	2	\$ 17,024.47
Sherwood WI	WI	2,878	2	\$ 17,024.47
Shorewood Hills WI	WI	2,039	2	\$ 17,024.47
Shorewood WI	WI	13,423	2	\$ -
South Milwaukee WI	WI	21,124	2	\$ 17,024.47
St. Croix County WI	WI	87,603	2	\$ 17,024.47
St. Francis WI	WI	9,471	2	\$ 17,024.47
Stevens Point WI	WI	26,363	2	\$ 17,024.47
Stoughton WI	WI	13,126	1	\$ 22,024.47
Suamico WI	WI	12,535	2	\$ -



Class Member	State	Population	MS4 NPDES Phase I or II	REVISED Monitoring Fund Allocation
Superior WI	WI	26,334	2	\$ 17,024.47
Superior WI	WI	660	2	\$ 17,024.47
Sussex WI	WI	10,773	2	\$ 17,024.47
Thiensville WI	WI	3,182	2	\$ 17,024.47
Twin Lakes WI	WI	6,062	2	\$ 17,024.47
Two Rivers WI	WI	11,211	2	\$ 17,024.47
Washington County WI	WI	134,386	2	\$ 27,024.47
Waukesha WI	WI	68,376	2	\$ 17,024.47
Waukesha County WI	WI	398,561	2	\$ 27,024.47
Waunakee WI	WI	13,581	2	\$ 17,024.47
Wausau WI	WI	38,430	2	\$ 17,024.47
West Bend WI	WI	31,654	2	\$ 17,024.47
West Milwaukee WI	WI	4,181	2	\$ 17,024.47
West Salem WI	WI	4,983	2	\$ 17,024.47
Weston WI	WI	15,099	2	\$ 17,024.47
Whitefish Bay WI	WI	14,061	2	\$ -
Wind Point WI	WI	1,703	2	\$ 17,024.47
Winnebago County WI	WI	169,637	2	\$ 27,024.47
Wisconsin Rapids WI	WI	17,898	2	\$ 17,024.47
Belle WV	WV	1,185	2	\$ 17,024.47
Benwood WV	WV	1,332	2	\$ 17,024.47
Bethlehem WV	WV	2,396	2	\$ 17,024.47
Bluefield WV	WV	10,056	2	\$ 17,024.47
Ceredo WV	WV	1,340	2	\$ 17,024.47
Charleston WV	WV	48,784	2	\$ 17,024.47
Chesapeake WV	WV	1,482	2	\$ 17,024.47
Clarksburg WV	WV	15,883	2	\$ 17,024.47
Dunbar WV	WV	7,473	2	\$ 17,024.47
Eleanor WV	WV	1,577	2	\$ 17,024.47
Fairmont WV	WV	18,489	2	\$ 17,024.47
Follansbee WV	WV	2,801	2	\$ 17,024.47
Glen Dale WV	WV	1,440	2	\$ 17,024.47
Huntington WV	WV	47,592	2	\$ 17,024.47
Kenova WV	WV	3,094	2	\$ 17,024.47
Marmet WV	WV	1,432	2	\$ 17,024.47
McMechen WV	WV	1,810	2	\$ 17,024.47
Montgomery WV	WV	1,570	2	\$ 17,024.47
Moundsville WV	WV	8,647	2	\$ 17,024.47
Nitro WV	WV	6,655	2	\$ 17,024.47
Parkersburg WV	WV	30,373	2	\$ 17,024.47
Poca WV	WV	986	2	\$ 17,024.47
South Charleston WV	WV	12,723	2	\$ 17,024.47
St. Albans WV	WV	10,454	2	\$ 17,024.47
Vienna WV	WV	10,474	2	\$ 17,024.47
Weirton WV	WV	18,867	2	\$ 17,024.47
Wellsburg WV	WV	2,624	2	\$ 17,024.47
Wheeling WV	WV	27,408	2	\$ 17,024.47
Williamstown WV	WV	2,931	2	\$ 17,024.47
Winfield WV	WV	2,350	2	\$ 17,024.47



Cities Receive Checks From Monsanto Settlement

April 24, 2023

The checks are legitimate and intended as compensation for potentially unnecessary testing and mitigation efforts.

Minnesota cities and counties are beginning to receive sizable checks from a Monsanto Class Action Settlement. Cities should rest assured that these checks — for approximately \$17,000, \$27,000, or \$32,000 — are legitimate. They are intended as compensation for testing and mitigation efforts, which might not have been necessary if not for the actions of the Class Action Defendant.

Class action lawsuit details

Not too long ago, several large and mostly West Coast cities sued Monsanto for manufacturing a class of industrial chemicals called polychlorinated biphenyls (PCBs), which were released into the environment between the 1930s and 1977.

By early 2022, a class action lawsuit was established: *City of Long Beach v. Monsanto Co.*, Case No. 2:16-CV-03493-FMO-AS (C.D. Ca.). The suit alleged various causes of action against Monsanto for PCB-related impairments to the environment, including to water bodies. The cities alleged that PCBs were present at sites and public properties, including in stormwater, stormwater and wastewater systems, water bodies, sediment, natural resources, fish, and wildlife.

Members of the certified class include government subdivisions that are covered under MS4 (municipal separate storm-sewer system) permits in the drainage areas of or near to specific types of or listed water bodies. A notice was mailed to potential class members around the end of March 2022. As this was an opt-out class action, any potential members of the class that wanted to pursue the causes of action on their own had to opt out by July 25, 2022.

[View the court-approved notice sent to potential class members \(pdf\).](#)

Settlement payments

During the week of April 17, all members of the class automatically received a payment from a portion of the settlement called the “Monitoring Fund.” This included many government subdivisions in Minnesota.

In addition to consideration for release from claims, the payment is intended to compensate for “PCB sampling and/or any other mitigation efforts in the Settlement Class Member’s sole discretion, as part of compliance with applicable law.” All class members within Minnesota should be aware, this is the only money they will receive automatically from the settlement.

[View a list of government subdivisions in Minnesota that received settlement payments \(pdf\).](#)

Finally, class members should know there is one more opportunity for additional funding but only for special cases. The settlement includes a “Special Needs Fund” set aside to address “a significant regional, state, or national benefit, cost, or contribution” regarding bodies of water “impaired by PCBs through stormwater and/or dry weather runoff.” A special master has been appointed to receive and evaluate applications to this fund. Cities seeking to apply to the Special Needs Fund must do so within one year and 14 days of the date the Monitoring Fund checks were mailed.

- [Apply to the Monsanto Class Action Settlement Special Needs Fund](#)
- [View the settlement website for more information](#)

[Read more news articles](#)

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