



Common Council Meeting

Whitewater Municipal Building Community Room,
312 West Whitewater St., Whitewater, WI 53190
*In Person and Virtual

Tuesday, January 21, 2025 - 6:30 PM

Citizens are welcome (and encouraged) to join our webinar via computer, smart phone, or telephone.
Citizen participation is welcome during topic discussion periods.

Please click the link below to join:

<https://us06web.zoom.us/j/81459357638?pwd=g2bEmiZsUsVF1vMA66nb9LWQlop6R6.1>

Telephone: +1 (312) 626-6799 US

Webinar ID: 814 5935 7638

Passcode: 878627

Please note that although every effort will be made to provide for virtual participation, unforeseen technical difficulties may prevent this, in which case the meeting may still proceed as long as there is a quorum. Should you wish to make a comment in this situation, you are welcome to call this number: (262) 473-0108.

AGENDA

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

A councilmember can choose to remove an item from the agenda or rearrange its order; however, introducing new items to the agenda is not allowed. Any proposed changes require a motion, a second, and approval from the Council to be implemented. The agenda shall be approved at each meeting even if no changes are being made at that meeting.

CONSENT AGENDA

Items on the Consent Agenda will be approved together unless any council members requests that an item be removed for individual consideration.

1. Approval of Common Council Meeting Minutes from December 3, 2024 and December 17, 2024.
2. Public Works Committee Meeting Minutes from December 10, 2024.
3. TDS request for easement along north side of Lot G adjacent to W. North Street.
4. WE Energies request for easement in Outlot 3 of the Park Crest Subdivision.
5. Acceptance of resignation from the Community Development Authority.

- [6.](#) WPPSA Agreement
- [7.](#) Evidence Garage Design RFP.
- [8.](#) Removal from Urban Forestry Commission.
- [9.](#) Storm Water Utility Rate Analysis by Ehler's.
- [10.](#) Side Letter with WPPA regarding Spanish Speaking Stipend.

CITY MANAGER REPORT

STAFF REPORTS

- [11.](#) Tuesday, February 18, 2025 Common Council Meeting - **City Clerk**
- [12.](#) TDS Update-**Finance**
- [13.](#) HR Core Services Report- **HR**
- [14.](#) Newcomb Street Speed Date- **PD**

HEARING OF CITIZEN COMMENTS

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RESOLUTION

- [15.](#) Resolution Dedicating public roadway land described in CSM 1541(Starin Road) for public highway purposes.-**Public Works**

ORDINANCES

First Reading

- [16.](#) **Ordinance 2025-O-3** an ordinance annexing territory to the City of Whitewater, Wisconsin, Pursuant to Section 66.021(12) Wisconsin Statutes by Unanimous Approval.-
Neighborhood Services
- [17.](#) **Ordinance 2025-O-4** an ordinance amending the zoning map and the zoning classification in regard to certain property Tax Parcel /HAS 00048D in the City of Whitewater.-
Neighborhood Services
- [18.](#) **Ordinance 2025-O-5** an ordinance amending the zoning map and the zoning classification in regard to the Irvin L Young Library in the City of Whitewater.-**Neighborhood Services**
- [19.](#) **Ordinance 2025-O-6** an ordinance amending the zoning map and the zoning classification in regard to the Municipal Building in the City of Whitewater.-**Neighborhood Services**

Second Reading

20. **Ordinance 2024-O-28** an Ordinance to Create section 2.08.130 Temporary Appointments to Ensure Quorum-**City Attorney**

CONSIDERATIONS

21. Discussion and Possible Action regarding the award of Contract 7-2024, 2025 Lead Service Line Replacement. -**Public Works**
22. Discussion and Possible Action regarding T-Mobile request for renegotiating terms of lease extension. - **Public Works**
23. Discussion and Possible Action regarding Approval of Proposed Scope of Services for the development of new Comprehensive Outdoor Recreation Plan with Southeastern Wisconsin Regional Planning Commission - **Parks**
24. Councilmember Requests for Future Agenda Items or Committee items. Questions

FUTURE AGENDA ITEMS

25. Public Hearing for the Creation of the City of Whitewater Trippe and Cravath Lake District- **February 18, 2025**
26. WAFC Committee restart-**Hicks Q1 2025**
27. Update from Landmarks Committee regarding Starin Park Water Tower- **Schanen May 2025**
28. Public Comment for Boards and Committees-**Hicks Q1 2025**
29. Public Surveys-**Hicks Q1 2025**
30. 2024 Year End Code Enforcement Update.- **Q1 2025**
31. Report on the Lakes District- **May 6, 2025**
32. RFP for Police Department Evidence Garage- January 21, 2025
33. Starin Road Speed Bump Update-**Smith Q2**
34. Window Ordinance for all Business-**Schanen Q1**

CLOSED SESSION Adjourn to Closed Session, TO RECONVENE, pursuant to Wisconsin Statutes 19.85(1)(c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility and 19.85(1)(e) "Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session.

CLOSED SESSION Adjourn to Closed Session, TO RECONVENE, pursuant to Wisconsin Statutes 19.85(1)(c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. Item to be discussed: City Manager's Performance Evaluation

CS-35. Update on Transition to New City Attorney- HR

CS-36. City Manager's Performance Evaluation-**HR**

CONSIDERATIONS

37. Discussion and Possible Action regarding City Manager's Performance Evaluation- **HR**

ADJOURNMENT

Anyone requiring special arrangements is asked to call the Office of the City Manager / City Clerk (262-473-0102) at least 72 hours prior to the meeting.

2023-2025 City of Whitewater's 5 strategic goals: Build single-family homes, Communicate with the community without the newspaper, Support a thriving business community, Recruitment and retention efforts with a focus on diversity, and Prioritization of expenditures with available resources.



Common Council Meeting

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Tuesday, December 03, 2024 - 6:30 PM

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MINUTES

CALL TO ORDER

Council President Singer called the meeting to order at 6:30 pm.

ROLL CALL

PRESENT

Council President Patrick Singer

Councilmember Neil Hicks

Councilmember Brienne Brown

Councilmember Lisa Dawsey Smith

Councilmember Brian Schanen

City Attorney Jonathan McDonnel

City Manager John Weidl

Public Works Director Brad Marquardt

City Clerk Heather Boehm

ABSENT

Councilmember Greg Majkrzak

Councilmember Orin Smith

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

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Motion made to Approve the Agenda and move item 31, the Tanis Properties Development Agreement to Open Session, by Councilmember Dawsey Smith, Seconded by Councilmember Brown.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen

CONSENT AGENDA

Items on the Consent Agenda will be approved together unless any council members requests that an item be removed for individual consideration.

Motion made to Approve the Consent Agenda by Councilmember Dawsey Smith, Seconded by Councilmember Schanen.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen

1. Approval of Common Council Meeting Minutes from November 7, 2024.
2. Police and Fire Commission Meeting Minutes from July 1, 2024.
3. Library Board of Trustees Meeting Minutes from October 21, 2024.
4. Park Board Meeting Minutes from August 21, 2024
5. Urban Forestry Meeting Minutes from July 22, 2024, August 26, 2024 and September 23, 2024.
6. CDA Meeting Minutes from October 17, 2024.
7. Joint Review Board Meeting Minutes from November 1, 2023.
8. Employee Bonuses
9. Update on MFA

CITY MANAGER REPORT

City Manager Weidl gave his bi-monthly update of City events and accomplishments, including reports from the following departments: Public Works, IT, Neighborhood Services, Library, Parks and Recreation, Police, and Human Resources.

STAFF REPORTS

10. WAFC year-end financial update. -**Parks**
Parks Director Boehm gave an update on the financials for the 2024 year end for the Whitewater Aquatic and Fitness Center.

11. Update on Walworth Avenue Temporary Limited Easements- **Public Works**
Public Works Director Marquardt gave an update on the Temporary Limited Easements.
12. Job Performance and Satisfaction References for Gilbank Construction Inc, for Bunk House Remodel- **FD**
City Manager Weidl pointed out the Job Performance and Satisfaction References that were in the Council Packet were all in order and Gillbank Construction Inc, is a qualified contractor for the Bunk House Remodel.

HEARING OF CITIZEN COMMENTS

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There were no public comments at this time.

RESOLUTION

13. Resolution Creating the City of Whitewater Trippe and Cravath Lake District- **Parks**
Kurt Zipp Chair of the Lakes Advisory Committee presented on why the City of Whitewater should form a Lakes District.

Council decided to postpone the vote for the Lakes District until the December 17, 2024 Common Council meeting when all Councilmembers will be present.

Support Memo from Eric Olson below:

12/2/2023

To: City of Whitewater Lakes Advisory Committee From: Eric Olson Director, Extension Lakes

Our office was asked by City of Whitewater staff to summarize some points about Lake Districts as elected and appointed officials consider forming a new district to help benefit Trippe and Cravath Lake. Extension Lakes at UW Stevens Point has been assisting communities form lake districts since Wisconsin lawmakers first created statutes that allow for them to be created and operated 50 years ago. Lake districts have proven to be a popular option for raising funds needed for lake care, there are now over 260 lake districts across the state with four to five new districts formed annually.

Lake districts are primarily formed because a local community desires a dedicated funding stream for relatively expensive projects like integrated aquatic plant management, maintenance of dams and other infrastructure, and acquisition of lands that are important for public access or protecting water quality. Governance of the lake district budget is unique in that all residents of a district and property owners in a district have a

direct voice in shaping the budget by participating in the annual meeting. This, coupled with a levy rate cap, historically has helped calm concerns that a new lake district will result in “runaway taxes” for impacted landowners.

I am optimistic that a lake district can help create an increased focus on the rehabilitation of Trippe and Cravath Lakes to the benefit of the residents of Whitewater. Feel free to reach my office with any questions or concerns you have about lake districts in Wisconsin.

Eric Olson

Director, Extension Lakes

715-346-2192

cc: Jennifer Jefferson, WI DNR Lake and Rivers Team; Heidi Bunk, WI DNR Regional Biologist

Jeff Knight (405 Panther Ct) Wants the lakes district board to have representatives from all districts of the city.

Don Huntington (Lake Lorraine) voiced his concerns about the deterioration of Trippe and Cravath Lakes.

Jill Gerber (234 S Pleasant St) suggested putting the Lake District referendum on the ballot with the school district and Police Safety referendum. Also would like the cost spelled out clearly as well.

Ginny Coburn stated the committee is made of volunteers that live on the lake. Also commented that there would no money commitment now, that is decided at the annual meeting and every year there is an annual meeting with discussion on what to accomplish with the lakes.

14. **2025 Salary Resolution-Finance**

Motion made to approve the 2025 Salary Resolution by Councilmember Brown, Seconded by Councilmember Hicks.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen

ORDINANCES

First Reading

15. **Ordinance 2024-O-26** an Ordinance amending Section 9.12.010 to allow dogs off leash at the Whitewater Bark Park inside the fences- **Parks**

Motion made approve Ordinance 2024-O-26 an ordinance amending section 9.12.010 to allow dogs off lease at the Whitewater Bark Park inside the fences by Councilmember Hicks, Seconded by Councilmember Schanen.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen

Motion made waive the second reading of the above ordinance by Councilmember Brown, Seconded by Councilmember Schanen.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen

Second Reading

16. **Ordinance 2024-O-24** an Ordinance to the City of Whitewater Municipal Code Chapter 19, specifically Section 19.48.020 Institutional District Uses, adding Libraries, Municipal Buildings, Public and Semi Public Uses. -**Municipal Code Enforcement**

Motion made to approve Ordinance 2024-O-24 an ordinance to the City of Whitewater Code 19, specifically Section 19.48.020 Institutional District Uses, adding Libraries, Municipal Buildings, Public and Semi Public uses, by Councilmember Dawsey Smith, Seconded by Councilmember Schanen.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen

17. **Ordinance 2024-O-25** An ordinance amending Section 1.21.010 Schedule of Deposits to Increase Bond Amount for Violations of Chapter 11.56.010(4) General Parking Violations-**Finance**

Motion made to approve Ordinance 2024-O-25 amending Section 1.21.010 schedule of deposits to increase bond amount for violations of Chapter 11.56.010(4) General Parking Violations by Councilmember Dawsey Smith, Seconded by Councilmember Schanen.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen

CONSIDERATIONS

18. Discussion and Possible Action regarding the Cost of Installation for the Safe Haven Baby Box- **FD**

Motion made to award the installation contract to J.H. Findorff & Son Inc, by Councilmember Dawsey Smith, Seconded by Councilmember Brown.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen.

19. Discussion and Possible Action to recommend approval of WAFC HAVC bid to Southport Engineering in the amount of \$276,100 for repairs to Leisure Pool air handler, duct work and control replacement.- **Parks**

Motion made to approve the WAFC HVAC bid to Southport Engineering in the amount of \$276,100 for repairs to the Leisure Pool air handler, duct work, and control replacement by Councilmember Dawsey Smith, Seconded by Councilmember Brown.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen

20. Discussion and Possible Action regarding WAFC Capital Campaign-**Parks**

Motion made to approve the hiring of Sweeney Research as consultants for a WAFC Capital Campaign not to exceed \$23,000 by Councilmember Schanen, Seconded by Councilmember Brown.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen

21. Discussion and Possible Action regarding Review of Updated Permit Fees- **Economic Development Director**

Motion made to approve the updated Permit fees by Councilmember Schanen, Seconded by Councilmember Brown.

Voting Yea: Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen

Voting Nay: Council President Singer

22. Discussion and Possible Action regarding Public Comment Feedback- **Finance**

Motion made to direct staff to draft an ordinance with the below amendments with the framework listed in the packet by Council President Singer, Seconded by Councilmember Hicks.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen

Motion made to amend shall to may sign in by Councilmember Hicks, Seconded by Councilmember Dawsey Smith.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen

Chuck Mills (366 Whiton) asked the Council if he chooses to speak during a meeting on a topic and if new information was presented, can he get up and speak again.

Jill Gerber (234 S Pleasant) wanted to support Chuck Mills comment. Wants public to speak after Council speaks.

Motion made to amend motion to add a second public speaking period if the majority of the Council agrees by Councilmember Hicks, Seconded by Councilmember Schanen.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith.

Voting Nay: Councilmember Schanen.

23. Councilmember Requests for Future Agenda Items or Committee items. Questions

Councilmember Schanen would like the Window Ordinance to come back that was discussed at the Alcohol Licensing Committee, as well as the Chapter 19 and 20 clean up.

Councilmember Hicks would like the Public Comment discussion to incorporate the Boards and Committees as well. He would also like to see PollCo or some other sort of polling or surveys be brought back to poll the public.

FUTURE AGENDA ITEMS

24. Resolution to raise Permit Fees - **Economic Development Director December 17, 2024**
25. Debriefing of 2024 General Election- **Schanen December 17, 2024**
26. Starin Road Pedestrian Study- **Schanen December 17, 2024.**
27. Update from Landmarks Committee regarding Starin Park Water Tower- **Schanen May 2025**
28. Ordinance to create Alternates for all Committees in order for all Committees to make Quorum- **Hicks December 17, 2024**
29. Public Safety Referendum question- **December 17, 2025**
30. Audio/Visual System Updated in Council Chamber-**Hicks December 17, 2024**

CLOSED SESSION Adjourn to Closed Session, TO RECONVENE, pursuant to Wisconsin Statutes 19.85(1)(e) "Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. Items to be discussed:

- CS-31. Development Agreement with Tanis Properties, LLC - **Economic Development Director**
This was not discussed in Closed Session.

CONSIDERATIONS

32. Discussion and Possible Action Regarding Development Agreement with Tanis Properties, LLC - **Economic Development Director**

Motion made to approve the Development Agreement with Tanis Properties by Councilmember Hicks, Seconded by Councilmember Dawsey Smith.
Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith
Voting Abstaining: Councilmember Schanen

ADJOURNMENT

Motion made to adjourn at 8:40 pm by Councilmember Hicks, Seconded by Councilmember Dawsey Smith.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Schanen

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2023-2025 City of Whitewater's 5 strategic goals: Build single-family homes, Communicate with the community without the newspaper, Support a thriving business community, Recruitment and retention efforts with a focus on diversity, and Prioritization of expenditures with available resources.



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*In Person and Virtual

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MINUTES

CALL TO ORDER

Council President Singer called the meeting to order at 6:30 pm.

ROLL CALL

PRESENT

Council President Patrick Singer
Councilmember Neil Hicks
Councilmember Brienne Brown
Councilmember Lisa Dawsey Smith
Councilmember Greg Majkrzak online
Councilmember Orin Smith online
Councilmember Brian Schanen

City Attorney Jonathan McDonnel

City Manager John Weidl

Public Works Director Brad Marquardt

City Clerk Heather Boehm

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

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introducing new items to the agenda is not allowed. Any proposed changes require a motion, a second, and approval from the Council to be implemented. The agenda shall be approved at each meeting even if no changes are being made at that meeting.

Motion made approve the agenda and move number 16 the Starin Road Pedestrian update to right before number 11 the by Councilmember Schanen, Seconded by Councilmember Brown.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Majkrzak, Councilmember Smith, Councilmember Schanen

CONSENT AGENDA

Items on the Consent Agenda will be approved together unless any council members requests that an item be removed for individual consideration.

Motion made approve the Consent Agenda adding number 15 to the Consent Agenda by Councilmember Dawsey Smith, Seconded by Councilmember Schanen.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Majkrzak, Councilmember Smith, Councilmember Schanen

1. Approval of Common Council Meeting Minutes from November 19, 2024.
2. Police and Fire Commission Meeting Minutes from November 18, 2024.
3. Lakes Advisory Meeting Minutes from September 11, 2024.
4. Public Works Committee Meeting Minutes from November 12, 2024.
5. November 2024 Financials

CITY MANAGER REPORT

City Manager Weidl gave his bi-monthly update of City events and accomplishments, including reports from the following departments: Public Works, IT, Neighborhood Services, Library, Parks and Recreation, Police, and Human Resources.

STAFF REPORTS

6. Update on Public Hearings for Resolutions-**City Attorney**

City Attorney McDonnel gave an update on when Public Hearings are required for Resolutions.

7. Competitive Bidding process.- **City Attorney**

City Attorney McDonnel gave an update the Competitive Bidding process.

8. Debriefing of 2024 General Election- **City Clerk**

City Clerk Boehm went over the survey results that was given to the election inspectors that worked the 2024 General Election and went over what worked, what didn't and a brief plan for upcoming elections.

9. Audio/Visual System Updated in Council Chamber-**Media Services**
City Manager Weidl went over what staff found for updating the Council Chamber's audio/visual system.
10. WI DNR Sanitary Survey Report for the Water Department-**Public Works**
Public Works Director Marquardt went over the WI DNR Sanitary Survey Report for the Water Department.

HEARING OF CITIZEN COMMENTS

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Mike Smith commented on the Christmas at Cravath lights, the Chili Cook off being held at Cravath Lakefront Park and the Starin Park Water Tower.

RESOLUTION

11. Resolution Creating The City of Whitewater Trippe and Cravath Lake District- **Parks**
Motion made to postpone the resolution until May 6 to give staff time to do more research by Councilmember Dawsey Smith, Seconded by Councilmember Schanen. Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Majkrzak, Councilmember Smith, Councilmember Schanen

Chuck Mills (S Whiton) asked if a survey could be done to see if other communities with a lake district, what the success rate was.

Kurt Zipp (611 E Clay St) commented that he would like the Lakes Advisory Committee to see and go over questions posed from the Council.

Jeff Knight (405 Panther Ct) commented he would like to see a public hearing, a mailing, something to let other people in the city know what is going on with posed Lakes District.

Motion made postpone to May 6, 2025, Public hearing February 20, and four community engagement sessions by Councilmember Hicks, Seconded by Councilmember Dawsey Smith.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Majkrzak, Councilmember Smith,

Councilmember Schanen

ORDINANCES

First Reading

12. **Ordinance 2024-O-27** an Ordinance amendment of Chapter 5.20.030 Alcohol Beverages Licensee Conditions (Window Ordinance). - **PD**

Motion made to approve first reading of Ordinance 2024-O-27 by Councilmember Dawsey Smith, Seconded by Councilmember Schanen.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Majkrzak, Councilmember Smith, Councilmember Schanen.

Councilmember Dawsey Smith asked that staff check with other communities to see about extending this ordinance to all store fronts.

13. **Ordinance 2024-O-28** an Ordinance to Create section 2.08.130 Temporary Appointments to Ensure Quorum- **City Attorney**

Motion made to approve first reading of Ordinance 2024-O-28 by Councilmember Schanen, Seconded by Councilmember Hicks.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Majkrzak, Councilmember Smith, Councilmember Schanen.

Council instructed staff to list what committees/board/commission that this would apply to and would not apply to, and bring that back in the second reading.

CONSIDERATIONS

14. Discussion and Possible Action regarding Public Safety Referendum Question- **Finance/PD**

No action was taken with this item. Council did choose the option "B" 1.176 Million, adding not to exceed language. Final question decision to be made January 7, 2025 Common Council meeting.

15. Discussion and Possible Action regarding purchasing a single axle plow truck instead of replacing the quad axle dump truck as listed in the 2025 CIP Budget- **Public Works**

This item was included in the Consent Agenda and approved with that vote.

16. Discussion and Possible Action regarding the closure of Starin Road between Prairie Street and Warhawk Drive to vehicular traffic- **Public Works**

Motion made to lower speed limit to 15 mph, add additional stop signs, and speed bumps/tables and come back and re-evaluate in 6 months by Councilmember Hicks, Seconded by Council President Singer.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Dawsey Smith, Councilmember Schanen

Voting Nay: Councilmember Brown, Councilmember Majkrzak, Councilmember Smith

Motion made to direct staff to bring back at the June 17, 2025 meeting by Councilmember Smith, Seconded by Councilmember Brown.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Majkrzak, Councilmember Smith, Councilmember Schanen

Motion made approve lowering the speed limit, add stop signs and speed bumps and bring back to council at the June 17, 2025 meeting for re-evaluation by Councilmember Majkrzak, Seconded by Councilmember Smith.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Majkrzak, Councilmember Smith, Councilmember Schanen

Steffanie Hicks (Tower Hill Pass) spoke in opposition of the Starin Rd closure.

Jay Craggs (178 N Park St) spoke in favor of the Starin Rd closure.

Douglas Bradley (S Cottage St) spoke in favor of the Starin Rd closure.

Dean Lesch (1260 Tower Hill Pass) spoke in opposition of the Starin Rd closure.

Jane Mortensen (N219 Cty Rd N) spoke in opposition of the Starin Rd closure.

Ben Holden (resident) spoke in opposition of the Starin Rd closure.

Larry Kachel (457 S Buckingham Blvd) spoke of a compromise of both sides, suggested stop signs, lights, speed bumps, lowering the speed limit, force students to use crosswalks. Suggested trying it for a semester and then come back to reevaluate.

Jeff Knight (405 Panther Ct) Suggested looking into the past traffic study.

Chuck Mills (336 S Whiton) spoke in opposition of closing Starin Rd.

Brenda Jones, Vice Chancellor of Finance and Admin Affairs from UW Whitewater spoke in favor of closing Starin Rd from 6 am to 6 pm while students are on campus.

Councilmember Hicks read the following statement into record:

To start, I want to state that at the DPW meeting on December 10th, I was not for this closure, but a motion and a second with a 3-vote committee, ensured it was coming to the council. I did vote YES to bring it to the council for further public scrutiny and get it in front of the 7 council members who are elected to make these decisions for the community.

I had asked for additional attempts to resolve this issue by use of signs, street lightning, flashing lights, etc – to only have it labeled as a band aid. This supposed issue on Starin did not start this year, not last year, not even before COVID. Adults have been crossing this stretch of road for 50+ years. Suggesting we MUST close the road, and NOW – is keen to amputating your arm to heal a

papercut. However, there are things we (the city & the UW) can do together to prevent accidents, while not cutting off a major artery of the city. In the last 5 years, there has been only 5 incidents on the stretch of Starin road we are considering, and NONE of them involved pedestrians. In comparison, on Main Street, there were 46 incidents, and 5 DID involve pedestrians!

This test showed some movement of traffic, both north to Schwager and south to Main Street. Schwager may have had a 68% increase in traffic, but even with Starin closed, Schwager still only had 25% of what Main Street has on a daily average traffic count. Additionally, the UWW noted an increase of 400 cars per day on Prince Street. The intersection of Prince and Main will become congested and create additional safety concerns. In the last 5 years, there have been 19 incidents at the intersection of Prince and Main, 3 of which involved pedestrians. Prince Street contains walking traffic for elementary aged kids attending Lincoln. Adding this additional traffic to an already hazardous intersection is foolish. We don't shut down Prince Street in front of the school for the busses offloading K-5 elementary school kids, who would be more distracted and possibly make more erratic decisions, such as darting out in traffic. As part of the transportation committee discussions with the Whitewater Unified School District, Nelsons Bus service and the city department of public works – we have learned that parents are not sending their kids to school due to the unsafe nature crossing Main Street.

We don't shut down Elizabeth Street in front of the middle school, to avoid students running across the street to their parents' waiting cars on Laurel, Melrose and Court Streets.

We don't shut down possibly the busiest intersection in the city from 745 to 8AM at Elizabeth and Walworth, to allow middle school traffic, high school traffic, bus traffic and resident commuter traffic to safely pass thru; all while middle school and high school students also walk thru that intersection. However, just this past fall, the UW police department promptly worked with WWUSD under an existing memorandum of understanding, to add a paid crossing guard to that intersection in the morning and afternoon.

Shutting down Starin road goes against the recommendations of the City Manager, the Chief of Police, the Chief of the Fire Department, and the streets department. I am completely against the idea of closing down Starin road, in any capacity.

I would move to table this discussion until June 2025, and direct staff to communicate with the university on other potential resolutions to cross walks on Starin Road.

FUTURE AGENDA ITEMS

Councilmember Hicks would like to see the WAFC committee come back

17. Update from Landmarks Committee regarding Starin Park Water Tower- **Schanen May 2025**
18. Public Comment for Boards and Committees-**Hicks Q1 2025**
19. Public Surveys-**Hicks Q1 2025**
20. Chapter 19 and 20 cleanup- **Schanen Q1 2025**
21. 2024 Year End Code Enforcement Update.- **Q1 2025**

ADJOURNMENT

Motion made to adjourn at 9:29 pm by Councilmember Dawsey Smith, Seconded by Councilmember Schanen.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Dawsey Smith, Councilmember Majkrzak, Councilmember Smith, Councilmember Schanen

Anyone requiring special arrangements is asked to call the Office of the City Manager / City Clerk (262-473-0102) at least 72 hours prior to the meeting.

2023-2025 City of Whitewater's 5 strategic goals: Build single-family homes, Communicate with the community without the newspaper, Support a thriving business community, Recruitment and retention efforts with a focus on diversity, and Prioritization of expenditures with available resources.



Public Works Committee Meeting

Cravath Lakefront Room, 2nd floor

312 W. Whitewater St.

Whitewater, WI 53190

*In Person and Virtual

Tuesday, December 10, 2024 - 5:00 PM

MINUTES

CALL TO ORDER

The Public Works Committee meeting was called to order by Board President Hicks at 5:00 p.m.

ROLL CALL

PRESENT: Board Member Orin Smith, Board Member Neil Hicks, Board Member Greg Majkrzak

ABSENT: None

OTHERS: Marquardt

APPROVAL OF AGENDA

Motion made by Board Member Majkrzak to approve the agenda for Tuesday, December 10, 2024, Seconded by Board Member Smith.

Voting Yea: Board Member Smith, Board Member Hicks, Board Member Majkrzak

Voting Nay: None

APPROVAL OF MINUTES

1. Approval of minutes from November 12, 2024

Motion made by Board Member Majkrzak to approve the minutes from November 12, 2024, Seconded by Board Member Smith.

Voting Yea: all via voice (3)

Voting Nay: None

HEARING OF CITIZEN COMMENTS

None

NEW BUSINESS

2. Discussion and Possible Action regarding the closure of Starin Road between Prairie Street and Warhawk Drive to vehicular traffic.

Marquardt stated the University is looking to improve the safety of pedestrians crossing Starin Road within the campus area. One possibility the University wanted to explore was closing Starin Road to vehicular traffic between Warhawk Drive and Prairie Street during weekday school hours. To see what issues might arise, Starin Road was closed to traffic Monday – Friday from 6:00 am to 6:00 pm from October 7 – October 18, 2024. Traffic cameras were installed on Main Street and Schwager Drive to collect vehicle data from October 7 – November 1, 2024.

Data was provided for Main Street and Schwager Drive. The Volume Change Summary (VCS) tables showed an increase, on average, of 541 more vehicles per day on Main Street and 838 more vehicles per day on Schwager Drive between the hours of 6:00 am and 6:00 pm during the weekday. This was an increase of 6.3% and 68.2% respectively during that timeframe. On Main Street the Average Week Day Traffic (AWDT) was 8,968 with Starin Road open and 9,454 with Starin Road closed. On Schwager Drive

the AWDT was 1,448 with Starin Road open and 2,309 with Starin Road closed. The AWDT on Starin Road in February 2024 was 3,677.

Marquardt noted comments were provided from various City departments. In general, the consensus was to leave Starin Road open due to: reduced police response times, the additional traffic added to an already busy Main Street, pedestrian accidents on Main Street versus none on Starin Road, the closure of Starin Road not incorporating all of the busy campus crosswalks crossing Starin Road, and the unknowns with snow plowing operations.

Brenda Jones and Kelsey Servi were in attendance from UW-Whitewater. Jones noted the University also had their own counters located on Prince Street and N. Prairie Street. It indicated an increase of approximately 40 vehicles per day on N. Prairie Street and approximately 400 vehicles per day on Prince Street. The difference noticed on N. Prairie Street when it was open versus when it was closed was fairly unchanged. However, on Prince Street the numbers did increase. Perhaps the vehicles on Main Street were traveling to Prince Street to go to Warhawk Drive to access the parking lots. That number averaged in the 400-vehicle range on Prince Street. Foot traffic on campus did not change significantly. The crosswalk at N. Prince Street was still highly used.

Servi noted students seemed to flow down to the area that was closed to cross the street because there was no waiting for cars in that area. Students seemed to use the safest crossing option presented to them.

Jones stated from a traffic perspective, it seemed as if the majority of the traffic went north to Schwager Drive. That area has less of an impact since it is not a highly residential street. That street goes through the northern end of the campus.

Jan Bilgen, 178 N. Park Street, spoke as a former Council member. There are so many opportunities to look at this request and not do a band aid regarding signage and lighting. The University has been working diligently on these issues with students for years. After reviewing the data, it looked like students were going around trying to figure out the new pattern. That may have been why Schwager Drive was used differently. She believes they would see a change in pattern once the area was put into a non-barricaded format. The response time is understood as a concern. There are a lot of other institutions and other folks that use the temporary signages that allow triggers to have those things open to allow fire and EMS to get through. She thanked everyone for their service on this issue, and encouraged everyone to support this request.

Jane Mortensen, N219 County Road N, is a former employee of the University and a citizen of the area. One question she asked, "Are these people not adults?" Are they not going to go out into the real world, possibly work in Chicago, and not have to pay attention? There are many other busy streets. Are they going to close those streets as well? These students are adults and she does not support this request.

Hicks stated he would like to see the possibility of additional less intrusive option before resorting to the closure. In lieu of closing the street, could additional signage be added as well as better lighting by the bookstore crosswalk. He mentioned streets are not closed by the elementary schools. The School District Transportation Committee he sat on heard comments about parents already not letting their kids cross Main Street, even at traffic signal controlled intersections, because of the amount of traffic.

Majkrzak mentioned there are more opportunities with pedestrian accidents on Starin Road than anywhere else in the City. He also stated if there are other areas in the City that need to be looked at for pedestrian safety, the City should do that.

Smith did not specifically receive any emails; however, she did hear conversations of students who appreciated the closure. She also mentioned the University did have a CSO at the crosswalk west of Warhawk Drive that was not included in the Starin Road closure.

Motion made by Board Member Majkrzak to forward the Discussion and Possible Action regarding the closure of Starin Road between Prairie Street and Warhawk Drive to vehicular traffic to Council, Seconded by Board Member Smith.

Voting Yea: Board Member Majkrzak, Board member Hicks, Board Member Smith

Voting Nay: None

Marquardt stated this item will be on the Council meeting agenda for Tuesday, December 17, 2024.

3. Discussion and Possible Action regarding purchasing single axle plow truck instead of replacing the quad axle dump truck as listed in the 2025 CIP budget.

Included in the 2025 CIP budget is \$250,000 for the replacement of the quad axle dump truck. Instead of moving forward with this purchase, the Street Department would like to purchase a single axle plow truck in 2025. The single axle plow truck was tentatively scheduled for purchase in 2026: however, staff was informed the truck dealer currently has a chassis available. The chassis cost is \$133,517, leaving the remaining \$116,483 for outfitting the plow truck. We are in the process of receiving estimates for the outfitting but believe it will be around \$150,000.

The replacement of the quad axle dump truck was in the 2024-2025 CIP budget approved in November 2023 and was included in the 2025 CIP budget approved in November 2024.

As mentioned above the chassis cost is \$133,517 and the outfitting estimated at \$150,000 for a total of around \$284,000. The truck will not be ready until 2026. The additional \$34,000 can be budgeted for in the 2026 budget within the 215 Equipment Replacement Fund.

Staff would like to take advantage of the available single axle plow truck chassis and push back the replacement of the quad axle dump truck. Based on this, staff recommends a motion to replace the quad axle dump truck with a single axle plow truck in the 2025 CIP budget and forward to council.

Motion made by Board Member Smith to approve purchasing a single axle plow truck instead of replacing the quad axle dump truck as listed in the 2025 CIP budget, Seconded by Majkrzak.

Voting Yea: Board Member Hicks, Board Member Majkrzak, Board Member Smith

Voting Nay: None

4. Discussion and Possible Action regarding the WI-DNR Sanitary Survey Report for the Water Department.

DNR staff visited the Water Department on November 14, 2024, to do a Sanitary Survey. This survey evaluates the systems' source, facilities, equipment, operation, maintenance, and management as they relate to providing safe drinking water.

The report outlines the final findings, discusses problems that need to be addressed, and timelines for corrective action. No Significant Deficiencies were identified. Only one Deficiency was identified, which was to install a 24-mesh screen on the reservoir’s vents. This item was corrected the next day by City staff. The report contains 10 Recommendations, which staff will review. No Non-Confirming Features were identified. The report also indicated the Water Utility has an excellent record in compliance with monitoring and reporting requirements.

Marquardt stated this agenda item will go to Council as a staff report.

No action is required.

FUTURE AGENDA ITEMS

- Board Member Smith would like to explore other pedestrian safety options for Main Street.
- Board Member Smith would like an update from the Whitewater Unified School District Transportation Committee.

ADJOURNMENT

Motion made by Board Member Majkrzak to adjourn the Public Works Meeting at 5:36 p.m., Seconded by Board Member Smith.

Voting Yea: all via voice (3)

Voting Nay: None

Respectfully submitted,
Alison Stoll

Alison Stoll, Administrative Assistant
Department of Public Works

Please note – there was no Zoom recording of this meeting due to technical difficulties.

*Minutes Approved on January 14, 2025



Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	WE Energies Easement
Staff Contact (name, email, phone):	Brad Marquardt, bmarguardt@whitewater-wi.gov , 262-473-0139

BACKGROUND

(Enter the who, what, when, where, why)

TDS is looking to provide service to a property on the east side of 1st Street south of W. North Street. In order to do so, they need to bore from the north side of W. North Street to a power pole located on city property within Lot G, south of W. North Street. The service line would then go up the power pole and overhead to the property seeking service. TDS is requesting an easement from the south right-of-way line of W. North Street to the power pole on city property as depicted in the attached Easement. The legal description will be added based on the exact location of the installation.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

The Public Works Committee recommended approval of the easement at their January 14, 2025 meeting.

FINANCIAL IMPACT

(If none, state N/A)

N/A

STAFF RECOMMENDATION

Staff recommends a motion to approve the easement.

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. TDS Easement

DOCUMENT NO. 001

EASEMENT

This Easement is made as of the last signature date below by City of Whitewater (“**Grantor**”).

Grantor is the owner of the real property located at 201-211 W North St, Whitewater, WI 53190, identified as Parcel Identification Number OT 00024 (the “**Parcel**”).

Grantee wishes to acquire limited rights to access and use a portion of the Parcel measuring approximately **EASEMENT DESCRIPTION** as more particularly described in the attached Exhibit A (the “**Easement Area**”).

NOW, THEREFORE, for valuable consideration of \$1.00 and other good and valuable consideration, Grantor does hereby give, grant and convey to **Deposit Telephone Company, Inc. /dba TDS Telecom** and its successors and assigns (collectively, “**Grantee**”), a perpetual easement upon, in, under, over, across, and along the Parcel to the extent outlined below (the “**Easement**”):

RETURN TO:

Attn: Sean Murray
Route Acquisition
TDS Telecom
525 Junction Road
Madison WI 53717

Parcel ID #: OT 00024

1. Grantee may construct, use, maintain operate, alter, add to, repair, replace, and/or remove its facilities consisting of electronic telecommunications cabinets, poles, pedestals, overhead and underground cables, wires, ducts, conduits, and other equipment and accessories pertaining to the operation of Grantee’s telecommunications systems (collectively, the “**Facilities**”) upon, in, under, over, across, and along the Easement Area.
2. Grantee will have the right of ingress to and egress from the Easement Area via the Parcel.
3. Grantee may cut down and control the future growth of trees, brush and other vegetation in the Easement Area which may, in Grantee’s sole but reasonable judgment, interfere with Grantee’s use of the Easement.
4. Grantee will repair any physical damage to the Parcel caused by Grantee’s use of the Easement; alternatively, in Grantee’s sole discretion, Grantee may compensate Grantor for the reasonable value of such damage.
5. Grantor may not engage in any activity that interferes with or unduly inconveniences Grantee’s full use and enjoyment of the Easement; otherwise, Grantor may use any portion of the Parcel, inside or outside the Easement Area, in any reasonable manner.
6. Any Facilities installed within the Easement Area at Grantee’s expense shall remain Grantee’s property, removable at Grantee’s option.
7. Grantor covenants that they are the sole owners of the Parcel and the Parcel is free and clear of any encumbrances and liens that may interfere with the rights conveyed to Grantee herein.

8. Grantor's and Grantee's obligations under this Easement shall be binding upon their respective successors and assigns.

<i>TDS TELECOM USE ONLY</i>
Company No.
Easement No.
Exchange No.
WBS Element:

DATED: _____

Signature

Print Name

Signature

Print Name

STATE OF WISCONSIN)
) SS.
COUNTY OF WALWORTH)

On this day _____ personally appeared before me, the undersigned, a Notary Public in and for the above-referenced state, proved to me through presentation of a government-issued identification card to be the person(s) whose name(s) is/are subscribed to the foregoing Easement and acknowledged to me that (s)he/they executed the same for the purposes and consideration expressed therein. Given under my hand and seal of office this ____ day of _____, 20____.

Signature of Notary

SEAL

Printed Name of Notary

Notary Public, _____ County, State of _____

My Commission Expires: _____ [DATE]

The instrument was drafted by: TDS Telecommunications LLC
Insertions by:

EXHIBIT A
Description of Easement Area



Staking Sheet Package

SHSD Whitewater 0929002 0929CA ISP OSP

Clarity Project ID: PR011781

WBS Code: TC-220929023

Company: TDS Telecom

Whitewater

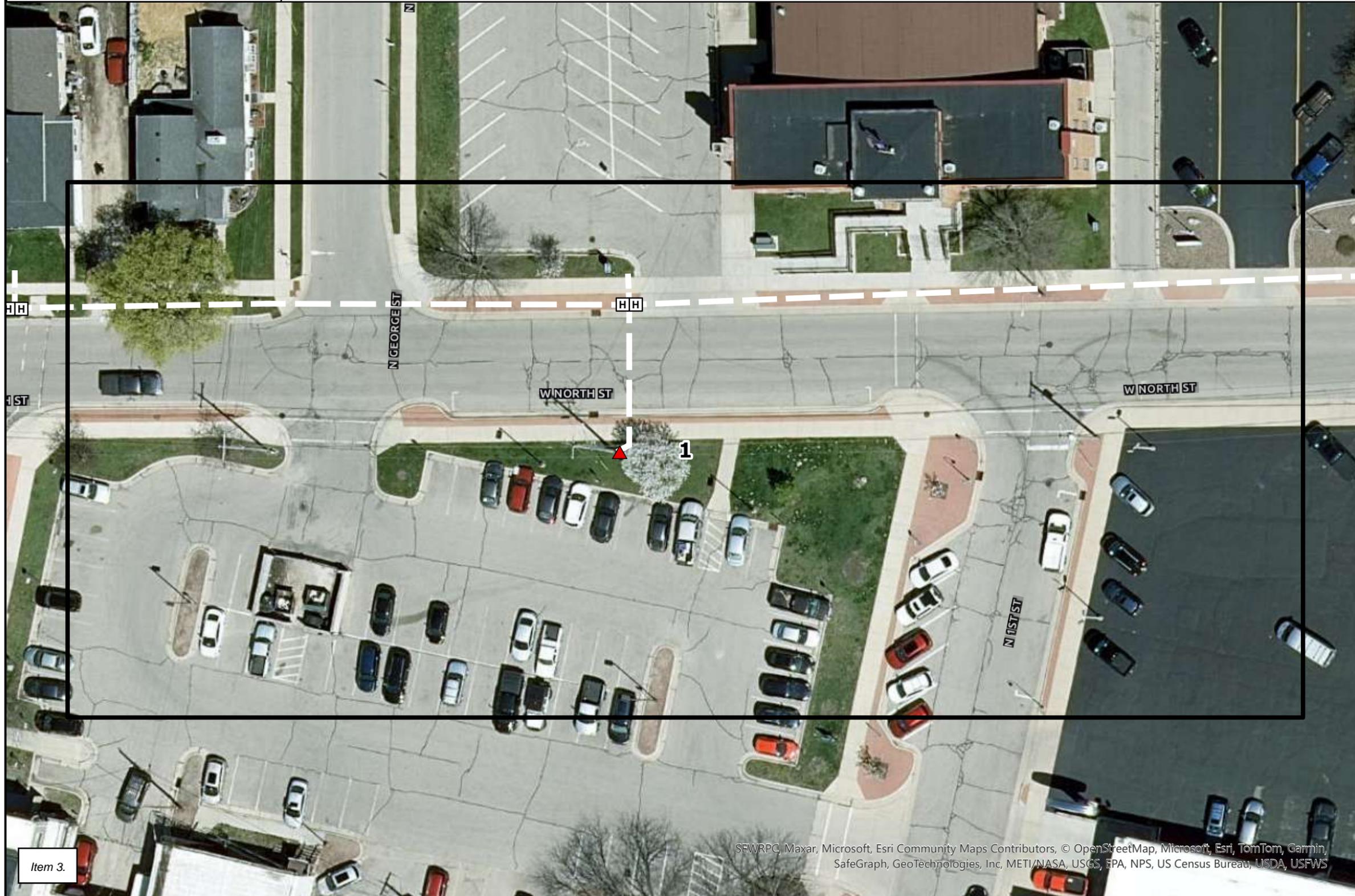
January 7, 2025

0929CA_03B

Contacts

Contact: Contact 1*
Phone Number: Contact 1 Phone Number*

Contact: Contact 2*
Phone Number: Contact 2 Phone Number*



- [H] Handhole
- ▲ Pedestal
- Pole
- Bore Pit
- ⊕ Install Method Transition
- [D] Internal Demarcation Point
- [EXT D] External Demarcation Point
- [M] Existing Meet Me HH/Ped
- * Other
- LGX
- ⊗ Splice Enclosure
- ⊗ Aerial to Buried Cable Transition
- ⊗ Cable Install Method Transition
- LGX-MUB Fiber Panel
- <all other values>
- ~ Overhead Guy Only
- ~ 6M Strand Placed Prior to Cable Overlash
- ~ Overlash Duct on Existing Aerial Strand
- ~ Overlash Duct on 6M Strand
- ~ Aerial
- ~ Micro Trench
- ~ Micro Trench Shallow
- ~ Plow
- ~ Open Trench
- ~ In Duct
- ~ Trench
- ~ Bore
- ~ Sidewalk Bore
- ~ Existing Conduit
- ~ Provided Duct
- ~ Direct Buried
- ~ Buried Service Entrance Assembly
- ~ Check Path Type and Labor Unit
- ~ Distribution Cable
- ~ Transport Cable
- ~ Verify Transport Status Field is Populated
- ~ Cable
- ⇒⇒ Copper
- ⇒⇒ Fiber
- Project
- Node Boundary
- Public Utility Easement
- TDS Leased Easement
- TDS Owned Easement
- CATV/Phone
- Gas
- Irrigation
- Power
- Sewer
- Storm
- Water
- Culvert
- Road Centerline

Item 3.



Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	WE Energies Easement
Staff Contact (name, email, phone):	Brad Marquardt, bmarguardt@whitewater-wi.gov , 262-473-0139

BACKGROUND

(Enter the who, what, when, where, why)

WE Energies is in the process of providing electrical service to the final phase of the Park Crest Subdivision. As part of that installation, they would like to tie the electrical service on Peninsula Lane in with the electrical service on Tower Hill Pass. In order to do so they need a 10-foot easement across Outlot 3 of the subdivision as shown in Exhibit A of the attached Easement. The work would be completed via boring methods.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

The Public Works Committee recommended approval of the easement at their January 14, 2025 meeting.

FINANCIAL IMPACT

(If none, state N/A)

N/A

STAFF RECOMMENDATION

Staff recommends a motion to approve the easement.

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. WE Easement

**DISTRIBUTION EASEMENT
UNDERGROUND**

Document Number

WR NO. **5017469** IO NO. **16640**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, **CITY OF WHITEWATER**, hereinafter referred to as "Grantor", owner of land, hereby grants and warrants to **WISCONSIN ELECTRIC POWER COMPANY, a Wisconsin corporation doing business as We Energies**, hereinafter referred to as "Grantee", a permanent easement upon, within, beneath, over and across a part of Grantor's land hereinafter referred to as "easement area".

The easement area is described as a strip of land ten (10) feet in width being a part of OUTLOT 3, **Park Crest Subdivision**, located in part of the Northeast 1/4 of the Southeast 1/4 of Section 31 and part of the Northwest 1/4 of the Southwest 1/4 of Section 32, Township 5 North, Range 15 East, City of Whitewater, Jefferson County, Wisconsin.

The location of the easement area with respect to Grantor's land is shown on the attached drawing, marked Exhibit "A", and made a part of this document.

RETURN TO:
We Energies
PROPERTY RIGHTS & INFORMATION GROUP
231 W. MICHIGAN STREET, ROOM P129
PO BOX 2046
MILWAUKEE, WI 53201-2046

292-0515-3141-
(Parcel Identification Number)

- 1. Purpose:** The purpose of this easement is to construct, install, operate, maintain, repair, replace and extend underground utility facilities, conduit and cables, electric pad-mounted transformers, manhole, electric pad-mounted switch-fuse units, electric pad-mounted vacuum fault interrupter, concrete slabs, power pedestals, riser equipment, terminals and markers, together with all necessary and appurtenant equipment under and above ground as deemed necessary by Grantee, all to transmit electric energy, signals, television and telecommunication services, including the customary growth and replacement thereof. Trees, bushes, branches and roots may be trimmed or removed so as not to interfere with Grantee's use of the easement area.
- 2. Access:** Grantee or its agents shall have the right to enter and use Grantor's land with full right of ingress and egress over and across the easement area and adjacent lands of Grantor for the purpose of exercising its rights in the easement area.
- 3. Buildings or Other Structures:** Grantor agrees that no structures will be erected in the easement area or in such close proximity to Grantee's facilities as to create a violation of all applicable State of Wisconsin electric codes or any amendments thereto.
- 4. Elevation:** Grantor agrees that the elevation of the ground surface existing as of the date of the initial installation of Grantee's facilities within the easement area will not be altered by more than 4 inches without the written consent of Grantee.
- 5. Restoration:** Grantee agrees to restore or cause to have restored Grantor's land, as nearly as is reasonably possible, to the condition existing prior to such entry by Grantee or its agents. This restoration, however, does not apply to any trees, bushes, branches or roots which may interfere with Grantee's use of the easement area.
- 6. Exercise of Rights:** It is agreed that the complete exercise of the rights herein conveyed may be gradual and not fully exercised until some time in the future, and that none of the rights herein granted shall be lost by non-use.
- 7. Binding on Future Parties:** This grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.
- 8. Easement Review:** Grantor acknowledges receipt of materials which describe Grantor's rights and options in the easement negotiation process and furthermore acknowledges that Grantor has had at least 5 days to review this easement document or voluntarily waives the five day review period.

Grantor:

CITY OF WHITEWATER

By: _____

JOHN WEIDL/ CITY MANAGER

By: _____

HEATHER BOEHM/ CITY CLERK

Acknowledged before me in _____ County, Wisconsin, on _____, _____,
by JOHN WEIDL, the CITY MANAGER and HEATHER BOEHM, the CITY CLERK OF THE CITY OF WHITEWATER,
on behalf of the municipal corporation, by its authority.

Notary Public Signature, State of Wisconsin

Notary Public Name (Typed or Printed)

(NOTARY STAMP/SEAL)

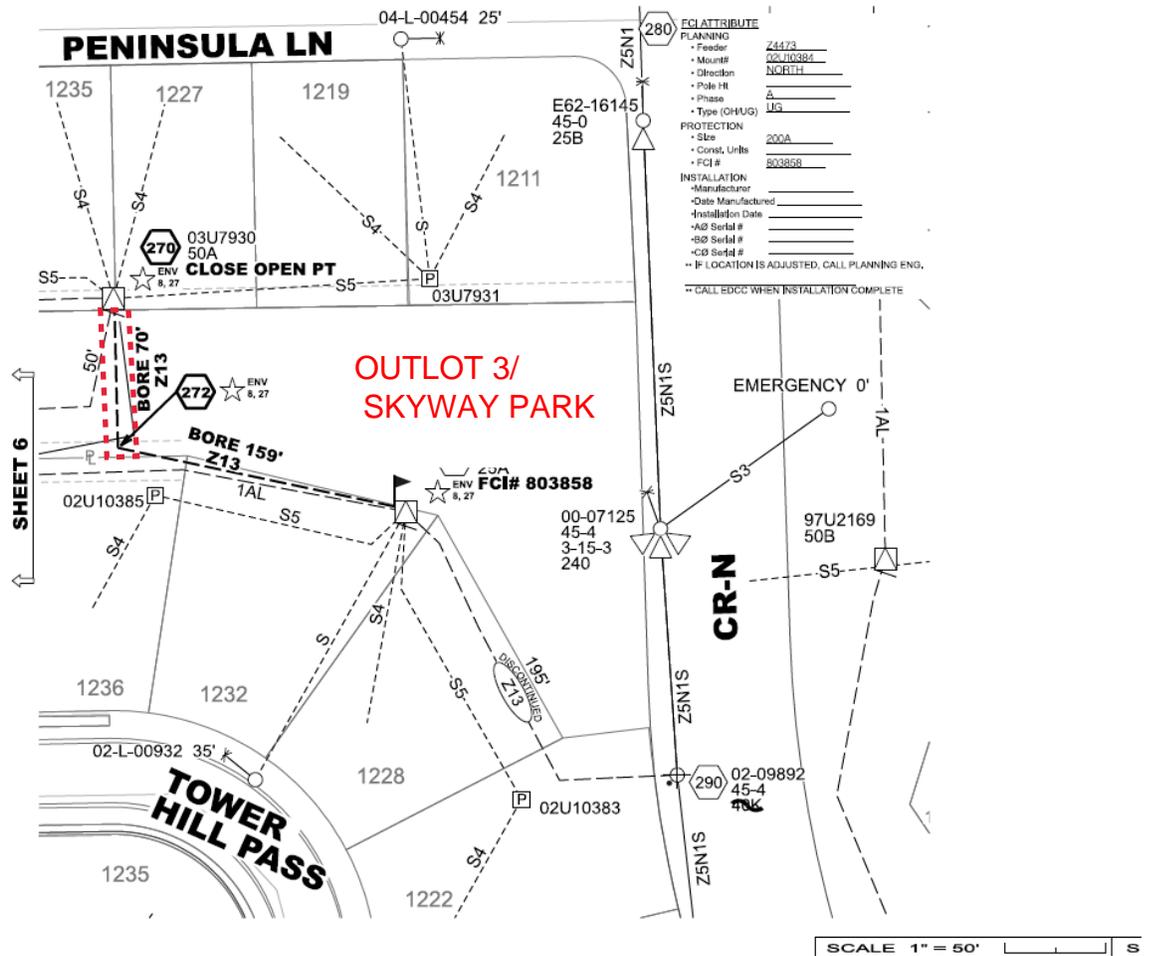
My commission expires _____

This instrument was drafted by Jeff Fowle on behalf of Wisconsin Electric Power Company, PO Box 2046, Milwaukee, Wisconsin 53201-2046.

EXHIBIT A

ELECTRIC WORK REQUEST

5017469



 = 10' WIDE UNDERGROUND UTILITY EASEMENT AREA

024 12:58:23 PM

January 7, 2025

Dear Common Council President Singer and City Council Members,

I am submitting this open letter to resign immediately from the Community Development Authority. I do this with reservations, however, with the current heavy emphasis on providing TIF supported funds to subsidize multifamily developments, I cannot continue my service in good conscience.

It was hard to understand providing \$5.1 million to the huge apartment complex on the east side, but now we are selling the only M1 zoned industrial property with rail access for another apartment development. Additionally, we are going to use TIF and low-income housing money to support sixty apartments on the southwest side of the city. It is hard to understand why these developments need any TIF support at all. I am convinced that the market is so good for apartments that no help from the city is needed. All this does is tie up the TIF districts for 17 to 20 years with significant subsidies and this is a mistake.

The public needs to be further engaged in this concept of expanding multifamily growth the way the city is currently proposing. We have somewhere between 65 and 70 percent of our total properties as rental. As a result, we are out of balance with the ratio of rental to privately owned homes. The Southeastern Wisconsin Planning Commission even presented to the city that our apartment vacancy rate is between 4-6% which met HUD guidelines.

I think this effort to promote more rentals is out of sync with the residents' views based on the last strategic planning process that was completed by UW Extension. I would encourage everyone to watch the last meeting of the strategic planning process, and you will see huge support for single family developments not multifamily,

Lastly, I have a tough time with the way the current formula is being set for determining the amount of TIF incentive for single family homes. I support the use of TIF, but no one can explain to me how our percentage of subsidies compares to other communities and if we are excessive in our subsidy or not. Kristine Fish did an excellent job of answering how the but for process is being

used, however, she was not able to explain how aggressive we are compared to other communities.

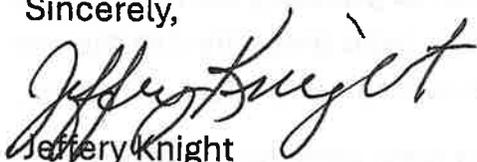
I have tallied the number of new apartments being proposed for Whitewater TIF subsidy and it comes to 256 units. Estimating 1.5 children per unit that equals about 384 additional students in our school district. As these apartments use Pay Go TIF subsidies, all taxes go back to the developer and no money comes back to the city and school districts general funds for 17-20 years. The apartment market is hot and in my opinion all these projects would still be built and provide tax revenues immediately without TIF funding.

I love Whitewater, but if we flood our schools with students and do not provide tax revenue someone has to pick up the bill. If we increase our population that needs emergency services and do not provide revenue, someone must pick up the bill. At some point you price yourself out of the competitive market.

Thank you for allowing me to serve and please understand why I am stepping down. Please work together to address this rush to encourage multifamily growth and stay with the goal of creating more single-family homes in the city.

I am available by phone to answer any questions as this public comment section on your agenda does not allow for questions.

Sincerely,



Jeffery Knight

920-728-0662

Jpk@knightpublicaffairs.com



www.whitewater-wi.gov
Telephone: 262-473-0148
Fax: 262-222-5901

Office of Economic Development
312 W. Whitewater St.
Whitewater, WI 53190

From: Taylor Zeinert, Economic Development Director

RE: Acceptance of Jeff Knight's Resignation

Dear Members of the Common Council,

This letter formally acknowledges Jeff Knight's resignation from the Community Development Authority (CDA). Jeff has served on the CDA for eight years, including roles as chair and board member, contributing significantly to Whitewater's economic and community development.

During his tenure, Jeff played an instrumental role in key projects, including ALDI and impactful affordable housing initiatives. He consistently advocated for the city's growth and prosperity. His leadership and commitment have left a lasting impression on our community.

On behalf of the City of Whitewater and the Common Council, we thank Jeff for his service and wish him success in his future endeavors.

Sincerely,
Taylor Zeinert
Economic Development Director



Council Agenda Item

Meeting Date: 01/21/2025

Agenda Item: WPPSA Residency Side Letter

Staff Contact (name, email, phone): Dan Meyer
dmeyer@whitewater-wi.gov
262-473-1371

BACKGROUND

(Enter the who, what when, where, why)

The Whitewater Professional Police Supervisory Association (WPPSA) and the City of Whitewater have completed a side letter amendment to the 2023-2025 collective bargaining agreement which mirrors the agreement completed by the WPPA. The side letter updates the residency required of sworn officers covered under the agreement from *within 20 miles of the City limits* to *within 30 miles of the City limits*. The change is intended to make the Whitewater Police Department a more competitive employer.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

N/A

FINANCIAL IMPACT

(If none, state N/A)

N/A

STAFF RECOMMENDATION

N/A

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. WPPSA Residency Side Letter

**Letter of Understanding Between the
City of Whitewater
And
Whitewater Professional Police Supervisor Association/
Wisconsin Professional Police Association
Law Enforcement Employee Relations Division**

Whereas: On December 1st, 2024, the City of Whitewater has requested and all above listed parties have agreed to an amendment of the 2023 – 2025 Collective Bargaining Agreement.

Whereas: The parties have agreed to amend Article XXIV-Residency as follows:

Article XXIV – Residence

Employees covered by this Agreement shall be permitted to establish their residence within ~~twenty~~ **twenty** ~~(20)-miles~~ **30 miles** of the City limits.

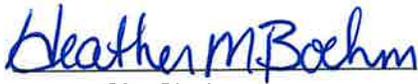
Governing Nature: Upon full and final execution, this letter of agreement shall become the status quo and will expire on December 31st, 2025, or when a successor bargaining agreement is reached – whichever is later. All other terms of the 2023 – 2025 Collective Bargaining Agreement will continue to be in effect.

Dated this 6th day of January, 2025.

City of Whitewater:



City Manager



City Clerk

Police Union:



Association President



WPPA Business Agent



Council Agenda Item

Meeting Date:	01/21/2025
Agenda Item:	PD Evidence Garage Design RFP
Staff Contact (name, email, phone):	Dan Meyer dmeyer@whitewater-wi.gov 262-473-1371

BACKGROUND

(Enter the who, what when, where, why)

The police department needs a new evidence garage as the current building is woefully inadequate and risks long-term evidence loss. Addressing this need was the primary capital improvement recommendation provided by the Fitch & Associates organizational and workload study. The first step in the process is publishing a request for proposals for preliminary design, final design, and bidding-related services for the new storage garage.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

N/A

FINANCIAL IMPACT

(If none, state N/A)

There is currently \$180,000 of borrowed funds allocated and available for the purpose of building the police department evidence garage.

STAFF RECOMMENDATION

Approve publishing design RFP as-written on January 22, 2025.

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. Request for Proposals – Whitewater Police Department Evidence Storage/Training Garage



Whitewater Police Department
312 W. Whitewater Street
Whitewater, Wisconsin 53190

Request for Proposals Whitewater Police Department Evidence Storage/Training Garage

Introduction

The Whitewater Police Department will be replacing its current evidence storage garage with a larger and more secure building that better fits the needs of the Department. The proposed building will store long-term evidence and also provide dedicated space for a training area.

Services Description: Preliminary design, final design, and bidding-related services for a new approximately 5,000-square-foot wood pole building for long-term evidence and vehicle storage as well as a dedicated training area.

Evidence Storage/Training Garage Project Area

The proposed evidence garage is situated within the confines of the Whitewater Wastewater Treatment facility located at 109 County Highway U, Whitewater, WI 53190. The proposed location is set within the confines of a circular drive situated to the north of the wastewater buildings as shown in the images below (green polygon solely provided to provide scale of the buildable area).



City Owned Land in Wastewater Treatment Facility		
Tax ID	Lot Size	
292-0515-3313-000	44.06	Acres
Lot size information was obtained from the Jefferson County Land Information GIS website.		



Evidence Garage Background and Space Needs

In 2024, the City of Whitewater contracted Fitch and Associates to complete an organizational and workload study of the Whitewater Police Department. Fitch and Associates recommended that the City “provide an alternative long-term property storage facility that provides for security and continuity of evidentiary items” and highlighted risks that include “water damage, damage by rodents, and problems related to security...”

Whitewater Police Department staff foresee the ideal evidence storage garage being approximately 5,000 square feet; an approximately 50’ x 100’ building. The building will need to have electricity, lighting, HVAC for basic temperature control, and will need multiple overhead doors, and multiple pedestrian doors. Ideally, the structure will have a secure fence or wall bisecting the building into an evidence storage area and an approximately 50’ x 50’ training area. The evidence portion of the building will need to be further divided to provide a secure long-term evidence storage area with a loft as well as a secure vehicle storage area.

Submission of Proposals

Proposals are due to the City of Whitewater on **February 11, 2025 at 4:30 p.m.** The selection committee will review the proposals with a recommendation shared with the Common Council for approval on **February 18, 2025.**

Submission Requirements:

Include the following information:

- A. Name and address of firm
- B. Principals of firm
- C. Resumes or brief background descriptions including relevant experience of the proposed project staff
- D. Description of previous experience with relevant design
- E. A list of at least 3 projects of similar scope and size, with the following information:
 1. Project name, location and description
 2. Date
 3. References (name, relationship to project, address, phone number, email address)
 4. Square footage involved
 5. Estimated and completed costs
- F. Description of how the firm would approach the project and gather information to develop the design(s), including soliciting public comment
- G. Timeline
- H. Budget breakdown

All submissions must include a commitment to complete design, including detailed cost estimates, for initial review by **August 1, 2025**.

The firm must:

- Be experienced in developing the type of use being proposed
- Have the financial and organizational capacity to fund, oversee, manage, and complete the Project, and be able to demonstrate that financial capacity
- Propose a financially feasible project which includes reliable budget estimates
- Be timely with respect to project milestones
- Be compliant with City ordinances and policies

Scope of Services

Preliminary Design Services

1. Attend a project kickoff meeting to review the general layout and project details and review the building plan concept.
2. Request underground utility marking and perform topographic survey on the project site. Project site is approximately 0.3 acres within the approximately 44-acre City of Whitewater Wastewater Treatment Facility.
3. As needed, assist with procuring geotechnical services for soil borings and geotechnical report for the project.
4. Review the State of Wisconsin's and City of Whitewater's codes and standards applicable to Evidence Storage/Training garage.
5. Prepare and present preliminary site building drawings for review.
6. Revise drawings in accordance with comments received.
7. Prepare a preliminary opinion of probable construction cost (OPCC).
8. Participate in one in-person or virtual meeting to review the preliminary drawings.

Final Design Services

1. Prepare design development drawings, technical specifications, and other documents for the civil, architectural, structural, mechanical, electrical and communications systems.
2. Prepare an OPCC at approximately 60 percent completion.
3. Participate in a 60 percent completion design development document in-person or virtual review meeting.
4. Incorporate review decisions and comments into drawings and technical specifications, as appropriate, following the 60 percent design development review meeting.
5. Prepare Bidding Documents using industry-standard guidelines and procedures.
6. Prepare final OPCC.
7. Submit final Bidding Documents sealed by a registered engineer/architect to the State of Wisconsin Department of Safety and Professional Services, if needed, and the City of Whitewater.

Bidding-Related Services

1. Distribute Bidding Documents electronically through QuestCDN, available at www.questcdn.com or other electronic bidding platform. Submit Advertisement to Bid to City of Whitewater for publishing.
2. Prepare addenda and answer questions during bidding.
3. Conduct electronic bid opening, tabulate and analyze bid results, and assist City of Whitewater in the award of the Construction Contract.
4. Prepare three sets of Contract Documents for signature.

Information and Instruction for Submission of Proposals

To be deemed timely, one (1) electronic copy in PDF format shall be received on or before **February 11, 2025** by 4:30 pm CST by:

City of Whitewater Police Department
Attn: Dan Meyer
Police Chief
312 W. Whitewater St.
Whitewater, WI 53190
dmeyer@whitewater-wi.gov

Selection Process and Schedule

The City shall consider the following information when evaluating submissions to determine the proposal that is in the best interest of the City. Selection will be based upon the proposal submitted and will be ranked primarily based upon the following criteria:

- Firm understanding and technical approach to the project
- Firm ability to meet the project schedule
- Pertinent experience and qualification of the project team
- Value of the services to be provided

The following schedule represents the anticipated timeline for the selection of a consultant and completion of the project, which may be altered as the need arises:

• RFP formally announced and distributed: January 22, 2025
• Deadline for receipt of proposals: February 11, 2025
• City review of submissions for conformity with RFP requirements: February 12, 2025
• Recommendation reviewed by Common Council for selection decision: February 18, 2025

NOTE: The City reserves the right to deviate from this schedule

Responsibility: It is the sole responsibility of the Firm to assure that they have received the entire Request for Proposal (RFP).

Right of Rejection and Clarification: The City reserves the right to reject any and all proposals and to request clarification of information from any Firm. The City is not obligated to enter into a contract on the basis of any proposal submitted in response to this document. The City is not required to accept the lowest-priced proposal.

Request for Additional Information: Prior to the final selection, Firm may be required to submit additional information which the City may deem necessary to further evaluate qualifications.

Denial of Reimbursement: The City will not reimburse firms for any costs associated with the preparation and submittal of any proposal, or for any travel and/or per diem costs that are incurred.

Right of Negotiation: The City reserves the right to negotiate with the selected Firm the fee for the proposed scope of work and the exact terms and conditions of the contract.

Exceptions to the RFP: It is anticipated that firms may find instances where they may take exception with certain requirements or specifications of the RFP. All exceptions shall be clearly identified, and written explanations shall include the scope of the exceptions, the ramifications of the exceptions for the City, and a description of the advantage to be gained or disadvantages to be incurred by the City of Whitewater as a result of these exceptions.

Indemnification: The Firm, at their own expense and without exception, shall indemnify, defend, and pay all damages, costs, expenses, including attorney fees, and otherwise hold harmless the City, its employees and agents from any liability of any nature or kind in regard to the delivery of these services. The Firm shall secure and maintain General Liability Insurance and will protect themselves from claims under the Workers Compensation Acts and from claims for bodily injury, death, or property damage which may arise from the performance of services under this contract. Further, the Firm shall provide the City with evidence and the amount of Errors and Omissions Insurance, i.e. Professional Liability Insurance currently in effect.

Rights to Submitted Material: All proposals, responses, inquiries, or correspondence relating to or in reference to this RFP, and all reports, charts, and other documentation submitted by Firms shall become the property of the City when received.

Termination of Contract: The City may cancel the contract at any time for breach of contractual obligations by providing the successful Firm with a written notice of such cancellation. Should the City exercise its right to cancel the contract for such reasons, the cancellation shall become effective on the date as specified in the notice of cancellation.

Assignment: The successful Firm shall not sell, assign, transfer, or convey any contract resulting from this RFP, in whole or in part, without the prior written consent of the City of Whitewater.

Conflict of Interest: The Firm covenants that they presently have no interest and shall not acquire any interest, directly or indirectly, which would conflict in any manner or degree with the performance of the services hereunder. The Firm further covenants that no person having any such known interest shall be employed or conveyed an interest, directly or indirectly, in the contract.

Independent Contractor: The Firm must be represented as an independent contractor offering such services to the general public and shall not represent himself or his employees to be an employee of the City of Whitewater. Therefore, the Firm shall assume all legal and financial responsibility for taxes, FICA, employee fringe benefits, workers compensation, employee insurance, minimum wage requirements, overtime, and other expenses. The Firm also agrees to indemnify, save, and hold the City of Whitewater, its officers, agents and employees harmless from and against, any and all losses, any costs to include attorney fees and damage of any kind related to such matters. The Firm shall further understand that the City of Whitewater will not save and hold harmless and or indemnify the Firm and/or the Firm's employees against any liability incurred or arising as a result of any activity of the Firm or any activity of the Firm's employees performed in connection with the contract.

Questions about requirements: All questions should be submitted by email to Police Chief Dan Meyer at dmeyer@whitewater-wi.gov.



Office of the City Manager
312 W. Whitewater Street, P.O. Box 178
Whitewater, Wisconsin 53190

MEMORANDUM

www.whitewater-wi.gov
Telephone: (262) 473-0104
Fax: (262) 222-5901

To: Common Council
From: John Weidl, City Manager
Date: January 13, 2025
Re: Ordinance 2.48.080-Removal of Urban Forestry

This memo addresses the removal of a member from the Urban Forestry Commission under the authority provided by Ordinance 2.48.080.

Ordinance 2.48.080 The council, by a majority vote, shall have the authority to remove any member of the commission from office for just cause when the best interests of the city shall be served thereby. It shall be considered just cause for the removal of a commission member his failure to attend two consecutive regular or special meetings with unexcused absences. Members may be excused from attendance of any meeting only by the city manager. In order that the above definition of just cause for removal shall not be exclusive, a commission member may be removed for malfeasance, misfeasance, or nonfeasance in office at the discretion of the city manager.

Mr. Ryan Tevis has failed to attend two consecutive regular meetings without obtaining an excused absence from the city manager. He has not attended meeting since 1/22/2024. This non-compliance constitutes just cause for removal under ordinance 2.48.080.

Best-

A handwritten signature in black ink that reads "John S. Weidl".

John S. Weidl, City Manager

JSW/RLM



Parks & Recreation Department
312 W. Whitewater Street, P.O. Box 178
Whitewater, Wisconsin 53190

MEMORANDUM

www.wwparks.org
Telephone: (262) 473-0520
Fax: (262) 222-5901

To: John Weidl
From: Kevin Boehm, Director of Parks
Date: January 12, 2025
Re: Request for Removal of Ryan Tevis from Urban Forestry Commission

Dear John,

I am writing to formally request the removal of Ryan Tevis from the Urban Forestry Commission. Ryan has not attended a meeting since January 22, 2024, and has missed the following meetings:

- February 26, 2024
- March 25, 2024
- April 22, 2024
- May 13, 2024
- June 24, 2024
- July 22, 2024
- August 26, 2024
- September 23, 2024
- October 28, 2024
- November 25, 2024

Efforts have been made to address this issue. Llana Dotsie has contacted Ryan multiple times, both by phone and email, requesting that he resign from the commission. While Ryan responded to her phone calls, he has not replied to her emails or taken any further steps to address his lack of participation.

The commission would greatly benefit from the appointment of a member who is actively interested in contributing to its efforts and making a positive impact in the community.

Thank you for your attention to this matter.

Sincerely,
Kevin Boehm
Director of Parks



Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	Storm Water Rate Study
Staff Contact (name, email, phone):	Rachelle Blitch, rblitch@whitewater-wi.gov , 262-473-1380

BACKGROUND

(Enter the who, what when, where, why)

The City established the Stormwater Utility on October 1, 2007, as outlined in Municipal Code [Chapter 16.10](#). According to Section 16.10.070, Rates and Charges, the value of one ERU (Equivalent Runoff Unit) is to be determined annually based on the applicable year’s budget. However, the last rate adjustment occurred in 2015.

In November 2020, Ehlers completed a long-range cash flow analysis for the utilities, which included a series of recommended rate adjustments for the Stormwater Utility (p. 14 of the analysis). The recommendations included a 20.52% rate increase in 2022 and a 3% increase in 2024. It is unclear why these recommendations were not implemented at the time. Nevertheless, it is now evident that a significant rate increase is necessary to prevent future negative cash balances in the utility fund.

A rate analysis should be conducted to assess the utility's financial needs and determine an approach to rate adjustments that minimizes the burden on ratepayers.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

- 2007 – Stormwater utility created, rates set at \$3.58 per ERU
- 2011 – Rates increased to \$4.08 per ERU
- 2013 – Rates increased to \$4.75 per ERU
- 2014 – Rates increased to \$5.58 per ERU
- 2015 – Rates increased to \$6.17 per ERU
- 12/19/2024 – Finance Committee recommended engaging Ehler’s to complete a rate analysis

FINANCIAL IMPACT

(If none, state N/A)

The cost of the rate analysis is \$8,500.

STAFF RECOMMENDATION

It is recommended engage Ehler’s to conduct the rate analysis to determine what the utilities needs are moving forward.

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. Ehler’s cash flow analysis for utilities (2020)
2. Ordinance 16.10 Stormwater Utility and Management Services
3. Ehler’s Engagement Letter

November 3, 2020

2020 Financial Management Plan Update:

City of Whitewater, WI



Prepared by:

Ehlers
N21W23350 Ridgeview
Parkway West, Suite 100
Waukesha, WI 53188

Advisors:

Greg Johnson
Senior Municipal Advisor
Brian Roemer
Municipal Advisor

BUILDING COMMUNITIES. IT'S WHAT WE DO.



2020 Financial Management Plan Update

Section 1 — General Fund & 2021 Financing Plan

City of Whitewater, WI

Table 1 Equalized Value Projection Model

City of Whitewater, WI

I. Five-Year Historical TID IN Growth by Category (Data Per Wis. Dept. of Revenue)									
Valuation Year	Budget Year	Historical TID IN Equalized Value		Economic Change		New Construction		Other & Personal Property	
2016	2017	645,398,900							
2017	2018	646,775,000	0.21%	(4,600,900)	-0.71%	7,601,900	1.18%	(1,624,900)	-0.25%
2018	2019	666,391,100	3.03%	19,431,800	3.00%	16,737,800	2.59%	(16,553,500)	-2.56%
2019	2020	696,905,800	4.58%	21,842,500	3.28%	8,943,200	1.34%	(271,000)	-0.04%
2020	2021	740,802,400	6.30%	38,455,000	5.52%	8,049,900	1.16%	(2,608,300)	-0.37%
AVERAGE CHANGE				18,782,100	2.77%	10,333,200	1.57%	-5,264,425	-0.81%

II. Five-Year Historical TID OUT Growth by Category (Data Per Wis. Dept. of Revenue - Breakdown Assumes Same Ratios as TID IN)									
Valuation Year	Budget Year	Historical TID OUT Equalized Value		Economic Change		New Construction		Other & Personal Property	
2016	2017	563,694,800							
2017	2018	562,842,500	-0.15%	2,849,609	0.51%	-4,708,306	-0.84%	1,006,397	0.18%
2018	2019	584,095,300	3.78%	21,053,123	3.74%	18,134,345	3.22%	-17,934,667	-3.19%
2019	2020	603,973,400	3.40%	14,228,795	2.44%	5,825,842	1.00%	-176,537	-0.03%
2020	2021	644,222,900	6.66%	35,260,009	5.84%	7,381,083	1.22%	-2,391,592	-0.40%
AVERAGE CHANGE				18,347,884	3.13%	6,658,241	1.15%	-4,874,100	-0.86%

III. Projection of TID OUT Equalized Value - Selection of Method & Discount				
PROJECTION METHOD		Percent		Percent
DISCOUNT FACTOR		50.00%		50.00%
				Manual Adjustments

IV. Projection of TID OUT Equalized Value									
Valuation Year	Budget Year	Projected TID OUT Equalized Value		Economic Change		New Construction		TID Closure or Other Adjustment	
2021	2022	662,142,190	2.78%	10,082,145	1.57%	3,709,245	0.58%	4,127,900	0.64%
2022	2023	768,768,793	16.10%	10,362,583	1.57%	3,812,419	0.58%	92,451,600	13.96%
2023	2024	785,226,436	2.14%	12,031,299	1.57%	4,426,344	0.58%		0.00%
2024	2025	802,036,401	2.14%	12,288,863	1.57%	4,521,102	0.58%		0.00%
2025	2026	819,206,230	2.14%	12,551,940	1.57%	4,617,889	0.58%		0.00%
2026	2027	836,743,627	2.14%	12,820,649	1.57%	4,716,748	0.58%		0.00%
2027	2028	854,656,461	2.14%	13,095,111	1.57%	4,817,723	0.58%		0.00%
2028	2029	872,952,770	2.14%	13,375,449	1.57%	4,920,860	0.58%		0.00%
2029	2030	891,640,762	2.14%	13,661,787	1.57%	5,026,205	0.58%		0.00%
2030	2031	910,728,822	2.14%	13,954,256	1.57%	5,133,805	0.58%		0.00%
2031	2032	930,225,516	2.14%	14,252,986	1.57%	5,243,708	0.58%		0.00%
2032	2033	950,139,591	2.14%	14,558,111	1.57%	5,355,964	0.58%		0.00%
2033	2034	970,479,983	2.14%	14,869,768	1.57%	5,470,624	0.58%		0.00%
2034	2035	991,255,817	2.14%	15,188,097	1.57%	5,587,738	0.58%		0.00%
2035	2036	1,012,476,416	2.14%	15,513,240	1.57%	5,707,359	0.58%		0.00%
2036	2037	1,034,151,302	2.14%	15,845,345	1.57%	5,829,541	0.58%		0.00%
2037	2038	1,056,290,198	2.14%	16,184,558	1.57%	5,954,338	0.58%		0.00%
2038	2039	1,078,903,040	2.14%	16,531,034	1.57%	6,081,807	0.58%		0.00%
2039	2040	1,101,999,973	2.14%	16,884,927	1.57%	6,212,006	0.58%		0.00%
2040	2041	1,125,591,360	2.14%	17,246,396	1.57%	6,344,991	0.58%		0.00%

V. Projection of TID IN Equalized Value									
Valuation Year	Budget Year	Projected TID IN Equalized Value		Economic Change		New Construction		Manual Adjustment	
2021	2022	756,868,647	2.17%	10,266,808	1.39%	5,799,439	0.78%		0.00%
2022	2023	773,283,333	2.17%	10,489,470	1.39%	5,925,215	0.78%		0.00%
2023	2024	790,054,014	2.17%	10,716,962	1.39%	6,053,719	0.78%		0.00%
2024	2025	807,188,412	2.17%	10,949,388	1.39%	6,185,010	0.78%		0.00%
2025	2026	824,694,414	2.17%	11,186,854	1.39%	6,319,148	0.78%		0.00%
2026	2027	842,580,080	2.17%	11,429,470	1.39%	6,456,196	0.78%		0.00%
2027	2028	860,853,643	2.17%	11,677,348	1.39%	6,596,215	0.78%		0.00%
2028	2029	879,523,517	2.17%	11,930,602	1.39%	6,739,271	0.78%		0.00%
2029	2030	898,598,296	2.17%	12,189,349	1.39%	6,885,430	0.78%		0.00%
2030	2031	918,086,762	2.17%	12,453,707	1.39%	7,034,759	0.78%		0.00%
2031	2032	937,997,886	2.17%	12,723,798	1.39%	7,187,326	0.78%		0.00%
2032	2033	958,340,835	2.17%	12,999,747	1.39%	7,343,202	0.78%		0.00%
2033	2034	979,124,975	2.17%	13,281,681	1.39%	7,502,459	0.78%		0.00%
2034	2035	1,000,359,874	2.17%	13,569,729	1.39%	7,665,169	0.78%		0.00%
2035	2036	1,022,055,306	2.17%	13,864,024	1.39%	7,831,409	0.78%		0.00%
2036	2037	1,044,221,262	2.17%	14,164,702	1.39%	8,001,253	0.78%		0.00%
2037	2038	1,066,867,944	2.17%	14,471,901	1.39%	8,174,781	0.78%		0.00%
2038	2039	1,090,005,780	2.17%	14,785,762	1.39%	8,352,073	0.78%		0.00%
2039	2040	1,113,645,420	2.17%	15,106,430	1.39%	8,533,210	0.78%		0.00%
2040	2041	1,137,797,748	2.17%	15,434,053	1.39%	8,718,275	0.78%		0.00%

Table 2 Forecast

City of Whitewater, WI

EXPENDITURE CODES			
CODE	DEFINITION	INCREASE	EXPLANATION
C	Commodities	1.00%	Fuel & Mileage, Office Supplies, Operating Supplies, Utilities, Uniforms, Office Furniture & Equipment
E	Employee Insurance	4.00%	Health, Dental & Life Insurance, Post Employment Health Plan, Long Term Disability
I	Insurance	3.00%	Property & Liability
S	Services	1.00%	Advertising & Printing, Communications, Contractual Services, Dues & Memberships, Janitorial Services, Maintenance Agreements, Meetings & Training, Professional Services, Publications & Subscriptions, Repairs & Maintenance
W	Wages	2.00%	Regular & Seasonal Wages, Overtime, Holiday & Misc. Compensation, Longevity, Premium Pay, Social Security, Retirement, Unemployment Compensation

Table 3 Projected Tax Levy & Rate

City of Whitewater, WI

	Actual			Budget 2020	Budget 2021	Projected				
	2017	2018	2019			2022	2023	2024	2025	2026
GENERAL FUND										
REVENUES										
Taxes										
Property Taxes General	2,593,207	2,823,728	3,012,480	3,093,547	3,133,034	3,281,180	3,407,810	3,522,227	3,640,254	3,787,783
Property Taxes Debt Service	754,413	650,072	818,822	892,438	946,352	1,124,277	1,119,022	1,078,610	1,081,030	1,033,029
Other Taxes	126,923	148,287	170,117	162,250	88,896	88,896	99,308	125,336	151,250	151,250
Special Assessments	1,312	1,069	1,660	909	1,452	500	500	500	500	500
Intergovernmental Revenues	4,515,818	4,605,715	4,622,741	4,609,017	4,470,390	4,470,390	4,470,390	4,470,390	4,470,390	4,470,390
Licenses & Permits	167,805	151,520	72,418	137,387	130,500	130,500	130,500	130,500	130,500	130,500
Fines, Forfeitures & Penalties	396,749	398,149	328,694	382,016	288,595	288,595	288,595	288,595	288,595	288,595
Public Charges for Services	62,906	85,261	163,795	74,089	83,650	83,650	83,650	83,650	83,650	83,650
Miscellaneous Revenues	438,385	560,285	639,917	437,472	389,500	389,500	399,500	409,500	419,500	429,500
Other Financing Sources	192,718	244,626	76,272	93,418	108,841	108,841	108,841	108,841	108,841	108,841
TOTAL REVENUES	9,250,235	9,668,712	9,906,915	9,882,543	9,641,209	9,966,328	10,108,115	10,218,148	10,374,510	10,484,038
EXPENDITURES										
General Administration	1,537,549	1,596,511	1,486,495	1,538,378	1,531,985	1,557,746	1,584,052	1,610,916	1,638,353	1,666,375
Public Safety	3,414,199	3,602,618	3,578,256	3,826,694	3,875,364	3,955,789	4,038,139	4,122,466	4,208,822	4,297,264
Public Works	1,066,558	1,123,775	1,157,201	1,012,707	1,089,725	1,109,417	1,129,553	1,150,145	1,171,206	1,192,747
Parks & Recreation	617,013	647,017	689,084	754,496	739,409	751,211	763,289	775,651	788,304	801,256
Neighborhood Services/Planning	368,152	318,428	291,143	306,404	338,309	344,354	350,525	356,827	363,261	369,832
Transfers	2,039,461	1,999,145	2,493,060	2,211,275	2,066,417	2,247,811	2,242,556	2,202,143	2,204,564	2,156,563
Contingencies	87,714	15,701	32,475	232,591	-	-	-	-	-	-
TOTAL EXPENDITURES	9,130,646	9,303,194	9,727,715	9,882,543	9,641,209	9,966,328	10,108,115	10,218,148	10,374,510	10,484,038
Change in General Fund levy from prior year		8.89%	6.68%	2.69%	1.28%	4.73%	3.86%	3.36%	3.35%	4.05%
Change in Debt Service levy from prior year		-13.83%	25.96%	8.99%	6.04%	18.80%	-0.47%	-3.61%	0.22%	-4.44%
TOTAL PROPERTY TAX LEVY	3,347,620	3,473,800	3,831,302	3,985,985	4,079,386	4,405,457	4,526,831	4,600,836	4,721,284	4,820,813
Change in Levy		4%	10%	4%	2%	8%	3%	2%	3%	2%
Taxes on \$215000 home	\$1,279	\$1,279	\$1,364	\$1,330	\$1,325	\$1,232	\$1,239	\$1,233	\$1,239	\$1,239
EQUALIZED VALUE (TID OUT)	562,842,500	584,095,300	603,973,400	644,222,900	662,142,190	768,768,793	785,226,436	802,036,401	819,206,230	836,743,627
TAX RATE	\$5.95	\$5.95	\$6.34	\$6.19	\$6.16	\$5.73	\$5.77	\$5.74	\$5.76	\$5.76

Table 4 Existing G.O. Debt Base Case

City of Whitewater, WI

Year Ending	Existing Debt											Year Ending
	Total G.O. Debt Payments	Less: Water	Less: Sewer	Less: Storm	Less: TID #4	Less: Fund Balance	Net Tax Levy	Levy Change	Equalized Value (TID OUT)	Tax Rate Per \$1,000	Annual Taxes \$215,000 Home	
2021	3,933,518	(332,395)	(249,055)	(191,034)	(2,174,854)	(43,298)	942,883		644,222,900	\$1.56	\$335.64	2021
2022	1,812,672	(327,632)	(255,532)	(185,865)			1,043,642	100,760	662,142,190	\$1.62	\$348.30	2022
2023	1,797,214	(320,653)	(255,278)	(182,040)			1,039,243	(4,400)	768,768,793	\$1.57	\$337.45	2023
2024	1,765,870	(333,567)	(249,750)	(183,095)			999,459	(39,784)	785,226,436	\$1.30	\$279.52	2024
2025	1,754,675	(325,637)	(247,454)	(179,008)			1,002,577	3,119	802,036,401	\$1.28	\$274.51	2025
2026	1,704,672	(322,667)	(251,833)	(174,808)			955,364	(47,213)	819,206,230	\$1.19	\$256.10	2026
2027	1,706,746	(324,468)	(250,689)	(175,480)			956,109	745	836,743,627	\$1.17	\$250.93	2027
2028	1,660,781	(317,913)	(250,824)	(176,590)			915,454	(40,655)	854,656,461	\$1.09	\$235.22	2028
2029	1,648,696	(311,289)	(250,884)	(177,415)			909,108	(6,346)	872,952,770	\$1.06	\$228.70	2029
2030	1,241,680	(243,260)	(213,273)	(107,790)			677,358	(231,750)	891,640,762	\$0.78	\$166.83	2030
2031	1,230,605	(238,048)	(218,823)	(104,990)			668,745	(8,613)	910,728,822	\$0.75	\$161.25	2031
2032	833,993	(237,835)	(219,160)	(72,190)			304,808	(363,938)	930,225,516	\$0.33	\$71.96	2032
2033	824,193	(237,410)	(214,335)	(70,365)			302,083	(2,725)	950,139,591	\$0.32	\$69.82	2033
2034	819,030	(231,935)	(214,460)	(68,540)			304,095	2,013	970,479,983	\$0.32	\$68.81	2034
2035	803,668	(231,410)	(209,535)	(71,715)			291,008	(13,088)	991,255,817	\$0.30	\$64.47	2035
2036	793,205	(225,835)	(209,560)	(69,728)			288,083	(2,925)	1,012,476,416	\$0.29	\$62.48	2036
2037	777,480	(230,260)	(204,535)	(67,690)			274,995	(13,088)	1,034,151,302	\$0.27	\$58.40	2037
2038	286,705	(104,360)	(109,510)	(15,765)			57,070	(217,925)	1,056,290,198	\$0.06	\$11.86	2038
2039	291,105	(107,310)	(112,360)	(15,465)			55,970	(1,100)	1,078,903,040	\$0.05	\$11.39	2039
2040	156,628	(60,630)	(60,630)	(15,158)			20,210	(35,760)	1,101,999,973	\$0.02	\$4.03	2040
2041							0	(20,210)	1,125,591,360	\$0.00	\$0.00	2041
Total	25,843,135	(5,064,514)	(4,247,478)	(2,304,729)	(2,174,854)	(43,298)	12,008,262					Total

Notes:

Legend:

Represents +/- 25% Change over previous year

Table 5 Capital Improvement Plan & Funding Uses

City of Whitewater, WI

Projects	Purpose/Dept.	Plan Issue	Funding	2021	Totals
Replace Ladder 1250	Fire	2021 G.O. Notes	G.O. Debt	350,000	350,000
Replace Inspection Unit 1300	Fire	2021 G.O. Notes	G.O. Debt	20,000	20,000
Portable Radios	Fire	2021 G.O. Notes	G.O. Debt	4,600	4,600
550 Pickp	DPW	2021 G.O. Notes	G.O. Debt	70,000	70,000
Completion of Patrol Truck 410	DPW	None	Cash	18,000	18,000
F350 4x4 Pickup	DPW	2021 G.O. Notes	G.O. Debt	40,000	40,000
JD Snowblower/mower	DPW	2021 G.O. Notes	G.O. Debt	38,000	38,000
Replacement Box	DPW	None	Cash	10,000	10,000
Skid Loader replacement	DPW	None	Cash	5,000	5,000
Yoder Lane Reconstruction	DPW	2021 G.O. Notes	G.O. Debt	14,000	14,000
UWW Street Light MOU	DPW	None	Cash	5,810	5,810
UWW Street Light MOU	DPW	None	Grants/Aids	5,810	5,810
E. Main Reconstruction	DPW	2021 G.O. Notes	G.O. Debt	81,700	81,700
Traffic Signal Update	DPW - Streets	2021 G.O. Notes	G.O. Debt	43,100	43,100
ADA Funding	Park and Rec Facilities	None	Cash	25,000	25,000
Front Office Security	Park and Rec Facilities	2021 G.O. Notes	G.O. Debt	12,000	12,000
lakes Draw Down	Park and Rec Facilities	None	Cash	46,260	46,260
Evidence Garage	Police	2021 G.O. Notes	G.O. Debt	80,000	80,000
Fire Hydrant Replacement	Water	2021 G.O. Notes	G.O. Debt	90,000	90,000
Yoder Lane Reconstruction	Water	2021 G.O. Notes	G.O. Debt	14,000	14,000
Well #8 Back up generator	Water	2021 G.O. Notes	G.O. Debt	125,000	125,000
Hydrant Meter with back flow	Water	None	Cash	9,000	9,000
Trimble	Water	None	Cash	8,500	8,500
E. Main Reconstruction	Water	2021 G.O. Notes	G.O. Debt	81,700	81,700
Combination Jetter Truck	Sewer	2021 G.O. Notes	G.O. Debt	540,000	540,000
Shared private road maintenance	Sewer	None	Cash	27,500	27,500
Vanderlip Lift Station Replacement	Sewer	None	Cash	150,000	150,000
Wetwell Rehabilitation	Sewer	2021 G.O. Notes	G.O. Debt	100,000	100,000
Yoder Lane Reconstruction	Sewer	2021 G.O. Notes	G.O. Debt	14,000	14,000
E. Main Reconstruction	Sewer	2021 G.O. Notes	G.O. Debt	81,700	81,700
Walworth Ave Storm Sewer	Storm Water	2021 G.O. Notes	G.O. Debt	237,500	237,500
Yoder Lane Reconstruction	Storm Water	2021 G.O. Notes	G.O. Debt	14,000	14,000
High Efficiency Street Sweeper	Storm Water	2021 G.O. Notes	G.O. Debt	282,200	282,200
High Efficiency Street Sweeper	Storm Water	None	Grants/Aids	49,800	49,800
E. Main Reconstruction	Storm Water	2021 G.O. Notes	G.O. Debt	81,700	81,700
CDGB Close Program	CDA	None	Cash	1,208,239	1,208,239
Portable radios	Fire/rescue	None	Cash	900	900
Actual CIP Costs				3,985,019	3,985,019

Sources of Funding		
G.O. Debt		2,415,200
Grants/Aids		55,610
Cash		1,514,209
Total		3,985,019

Debt Obligations		
2021 G.O. Notes		2,415,200
Total		2,415,200

Notes:

Table 6 Capital Improvements Financing Plan

City of Whitewater, WI

	2021				
	G.O. Notes	Levy Portion	Water Portion	Sewer Portion	Storm Portion
CIP Projects¹					
Levy Funded Projects	753,400	753,400			
Water Funded Projects	310,700		310,700		
Sewer Funded Projects	735,700			735,700	
Storm Funded Projects	615,400				615,400
Subtotal Project Costs	2,415,200	753,400	310,700	735,700	615,400
CIP Projects¹	2,415,200	753,400	310,700	735,700	615,400
Estimated Issuance Expenses	89,300	27,984	11,408	27,271	22,637
Municipal Advisor (Ehlers)	22,300	6,988	2,849	6,810	5,653
Bond Counsel (Quarles & Brady)	14,000	4,387	1,788	4,275	3,549
Disclosure Counsel	9,100	2,852	1,162	2,779	2,307
Rating Fee	18,000	5,641	2,299	5,497	4,563
Maximum Underwriter's Discount	10.00 25,050	7,850	3,200	7,650	6,350
Paying Agent	850	266	109	260	215
Subtotal Issuance Expenses	89,300	27,984	11,408	27,271	22,637
TOTAL TO BE FINANCED	2,504,500	781,384	322,108	762,971	638,037
Estimated Interest Earnings	0.10% (900)	(377)	(155)	(368)	(308)
Assumed spend down (months)	6.00				
Rounding	1,400	3,992	(1,952)	2,397	(2,729)
NET BOND SIZE	2,505,000	785,000	320,000	765,000	635,000

Notes:

1) Project Total Estimates

Table 7
Allocation of Debt Service - 2021 G.O. Notes

City of *Whitewater, WI*

Year Ending	Levy Portion				Water Portion				Sewer Portion				Storm Portion				Year Ending	Totals		
	Principal	Est. Rate ¹	Interest	Total	Principal	Est. Rate	Interest	Total	Principal	Est. Rate	Interest	Total	Principal	Est. Rate	Interest	Total		Principal	Interest	Total
2021				0				0				0				0			0	
2022	65,000	0.80%	15,635	80,635	10,000	0.80%	7,336	17,336	65,000	0.80%	15,174	80,174	55,000	0.80%	12,642	67,642	195,000	50,786	245,786	
2023	70,000	0.85%	9,779	79,779	10,000	0.85%	4,795	14,795	65,000	0.85%	9,493	74,493	55,000	0.85%	7,901	62,901	200,000	31,968	231,968	
2024	70,000	0.95%	9,151	79,151	10,000	0.95%	4,705	14,705	65,000	0.95%	8,910	73,910	55,000	0.95%	7,407	62,407	200,000	30,173	230,173	
2025	70,000	1.05%	8,453	78,453	10,000	1.05%	4,605	14,605	65,000	1.05%	8,261	73,261	55,000	1.05%	6,859	61,859	200,000	28,178	228,178	
2026	70,000	1.20%	7,665	77,665	10,000	1.20%	4,493	14,493	70,000	1.20%	7,500	77,500	55,000	1.20%	6,240	61,240	205,000	25,898	230,898	
2027	70,000	1.35%	6,773	76,773	45,000	1.35%	4,129	49,129	70,000	1.35%	6,608	76,608	60,000	1.35%	5,505	65,505	245,000	23,014	268,014	
2028	70,000	1.50%	5,775	75,775	45,000	1.50%	3,488	48,488	70,000	1.50%	5,610	75,610	60,000	1.50%	4,650	64,650	245,000	19,523	264,523	
2029	75,000	1.60%	4,650	79,650	45,000	1.60%	2,790	47,790	70,000	1.60%	4,525	74,525	60,000	1.60%	3,720	63,720	250,000	15,685	265,685	
2030	75,000	1.70%	3,413	78,413	45,000	1.70%	2,048	47,048	70,000	1.70%	3,370	73,370	60,000	1.70%	2,730	62,730	250,000	11,560	261,560	
2031	75,000	1.80%	2,100	77,100	45,000	1.80%	1,260	46,260	75,000	1.80%	2,100	77,100	60,000	1.80%	1,680	61,680	255,000	7,140	262,140	
2032	75,000	1.90%	713	75,713	45,000	1.90%	428	45,428	75,000	1.90%	713	75,713	60,000	1.90%	570	60,570	255,000	2,423	257,423	
Total	785,000		74,105	859,105	320,000		40,074	360,074	765,000		72,263	832,263	635,000		59,904	694,904	2,500,000	246,345	2,746,345	

Notes:

1) Estimated Rate assumes 10/26/2020 A+ scale plus 50 basis points.

**Table 8
Financing Plan Tax Impact**

City of Whitewater, WI

Year Ending	Existing Debt									2021 G.O. Notes 2,505,000 Dated: 4/1/2021				Levy and Tax Rate				Year Ending
	Total Debt Payments	Less: Water	Less: Sewer	Less: Storm	Less: TID #4	Less: Fund Balance	Net Tax Levy	Equalized Value (TID OUT)	Tax Rate Per \$1,000	Total Principal and Interest	Abatements			Total Net Debt Service Levy	Total Tax Rate for Debt Service	Levy Change from Prior Year	Annual Taxes \$215,000 Home	
											Less: Water	Less: Sewer	Less: Storm					
2021	3,933,518	(332,395)	(249,055)	(191,034)	(2,174,854)	(43,298)	942,883	644,222,900	\$1.56	0				942,883	\$1.46		\$315	2021
2022	1,812,672	(327,632)	(255,532)	(185,865)	0	0	1,043,642	662,142,190	\$1.62	245,786	(17,336)	(80,174)	(67,642)	1,124,277	\$1.70	181,394	\$365	2022
2023	1,797,214	(320,653)	(255,278)	(182,040)	0	0	1,039,243	768,768,793	\$1.57	231,968	(14,795)	(74,493)	(62,901)	1,119,022	\$1.46	(5,255)	\$313	2023
2024	1,765,870	(333,567)	(249,750)	(183,095)	0	0	999,459	785,226,436	\$1.30	230,173	(14,705)	(73,910)	(62,407)	1,078,610	\$1.37	(40,412)	\$295	2024
2025	1,754,675	(325,637)	(247,454)	(179,008)	0	0	1,002,577	802,036,401	\$1.28	228,178	(14,605)	(73,261)	(61,859)	1,081,030	\$1.35	2,420	\$290	2025
2026	1,704,672	(322,667)	(251,833)	(174,808)	0	0	955,364	819,206,230	\$1.19	230,898	(14,493)	(77,500)	(61,240)	1,033,029	\$1.26	(48,000)	\$271	2026
2027	1,706,746	(324,468)	(250,689)	(175,480)	0	0	956,109	836,743,627	\$1.17	268,014	(49,129)	(76,608)	(65,505)	1,032,881	\$1.23	(148)	\$265	2027
2028	1,660,781	(317,913)	(250,824)	(176,590)	0	0	915,454	854,656,461	\$1.09	264,523	(48,488)	(75,610)	(64,650)	991,229	\$1.16	(41,653)	\$249	2028
2029	1,648,696	(311,289)	(250,884)	(177,415)	0	0	909,108	872,952,770	\$1.06	265,685	(47,790)	(74,525)	(63,720)	988,758	\$1.13	(2,471)	\$244	2029
2030	1,241,680	(243,260)	(213,273)	(107,790)	0	0	677,358	891,640,762	\$0.78	261,560	(47,048)	(73,370)	(62,730)	755,770	\$0.85	(232,988)	\$182	2030
2031	1,230,605	(238,048)	(218,823)	(104,990)	0	0	668,745	910,728,822	\$0.75	262,140	(46,260)	(77,100)	(61,680)	745,845	\$0.82	(9,925)	\$176	2031
2032	833,993	(237,835)	(219,160)	(72,190)	0	0	304,808	930,225,516	\$0.33	257,423	(45,428)	(75,713)	(60,570)	380,520	\$0.41	(365,325)	\$88	2032
2033	824,193	(237,410)	(214,335)	(70,365)	0	0	302,083	950,139,591	\$0.32	0	0	0	302,083	\$0.32	(78,438)	\$68	2033	
2034	819,030	(231,935)	(214,460)	(68,540)	0	0	304,095	970,479,983	\$0.32	0	0	0	304,095	\$0.31	2,013	\$67	2034	
2035	803,668	(231,410)	(209,535)	(71,715)	0	0	291,008	991,255,817	\$0.30	0	0	0	291,008	\$0.29	(13,088)	\$63	2035	
2036	793,205	(225,835)	(209,560)	(69,728)	0	0	288,083	1,012,476,416	\$0.29	0	0	0	288,083	\$0.28	(2,925)	\$61	2036	
2037	777,480	(230,260)	(204,535)	(67,690)	0	0	274,995	1,034,151,302	\$0.27	0	0	0	274,995	\$0.27	(13,088)	\$57	2037	
2038	286,705	(104,360)	(109,510)	(15,765)	0	0	57,070	1,056,290,198	\$0.06	0	0	0	57,070	\$0.05	(217,925)	\$12	2038	
2039	291,105	(107,310)	(112,360)	(15,465)	0	0	55,970	1,078,903,040	\$0.05	0	0	0	55,970	\$0.05	(1,100)	\$11	2039	
2040	156,628	(60,630)	(60,630)	(15,158)	0	0	20,210	1,101,999,973	\$0.02	0	0	0	20,210	\$0.02	(35,760)	\$4	2040	
2041	0	0	0	0	0	0	0	1,125,591,360	\$0.00	0	0	0	0	\$0.00	(20,210)	\$0	2041	
Total	25,843,135	(5,064,514)	(4,247,478)	(2,304,729)	(2,174,854)	(43,298)	12,008,262			2,746,345	(360,074)	(832,263)	(694,904)					Total

Notes:

Table 9

General Obligation Debt Capacity Analysis - Impact of Financing Plan

City of Whitewater, WI

Existing Debt				
Year Ending	Projected Equalized Value (TID IN)	Debt Limit	Existing Principal Outstanding	% of Limit
2020	740,802,400	37,040,120	21,350,848	58%
2021	756,868,647	37,843,432	18,098,889	48%
2022	773,283,333	38,664,167	16,780,475	43%
2023	790,054,014	39,502,701	15,442,300	39%
2024	807,188,412	40,359,421	14,097,750	35%
2025	824,694,414	41,234,721	12,726,200	31%
2026	842,580,080	42,129,004	11,369,650	27%
2027	860,853,643	43,042,682	9,973,100	23%
2028	879,523,517	43,976,176	8,586,550	20%
2029	898,598,296	44,929,915	7,175,000	16%
2030	918,086,762	45,904,338	6,130,000	13%
2031	937,997,886	46,899,894	5,065,000	11%
2032	958,340,835	47,917,042	4,365,000	9%
2033	979,124,975	48,956,249	3,655,000	7%
2034	1,000,359,874	50,017,994	2,930,000	6%
2035	1,022,055,306	51,102,765	2,200,000	4%
2036	1,044,221,262	52,211,063	1,460,000	3%
2037	1,066,867,944	53,343,397	715,000	1%
2038	1,090,005,780	54,500,289	440,000	1%
2039	1,113,645,420	55,682,271	155,000	0%
2040	1,137,797,748	56,889,887	0	0%
2041	1,162,473,882	58,123,694		0%

Proposed Debt				
Proposed 2021 G.O. Notes	Combined Principal: Existing & Proposed	% of Limit	Residual Capacity	Year Ending
	\$21,350,848	58%	\$15,689,272	2020
2,500,000	\$20,598,889	54%	\$17,244,543	2021
2,305,000	\$19,085,475	49%	\$19,578,692	2022
2,105,000	\$17,547,300	44%	\$21,955,401	2023
1,905,000	\$16,002,750	40%	\$24,356,671	2024
1,705,000	\$14,431,200	35%	\$26,803,521	2025
1,500,000	\$12,869,650	31%	\$29,259,354	2026
1,255,000	\$11,228,100	26%	\$31,814,582	2027
1,010,000	\$9,596,550	22%	\$34,379,626	2028
760,000	\$7,935,000	18%	\$36,994,915	2029
510,000	\$6,640,000	14%	\$39,264,338	2030
255,000	\$5,320,000	11%	\$41,579,894	2031
0	\$4,365,000	9%	\$43,552,042	2032
	\$3,655,000	7%	\$45,301,249	2033
	\$2,930,000	6%	\$47,087,994	2034
	\$2,200,000	4%	\$48,902,765	2035
	\$1,460,000	3%	\$50,751,063	2036
	\$715,000	1%	\$52,628,397	2037
	\$440,000	1%	\$54,060,289	2038
	\$155,000	0%	\$55,527,271	2039
	\$0	0%	\$56,889,887	2040
	\$0	0%	\$58,123,694	2041

Notes:



2020 Financial Management Plan Update

Section 2 — Utilities Long-Range Cash Flow Analysis

City of Whitewater, WI

Table 10 Water Utility Cash Flow Analysis - Projected 2021-2030

City of Whitewater, WI

	Budget	Projected								
	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030
Revenues										
Total Revenues from User Rates ¹	\$2,181,685	\$2,181,685	\$2,247,136	\$2,247,136	\$2,314,550	\$2,314,550	\$2,314,550	\$2,314,550	\$2,314,550	\$2,314,550
Percent Increase to User Rates	0.00%	0.00%	3.00%	0.00%	3.00%	0.00%	0.00%	0.00%	0.00%	0.00%
Cumulative Percent Rate Increase	0.00%	0.00%	3.00%	3.00%	6.09%	6.09%	6.09%	6.09%	6.09%	6.09%
Dollar Amount Increase to Revenues		\$0	\$65,451	\$0	\$67,414	\$0	\$0	\$0	\$0	\$0
Other Revenues										
Interest Income	\$12,619	\$12,651	\$9,059	\$9,524	\$9,711	\$10,029	\$10,113	\$10,183	\$20,717	\$20,706
Other Income	\$25,488	\$25,742	\$26,000	\$26,260	\$26,522	\$26,788	\$27,056	\$27,326	\$27,873	\$28,430
Total Other Revenues	\$38,107	\$38,393	\$35,059	\$35,783	\$36,233	\$36,816	\$37,168	\$37,509	\$48,590	\$49,136
Total Revenues	\$2,219,792	\$2,220,078	\$2,282,195	\$2,282,919	\$2,350,783	\$2,351,366	\$2,351,718	\$2,352,059	\$2,363,140	\$2,363,686
Expenses										
Operating and Maintenance ²	\$1,474,679	\$1,318,920	\$1,358,487	\$1,399,242	\$1,441,219	\$1,484,456	\$1,528,989	\$1,574,859	\$1,622,105	\$1,670,768
PILOT Payment	\$327,000	\$333,540	\$340,211	\$347,015	\$353,955	\$361,034	\$368,255	\$375,620	\$383,133	\$390,795
Net Before Debt Service and Capital Expenditures	\$418,113	\$567,619	\$583,497	\$536,662	\$555,609	\$505,876	\$454,474	\$401,580	\$357,903	\$302,123
Debt Service										
Existing Debt P&I	\$485,157	\$481,695	\$475,841	\$484,539	\$477,394	\$474,572	\$391,321	\$317,913	\$311,289	\$243,260
New (2021-2030) Debt Service P&I	\$0	\$17,336	\$14,795	\$14,705	\$14,605	\$14,493	\$49,129	\$48,488	\$47,790	\$47,048
Total Debt Service	\$485,157	\$499,030	\$490,635	\$499,244	\$491,999	\$489,065	\$440,449	\$366,401	\$359,079	\$290,308
Transfer In (Out)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Less: Capital Improvements & COI	\$386,379	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Plus: Bond Proceeds/Grants/ Aids	\$320,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Net Annual Cash Flow	(\$133,423)	\$68,588	\$92,862	\$37,419	\$63,609	\$16,811	\$14,024	\$35,179	(\$1,177)	\$11,815
<u>Restricted and Unrestricted Cash Balance:</u>										
Balance at first of year	\$1,876,678	\$1,743,255	\$1,811,843	\$1,904,705	\$1,942,123	\$2,005,733	\$2,022,544	\$2,036,568	\$2,071,747	\$2,070,571
Net Annual Cash Flow Addition/(subtraction)	(\$133,423)	\$68,588	\$92,862	\$37,419	\$63,609	\$16,811	\$14,024	\$35,179	(\$1,177)	\$11,815
Balance at end of year	\$1,743,255	\$1,811,843	\$1,904,705	\$1,942,123	\$2,005,733	\$2,022,544	\$2,036,568	\$2,071,747	\$2,070,571	\$2,082,386
"All-in" Debt Coverage ³	0.86	1.14	1.19	1.07	1.13	1.03	1.03	1.10	1.00	1.04

Notes:

- 1) No assumptions for change in customer data after 2021.
- 2) 2021 includes 200k well rehab. Assumed 3% inflation.
- 3) Does not follow bond documents rather includes PILOT and GO Debt.

Legend:

- Simplified Rate Case (if eligible; Last CRC effective 8/27/20; must do CRC after 8/27/25)
- Conventional (Full) Rate Case
- Recommend CRC depending on asset additions.

Table 11 Sewer Utility Cash Flow Analysis - Projected 2021-2030

City of Whitewater, WI

	Budget	Projected								
	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030
Revenues										
Total Revenues from User Rates	\$4,012,409	\$4,012,409	\$4,012,409	\$4,012,409	\$4,012,409	\$4,012,409	\$4,012,409	\$4,012,409	\$4,012,409	\$4,012,409
Percent Increase to User Rates	0.00%									
Cumulative Percent Rate Increase	0.00%									
Dollar Amount Increase to Revenues		\$0								
Other Revenues										
Interest Income	\$40,000	\$40,100	\$16,561	\$18,672	\$20,729	\$22,710	\$24,595	\$26,398	\$28,407	\$30,330
Other Income	\$61,194	\$61,806	\$62,424	\$63,048	\$63,679	\$64,315	\$64,959	\$65,608	\$66,264	\$66,927
Total Other Revenues	\$101,194	\$101,906	\$78,985	\$81,720	\$84,408	\$87,025	\$89,554	\$92,006	\$94,671	\$97,257
Total Revenues	\$4,113,603	\$4,114,315	\$4,091,394	\$4,094,130	\$4,096,817	\$4,099,435	\$4,101,963	\$4,104,415	\$4,107,081	\$4,109,666
Expenses										
Operating and Maintenance	\$1,045,265	\$1,076,623	\$1,108,922	\$1,142,189	\$1,176,455	\$1,211,749	\$1,248,101	\$1,285,544	\$1,324,111	\$1,363,834
Net Before Debt Service and Capital Expenditures	\$3,068,338	\$3,037,692	\$2,982,472	\$2,951,940	\$2,920,362	\$2,887,686	\$2,853,862	\$2,818,871	\$2,782,970	\$2,745,832
Debt Service										
Existing Debt P&I ¹	\$2,057,284	\$2,061,327	\$2,063,450	\$2,055,156	\$2,054,865	\$2,056,017	\$2,056,402	\$1,939,544	\$1,939,240	\$1,708,313
New (2021-2030) Debt Service P&I	\$0	\$80,174	\$74,493	\$73,910	\$73,261	\$77,500	\$76,608	\$75,610	\$74,525	\$73,370
Total Debt Service	\$2,057,284	\$2,141,500	\$2,137,943	\$2,129,065	\$2,128,126	\$2,133,517	\$2,133,010	\$2,015,154	\$2,013,765	\$1,781,683
Transfer In (Out)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Less: Capital Improvements & COI	\$935,471	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Plus: Bond Proceeds/Grants/ Aids	\$760,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Net Annual Cash Flow	\$835,582	\$896,192	\$844,530	\$822,875	\$792,236	\$754,169	\$720,852	\$803,717	\$769,204	\$964,149
Restricted and Unrestricted Cash Balance:										
Balance at first of year	\$4,892,602	\$5,728,184	\$6,624,376	\$7,468,906	\$8,291,781	\$9,084,017	\$9,838,186	\$10,559,039	\$11,362,756	\$12,131,960
Net Annual Cash Flow Addition/(subtraction)	\$835,582	\$896,192	\$844,530	\$822,875	\$792,236	\$754,169	\$720,852	\$803,717	\$769,204	\$964,149
Balance at end of year	\$5,728,184	\$6,624,376	\$7,468,906	\$8,291,781	\$9,084,017	\$9,838,186	\$10,559,039	\$11,362,756	\$12,131,960	\$13,096,109
"All-in" Debt Coverage ³	1.49	1.42	1.40	1.39	1.37	1.35	1.34	1.40	1.38	1.54

Notes:

- 1) No assumptions for change in customer data after 2021.
- 2) Assumed 3% inflation.
- 3) Includes GO Debt.

Legend:

- Increase depicted to maintain with assumed O&M inflation
- Increase needed above inflationary adjustment

Table 12 Stormwater Utility Cash Flow Analysis - Projected 2021-2030

City of Whitewater, WI

	Budget	Projected								
	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030
Revenues										
Total Revenues from User Rates ¹	\$518,675	\$625,122	\$625,122	\$643,875	\$643,875	\$663,192	\$663,192	\$683,087	\$683,087	\$683,087
Percent Increase to User Rates	0.00%	20.52%	0.00%	3.00%	0.00%	3.00%	0.00%	3.00%	0.00%	0.00%
Cumulative Percent Rate Increase	0.00%	20.52%	20.52%	24.14%	24.14%	27.86%	27.86%	31.70%	31.70%	31.70%
Dollar Amount Increase to Revenues		\$106,447	\$0	\$18,754	\$0	\$19,316	\$0	\$19,896	\$0	\$0
Other Revenues										
Interest Income	\$1,000	\$1,005	\$1,010	\$1,015	\$1,020	\$1,025	\$1,030	\$1,036	\$1,041	\$1,046
Other Income	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Other Revenues	\$1,000	\$1,005	\$1,010	\$1,015	\$1,020	\$1,025	\$1,030	\$1,036	\$1,041	\$1,046
Total Revenues	\$519,675	\$626,127	\$626,132	\$644,890	\$644,895	\$664,217	\$664,222	\$684,123	\$684,128	\$684,133
Expenses										
Operating and Maintenance ²	\$339,043	\$349,214	\$359,691	\$370,481	\$381,596	\$393,044	\$404,835	\$416,980	\$429,489	\$442,374
Net Before Debt Service and Capital Expenditures	\$180,632	\$276,912	\$266,441	\$274,409	\$263,300	\$271,173	\$259,387	\$267,143	\$254,639	\$241,759
Debt Service										
Existing Debt P&I ¹	\$191,034	\$185,865	\$182,040	\$183,095	\$179,008	\$174,808	\$175,480	\$176,590	\$177,415	\$107,790
New (2021-2030) Debt Service P&I	\$0	\$67,642	\$62,901	\$62,407	\$61,859	\$61,240	\$65,505	\$64,650	\$63,720	\$62,730
Total Debt Service	\$191,034	\$253,507	\$244,941	\$245,502	\$240,866	\$236,048	\$240,985	\$241,240	\$241,135	\$170,520
Transfer In (Out)	(\$21,500)	(\$21,500)	(\$21,500)	(\$21,500)	(\$21,500)	(\$21,500)	(\$21,500)	(\$21,500)	(\$21,500)	(\$21,500)
Less: Capital Improvements & COI	\$687,837	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Plus: Bond Proceeds/Grants/ Aids	\$686,872	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Net Annual Cash Flow	(\$32,867)	\$1,905	(\$0)	\$7,407	\$933	\$13,626	(\$3,098)	\$4,403	(\$7,996)	\$49,739
Restricted and Unrestricted Cash Balance:										
Balance at first of year	\$522,833	\$489,966	\$491,871	\$491,871	\$499,278	\$500,211	\$513,837	\$510,739	\$515,142	\$507,145
Net Annual Cash Flow Addition/(Subtraction)	(\$32,867)	\$1,905	(\$0)	\$7,407	\$933	\$13,626	(\$3,098)	\$4,403	(\$7,996)	\$49,739
Balance at end of year	\$489,966	\$491,871	\$491,871	\$499,278	\$500,211	\$513,837	\$510,739	\$515,142	\$507,145	\$556,884
"All-in" Debt Coverage ³	0.95	1.09	1.09	1.12	1.09	1.15	1.08	1.11	1.06	1.42

Notes:

- 1) No assumptions for change in customer data after 2021.
- 2) Assumed 3% inflation.
- 3) Includes GO Debt.

Legend:

- Increase depicted to maintain with assumed O&M inflation
- Increase needed above inflationary adjustment

Chapter 16.10 - STORMWATER UTILITY AND MANAGEMENT SERVICES

Sections:

16.10.010 - Purpose and necessity—Authorization.

The common council of the City of Whitewater find that the management of stormwater and other surface water discharges within and beyond Whitewater Creek, Tripp Lake, Cravath Lake, and other bodies of water within the city is a matter that affects the health, safety and welfare of the city, its citizens and businesses and others in the surrounding area. All real property in the city, including property owned by public and tax-exempt entities contributes runoff and either uses or benefits from the stormwater system.

Failure to effectively manage stormwater affects the sanitary sewer utility operations of the city by, among other things, increasing the likelihood of infiltration and inflow into the sanitary sewer system. Surface water runoff may cause nonpoint source pollution, erosion of lands, threaten residences and businesses with water damage, and create environmental damage to the rivers, streams and other bodies of water within and adjacent to the city. A system for the collection and disposal of stormwater provides services to all properties within the City of Whitewater and surrounding areas, including those properties not currently served by the system. The cost of operating and maintaining the city stormwater management system and financing necessary repairs, replacements, improvements and extensions thereof should, to the extent practicable, be allocated in relationship to the services received from the system. In order to protect the health, safety and welfare of the public, the common council exercises its authority to establish a stormwater utility and establish the rates for stormwater management services.

In promulgating the regulations contained in this chapter, the city is acting pursuant to authority granted by Chapters 62 and 66 of the Wisconsin Statutes, including, but not limited to, Sections 62.04, 62.11, 62.16(2), 62.18, 66.0101, 66.0621, 66.080, 66.0811, 66.0813, 66.0703, and 66.0627.

(Ord. 1672A (part), 2008; Ord. 1647A (part), 2007).

16.10.020 - Creation.

There is created and established a stormwater utility within the City of Whitewater, effective October 1, 2007. The entire operation, charge and management of the stormwater utility is vested in the city manager, subject, however, to the general control and supervision of the common council, pursuant to applicable state law.

(Ord. 1672A (part), 2008; Ord. 1647A (part), 2007).

16.10.030 - Authority.

The city, acting through the stormwater utility, may, without limitation due to enumeration, acquire by gift, purchase, eminent domain, condemnation or otherwise, construct, lease, own, operate, maintain, improve,

Item 9. e, modify, extend, expand, replace, clean, dredge, repair, conduct, manage, finance, borrow monies, asse

and/or levy fees for such facilities, operations, maintenance and activities as are deemed, from time to time, by the city to be proper and reasonably necessary for a system of storm and surface water management. These facilities may include, without limitation due to enumeration, surface and underground drainage facilities, inlets, manholes, sewers, channels, ditches, retention and detention basins, infiltration facilities, retaining walls, streets, roads, natural drainageways, and such other facilities as will support a stormwater management system.

(Ord. 1672A (part), 2008; Ord. 1647A (part), 2007).

16.10.040 - Definitions.

For purposes of this chapter, the following definitions shall apply. Words used in the singular shall include the plural, and the plural, the singular; words used in the present tense shall include the future tense; the word "shall" is mandatory and not discretionary; the word "may" is permissive.

"Charge" means the periodic or other fee imposed under this chapter for the rendering of stormwater utility services by the city.

"Director" means the director of public works or his/her designee.

"Duplex" means any residential property having two dwelling units.

"Dwelling unit" means a room or group of rooms including cooking accommodations, occupied by one family, and in which not more than two persons, other than members of the family, are lodged or boarded for compensation at any one time.

"Equivalent runoff unit" or "ERU" is the basic unit by which a storm sewer charge is calculated under this chapter and is based upon the impervious area reasonably determined by the city. The term "ERU" means the statistical average horizontal impervious area of single-family homes and duplexes within the City of Whitewater on the date of adoption of the ordinance codified in this chapter.

"Impervious area" means a surface which has been compacted or covered with a layer of material so that it is highly resistant to infiltration by rain water. The term includes, without limitation due to enumeration, all areas covered by structures, roof extensions, patios, porches, driveways, loading docks and sidewalks, and semi-impervious surfaces such as compacted gravel, all as measured on a horizontal plane.

"Multifamily unit" means any residential property comprised of three or more dwelling units, including condominiums and manufactured homes.

"Nonresidential property" means a lot or parcel of land, with improvements such as a building, structure, grading or substantial landscaping, which is not residential property, excluding publicly owned rights-of-way, recreational trails, and publicly owned or privately owned rail beds utilized for railroad transportation.

"Person" means each and every property owner and includes, but is not limited to, natural persons, partnerships, corporations, limited liability companies, limited liability partnerships, joint ventures, and all other legal entities of whatever kind or nature.

"Residential property" means a lot or parcel of land developed exclusively for residential purposes, including single-family units, duplexes, and multifamily units. The term includes condominiums and manufactured homes.

"Single-family unit" means any residential property consisting of one dwelling unit.

"Stormwater utility" means the city-owned and operated utility established under this chapter for the purpose of managing stormwater and imposing charges for the recovery of costs connected with such stormwater management.

"Undeveloped property" means real property that is not developed by the addition of an improvement such as a building, structure, grading or substantial landscaping. A property shall be considered to be developed if:

- (1) A certificate of occupancy has been issued for a building or structure on the property or, if no certificate of occupancy has been issued, upon substantial completion of construction or final inspection; or
- (2) Construction of an improvement on the property is at least fifty percent completed and such construction has ceased for a period of at least three months, whether consecutive or not.

(Ord. 1672A (part), 2008: Ord. 1647A (part), 2007).

16.10.050 - Income and revenue.

The stormwater utility finances shall be accounted for in a separate stormwater utility enterprise fund by the city. All income and revenues shall be retained by the stormwater utility enterprise fund. The stormwater utility shall prepare an annual budget, which is to include all operation and maintenance costs, debt service and other costs related to the operation of the stormwater utility. The annual budget is subject to approval by the common council.

(Ord. 1672A (part), 2008: Ord. 1647A (part), 2007).

16.10.060 - Transfer of assets and outstanding debt.

- (a) The land rights and improvements of the city, or such rights determined to exist, for the following components of the public stormwater system are transferred to the land assets of the Whitewater stormwater utility.
 - (1) Stormwater sewers;
 - (2) Inlets, catch basins, retention ponds and related stormwater control features;
 - (3) Access structures;
 - (4) Greenways;
 - (5) Fees collected for stormwater management and fees collected in lieu of land dedication.
- (b) Upon adoption of the ordinance codified in this chapter, the stormwater utility shall assume the responsibility for debt obligation on all outstanding general debt issued for storm drainage purposes.

(Ord. 1672A (part), 2008; Ord. 1647A (part), 2007).

16.10.070 - Rates and charges.

- (a) Every person shall pay the applicable Whitewater stormwater service charge when due for each property owned by that person.
- (b) The basis for computation of the charge for stormwater services to lots and parcels of land within the city is established under this section. The amount of charge to be imposed, the establishment of formulas for the calculation of charges, the creation of customer classifications for the imposition of charges, and changes in such charges, formulas and customer classifications shall be consistent with this chapter. Each year the city manager shall determine the value of one ERU based upon the applicable year's adopted city budget and this chapter, and shall certify such value to the city clerk/treasurer and common council. All charges established pursuant to this chapter shall be fair and reasonable. A schedule of current charges shall be maintained and on file in the office of the city clerk/treasurer.
- (c) Charges shall be imposed to recover all or a portion of the costs of the stormwater utility. Such charges may include, but are not limited to, the following components:
 - (1) Base Component. The base component shall include the stormwater utility's estimated annual administrative and management costs, water quality costs, and other costs not in the components described below. The base rate shall be calculated by taking the sum of all base component costs and dividing that by the estimated number of billable ERU's.
 - (2) Operation and Maintenance Component. The operation and maintenance component shall include the stormwater utility's estimated annual operation and maintenance costs for the city's stormwater management system. The operation and maintenance rate shall be determined by: (A) taking the sum of all operation and maintenance component costs, (B) dividing that amount by the ERU's remaining after the ERU's that the city, upon user application, has determined need not pay operation and maintenance component costs, and (C) making appropriate adjustments to the rate to account for factors such as changes in stormwater reserves.
 - (3) Capital and Debt Service Component. The capital and debt service component cost shall include the capital costs and debt service payments for the city's stormwater conveyance system, including retention and detention facilities. The capital and debt service rate shall be determined by: (A) taking the sum of all capital and debt service component costs, (B) dividing that amount by the ERU's remaining after the ERU's which the city, upon user application, has determined need not pay capital and debt service component costs, and (C) making appropriate adjustments to the rate to account for factors such as changes in stormwater reserves.
- (d) Credits or adjustments may be available to individual property owners in the residential and multifamily customer classes. It shall be the burden of the property owner to request such a credit and to demonstrate to a reasonable degree of certainty with evidence that a fee adjustment is warranted. The credits or adjustments shall be applied to the operation and maintenance component.

costs and the capital and debt service component costs. The base component shall be charged to all properties regardless of credits unless the property is regulated by a separate municipal stormwater discharge permit (WPDES). A stormwater credit system credit policy has been approved by the city council for applicants to refer to. All applications for credit or adjustments shall be reviewed by the director and the director may reduce the measured impervious area after taking into consideration the demonstrated reduction in stormwater volume. Credits or adjustments may be applied to applicable properties based upon two criteria:

- (1) An adjustment may be applicable if some or all of a customer's property provided, (A) stormwater runoff from the property does not discharge directly or indirectly to or through any form of conveyance system owned or operated by the stormwater utility, and (B) the drainage from the property is not in violation of any environmental code or federal, state or local surface water drainage requirements.
- (2) Credits may be granted to owners of properties who have significantly reduced the impacts of stormwater discharge on the stormwater utility system. Owners of property which discharge all or a portion of their stormwater into privately owned and maintained retention and detention ponds shall receive a prorated credit to the number of ERUs assigned to their property as determined by the director. No owner may be given a credit in excess of fifty percent of their total number of ERUs.
- (3) Prior to receiving a credit or adjustment, the director or designee shall be allowed access to the property to determine the amount of credit or exemption to be granted.

(Ord. 1672A (part), 2008; Ord. 1647A (part), 2007).

16.10.080 - Classifications of customers.

The common council, from time to time, by budget adoption may establish classifications other than the customer classifications set forth in this chapter, as may be likely to provide a reasonable and fair distribution of the costs of the stormwater utility to all users.

(Ord. 1672A (part), 2008; Ord. 1647A (part), 2007).

16.10.090 - Billing.

The stormwater utility billing schedule shall be set by the city manager and approved by the common council.

(Ord. 1672A (part), 2008; Ord. 1647A (part), 2007).

16.10.100 - Payment of charge—Lien—Penalty.

- (a) Stormwater utility charges shall be payable upon receipt, subject to the provisions of this section.
- (b) Stormwater utility charges shall not be payable in installments.
- (c)

Charges remaining unpaid for a period of thirty days or more from the date of the utility bill shall be assessed a late payment penalty charge. All delinquent utility charges shall be subject to a penalty of one percent computed every thirty days upon the unpaid balance and will be added thereto, in addition to all other charges, penalties or interest, when the delinquent charge is extended upon the tax roll.

- (d) If a charge and/or late penalty remains unpaid for a period of thirty days after the date of the utility bill, such charge and penalty shall become a lien upon the real property to which it applies, as provided in Sections 66.0821 and 66.0809, and other applicable provisions of the Wisconsin Statutes, as from time to time amended or renumbered.
- (e) Delinquent charges and penalties shall be automatically extended upon the next available tax roll as a delinquent tax against the real property, and all proceedings relating to the collection, return and sale of property for delinquent real estate taxes shall apply to such charges.

(Ord. 1672A (part), 2008: Ord. 1647A (part), 2007).

16.10.110 - Customer classifications.

- (a) For the purposes of imposing the stormwater utility charge, all lots and parcels within the city are classified into the following customer classes:
 - (1) Residential — single-family home;
 - (2) Residential — duplex;
 - (3) Residential — multifamily: (including apartments greater than or equal to three units, condominiums, and mobile home parks);
 - (4) Nonresidential;
 - (5) Undeveloped and agricultural.
- (b) The director shall prepare and maintain an updated current list of all lots and parcels of real property (land) within the City of Whitewater and assign the appropriate customer classification to each customer account. This list shall include the number of ERU's assigned to each customer account.
- (c) The average square footage of impervious area of the ERU as of the date of adoption of the ordinance codified in this chapter is established to be equivalent to three thousand eight hundred fifty square feet.
- (d) The ERU charges for the foregoing customer classifications shall be established as follows:
 - (1) Residential — single-family unit (lot size less than five thousand four hundred forty-five square feet) — 0.7 ERU.
 - (2) Residential — single-family unit (lot size between five thousand four hundred forty-six and twenty-one thousand seven hundred eighty square feet) — 1.0 ERU.
 - (3) Residential - single-family unit (lot size twenty-one thousand seven hundred eighty-one square feet or larger) — 1.2 ERU.
 - (4) Residential — duplex: 0.5 ERU multiplied by each dwelling unit.
 - (5)

Residential — multifamily: (including apartments greater than or equal to three units, condominiums, and mobile home parks) The charge per unit shall be calculated by dividing the number of ERU's calculated for the entire property by the number of units existing on the property.

- (6) Nonresidential — one ERU times a factor obtained by dividing the total impervious area of the property by the square footage equivalent for one ERU. Such impervious area shall be determined based upon the best information reasonably available. The result shall be rounded down to the nearest one-tenth.
- (7) Undeveloped and agricultural — no stormwater charge shall be assigned to undeveloped or agricultural land.
- (e) The director shall be responsible for determining the impervious area based on the best available information, including, but not limited to, data supplied by the city assessor, aerial photography, the property owner, tenant, or developer. The billing amount shall be updated by the director based on any additions to the impervious area as approved through the building permit process. Individual property owners may submit site and building surveys to the director that help more accurately determine the total area and impervious area.
- (f) The minimum charges for any parcel shall be equal to the rate for four-tenths ERU, unless it contains no impervious surface.
- (g) All unoccupied developed lots and parcels with impervious surfaces shall be subject to a stormwater utility charge.

(Ord. 1672A (part), 2008; Ord. 1647A (part), 2007).

16.10.120 - New construction.

A property owner shall be responsible for timely submitting a fully completed and accurate stormwater utility service application at the time a building permit is issued or a site plan review is conducted. The application shall be made on a form prescribed by the city and provided with each application for a building permit or application for site plan review. Failure to submit such stormwater utility service application or providing false information on such form shall constitute a violation of this chapter. The implementation of stormwater charges shall commence as set forth in this chapter.

(Ord. 1672A (part), 2008; Ord. 1647A (part), 2007).

16.10.130 - Appeal.

- (a) The amount of a particular stormwater utility charge may be appealed to the director by filing a written appeal with the city clerk/treasurer prior to the due date of the charge or within thirty days of payment. The written appeal shall specify all grounds for challenge to the amount of the charge and shall state the amount of charge that the appellant considers to be inappropriate. Failure to timely appeal waives all rights to later challenge the charge.

(b)

In considering an appeal, the director shall determine whether the stormwater utility charge is fair and reasonable under the particular facts and circumstances pertaining to that specific property and, in the event the appeal is granted, whether or not a refund is due the appellant and the amount of the refund. The director shall notify the appellant in writing of his determination.

- (c) The customer has thirty days from the date of the written decision of the director to file a written appeal with the city manager.
- (d) If the city manager determines that a refund is due the customer, the refund will be applied as a credit towards the customer's next stormwater billing charge, if the refund will not exceed the customer's next stormwater billing charge, or it may be refunded at the discretion of the city manager.

(Ord. 1672A (part), 2008: Ord. 1647A (part), 2007).

16.10.140 - Alternative method to collect stormwater charges.

- (a) The common council find and determine that the stormwater utility charges established under this chapter reasonably reflect the services rendered to real property and may be, and are authorized to be, assessed, charged, levied, imposed and a collected upon property as a special charge in accord with all applicable Wisconsin Statutes.
- (b) The mailing of the bill for stormwater utility charges to a property owner shall serve as notice to the property owner that failure to pay the charges when due may result in the charges being levied upon the owner's applicable real property.
- (c) In addition, the city may provide notice each October of any unpaid charges to the stormwater utility and such charges, if not paid by November 15, may be placed upon the tax roll and collected in the manner provided by this chapter and/or the applicable provisions of the Wisconsin Statutes. The collection method provided in this section is in addition to the collection method provided for in this chapter.

(Ord. 1672A (part), 2008: Ord. 1647A (part), 2007).

16.10.150 - Conflict with other ordinances, laws.

- (a) In the event of any conflict between any provision set forth in this chapter and any other city ordinance, the competing provisions shall be harmonized to the fullest extent possible so as to facilitate the intent and proper effect of the separate areas of regulation.

(Ord. 1672A (part), 2008: Ord. 1647A (part), 2007).

16.10.160 - Penalty.

- (a) Any person who violates or causes to be violated any provisions set forth in this chapter shall, upon conviction thereof, pay a forfeiture to the city in the amount of not less than fifty dollars nor more than one thousand dollars, together with the costs of prosecution thereof. Upon default in payment of

the imposed forfeiture, the violator shall be committed to the Walworth or Jefferson County Jail for a term of not more than ninety days.

- (b) The payment of such imposed forfeiture shall be in addition to the payment of any and all stormwater service charges, fees and penalties imposed by the chapter.
- (c) Each day's continuance of a violation shall constitute a separate offense to which a separate forfeiture may be imposed.
- (d) It shall be the responsibility of the violator to cease and abate the violation immediately.
- (e) In addition to the forfeitures set forth above and payment of the charges, the city may seek, obtain and enforce injunctive relief.

(Ord. 1672A (part), 2008; Ord. 1647A (part), 2007).

16.10.170 - Severability.

If any provision of this chapter is found to be illegal, the remaining provisions shall remain in effect.

(Ord. 1672A (part), 2008; Ord. 1647A (part), 2007).

January 2, 2025

Rachelle Blitch, Director of Finance and Administrative Services
City of Whitewater, Wisconsin
312 W Whitewater St
Whitewater, WI 53190

**Re: Written Municipal Advisor Client Disclosure with the City of Whitewater (“Client”) for
2025 Storm Water Rate Study (“Project”) Pursuant to MSRB Rule G-42)**

Dear Rachelle:

As a registered Municipal Advisor, we are required by Municipal Securities Rulemaking Board (MSRB) Rules to provide you with certain written information and disclosures prior to, upon or promptly, after the establishment of a municipal advisory relationship as defined in Securities and Exchange Act Rule 15Ba1-1. To establish our engagement as your Municipal Advisor, we must inform you that:

1. When providing advice, we are required to act in a fiduciary capacity, which includes a duty of loyalty and a duty of care. This means we are required to act solely in your best interest.
2. We have an obligation to fully and fairly disclose to you in writing all material actual or potential conflicts of interest that might impair our ability to render unbiased and competent advice to you. We are providing these and other required disclosures in **Appendix A** attached hereto.

As your Municipal Advisor, Ehlers shall provide this advice and service at such fees, as described within **Appendix B** attached hereto.

This documentation and all appendices hereto shall be effective as of its date unless otherwise terminated by either party upon 30 days written notice to the other party.

During the term of our municipal advisory relationship, this writing might be amended or supplemented to reflect any material change or additions.

We look forward to working with you on this Project.

Sincerely,

Ehlers & Associates

A handwritten signature in black ink, appearing to read 'Greg Johnson', written in a cursive style.

Greg Johnson
Senior Municipal Advisor/Vice President

¹ This document is intended to satisfy the requirements of MSRB Rule G-42(b) and Rule G-42(c).

Appendix A

DISCLOSURE OF CONFLICTS OF INTEREST/OTHER REQUIRED INFORMATION

Actual/Potential Material Conflicts of Interest

Ehlers has no known actual or potential material conflicts of interest that might impair its ability either to render unbiased and competent advice or to fulfill its fiduciary duty to Client.

Other Engagements or Relationships Impairing Ability to Provide Advice

Ehlers is not aware of any other engagement or relationship Ehlers has that might impair Ehlers' ability to either render unbiased and competent advice to or to fulfill its fiduciary duty to Client.

Affiliated Entities

Ehlers offers related services through two affiliates of Ehlers, Bond Trust Service Corporation (BTSC) and Ehlers Investment Partners (EIP). BTSC provides paying agent services while Ehlers Investment Partners (EIP) provides investment related services and bidding agent service. Ehlers and these affiliates do not share fees. If either service is needed in conjunction with an Ehlers municipal advisory engagement, Client will be asked whether or not they wish to retain either affiliate to provide service. If BTSC or EIP are retained to provide service, a separate agreement with that affiliate will be provided for Client's consideration and approval.

Solicitors/Payments Made to Obtain/Retain Client Business

Ehlers does not use solicitors to secure municipal engagements; nor does it make direct or indirect payments to obtain or retain Client business.

Payments from Third Parties

Ehlers does not receive any direct or indirect payments from third parties to enlist Ehlers recommendation to the Client of its services, any municipal securities transaction or any financial product.

Payments/Fee-splitting Arrangements

Ehlers does not share fees with any other parties and any provider of investments or services to the Client. However, within a joint proposal with other professional service providers, Ehlers could be the contracting party or be a subcontractor to the contracting party resulting in a fee splitting arrangement. In such cases, the fee due Ehlers will be identified in a Municipal Advisor writing and no other fees will be paid to Ehlers from any of the other participating professionals in the joint proposal.

Municipal Advisor Registration

Ehlers is registered with the Securities and Exchange Commission (SEC) and Municipal Securities Rulemaking Board (MSRB).

Material Legal or Disciplinary Events

Neither Ehlers nor any of its officers or municipal advisors have been involved in any legal or disciplinary events reported on Form MA or MA-I nor are there any other material legal or disciplinary events to be reported. Ehlers' application for permanent registration as a Municipal Advisor with the (SEC) was granted on July 28, 2014 and contained the information prescribed under Section 15B(a)(2) of the Securities and Exchange Act of 1934 and rules thereunder. It did not list any information on legal or disciplinary disclosures.

Client may access Ehlers' most recent Form MA and each most recent Form MA-I by searching the Securities and Exchange Commission's EDGAR system (currently available at <http://www.sec.gov/edgar/searchedgar/companysearch.html>) and searching under either our Company Name (Ehlers & Associates, Inc.) or by using the currently available "Fast Search" function and entering our CIK number (0001604197).

Ehlers has not made any material changes to Form MA or Form MA-I since that date.

Conflicts Arising from Compensation Contingent on the Size or Closing of Any Transaction

The forms of compensation for municipal advisors vary according to the nature of the engagement and requirements of the client. Compensation contingent on the size of the transaction presents a conflict of interest because the advisor may have an incentive to advise the client to increase the size of the securities issue for the purpose of increasing the advisor's compensation. Compensation contingent on the closing of the transaction presents a conflict because the advisor may have an incentive to recommend unnecessary financings or recommend financings that are disadvantageous to the client. If the transaction is to be delayed or fail to close, an advisor may have an incentive to discourage a full consideration of such facts and circumstances, or to discourage consideration of alternatives that may result in the cancellation of the financing or other transaction.

Any form of compensation due a Municipal Advisor will likely present specific conflict of interests with the Client. If a Client is concerned about the conflict arising from Municipal Advisor compensation contingent on size and/or closing of their transaction, Ehlers is willing to discuss and provide another form of Municipal Advisor compensation. The Client must notify Ehlers in writing of this request within 10 days of receipt of this Municipal Advisor writing.

MSRB Contact Information

The website address of the MSRB is www.msrb.org. Posted on the MSRB website is a municipal advisory client brochure that describes the protections that may be provided by MSRB rules and how to file a complaint with the financial regulatory authorities.

Appendix B

Stormwater User Rate Study

Scope of Service

Client has requested that Ehlers prepare a user rate study for its stormwater utility. (“Project”). Ehlers proposes and agrees to provide the following scope of services:

Phase I – Information Request and Review

- Request and review the following:
 - Current schedule of stormwater user rates.
 - 2023 Annual audit.
 - 2024 Year end actual expenses and revenues for utility (unaudited is fine).
 - 2025 budget for utility (if applicable).
 - Current annual debt service schedules for existing utility debt (we currently have this information).
 - Any available capital improvement plan documents for utility.
 - Detailed stormwater billing records for the past 12-month period showing billed revenues by rate category (Variable/Non-variable) and number of customers.
 - Current number of Equivalent Runoff Units (ERUs) for residential and non-residential customer classes.
 - Any available information on upcoming developments and population growth over the study planning period that would increase the customer base and usage, or conversely any information on customers reducing usage or moving out of the municipality.

Phase II – Utility Rate Study

- Under this phase we will complete the Stormwater Rate Study including:
 - Based on the available budget, debt and asset detail, develop the revenue requirements for the utility under a cash-based or utility-based method.
 - Calculate the user rates per ERU for the test year and prepare a comparison of current and proposed user rates.
 - Prepare a cash flow analysis for the test year ensuring user rate adequacy.
 - User Rate Comparison

- Develop a comparison of existing and proposed user rates for example properties by customer class.
- Develop a comparison of existing and proposed user rates to other communities (if requested).
- Report and Presentation
 - Prepare a report including all project tables and a brief executive summary describing the findings and recommendations.
 - Review the report with staff and make any appropriate changes.
 - Prepare a final report and submit via PDF or paper copy
 - Prepare and present the report and findings to the Common Council or other designated committee.

Phase III – Long Range Cash Flow Analysis

- Prepare separate detailed cash flow analysis for the utility with the following:
 - Development of annual operating expenses for the utility using an assumed rate of inflation based on historical expenses and discussions with staff.
 - Actual annual debt service expenses for existing utility debt.
 - The planned debt service for the stormwater utility upgrades taking into consideration available and minimum recommended reserves, existing debt and existing revenue bond covenants if applicable.
 - Project out revenues and identify projected user rate increases to meet all financial obligations of the utility in future years.
 - Meet with staff to discuss and review the analysis.

Compensation

In return for the services set forth in the “Scope of Service,” Client agrees to compensate Ehlers on an hourly not to exceed basis as follows:

Service	Fee	
Stormwater Rate Study	\$ 8,500	
Total	\$ 8.500	

For any service directed by Client and not covered by this, or another applicable Appendix, Ehlers will bill Client at an hourly rate that is dependent upon the task/staff required to meet Client request at no less than \$125.00/hour and not to exceed \$300.00/hour.

Payment for Services

Ehlers will invoice Client each month for the work completed in the prior month. Our fees include our normal travel, printing, computer services, and mail/delivery

charges. The invoice is due and payable upon receipt by the Client.

Client Engagement

Client hereby accepts the terms set forth in this Written Municipal Advisor Client Disclosure and engages Ehlers to provide the services described above. This Letter shall be effective as of the date of its acceptance by Client.

The above Proposal is hereby accepted by Whitewater, Wisconsin, by its authorized officer:

Signed	Title	Date
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Common Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	Spanish Stipend WPPA
Staff Contact (name, email, phone):	Sara Marquardt, smarquardt@whitewater-wi.gov , 262-473-1387

BACKGROUND

(Enter the who, what when, where, why)

The Whitewater Professional Police Association (WPPA) and the City of Whitewater have completed a side letter amendment to the 2023-2025 collective bargaining agreement. The side letter updates the Spanish Stipend amount paid to sworn officers who pass a Spanish fluency test from \$500/year to \$1,500/year. This amount matches the non-sworn amount as described in the Employee Handbook.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

During the December 5, 2023, Common Council meeting, Council Member Allen expressed a desire to increase the Spanish-Speaking Stipend for sworn officers.

FINANCIAL IMPACT

(If none, state N/A)

Currently, there is only one sworn officer receiving the stipend. The difference would be \$1,000.

STAFF RECOMMENDATION

N/A

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. Spanish Stipend Side Letter

LETTER OF AGREEMENT

between the

WHITEWATER PROFESSIONAL POLICE ASSOCIATION / WISCONSIN PROFESSIONAL POLICE ASSOCIATION

and the

CITY OF WHITEWATER

WHEREAS the parties recognize the value of diversity and the importance of fostering a multilingual workforce. To support all city employees' professional development and promote cultural understanding, the City via policy provides a stipend of \$1500 for employees' that prove fluency.

WHEREAS the parties 2023 – 2025 Collective Bargain Agreement Article XXXIV – Spanish Fluency Stipend provides a \$500 stipend.

THEREFORE, the parties have agreed to amend Article XXXIV of the Collective Bargaining Agreement to provide a \$1500 stipend.

GOVERNING NATURE, Upon full and final execution, this letter of agreement shall become the status quo. The parties agree in subsequent collective bargaining agreement negotiations to negotiate language into Article XXXIV consistent with this side letter and which does not disrupt the intent of Article XXXIV and to be fully incorporated into the parties' Collective Bargaining Agreement unless otherwise modified by the parties during bargaining. All other terms of the 2023-2025 Collective Bargain Agreement will continue to apply. To the extent both parties identify any issues causing conflict with the existing collective bargaining agreement and this side letter, the parties agree to meet and confer in good faith with the intention of resolving such issues.

IN WITNESS WHEREOF, the parties hereto have executed this agreement on this, the 30 day of September, 2024.



City Manager



City Clerk



Association Representative



WPPA Representative



Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	February 18, 2025 CC Meeting
Staff Contact (name, email, phone):	Heather Boehm hboehm@whitewater-wi.gov 262-473-0102

BACKGROUND

(Enter the who, what, when, where, why)

The Tuesday February 18, 2025 Common Council meeting falls on the 2025 Spring Primary. Per Ordinance 2.08.010 (a), If any council meeting falls on an election day or on a holiday, the council meeting for that day shall be held on the Thursday following the first or third Tuesday in the month, at six-thirty p.m.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

N/A

FINANCIAL IMPACT

(If none, state N/A)

N/A

STAFF RECOMMENDATION

The recommendation would be to move the February 18, 2025, Common Council meeting to Thursday, February 20, 2025

ATTACHMENT(S) INCLUDED

(If none, state N/A)

Ordinance 2.08.010

2.08.010 Meetings.

- (a) The regular sessions of the city council shall be held on the first and third Tuesdays in each month, commencing at six-thirty in the evening. If any council meeting falls on an election day or on a holiday, the council meeting for that day shall be held on the Thursday following the first or third Tuesday in the month, at six-thirty p.m. Special meetings may be called, as provided by the Wisconsin Statutes. A city council meeting may be cancelled or set at a date other than is set forth in the section if said cancellation or date change is approved by a majority of the city council members voting or is approved by both the city manager and the city council president. There shall, however, be at least one meeting of the council each month.
- (b) The city council meetings shall be conducted in accordance with the following guidelines:
- (1) The agenda shall be established under the authority of the city manager. Councilmembers who wish to have agenda items addressed need to make their request no later than twelve noon, six business days prior to the meeting. The city manager shall honor all legal requests of councilmembers.
 - (2) Consent Agenda. A consent agenda item that recommends expedited approval of appropriate resolutions, ordinances and considerations, per the recommendation of the city manager may be included. At the request of a councilmember, any consent agenda item shall be removed, discussed and acted upon individually.
 - (3) Period of Public Comment. The period of public comment is a time set aside for the purpose of allowing the council to receive information from the public concerning matters that are not on the meeting agenda. Pursuant to Wis. Stats. § 19.82(2), no decisions shall be made on matters addressed during this period. The council president should inform the public that the purpose of the public comment period is limited and, if any action is requested, the matter must be put on the council agenda of a future meeting for consideration. Comments by any one member of the public shall be limited to three minutes. Repetitious statements should be discouraged, except when they are declarations of support of a prior speaker's comments. Personal attacks are inappropriate.
 - (4) Order of Business. The following shall be the order of business:
 - (A) Common council president reads the agenda title;
 - (B) The city manager, staff and/or city consultant may give a brief introduction to the issue (if necessary);
 - (C) Immediately after introduction of the agenda item, at the option of any councilmember, a motion may be made and seconded prior to any additional statements regarding the agenda item. If this procedure is used, public input and discussion of the agenda item shall take place after the second. If there is not an immediate motion made and seconded, public comment and further discussion of the matter will proceed. During this period a councilmember may, at any time, make a motion concerning the matter. The council president shall attempt to make certain that any member of the public wishing to speak on the issue has an opportunity to be heard before a final vote is taken;
 - (D) There shall be a three-minute limit placed on each speaker from the general public. If necessary, requests shall be made to speakers not to make comments that are similar to prior public input about the same issue, unless the comments are a declaration of support of a prior speaker's statements.
 - (5) Official Public Hearings. Guidelines should be printed and distributed prior to each hearing to any citizen who wishes to participate. Conduct of the public hearing:

-
- (A) The common council president shall call the hearing to order, summarize the need for the hearing, review the public hearing meeting guidelines and, if necessary, allow the city manager, staff or city consultant to make a presentation.
 - (B) The public hearing guidelines for the public input portion of the hearing shall include a five-minute time limit. There shall be a request of speakers not to make redundant comments unless the speaker is declaring his or her support of a prior speaker's comments. As much as possible, speakers shall be called upon to make comments first in support of and then in opposition to the public hearing proposal in alternating order. The president shall have the authority to give time extensions to a speaker, if in the judgment of the president the speaker needs more time to clarify his/her position.
 - (C) Questions from the common councilmembers are appropriate; however, comments from the councilmembers should be held in reserve until after the public input portion of the hearing is closed.
 - (D) Citizen participants in the public hearing should not debate the issues directly with councilmembers, staff, or other members of the audience.
 - (E) The council president will then declare the public input portion of the hearing closed and council discussion shall begin. Discussions of agenda items related to the public hearing will not include input from the public unless reasonably solicited by a councilmember.

(Ord. No. 1764A, § 1, 5-4-2010; Ord. No. 1959A, § 1, 9-18-2018; Ord. No. 2071, 10-17-2023)



Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	TDS Update
Staff Contact (name, email, phone):	Rachelle Blitch, rblitch@whitewater-wi.gov , 262-473-1380

BACKGROUND

(Enter the who, what when, where, why)

TDS’s original estimated timeline to broadcast the PEG channel was December 2024 as they did not have network infrastructure at this address and fiber lines need to be installed. According to the project coordinator, Liz Statz, the network for this source location was just completed last month and they are currently working on getting the network to the building so we can broadcast. They estimate the project will be complete in June 2025.

The “Video Service Fees” that are being charged to customers bills are the mandated franchise fees regulated by Wisconsin Statute 66.0420 (3) (e) (2b).

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

FINANCIAL IMPACT

(If none, state N/A)

N/A

STAFF RECOMMENDATION

N/A

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. Wisconsin Statute 66.0420 (3) (e) (2b)

66.0420 MUNICIPAL LAW**Updated 23-24 Wis. Stats. 68**

ment not used by the purchaser to receive video service from the seller of those assets or surplus equipment.

g. Charges, other than those described in subd. 1., that are aggregated or bundled with amounts described in subd. 1., including but not limited to any revenues received by a video service provider or its affiliates for telecommunications services, information services, or the provision of directory or Internet advertising, including yellow pages, white pages, banner advertisement, and electronic publishing, if a video service provider can reasonably identify such charges on books and records kept in the regular course of business or by other reasonable means.

h. Reimbursement by programmers of marketing costs actually incurred by a video service provider.

(k) “Household” means a house, apartment, mobile home, group of rooms, or single room that is intended for occupancy as separate living quarters. For purposes of this paragraph, “separate living quarters” are those in which the occupants live and eat separately from any other persons in the building and which have direct access from the outside of the building or through a common hall.

(L) “Incumbent cable operator” means a person who, immediately before January 9, 2008, was providing cable service under a cable franchise, expired cable franchise, or cable franchise extension, or under an ordinance or resolution adopted or enacted by a municipality.

(m) “Institutional network” means a network that connects governmental, educational, and community institutions.

(n) “Interim cable operator” means an incumbent cable operator that elects to continue to provide cable service under a cable franchise as specified in sub. (3) (b) 2. a.

(p) “Large telecommunications video service provider” means a telecommunications video service provider that, on January 1, 2007, had more than 500,000 basic local exchange access lines in this state or an affiliate of such a telecommunication video service provider.

(r) “Municipality” means a city, village, or town.

(s) “PEG channel” means a channel designated for public, educational, or governmental use.

(sm) “Qualified cable operator” means any of the following:

1. A cable operator that has been providing cable service in this state for at least 3 years prior to applying for a video service franchise and that has never had a cable franchise revoked by a municipality.

2. An affiliate of a cable operator specified in subd. 1.

3. A cable operator that, on the date that it applies for a video service franchise, individually or together with its affiliates or parent company, is one of the 10 largest cable operators in the United States as determined by data collected and reported by the FCC or determined by information available to the public through a national trade association representing cable operators.

(t) “Service tier” means a category of video service for which a separate rate is charged.

(u) “State agency” means any board, commission, department, or office in the state government.

(um) “Telecommunications utility” has the meaning given in s. 196.01 (10).

(v) “Telecommunications video service provider” means a video service provider that uses facilities for providing telecommunications service, as defined in s. 196.01 (9m), also to provide video service.

(w) “Video franchise area” means the area or areas described in an application for a video service franchise under sub. (3) (d) 2.

(x) “Video programming” means programming provided by,

or generally considered comparable to programming provided by, a television broadcast station.

(y) “Video service” means any video programming service, cable service, or service provided via an open video system that complies with 47 USC 573, that is provided through facilities located at least in part in public rights-of-way, without regard to delivery technology, including Internet protocol technology or any other technology. “Video service” does not include any of the following:

1. Video programming provided by a commercial mobile radio service provider, as defined in s. 196.01 (2g).

2. Video programming provided solely as part of and via a service that enables users to access content, information, electronic mail, or any other service offered over the public Internet.

(z) “Video service franchise” means a franchise issued under sub. (3) (f) 2.

(zb) “Video service network” means wireline facilities, or any component thereof, located at least in part in the public right-of-way that deliver video service, without regard to delivery technology, including Internet protocol technology or any other technology. “Video service network” includes a cable system.

(zg) “Video service provider” means a person, including an incumbent cable operator, who is issued a video service franchise or a successor or assign of such a person.

(zm) “Video service provider fee” means the fee paid by a video service provider under sub. (7).

(3) AUTHORITY TO PROVIDE VIDEO SERVICE. (a) *In general.* Except for an interim cable operator, and except as provided in par. (c) and sub. (11), no person may provide video service in this state unless the department has issued a video service franchise to the person and the person has provided the notice required under par. (h).

(b) *Incumbent cable operators.* 1. A municipality may not renew or extend the cable franchise of an incumbent cable operator that expires after January 9, 2008.

2. An incumbent cable operator may do one of the following:

a. Continue to provide cable service as an interim cable operator until the cable franchise expires.

b. Apply for a video service franchise. If an incumbent cable operator applies for a video service franchise, the cable franchise shall terminate and have no effect upon issuance of the video service franchise. Upon termination of the cable franchise, the municipality that granted the franchise shall, at the request of the incumbent cable operator, surrender, return, or take such other action as may be necessary to nullify any bond, letter of credit, or similar instrument intended to secure the performance of the incumbent cable operator under the cable franchise.

3. An incumbent cable operator whose cable franchise expires after January 9, 2008, may not, after expiration of the cable franchise, provide video service in this state unless the incumbent cable operator applies for a video service franchise under subd. 2. b. and, upon issuance of the video service franchise, provides the notice required under par. (h). An incumbent cable operator whose cable franchise expired before January 9, 2008, and who was providing cable service immediately before January 9, 2008, may continue to provide cable service if, no later than March 1, 2008, the incumbent cable operator applies for a video service franchise under subd. 2. b.

(c) *Other providers.* A person, other than an incumbent cable operator, who was providing video service immediately before January 9, 2008, may provide video service without a video service franchise issued by the department. This paragraph ceases to apply to such a person if the person does not apply for a video service franchise no later than March 1, 2008.

69 Updated 23-24 Wis. Stats.**MUNICIPAL LAW****66.0420**

(d) *Application.* An applicant for a video service franchise shall submit an application to the department that consists of all of the following:

1. The location and telephone number of the applicant's principal place of business, the names of the principal executive officers of the applicant, and the names of any persons authorized to represent the applicant before the department.

2. A description of the area or areas of the state in which the applicant intends to provide video service.

3. The date on which the applicant intends to begin providing video service in the video franchise area.

4. An affidavit signed by an officer or general partner of the applicant that affirms all of the following:

a. That the applicant has filed or will timely file with the FCC all forms required by the FCC in advance of offering video service.

b. That the applicant agrees to comply with this section and all applicable federal statutes and regulations.

c. That the applicant is legally, financially, and technically qualified to provide video service.

5. A description of the services that the applicant proposes to provide.

(e) *Service upon municipalities.* 1. At the time that an applicant submits an application under par. (d), or a video service provider submits a notification regarding a modification to an application under par. (j), to the department, the applicant or video service provider shall serve a copy of the application or notification on each municipality in the video franchise area.

2. a. This subdivision applies only to a municipality that, under subd. 1., is served a copy of an application or that, under subd. 1., is served a copy of a notification relating to an expansion of the area or areas of the state in which a video service provider intends to provide video service, if the municipality has not previously been served a copy of an application under subd. 1. by that video service provider.

b. If a municipality specified in subd. 2. a. has granted any cable franchise that is in effect immediately before January 9, 2008, the municipality shall, no later than 10 business days after receipt of the copy, notify the applicant in writing of the number of PEG channels for which incumbent cable operators are required to provide channel capacity in the municipality, the amount and type of monetary support for access facilities for PEG channels required of incumbent cable operators as described in sub. (7) (em), and the percentage of revenues that incumbent cable operators are required to pay the municipality as franchise fees.

(f) *Department duties.* 1. After the filing of an application, the department shall notify the applicant in writing as to whether the application is complete and, if the department has determined that the application is not complete, the department shall state the reasons for the determination.

2. After the filing of an application that the department has determined is complete, the department shall determine whether an applicant is legally, financially, and technically qualified to provide video service. If the department determines that an applicant is legally, financially, and technically qualified to provide video service, the department shall issue a video service franchise to the applicant. If the department determines that an applicant is not legally, financially, and technically qualified to provide video service, the department shall reject the application and shall state the reasons for the determination.

4. The department shall promulgate rules for determining whether an applicant is legally, financially, and technically qualified to provide video service.

(g) *Effect of video service franchise.* A video service franchise issued by the department authorizes a video service provider to occupy the public rights-of-way and to construct, operate, maintain, and repair a video service network to provide video service in the video franchise area.

(h) *Notice before providing service.* No later than 10 business days before providing video service in a municipality in a video franchise area, a video service provider shall provide notice to the department and the municipality.

(i) *Expiration and revocation of video service franchise.* The department may revoke a video service franchise issued to a video service provider if the department determines that the video service provider has failed to substantially meet a material requirement imposed upon it by the department. Before commencing a revocation proceeding, the department shall provide the video service provider written notice of the department's intention to revoke the franchise and the department's reasons for the revocation and afford the video service provider a reasonable opportunity to cure any alleged violation. The department must, before revoking any video service franchise, afford a video service provider full due process that, at a minimum, must include a proceeding before a hearing officer during which the video service provider must be afforded the opportunity for full participation, including the right to be represented by counsel, to introduce evidence, to require the production of evidence, and to question or cross-examine witnesses under oath. A transcript shall be made of any such hearing. A video service provider may bring an action to appeal the decision of the department.

(j) *Modifications.* If there is any change in the information included in an application filed by a video service provider under this subsection, the video service provider shall notify the department and update the information within 10 business days after the change, except that if the video service provider determines to expand the area or areas of the state in which the video service provider intends to provide video service, the video service provider shall apply to the department for a modified video service franchise under par. (d). A video service provider that makes a notification regarding a change in the information specified in par. (d) 3., 4., or 5., shall include with the notification a fee of \$100. No fee is required for a notification regarding a change in the information specified in par. (d) 1.

(k) *Annual fee.* 1. A video service provider shall pay an annual fee.

2. If a video service provider has 10,000 or less subscribers, the first annual fee required under subd. 1. shall be \$2,000 and each subsequent annual fee shall be \$100.

(4) **FRANCHISING AUTHORITY.** For purposes of 47 USC 521 to 573, the state is the exclusive franchising authority for video service providers in this state. No municipality may require a video service provider to obtain a franchise to provide video service.

(5) **PEG CHANNELS.** (a) *Maximum number of PEG channels.* 1. If an incumbent cable operator is providing channel capacity for PEG channels to a municipality under a cable franchise in effect immediately before January 9, 2008, the municipality shall require each interim cable operator or video service provider that provides video service in the municipality to provide channel capacity for the same number of PEG channels for which channel capacity is provided immediately before January 9, 2008.

2. a. Except as provided in subd. 2. b. and c., if no incumbent cable operator is providing channel capacity for PEG channels to a municipality under a cable franchise that is in effect immediately before January 9, 2008, then, if the municipality has a population of 50,000 or more, the municipality may require each interim cable operator and video service provider that provides

video service in the municipality to provide channel capacity for up to 3 PEG channels, and, if the municipality has a population of less than 50,000, the municipality may require each interim cable operator and video service provider that provides video service in the municipality to provide channel capacity for no more than 2 PEG channels.

b. If an interim cable operator or video service provider distributes video programming to more than one municipality through a single headend or video hub office and the aggregate population of the municipalities is 50,000 or more, the municipalities may not require the interim cable operator or video service provider to provide, in the aggregate, channel capacity for more than 3 PEG channels under subd. 2. a.

c. If an interim cable operator or video service provider distributes video programming to more than one municipality through a single headend or video hub office and the aggregate population of the municipalities is less than 50,000, the municipalities may not require the interim cable operator or video service provider to provide, in the aggregate, channel capacity for more than 2 PEG channels under subd. 2. a.

3. An interim cable operator or video service provider shall provide any channel capacity for PEG channels required under this paragraph on any service tier that is viewed by more than 50 percent of the interim cable operator's or video service provider's customers.

4. If a municipality is not required to provide notice to a video service provider under sub. (3) (e) 2., the video service provider's duty to provide any additional channel capacity for PEG channels that is required by the municipality under this paragraph first applies on the date that the video service provider begins to provide service in the municipality, and, if the municipality is required to provide notice under sub. (3) (e) 2., the video service provider's duty to provide any such additional channel capacity first applies on the date that the video service provider begins to provide video service in the municipality or on the 90th day after the video service provider receives the municipality's notice, whichever is later.

(b) *Exceptions.* 1. a. Notwithstanding par. (a), an interim cable operator or video service provider may reprogram for any other purpose any channel capacity provided for a PEG channel required by a municipality under par. (a) if the PEG channel is not substantially utilized by the municipality. If the municipality certifies to the interim cable operator or video service provider that reprogrammed channel capacity for a PEG channel will be substantially utilized by the municipality, the interim cable operator or video service provider shall, no later than 120 days after receipt of the certification, restore the channel capacity for the PEG channel. Notwithstanding par. (a) 3., an interim cable operator or video service provider may provide restored channel capacity for a PEG channel on any service tier.

b. For purposes of this subdivision, a PEG channel is substantially utilized by a municipality if the municipality provides 40 hours or more of programming on the PEG channel each week and at least 60 percent of that programming is locally produced.

2. Notwithstanding par. (a), if a municipality fails to provide the notice specified in sub. (3) (e) 2. before the deadline specified in sub. (3) (e) 2., no interim cable operator or video service provider is required to provide channel capacity for any PEG channel, or monetary support for access facilities for PEG channels pursuant to sub. (7) (em), until the 90th day after the municipality provides such notice.

(c) *Powers and duties of municipalities.* 1. Except as otherwise required under pars. (a) and (d) and sub. (7) (em), a municipality may not require an interim cable operator or video service provider to provide any funds, services, programming, facilities,

or equipment related to public, educational, or governmental use of channel capacity.

2. The operation of any PEG channel for which a municipality requires an interim cable operator or video service provider to provide channel capacity under par. (a), and the production of any programming appearing on such a PEG channel, shall be the sole responsibility of the municipality and, except as provided in par. (d) 1., the interim cable operator or video service provider shall bear only the responsibility to transmit programming appearing on the PEG channel.

3. A municipality that requires an interim cable operator or video service provider to provide channel capacity for a PEG channel under par. (a) shall do all of the following:

a. Ensure that all content and programming that the municipality provides or arranges to provide for transmission on the PEG channel is submitted to the interim cable operator or video service provider in a manner and form that is capable of being accepted and transmitted by the interim cable operator or video service provider over its video service network without changing the content or transmission signal and that is compatible with the technology or protocol, including Internet protocol television, utilized by the interim cable operator or video service provider to deliver video service.

b. Make the content and programming that the municipality provides or arranges to provide for transmission on a PEG channel available in a nondiscriminatory manner to all interim cable operators and video service providers that provide video service in the municipality.

(d) *Duties of interim cable providers and video service providers.* 1. If a municipality requires an interim cable operator or video service provider to provide capacity for PEG channels under par. (a), the interim cable operator or video service provider shall be required to provide transmission capacity sufficient to connect the interim cable operator's or video service provider's headend or video hub office to the municipality's PEG access channel origination points existing as of January 9, 2008. A municipality shall permit the interim cable operator or video service provider to determine the most economically and technologically efficient means of providing such transmission capacity. If a municipality requests that such a PEG access channel origination point be relocated, the interim cable operator or video service provider shall be required to provide only the first 200 feet of transmission line that is necessary to connect the interim cable operator or video service provider's headend or video hub office to such origination point. A municipality shall be liable for the costs of construction of such a transmission line beyond the first 200 feet and for any construction costs associated with additional origination points, but not for the costs associated with the transmission of PEG programming over such line. The interim cable operator or video service provider may recover its costs to provide transmission capacity under this subdivision by identifying and collecting a "PEG Transport Fee" as a separate line item on customer bills.

2. If the interconnection of the video service networks of interim cable operators or video service providers is technically necessary and feasible for the transmission of programming for any PEG channel for which channel capacity is required by a municipality under par. (a), the interim cable operators and video service providers shall negotiate in good faith for interconnection on mutually acceptable rates, terms, and conditions, except that an interim cable operator or video service provider who requests interconnection is responsible for interconnection costs, including the cost of transmitting programming from its origination point to the interconnection point. Interconnection may be accomplished by direct cable, microwave link, satellite, or any other reasonable method.

71 Updated 23-24 Wis. Stats.

MUNICIPAL LAW

66.0420

(5m) CONTRACTS WITH UNIVERSITY OF WISCONSIN CAMPUSES. If an incumbent cable operator has entered into an agreement with an institution or college campus within the University of Wisconsin System that is in effect on January 9, 2008, and that requires the incumbent cable operator to broadcast University of Wisconsin events on one of its channels, any video service provider that provides video service in the area in which the events are broadcast by the incumbent cable operator shall, upon the request of the institution or college campus, enter into an agreement with the institution or college campus that requires the video service provider to provide the same service on the same terms and conditions as the agreement between the institution or college campus and the incumbent cable operator.

(6) INSTITUTIONAL NETWORKS. Notwithstanding any franchise, ordinance, or resolution in effect on January 9, 2008, no state agency or municipality may require an interim cable operator or video service provider to provide any institutional network or equivalent capacity on its video service network.

(7) VIDEO SERVICE PROVIDER FEE. (a) *Duty to pay fee.* 1. Notwithstanding s. 66.0611 and except as provided in subds. 2. and 2m., a video service provider shall, on a quarterly calendar basis, calculate and pay to each municipality in which the video service provider provides video service a video service provider fee equal to the percentage of the video service provider's gross receipts that is specified in par. (b) and the monetary support for access facilities for PEG channels described in par. (em). A video service provider shall remit the fee to the municipality no later than 45 days after the end of each quarter. Except as provided in subd. 2. or par. (b) 1., if the municipality is not required to provide notice under sub. (3) (e) 2., the duty to remit the fee first applies to the quarter in which the video service provider begins to provide service in the municipality, and, if the municipality is required to provide notice under sub. (3) (e) 2., the duty to remit the fee first applies to the quarter in which the video service provider begins to provide service in the municipality or to the quarter that includes the 45th day after the video service provider receives the municipality's notice, whichever quarter is later.

2. If a municipality fails to provide the notice specified in sub. (3) (e) 2. before the deadline specified in sub. (3) (e) 2., no video service provider is required to pay a video service provider fee, and no interim cable operator is required to pay a franchise fee, to the municipality until the 45th day after the end of the quarter in which the municipality provides the notice specified in sub. (3) (e) 2.

2m. If a municipality requires a video service provider to pay a cost-based permit fee under a regulation under s. 182.017 (1r), the video service provider may deduct the amount of the fee from any other compensation that is due to the municipality including the video service provider fee under subd. 1.

(b) *Amount of fee.* 1. Except as provided in subd. 2m., the percentage applied to a video service provider's gross receipts under par. (a) 1. for each municipality shall be 5 percent or one of the following percentages, whichever is less:

a. If no incumbent cable operator was required to pay a franchise fee equal to a percentage of gross revenues to the municipality immediately before January 9, 2008, the municipality may specify a percentage of no more than 5 percent. The duty of a video service provider to pay the municipality a video service fee equal to such percentage shall first apply to the quarter that includes the 45th day after the municipality provides notice of the percentage to the video service provider.

b. If an incumbent cable operator was required to pay a franchise fee equal to a percentage of gross revenues to the municipality immediately before January 9, 2008, that percentage.

c. If more than one incumbent cable operator was required to

pay a franchise fee equal to a percentage of gross revenues to the municipality immediately before January 9, 2008, the lowest such percentage.

2m. The percentage applied to a video service provider's gross receipts under par. (a) 1. for a municipality shall be the percentage that applied under subd. 1. on December 31, 2018, less one of the following:

a. Beginning on January 1, 2020, 0.5 percent.

b. Beginning on January 1, 2021, 1.0 percent.

(c) *Generally accepted accounting principles.* All determinations and computations made under this subsection shall be made pursuant to generally accepted accounting principles.

(d) *Record review.* A municipality may, upon reasonable written request, for the purpose of ensuring proper and accurate payment of a video service provider fee, review the business records of a video service provider that is required to pay the municipality a video service provider fee.

(e) *Actions to enforce payment.* 1. A municipality or a video service provider may not bring an action concerning the amount of a video service provider fee allegedly due to the municipality unless the parties have first participated in and completed good faith settlement discussions. For purposes of any future litigation, all negotiations pursuant to this paragraph shall be treated as compromise negotiations under s. 904.08.

2. An action regarding a dispute over the amount of a video service provider fee paid or allegedly due under this subsection shall be commenced within 4 years following the end of the calendar quarter to which the disputed amount relates or be barred, unless the parties agree in writing to an extension of time. Notwithstanding ss. 814.01, 814.02, 814.03, and 814.035, no costs may be allowed in the action to either party.

(em) *PEG channel monetary support.* 1. This subdivision applies to an incumbent cable operator whose cable franchise is terminated under sub. (3) (b) 2. b. The obligation that is actually imposed by a municipality prior to April 18, 2007, on such an incumbent cable operator to provide monetary support for access facilities for PEG channels and that is contained in a cable franchise existing on January 9, 2008, shall continue until January 1, 2011.

2. The duty of an interim cable operator to provide monetary support for access facilities for PEG channels that is contained in a cable franchise existing on January 9, 2008, shall continue until January 1, 2011.

3. Each video service provider providing video service in a municipality shall have the same obligation to provide monetary support for access facilities for PEG channels as the incumbent cable operator with the most subscribers in the municipality as of January 9, 2008. To the extent that such incumbent cable operator provides such support in the form of a percentage of gross revenues or a per subscriber fee, any other video service provider shall pay the same percentage of gross revenues or per subscriber fee to the municipality as the incumbent cable operator. To the extent that such incumbent cable operator provides such support in the form of a lump sum payment without an offset to its franchise fee or video service provider fee, any other video service provider that commences service in the municipality shall pay the municipality a sum equal to the pro rata amount of such lump sum payment based on its proportion of video service customers in such municipality. The obligation to provide monetary support required under this subdivision shall continue until January 1, 2011.

4. For purposes of this paragraph, the proportion of video service customers of a video service provider shall be determined based on the relative number of subscribers as of the end of the



Common Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	Core Services Report
Staff Contact (name, email, phone):	Sara Marquardt, smarquardt@whitewater-wi.gov , 262-473-1387

BACKGROUND

(Enter the who, what when, where, why)

To align with the HR Department's budget goals, reporting on core services has been integrated into the mid-year and year-end updates to the Common Council. This memo would like to specifically address the numbers at the end of the report, most notably turnover, tenure, engagement and net promotion.

1. Turnover Rate:
 - The municipality achieved an exceptional reduction in the turnover rate, dropping from 27.3% in 2023 to 12.4% in 2024.
 - This improvement surpasses the goal of maintaining turnover below 20%.
2. Average Tenure:
 - In 2023, the average employee tenure was 6.97 years.
3. Employee Engagement:
 - Happiness: By mid-2024, 93% of employees reported feeling happy at work, with a strong follow-up score of 87% by the end of 2024.
 - Culture & Atmosphere: Scores improved slightly from 4.0 (mid-2024) to 4.1 (end-2024).
 - Feeling Appreciated: By the end of 2024, 61% of employees felt appreciated “always” or “often,” a metric introduced in the latest survey.
4. Employee Net Promoter Score (eNPS):
 - The likelihood of employees recommending the municipality as a workplace remained strong, with a slight dip from 76.5% (mid-2024) to 73.7% (end-2024).

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

N/A

FINANCIAL IMPACT

(If none, state N/A)

N/A

STAFF RECOMMENDATION

The significant reduction in turnover rates, coupled with high engagement scores and a strong average tenure, underscores the success of initiatives aimed at improving employee satisfaction and retention. Continued focus on appreciation and workplace advocacy, specifically compensation strategies, will further strengthen the municipality’s goal to be an employer of choice.

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. Core Services Report for 2024



Core Services Report

12/31/2024

Classification & Compensation

Completed New Position/Reclassification Requests

Original Job Position/Salary Range	Requested Job Position/Salary Range	Approved Job Position/Salary Range	Approval Date	Effective Date
IT Administrator	IT Director/No Salary Change	IT Director/No Salary Change	12/5/2023	1/1/2024
	IT Technology Support Technician/\$27.83 - \$32.21	IT Technology Support Technician \$27.83 - \$32.21	12/5/2023	1/1/2024
Recreation & Community Events Manager	Asst Parks, Rec & Community Events Dir \$57,056.66 - \$78,275.09	Asst Parks, Rec & Community Events Dir \$57,056.66 - \$78,275.09	12/5/2023	1/1/2024
FD First Asst Chief PT-non-exempt \$33.08	First Asst Chief FT-exempt \$87,091.18 - \$94,079.94	First Asst Chief FT-exempt \$87,091.18 - \$94,079.94	12/5/2023	1/1/2024
Program & Makerspace Librarian/hourly non-exempt	Same/\$48,623-\$59,798 exempt	Same/\$48,623-\$59,798 exempt	2/6/2024	2/10/2024
Economic Development Director	Added oversight of Neighborhood Services/ No Salary Change	Oversight of Neighborhood Services/ No Salary Change	2/1/2024	2/1/2024
Administrative Assistant I-Records Technician - 2 positions/ 20.21-27.28	Police Records Specialist/ 21.73-29.34	Police Records Specialist/ 21.73-29.34	12/3/2024	12/3/2024
	Junior IT Tech/\$16.26-\$21.95	Junior IT Tech/\$16.26-\$21.95	12/3/2024	1/2/2025

Employee Benefits

Family Medical Leave (YTD)

Requests Received	Approved	Pending	Denied	Canceled
18	10	0	3	5

Item 13. Non-Approval Reasons

Paperwork not returned/Canceled	Insufficient years of service/hours	Condition does not qualify
5	3	

Workers Compensation (YTD)

Number of Claims	Lost Time	Medical Only
21	2	19

Spanish Stipend

Employee	Date Passed
Antonio Aranda	10/3/2024
Ignacio Cuevas	10/7/2024
Beatriz Aranda	10/11/2024

Employee and Labor Relations

Grievances (YTD)

Number of Grievances	Open Grievances	Closed Grievances
0		

Open Grievances

Issue	Date Filed	Status

Closed Grievancews

Issue	Date Filed	Status

Recruitment & Selection

New Hires

Name	Department	Job Title	Hire Date	Separation Date
Reagan Godek	Parks & Rec	Activity Instructor	1/5/2024	
Karen Kachel	Parks & Rec	Instructor	1/8/2024	
Lynn Kennedy	PD	Dispatcher	1/16/2024	2/26/2024
Matt Seaver	DPW	Laborer	1/22/2024	
Kiara McKowen	Parks & Rec	Activity Instructor	1/23/2024	
Mike Kaspar	Fire	Firefighter/Paramedic	1/24/2024	12/15/2024
Brian Sowka	WAFC	Lifeguard	1/24/2024	10/30/2024
Cailey Russell	Police	CSO	1/23/2024	
Sabrina Dubbert	Parks & Rec	Tae Kwon Do Instructor	1/25/2024	

Grace Coleman	WAFC	Lifeguard	1/26/2024	
Kennady Wilson	WAFC	Lifeguard	1/31/2024	
Haley Fox	Parks & Rec	Activity Instructor	2/9/2024	
Richard Bell	WAFC	Lifeguard	2/13/2024	
Giavanna Sinacore	WAFC	Front desk	2/21/2024	4/24/2024
Jacob Thorson	WAFC	Front desk	2/22/2024	
Madison Schulz	WAFC	Front desk	2/22/2024	
Jordan Mars	WAFC	Lifeguard	2/22/2024	8/1/2024
Laura Phillips	DPW	GIS Analyst	2/26/2024	
Cameron Zeinert	Intern	Intern	2/28/2024	5/31/2024
Christopher Crane	IT	IT Support Technician	3/4/2024	
Ethan Schmohe	WAFC	Lifeguard	3/15/2024	
Lucy Davis	WAFC	Lifeguard	2/5/2024	
Hunter Martin	Police	Patrol Officer	3/25/2024	
Sophia Gunderson	WAFC	Slide Attendant	3/27/2024	
Rebecca Magestro	Admin	Chief of Staff	4/1/2024	
Ethan Cesarz	Parks & Rec	Athletic Program Coordinator	4/8/2024	
Nicole Curtis	Library	Customer Service Specialist	4/8/2024	
Douglas Behrens	DPW	Seasonal streets	4/9/2024	
Clare Dicks	WAFC	Slide Attendant	4/9/2024	8/1/2024
Katie Gillette	WAFC	Slide Attendant	4/11/2024	
Adam Pound	WAFC	Front desk	4/12/2024	9/1/2024
Cole Hanson	Parks & Rec	Act Leader/Umpire	4/18/2024	
Alyssa Ostrenga	Admin	Intern	4/19/2024	9/1/2024
Rachel Clift	Library	Assistant Library Director	4/22/2024	
Christopher Colon Lopez	WAFC	Front desk	4/24/2024	8/21/2024
Ethan Bilau	Parks & Rec	Umpire	4/24/2024	
Brianne Sura	WAFC	Front desk	4/25/2024	
Dylan Hake	Parks & Rec	Facility Maintenance	4/29/2024	
Abigail Tanner	Parks & Rec	Umpire	5/2/2024	
Cassidy Spease	Parks & Rec	Activity Instructor	5/6/2024	
Erik Cesarz	Parks & Rec	Umpire	5/13/2024	
Colton Conway	Wastewater	Seasonal	5/14/2024	
Joshua Pacheco	WAFC	Front desk	5/14/2024	
Joneek Griggs	Parks & Rec	Activity Instructor	5/14/2024	
Sam Jurgilanis	Media Services	Intern	5/16/2024	8/22/2024
David Enns	WAFC	Lifeguard	5/16/2024	
Gabrielle Goehl	WAFC	Lifeguard	5/16/2024	
Theresa Gleesing	DPW	Seasonal	5/20/2024	9/30/2024
Ariel Mora	DPW	Laborer I	5/20/2024	
Zachary Allen	DPW	Seasonal	5/22/2024	6/28/2024

MaKayla Bazeley	WAFC	Lifeguard	5/22/2024	
Myles Morse	DPW	Seasonal	5/22/2024	
Elias Adrian	Fire	POC-EMT	5/24/2024	
Michael Messler	Fire	POC-AEMT	5/29/2024	
Emily Kaddatz	Fire	POC-EMT	5/30/2024	7/30/2024
Tayanna Schwefel	Parks & Rec	Activity Leader	5/30/2024	6/25/2024
Isabelle Dieter	DPW	Seasonal Laborer	5/30/2024	6/13/2024
Jade Van Wormer	DPW	Seasonal Laborer	5/30/2024	10/28/2024
Tyler Arnett	WAFC	Lifeguard	6/3/2024	
Marissa Jones	Parks & Rec	Concessions	6/15/2024	
Keith Cameron	WAFC	Lifeguard	6/18/2024	8/26/2024
Sara Young	WAFC	Front desk	6/20/2024	
Autumn Lovely	WAFC	Lifeguard	7/1/2024	
Charlotte Hajewski	WAFC	Lifeguard	7/1/2024	
Christian Ayon Garcia	Streets	Seasonal Laborer	7/1/2024	10/2/2024
Daniel Vega Hernandez	WAFC	Lifeguard	7/2/2024	
Samuel Nickelsburg	WAFC	Lifeguard	7/2/2024	
Alexa Wildenberg	WAFC	Lifeguard	7/2/2024	
Trevor Kobleski	Fire	Firefighter/EMT	7/19/2024	10/30/2024
Abel Turner	Fire	Firefighter/EMT	7/30/2024	
Cody Schenker	Police	Police	7/30/2024	
Ryan Kozlowski	Police	Police	7/30/2024	
Emerson Dunham	WAFC	Lifeguard	8/8/2024	
Maggie Maas	WAFC	Lifeguard	8/14/2024	
Hanna Haataja	Fire	EMT-POC	8/16/2024	
Dale Gaffner	Parks & Rec	Referee	8/22/2024	
Lauren Johnson	WAFC	Lifeguard	8/27/2024	
Baylie Sutton	WAFC	Lifeguard	8/28/2024	
Adam Moore	Police	Dispatcher	8/26/2024	
Ella Jamison	Parks & Rec	Activity Leader	9/4/2024	
Emily Radaj	WAFC	Front Desk	9/5/2024	
Autumn Walker	Parks & Rec	Activiy Leader	9/19/2024	
Elizabeth Nabhan	WAFC	Lifeguard	9/24/2024	
Megan Stanaszak	WAFC	Lifeguard	9/24/2024	
Lenaiah Reichert	Parks & Rec	Activity Leader	9/25/2024	
Bailey Dove	Parks & Rec	Activity Leader	9/26/2024	
Zoe Paul	Parks & Rec	Front desk	10/14/2024	
Ethan Krause	Fire	EMT/Firefighter	10/22/2024	
Saira Arias	Parks & Rec	Activity Leader	10/23/2024	
Josh Hyndman	Water	Water Superintendent	10/28/2024	
Samuel Horvatin	Fire	Firefighter POC	11/1/2024	

Ryan Schroedl	Wastewater	Lead Operator	11/4/2024	
Jacob Horvatin	Fire	EMT POC	11/4/2024	
Zach Erickson	WAFC	Fitness Insutstructor	11/11/2024	
Kathy Boyd	WAFC	Front Desk	11/12/2024	
Christian Ayon	WAFC	Front desk	11/13/2024	
Cole Zickert	WAFC	Lifeguard	11/19/2024	
Cruz Aranda	WAFC	Lifeguard	12/27/2024	

Transfers

Original Position	New Position	Date
Patrol Officer	School Resource Officer	1/1/2024
Patrol Lieutenant	Detective Lieutenant	1/8/2024

Promotions

Original Position	New Position	Date
Patrol Officer	Patrol Lieutenant	1/23/2024
Assist Library Director	Library Director	1/29/2024
WAFC Front Desk	Deputy Clerk	2/26/2024
Patrol Lieutenant	Captain	3/14/2024
Patrol Officer	Patrol Lieutenant	3/14/2024
Chief of Staff	Econ Develop Director	5/1/2024

Separations (YTD) WRS Eligible Full-time & Part-time

Total Separations	Resignations	Retirements	Terminations	2024 Turnover Rate (12/31/2024)
16	10	3	3	12.4% - See below

Flexible Work Arrangements

Job Title	Arrangement	Date Approved/Denied	6 Month Review Date	Notes
GIS Analyst	Mondays work from home	Approved-5/24/2023	Reviewed-7/31/23 - Schedule was modified to PT to accommodate employee's school schedule	Reviewed in December - Employee separated employment effective 1/12/2024
IT Director	Tuesdays work from home	Approved-5/24/2023	11/24/2023 09/26/2024	3/21/24 Employee has not utilized the benefit. Starting 3/26/24 Employee began working from home as requested.
Water & Wastewater Employees	Summer hours implemented year round	Approved-9/19/2023	3/19/2024	3/19/24 - Feedback requested from staff and employees; feedback has been generally positive

Street Employees	Summer hours implemented year round	Approved-2/14/2024	8/14/2024	8/14/24 - Feedback requested: It was noted that the public may not know no one is available after 10 AM on Fridays for non-emergencies. The phone message was updated, and a social media post was requested and posted
Media Producer	Work from home for work that does not require City hardware (graphic design, animation)	Approved-3/19/2024	9/19/2024	9/19/2024 - Arrangement was reviewed. Employee modified request to fit present circumstances of work from home when sick or in need of quiet due to filming/editing
GIS Analyst	Work from home for 4 weeks following leave	Approved-04/24/2024	N/A	9/23/24 - Employee is back to work following the 4 weeks
Police Chief	Altered Schedule for summer	Approved-06/13/2024	N/A	M-6-6; T-8-8; W-off; Th-7-3; F-8-4; As of 8/30/24 schedule is back to normal
Programming & Makerspace Librarian	PT Schedule until 12/16	Approved-10/22/2024	N/A	12/16/2024 - Schedule back to normal
Water Superintendent	M-Th 10 hour shifts	Approved-09/30/2024	3/30/2025	

Employee Handbook Modifications

Section Modified	Modification	Date Approved
All	Complete revision	7/16/2024
Lactation Policy	Wording update	11/6/2024
Infant's At Work Policy	New policy	11/6/2024
Reasonable Accom - Pregnant Workers Policy	New policy	11/6/2024

Employee Retention

Turnover Rate - Goal = Under 20%

Year	Turnover Rate
2022	15.7%
2023	27.3%
2024	12.4%

Average Tenure

Year	Average Tenure Years
2023	6.97

Employee Engagement Scores -Scores from employee surveys that measure satisfaction, morale and connection

Date	Happiness (% yes)	Culture & Atmosphere (1-5)	Appreciated (% Always/Often)
Mid 2024	93%	4	N/A - Didn't ask
End 2024	87%	4.1	61%

Employee Net Promoter Score - Employees' likelihood to recommend working at the municipality

Date	% Very Likely or Likely
Mid 2024	76.50%
End 2024	73.70%



Council Agenda Item

Meeting Date:	01/21/2025
Agenda Item:	Newcomb Street Speed Data
Staff Contact (name, email, phone):	Dan Meyer dmeyer@whitewater-wi.gov 262-473-1371

BACKGROUND

(Enter the who, what when, where, why)

The police department speed board was placed in the 200 block of N. Newcomb Street documenting speeds of southbound traffic on Newcomb Street (25 mph zone) due to concerns related to traffic safety near the intersection of Newcomb Street and Milwaukee Street. Between January 9th and January 13th, data was collected on a total of 6,493 vehicles that passed the speed board. The following is a summary:

- Average vehicle speed was 28.9 mph
- 10.1% of vehicles (658 of 6,493 vehicles) were traveling 10mph or more over the speed limit (35+)
- 0.15% of vehicles (10 of 6,493 vehicles) were traveling 20mph or more over the speed limit (45+)

Patrol officers were requested to provide additional traffic enforcement in the area as time permits.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

N/A

FINANCIAL IMPACT

(If none, state N/A)

N/A

STAFF RECOMMENDATION

N/A

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. Newcomb Street Traffic Summary
2. Newcomb Street Vehicle Speed Graph

Place Currently Not Set Traffic Survey Summary

Location: 200BLK N Newcomb St
 Start Date: 01/09/2025
 End Date: 01/13/2025

Zone: Residential
 Start Time: 12:48:13
 End Time: 10:53:01
 Travel Direction: S

Speed	1 - 19	20 - 21	22 - 23	24 - 25	26 - 27	28 - 29	30 - 31	32 - 33	34 - 35	36 - 37	38 - 39	40 - 999
Volume	469	172	249	463	775	1119	1098	883	607	341	165	152
% of Total	7.22%	2.64%	3.83%	7.13%	11.93%	17.23%	16.91%	13.59%	9.34%	5.25%	2.54%	2.34%
									Total Vehicles: 6493			

Speed Statistics		10 MPH Pace		Number Exceeding Limit				
Posted	25	Pace Speed	25 to 34	Speed	25+	35+	45+	Total
#At/Under Limit	1353	# in Pace	4485	Number	4482	648	10	5140
# Over Limit	5140	% in Pace	69.07%	Percent	69.02%	9.97%	0.15%	79.16%
Average Speed	28.9	85% Percentile	34					

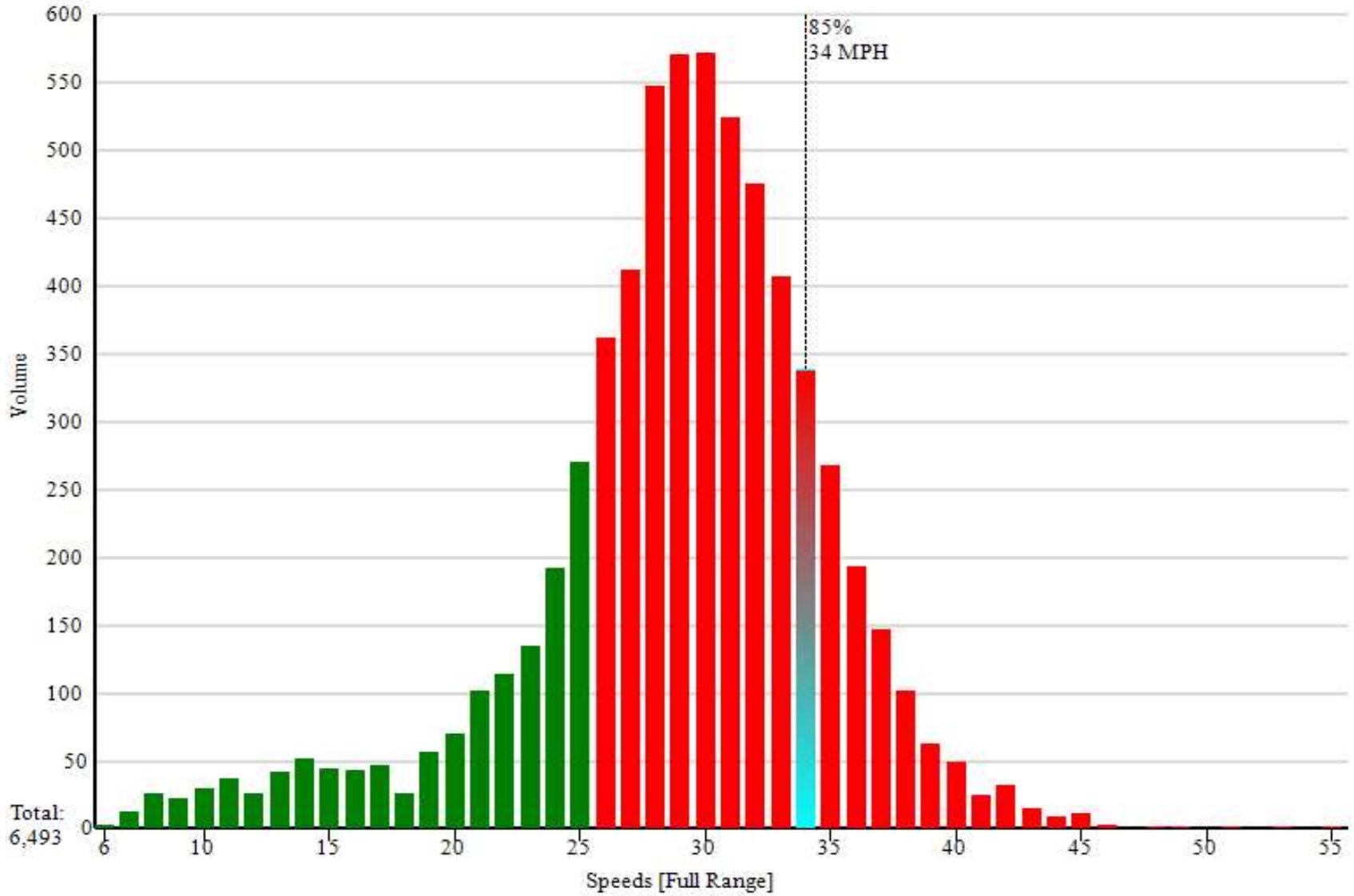
01/13/2025, 10:45:23

Place Currently Not Set
Speed/Volume Graph

Location: 200BLK N Newcomb St
Dates: 01/09/2025 to 01/13/2025
85th Percentile: 34 MPH

Zone: Residential
Speed Limit: 25 MPH

Travel Direction: S



01/13/2025, 10:46:22



Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	Starin Road ROW
Staff Contact (name, email, phone):	Brad Marquardt, bmarguardt@whitewater-wi.gov , 262-473-0139

BACKGROUND

(Enter the who, what, when, where, why)

When the property was acquired to extend Starin Road from Whitewater Creek to Newcomb Street, it was all acquired as right of way. In order to define the true road right of way for Starin Road, a Right-of-Way Plat needs to be adopted. The plat defines the width of the right of way at 80 feet with a small segment at 90 feet. With the right of way defined, remaining land can be converted into saleable lots, as shown on the attached Certified Survey Map.

Council approved the Right-of-Way Plat in February 2024. As a last step, the City Attorney is recommending the attached resolution be passed dedicating for public highway purposes the lands labeled as Starin Road on the attached CSM #5141.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

The Plan & Architectural Review Commission (PARC) approved the preliminary and final plat for Starin Road Right-of-Way at their February 12, 2024 meeting. The PARC also approved the Certified Survey Map at the same meeting. On February 20, 2024 Council approved the Starin Road Right of Way Plat.

FINANCIAL IMPACT

(If none, state N/A)

N/A

STAFF RECOMMENDATION

Staff recommends a motion to approve the resolution establishing the Starin Road right-of-way.

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. Starin Resolution
2. CSM 5141

**RESOLUTION DEDICATING PUBLIC ROADWAY LAND DESCRIBED IN
CSM #5141 FOR PUBLIC HIGHWAY PURPOSES**

WHEREAS, the City of Whitewater Walworth and Jefferson County, Wisconsin is the owner of the real estate described in Certified Survey Map #5141 attached as Exhibit A.

WHEREAS, said CSM #5141 describes a portion of Starin Road, and

WHEREAS, the City of Whitewater desires to dedicate for public highway purposes the lands labeled and described in CSM #5141 as Starin Road.

NOW THEREFORE, BE IT RESOLVED that the property labeled and described as Starin Road in the attached Exhibit A CSM #5141 are hereby dedicated to the public for highway purposes.

BE IT FURTHER RESOLVED that Outlot 1 of said CSM #5141 is not a public highway.

BE IT FURTHER RESOLVED that the City Clerk shall cause a copy of this Resolution to be recorded in the Office of the Register of Deeds for Walworth County.

Resolution introduced by Council Member _____, who moved its adoption.

Seconded by Council Member _____.

AYES:
NOES:
ABSENT:
ADOPTED:

John Weidl, City Manager

Heather Boehm, City Clerk

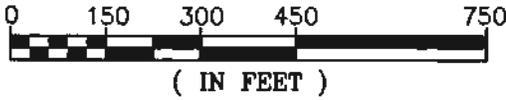
EXHIBIT A

DOCUMENT#: 1091537
 CSM # 5141
 03-04-2024 at 3:38 PM
 KATHY KOSTOCK
 REGISTER OF DEEDS
 WALWORTH COUNTY, WISCONSIN
 Pages: 6 Fee Amount: \$30.00

CERTIFIED SURVEY MAP No. _____

BEING A PART OF THE NW 1/4 AND NE 1/4 OF THE FRACTIONAL NE 1/4 OF SECTION 4, T4N, R15E, CITY OF WHITEWATER, WALWORTH COUNTY, WISCONSIN.

GRAPHIC SCALE



BEARING BASIS:

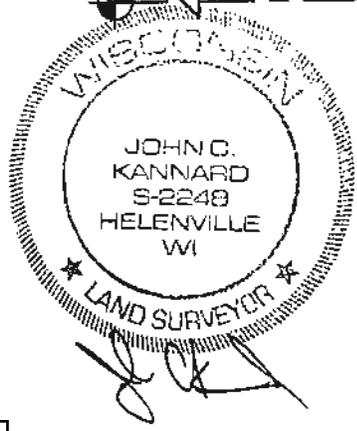
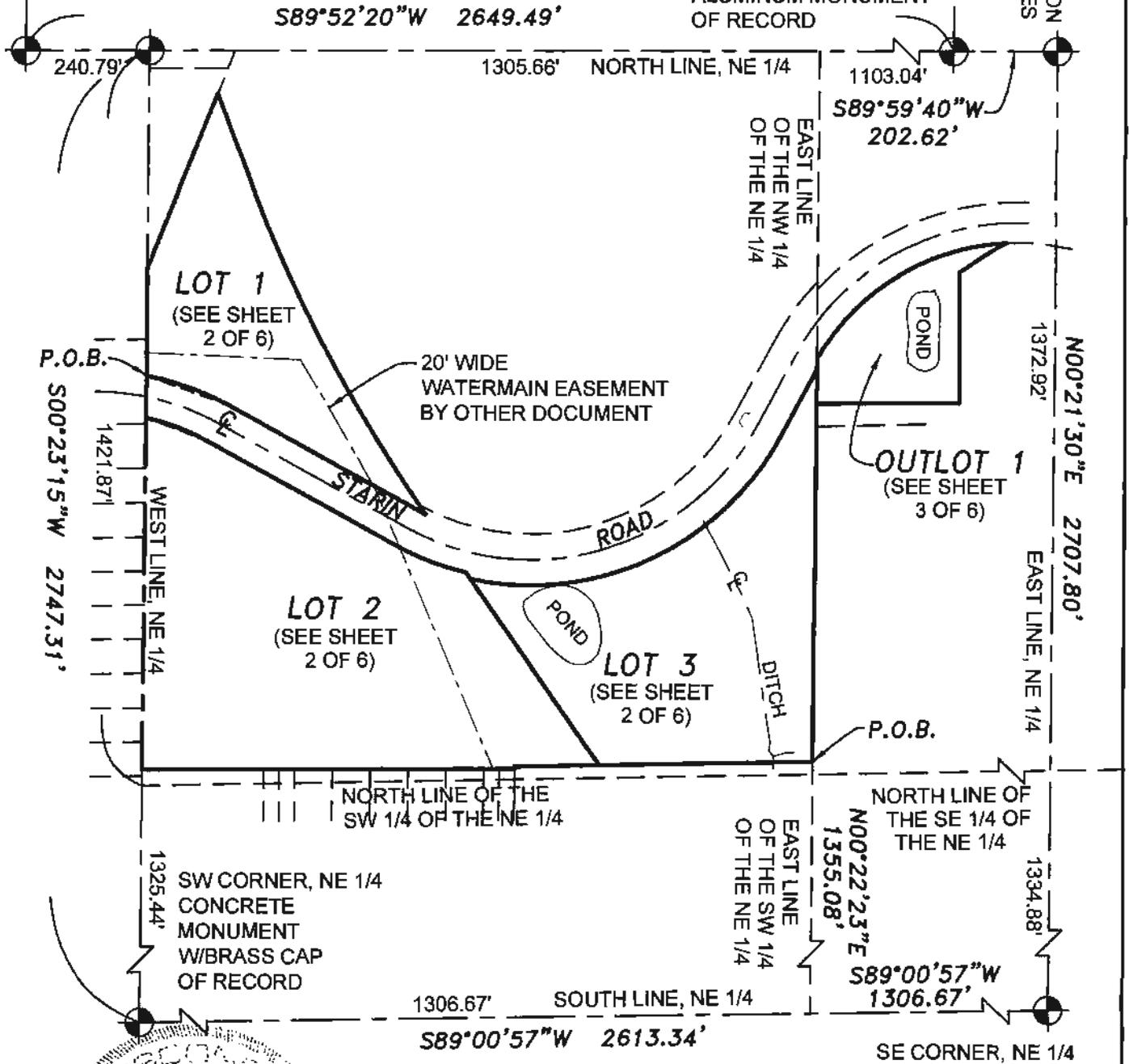
ALL BEARINGS REFER TO THE SOUTH LINE, NE 1/4 WHICH HAS AN ASSUMED BEARING OF S89°00'57"W

SW CORNER, SE 1/4 ALUMINUM MONUMENT DISTURBED LOCATION ESTABLISHED BY TIES

NW CORNER, NE 1/4 CONCRETE MONUMENT DISTURBED LOCATION ESTABLISHED BY TIES

SE CORNER, SE 1/4 ALUMINUM MONUMENT OF RECORD

NE CORNER, NE 1/4 MONUMENT DISTURBED LOCATION ESTABLISHED BY TIES



LEGEND

SECTION CORNER FOUND AS NOTED

SOUTHWEST
 SURVEYING & ASSOCIATES, Inc.

P.O. BOX K, PALMYRA, WI. 53156
 262-495-4910
 920-674-4884

JOB No.: W-220157
 DATE: JANUARY 12, 2024
 REVISED: FEBRUARY 16, 2024
 SHEET 1 OF 6

EXHIBIT A

CERTIFIED SURVEY MAP No. 5141

BEING A PART OF THE NW 1/4 AND NE 1/4 OF THE FRACTIONAL NE1/4 OF SECTION 4,
T4N, R15E, CITY OF WHITEWATER, WALWORTH COUNTY, WISCONSIN.



BEARING BASIS:

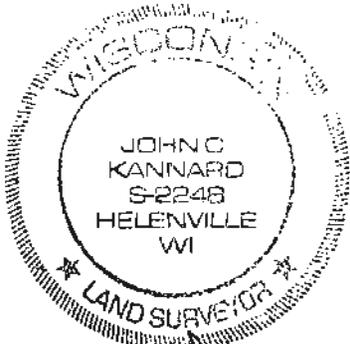
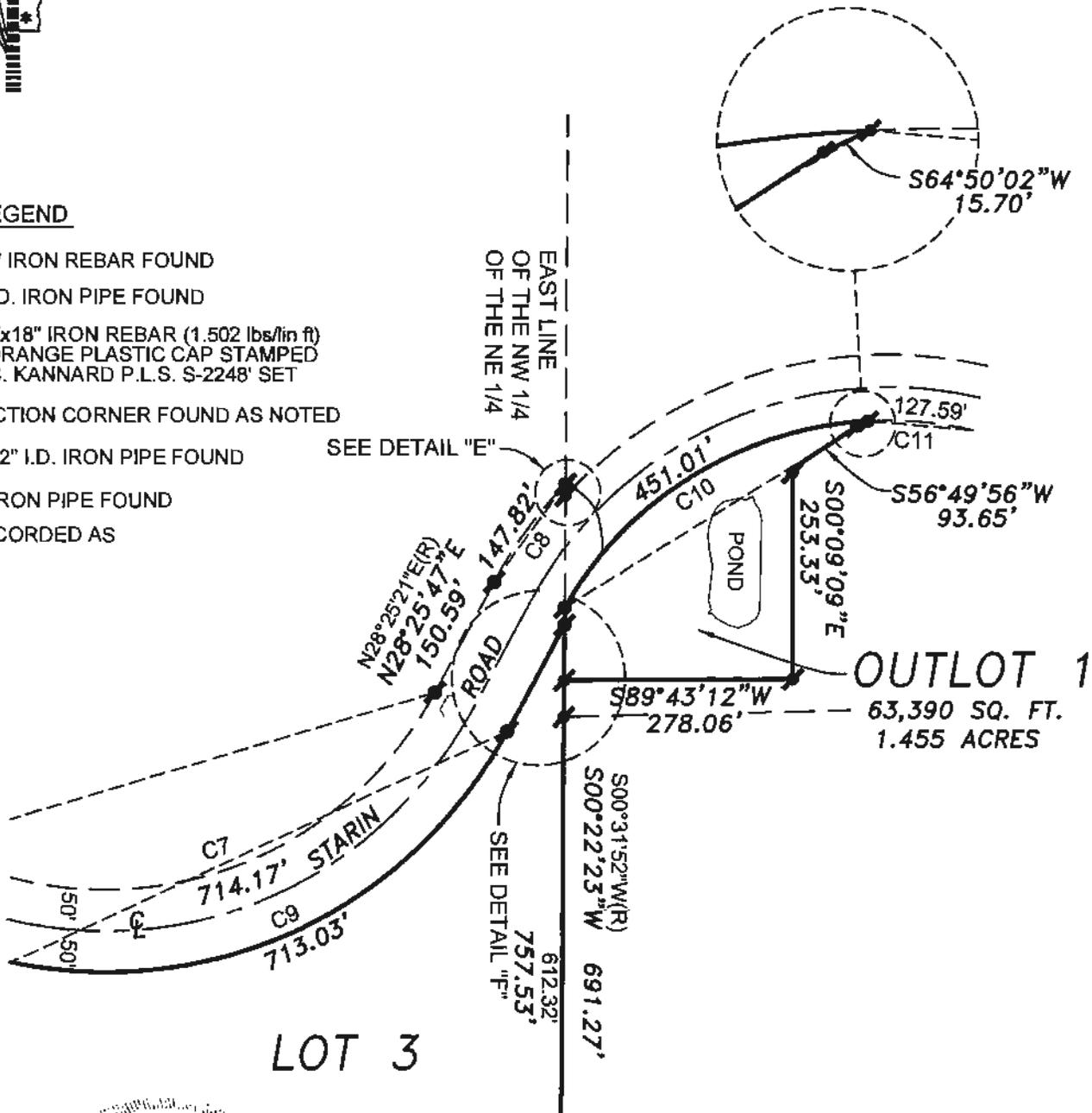
ALL BEARINGS REFER TO
THE SOUTH LINE, NE 1/4
WHICH HAS AN ASSUMED
BEARING OF S89°00'57"W

GRAPHIC SCALE



LEGEND

- 3/4" IRON REBAR FOUND
- 1" I.D. IRON PIPE FOUND
- 3/4"x18" IRON REBAR (1.502 lbs/lin ft)
w/ORANGE PLASTIC CAP STAMPED
'J.C. KANNARD P.L.S. S-2248' SET
- SECTION CORNER FOUND AS NOTED
- 1 1/2" I.D. IRON PIPE FOUND
- 2" IRON PIPE FOUND
- (R) RECORDED AS



[Handwritten signature]

SOUTHWEST
SURVEYING & ASSOCIATES, Inc.

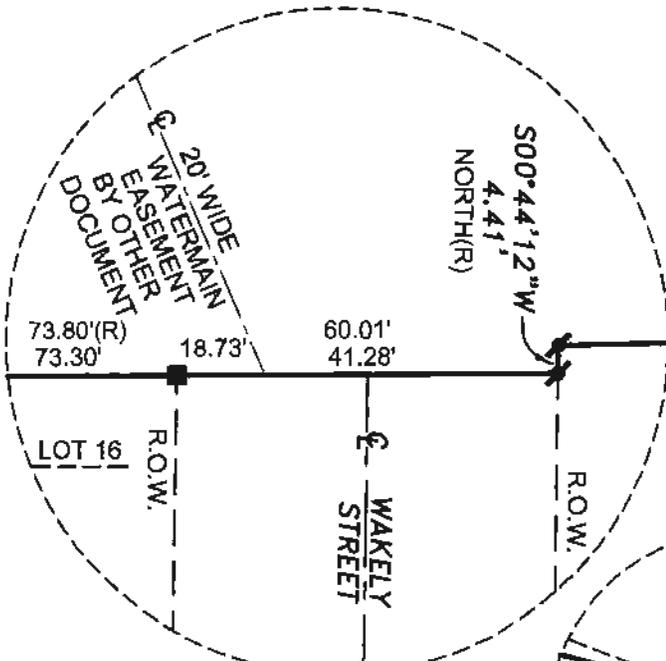
P.O. BOX K, PALMYRA, WI. 53156
262-495-4910
920-674-4884

JOB No.: W-220157
DATE: JANUARY 12, 2024
REVISED: FEBRUARY 16, 2024
SHEET 3 OF 6

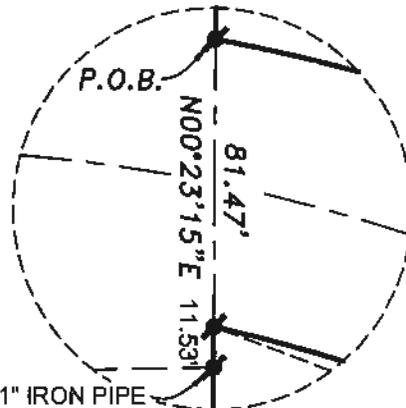
EXHIBIT A

CERTIFIED SURVEY MAP No. 5141

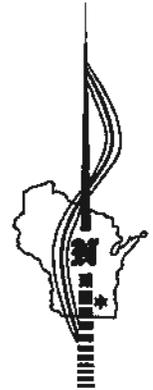
BEING A PART OF THE NW 1/4 AND NE 1/4 OF THE FRACTIONAL NE 1/4 OF SECTION 4,
T4N, R15E, CITY OF WHITEWATER, WALWORTH COUNTY, WISCONSIN.



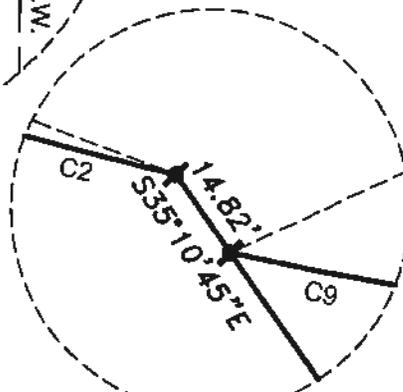
DETAIL "A"
NOT TO SCALE



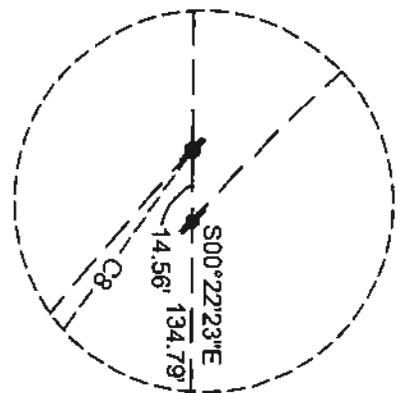
1" IRON PIPE FOUND
0.44' WEST
DETAIL "B"
NOT TO SCALE



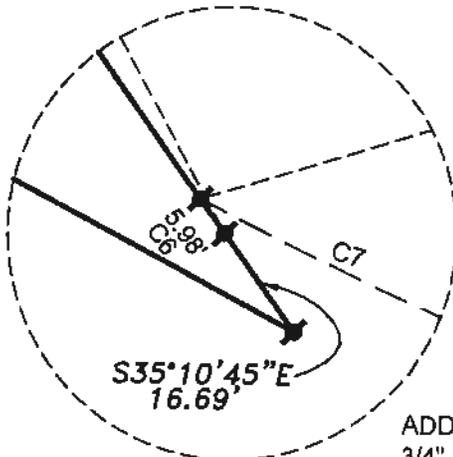
BEARING BASIS:
ALL BEARINGS REFER TO
THE SOUTH LINE, NE 1/4
WHICH HAS AN ASSUMED
BEARING OF S89°00'57"W



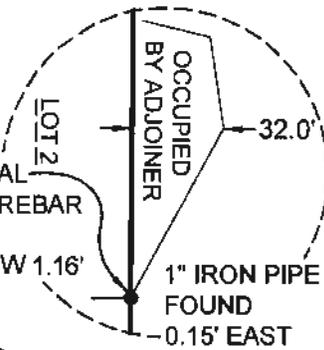
DETAIL "D"
NOT TO SCALE



DETAIL "E"
NOT TO SCALE



DETAIL "C"
NOT TO SCALE

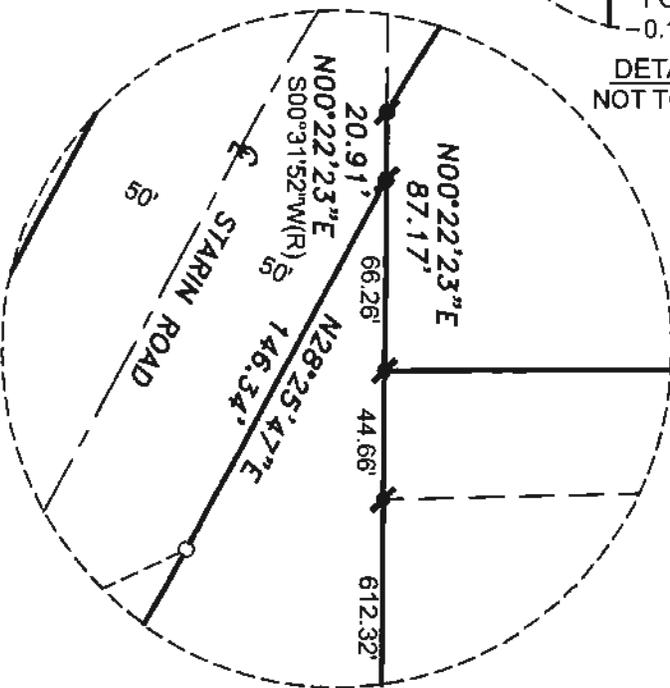


DETAIL "G"
NOT TO SCALE

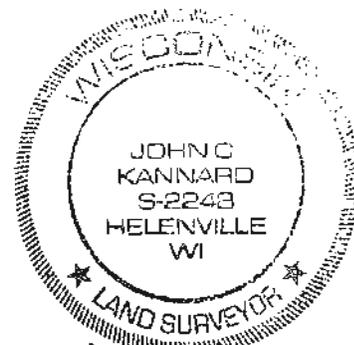
ADDITIONAL
3/4" IRON REBAR
FOUND
S24°43'16"W 1.16'

LEGEND

- 3/4" IRON REBAR FOUND
- 1" I.D. IRON PIPE FOUND
- 3/4"x18" IRON REBAR (1,502 lbs/lin ft) w/ORANGE PLASTIC CAP STAMPED 'J.C. KANNARD P.L.S. S-2248' SET
- SECTION CORNER FOUND AS NOTED
- 1 1/2" I.D. IRON PIPE FOUND
- 2" IRON PIPE FOUND
- (R) RECORDED AS



DETAIL "F"
NOT TO SCALE



JCK

JOB No.: W-220157
DATE: JANUARY 12, 2024
REVISED: FEBRUARY 16, 2024
SHEET 4 OF 6

EXHIBIT A

CERTIFIED SURVEY MAP No. 5141

BEING A PART OF THE NW 1/4 AND NE 1/4 OF THE FRACTIONAL NE 1/4 OF SECTION 4,
T4N, R15E, CITY OF WHITEWATER, WALWORTH COUNTY, WISCONSIN.

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BRG.	DELTA ANGLE
C1	455.00'	129.41'	128.97'	S69°38'41"E	16°17'44"
C2	545.00'	145.07'	144.64'	S69°11'42"E	15°15'05"
C3	535.00'	168.85'	168.15'	N70°32'18"W	18°04'59"
C4 WHOLE	2815.00'	697.65'	695.87'	S28°04'45"E	14°12'00"
C4(R)		697.55'		S32°24'E	
C5	2815.00'	691.68'	689.94'	S28°01'06"E	14°04'41"
C6	2815.00'	5.98'	5.98'	S35°07'06"E	00°07'18"
C7	455.00'	714.17'	643.08'	N73°23'44"E	89°55'54"
C7(R)			643.88'	N73°37'33"E	
C8	545.00'	147.82'	147.36'	N36°11'59"E	15°32'23"
C8(R)		147.83'	147.38'	N36°21'36"E	
C9	555.00'	713.03'	664.99'	N65°14'05"E	73°36'36"
C10	455.00'	451.01'	432.77'	N58°36'25"E	56°47'34"
C11	455.00'	127.59'	127.17'	S84°57'47"E	16°04'01"

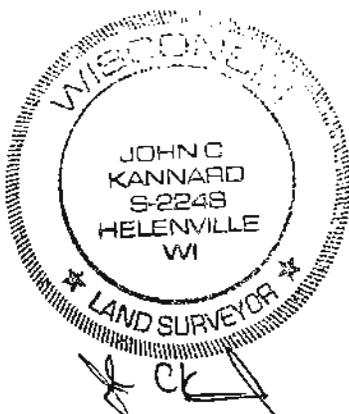
SURVEYOR'S CERTIFICATE

I, John C. Kannard, Professional Land Surveyor No. 2248, hereby certify:

That I have surveyed, divided, mapped this Certified Survey Map being a part of the NW 1/4 and NE 1/4 of the Fractional NE 1/4 of Section 4, T4N, R15E, City of Whitewater, Walworth County, Wisconsin, bounded and described as follows:

Lot 1

Commencing at the Limestone Monument with Brass Cap that marks the Southeast corner of the NE 1/4 of said Section 4; Thence S89°00'57"W, along the South line of said NE 1/4, a distance of 1306.67 feet, to the East line of the SW 1/4 of said NE 1/4; Thence N00°22'23"E, along said East line and the East line of the NW 1/4 of said NE 1/4, a distance of 1355.08 feet, to a Found 3/4" Iron Rebar that marks Southeast corner of lands described in Document No. 1074425; Thence S88°48'30"W, along the South line of said Document No. 1074425, a distance of 580.70 feet, to a Found 3/4" Iron Rebar; Thence S00°44'12"W, along said South line, a distance of 4.41 feet, to a Found 3/4" Rebar; Thence S89°38'07"W, along said South line, a distance of 725.51 feet, to a Found 3/4" Rebar and the West line of said NE 1/4; Thence N00°23'15"E, along said West line, a distance of 679.72 feet to a Found 3/4" Rebar; Thence continue N00°23'15"E, along said West line, a distance of 81.47 feet, to the Northerly Right of Way(R.O.W.) line of Starin Road and to a Found 3/4" Rebar, and the POINT OF BEGINNING of the lands to be described; Thence continue N00°23'15"E, along said West line, a distance of 208.70 feet, a Set 3/4"x18" Iron Rebar (1.502 lbs/ lin ft) with an orange plastic cap stamped "J.C. Kannard P.L.S. S-2248" (Set 3/4" Rebar); Thence N21°50'12"E, a distance of 364.31 feet, to a Set 3/4" Rebar; Thence S20°58'45"E, a distance of 198.34 feet, to a Set 3/4" Rebar that marks a point of curvature, said curve having it's center point in the Easterly direction, a radius of 2815.00 feet, a delta angle of 14°12'00", a chord length of 695.87 feet, and a chord bearing of S28°04'45"E; Thence Southeasterly along the arc of said curve, a distance of 697.65 feet, to a Found 3/4" Rebar; Thence S35°10'45"E, a distance of 16.69 feet, to a Found 3/4" Rebar on said Northerly R.O.W. line; Thence N61°29'49"W, along said Northerly R.O.W. line, a distance of 439.86 feet, to a Found 3/4" Rebar that marks a point of curvature; said curve having it's center point in the Southerly direction, a radius of 535.00 feet, delta angel of 18°04'59", a chord length of 168.15 feet, and a chord bearing of N70°32'18"W; Thence Northwesterly along the arc of said curve, a distance of 168.85 feet, to the POINT OF BEGINNING, containing 154,918 square feet or 3.556 Acres of land, more or less.



Date: January 12, 2024

Revised: February 16, 2024

This instrument drafted by John C. Kannard P.L.S. S-2248

Job No. W-220157

Sheet 5 of 6

EXHIBIT A

CERTIFIED SURVEY MAP No. 5141

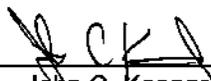
BEING A PART OF THE NW 1/4 AND NE 1/4 OF THE FRACTIONAL NE 1/4 OF SECTION 4,
T4N, R15E, CITY OF WHITEWATER, WALWORTH COUNTY, WISCONSIN.

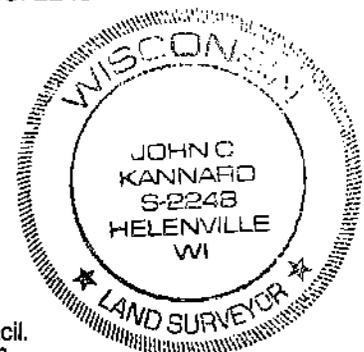
Lots 2, 3, and Outlot 1

Commencing at the Limestone Monument with Brass Cap that marks the Southeast corner of the NE 1/4 of said Section 4; Thence S89°00'57"W, along the South line of said NE 1/4, a distance of 1306.67 feet, to the East line of the SW 1/4 of said NE 1/4; Thence N00°22'23"E, along said East line and the East line of the NW 1/4 of said NE 1/4, a distance of 1355.08 feet, to a Found 3/4" Iron Rebar that marks Southeast corner of lands described in Document No. 1074425 and the POINT OF BEGINNING of the lands to be described; Thence S88°48'30"W, along the South line of said Document No. 1074425, a distance of 580.70 feet, to a Found 3/4" Iron Rebar; Thence S00°44'12"W, along said South line, a distance of 4.41 feet, to a Found 3/4" Rebar; Thence S89°38'07"W, along said South line, a distance of 725.51 feet, to a Found 3/4" Rebar and the West line of said NE 1/4; Thence N00°23'15"E, along said West line, a distance of 679.72 feet, to a Found 3/4" Rebar that marks a curve in the Southerly Right of Way(R.O.W.) line of Starin Road, said curve having it's center point in the Southerly direction, a radius of 455.00 feet, a delta angle of 16°17'44", a chord length of 128.97 feet, and a chord bearing of S69°11'42"E ; Thence Southeasterly along the arc of said curve, a distance of 129.41 feet, to a Found 3/4" Rebar; Thence S61°29'49"E, along said Southerly R.O.W. line, a distance of 419.09 feet, to a Found 3/4" Rebar that marks a point of curvature, said curve having it's center point in the Northerly direction, a radius of 545.00 feet, a delta angle of 15°15'05", a chord length of 144.64 feet, a chord bearing of S69°11'42"E; Thence Southeasterly along the arc of said curve, a distance of 145.07 feet, to a Found 3/4" Rebar that marks an angle point; Thence S35°10'45"E, a distance of 14.82 feet, to a Found 3/4" Rebar that marks a point of curvature, said curve having it's center point in the Northerly direction, a radius of 555.00 feet, a delta angle of 73°36'36", a chord length of 664.99 feet, and a chord bearing N65°14'05"E; Thence Northeasterly along the arc of said curve, a distance of 713.03 feet, to a Found 3/4" Rebar; Thence N28°25'47"E, along said Southerly R.O.W. line, a distance of 146.34 feet, to a Found 3/4" Rebar; Thence N00°22'23"E, a distance of 20.91 feet, to a Found 3/4" Rebar that marks a point of curvature, said curve having it's center point in the Southerly direction, a radius of 455.00 feet, a delta angle of 56°47'34", a chord length of 432.77 feet, and a chord bearing of N58°36'25"E; Thence Northeasterly along the arc of said curve, a distance of 451.01 feet, to a Found 3/4" Rebar; Thence S64°50'02"W, a distance of 15.70 feet, to a Found 3/4" Rebar; Thence S56°49'56"W, a distance of 93.65 feet, to a Found 3/4" Rebar; Thence S00°09'09"E, a distance of 253.33 feet, to a Found 3/4" Rebar; Thence S89°43'12"W, a distance of 278.06 feet, to the East line of the NW 1/4 of said NE 1/4 and to a Found 3/4" Rebar; Thence S00°22'23"W, a distance of 691.27, to the POINT OF BEGINNING containing 695,486 square feet or 15.966 acres of land, more or less.

I further certify that I have made this survey and map under the direction of the City of Whitewater, owner of said lands, and that this Certified Survey Map is a correct representation of the boundary surveyed and described and that I have complied fully with the provisions of Chapter 236.34 of the State of Wisconsin Statutes in surveying and mapping same.

Certified this 12th day of January, 2024
Revised this 16th day of February, 2024

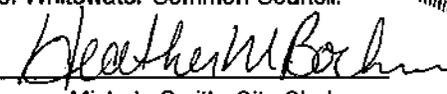

John C. Kannard, P.L.S. 2248



CITY OF WHITEWATER APPROVAL:

This Certified Survey Map is hereby approved by the City of Whitewater Common Council.

Dated this 21 day of February, 2024


Heather M. Boehm
Michele Smith, City Clerk



Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	Mason Annexation
Staff Contact (name, email, phone):	Llana Dostie, Neighborhood Services Administrative Assistant

BACKGROUND

(Enter the who, what when, where, why)

The Mason Annexation was previously approved by the City of Whitewater Common Council on November 19, 2024. This matter needs to be brought back as a formality in the form of an ordinance.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

Council had a discussion and possible action for approval of the Mason Annexation on November 19, 2024.

FINANCIAL IMPACT

(If none, state N/A)

N/A

STAFF RECOMMENDATION

Staff recommends that the City of Whitewater Common Council:

1. Approve the Annexation ordinance and waive the second reading.

ATTACHMENT(S) INCLUDED

(If none, state N/A)

ORDINANCE NO. 2025-O-3
AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF WHITEWATER,
WISCONSIN, PURSUANT TO SECTION 66.021(12) WISCONSIN STATUTES BY
UNANIMOUS APPROVAL

The Common Council of the City of Whitewater, Wisconsin, do ordain as follows:

SECTION 1: Territory Annexed. In accordance with Section 66.021 of the Wisconsin Statutes and the unanimous petition for direct annexation filed with the City Clerk on the 11th day of June, 2024, by the owner of the entire parcel to be annexed, there are two residents in the area, the following described territory in the Town of Whitewater, Walworth County, Wisconsin, is annexed to the City of Whitewater, Wisconsin.

Part of the NW ¼ of the NW ¼ of Section 2, T.4N., R.15E. of the 4th P.M. Town of Whitewater, Walworth County, Wisconsin.

SECTION 2: Effect of Annexation. From and after the date of this ordinance, the territory described in Section 1 shall be a part of the City of Whitewater for any and all purposes provided by law and all persons coming or residing within such territory shall be subject to all ordinances, rules and regulations governing the City of Whitewater.

SECTION 3: Zoning Classification.

- (a) Upon recommendation of the Plan Commission, the territory annexed to the City of Whitewater by this ordinance is zoned AT, Agricultural transition pursuant to Section 66.021(7)(a) of the Wisconsin Statutes.

SECTION 4: Ward Designation. The territory described in Section 1 of this ordinance is hereby made a part of Ward 1 of the City of Whitewater, subject to the ordinances, rules and regulations of the City of Whitewater governing wards.

SECTION 5: Severability. If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

SECTION 6: Effective Date. This ordinance shall take effect upon passage and publication as provided by law.

Ordinance introduced by Council Member _____, who moved its adoption.

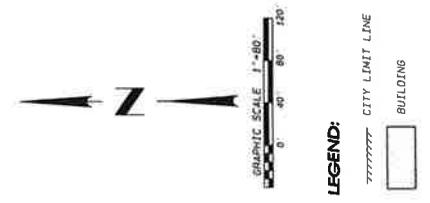
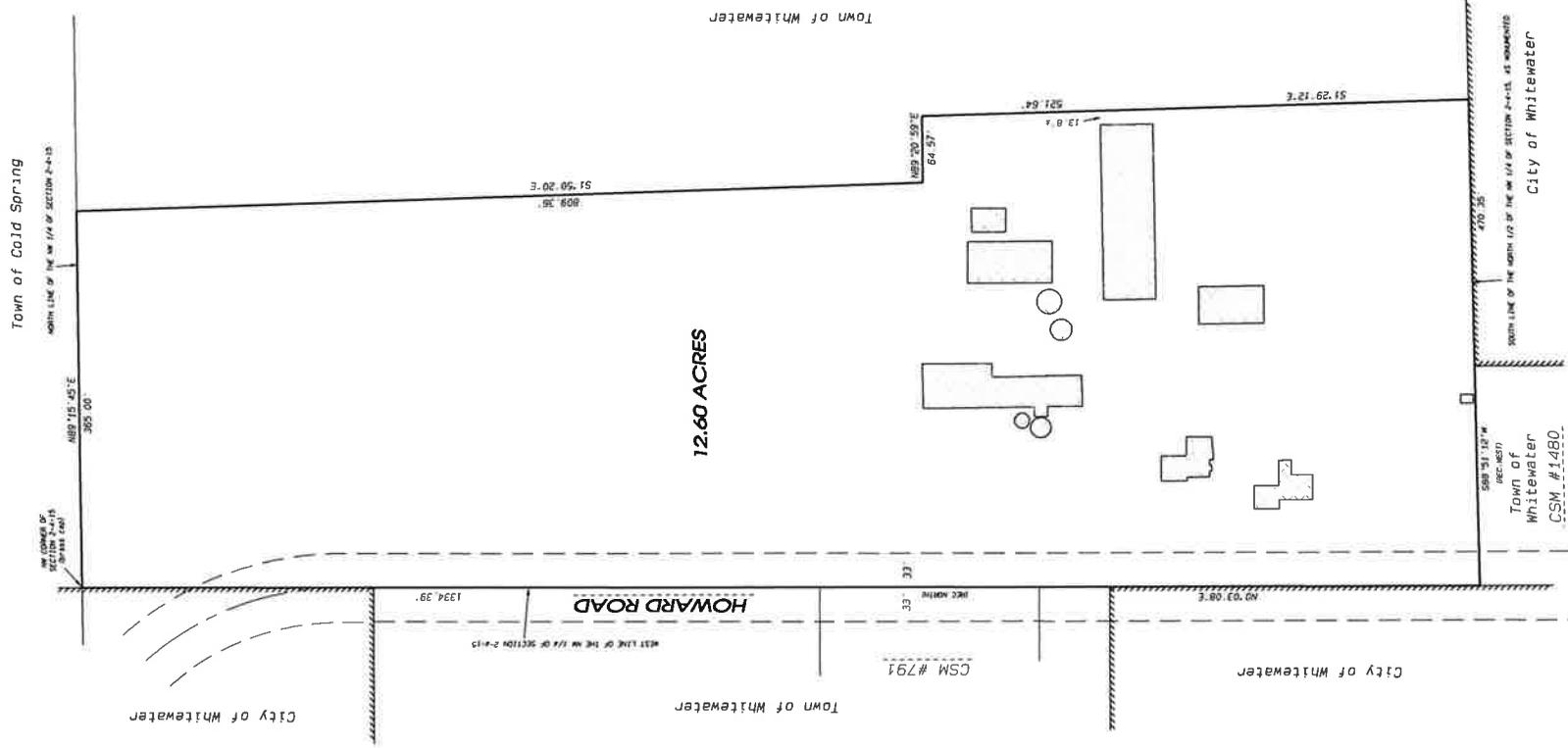
Seconded by Council Member _____.

AYES:
NOES:
ABSENT:
ADOPTED:

John Weidl, City Manager

Heather Boehm, City Clerk

ANNEXATION MAP



LEGEND:
 - - - - - CITY LIMIT LINE
 [] BUILDING

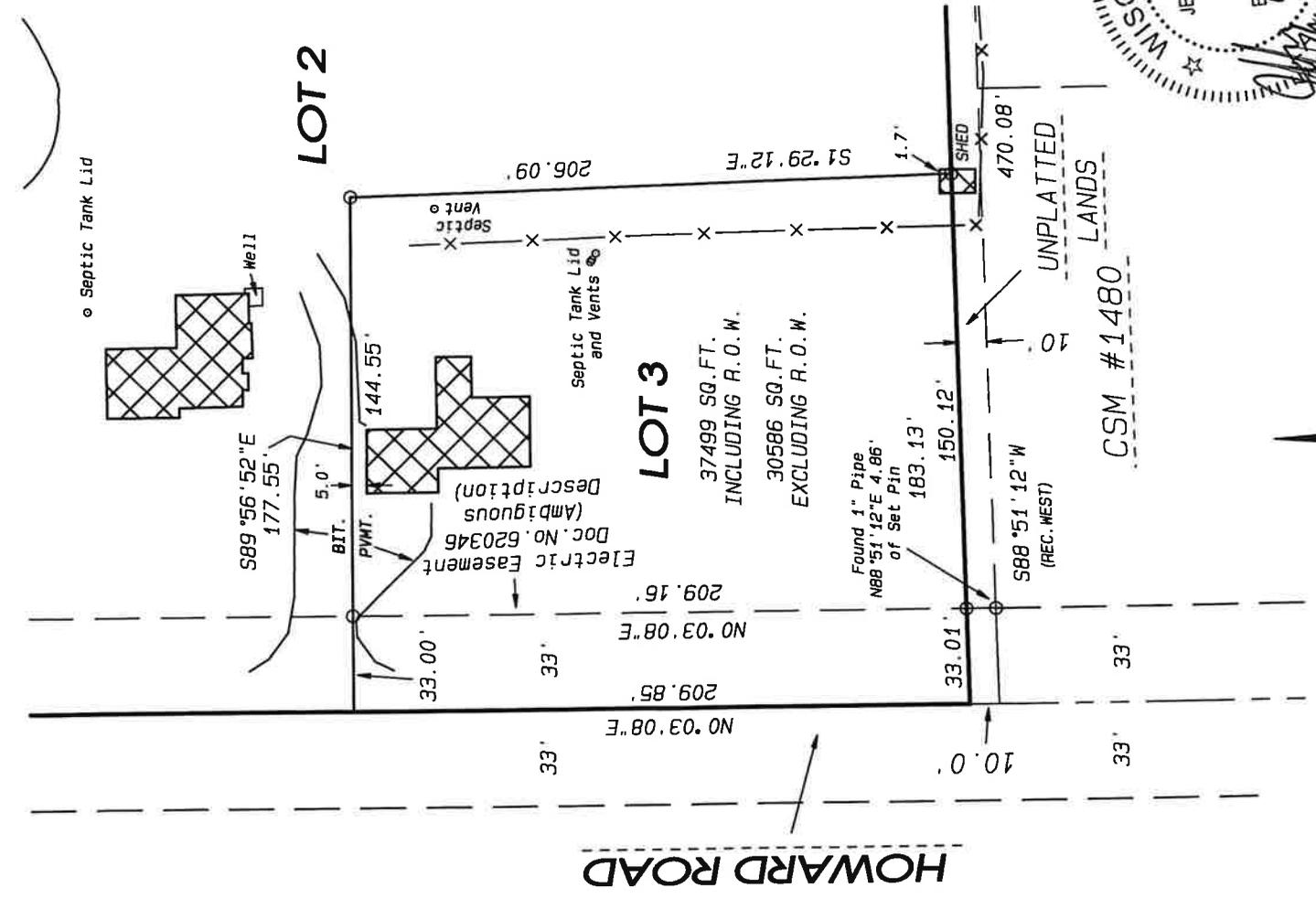
Combs & Associates
 LAND SURVEYING • LAND PLANNING • CIVIL ENGINEERING
 109 N. HUNTERS ST.
 JERSEYVILLE, NJ 07854
 TEL: 608 752-0575 FAX: 608 752-0534
 WWW.COMBSURVEX.COM

DATE: 04/04/2024
 BY: sll
 PROJECT NO: 124-029
 CLIENT: MASON

NOTE: THIS MAP IS SUBJECT TO ANY AND ALL EASEMENTS AND AGREEMENTS, RECORDED AND UNRECORDED.
 NOTE: ASSUMED NO.93.087E ALONG THE WEST LINE OF THE NW 1/4 OF SECTION 2-4-15.

CERTIFIED SURVEY MAP NO. _____

PART OF THE NW 1/4 OF THE NW 1/4 OF FRACTIONAL SECTION 2, T. 4N., R. 15E. OF THE 4TH P.M., CITY OF WHITEMATER, WALWORTH COUNTY, WISCONSIN.



LEGEND:

- SET IRON PIN, 3/4" x 24", 1.5 LBS./LIN. FT.
- ⊗ FOUND ALUMINUM MONUMENT
- ⊙ FOUND BRASS PLUG
- X—X— FENCE

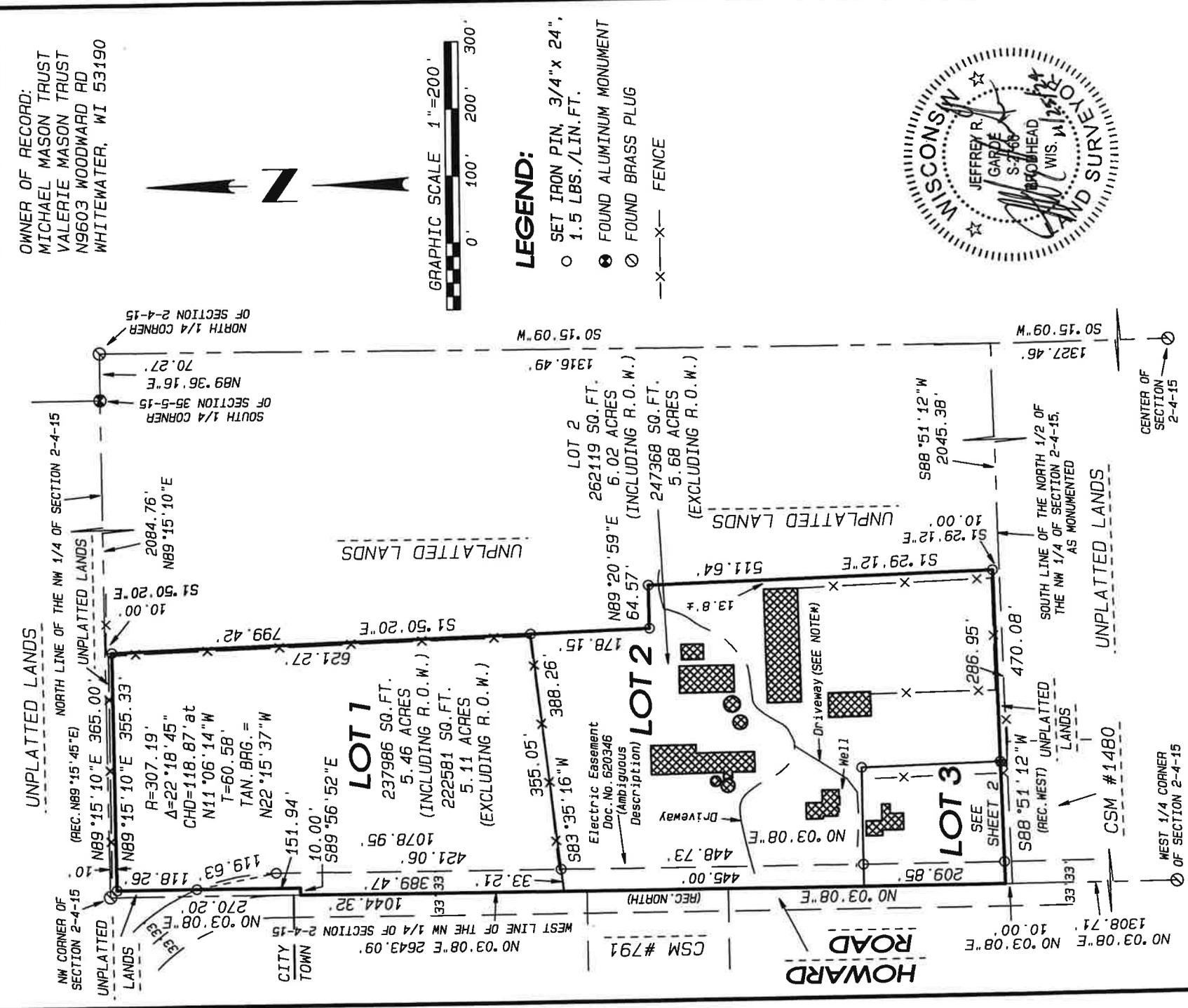


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109 W. Milwaukee St. tel: 608 752-0575
 Janesville, WI 53548 fax: 608 752-0534
 www.combsurvey.com

CERTIFIED SURVEY MAP NO. _____

PART OF THE NW 1/4 OF THE NW 1/4 OF FRACTIONAL SECTION 2, T.4N., R.15E. OF THE 4TH P.M., CITY OF WHITEWATER, MALWORTH COUNTY, WISCONSIN.



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109 W. Milwaukee St.
Janesville, WI 53548
www.combsurvey.com

tel: 608 752-0575
fax: 608 752-0534

CERTIFIED SURVEY MAP NO. _____

PART OF THE NW 1/4 OF THE NW 1/4 OF FRACTIONAL SECTION 2, T.4N., R.15E. OF THE 4TH P.M., CITY OF WHITEWATER, WALWORTH COUNTY, WISCONSIN.

SURVEYOR'S CERTIFICATE

State of Wisconsin
County of Rock SS. I, JEFFREY R. GARDE, Professional Land Surveyor No.2766, do hereby certify that I have surveyed, divided and mapped:

PART OF THE NW 1/4 OF THE NW 1/4 OF SECTION 2, T.4N., R.15E. OF THE 4TH P.M. CITY OF WHITEWATER, WALWORTH COUNTY, WISCONSIN.
DESCRIBED AS FOLLOWS: COMMENCING AT A BRASS CAP AT THE NW CORNER OF SAID SECTION; THENCE N89°15'45"E ALONG THE NORTH LINE OF THE NW 1/4 OF SAID SECTION, 365.00 FEET; THENCE S1°50'20"E 10.00 FEET TO THE PLACE OF BEGINNING FOR THE LAND TO BE HEREIN DESCRIBED; THENCE S1°50'20"E 799.42 FEET; THENCE N89°20'59"E 64.57 FEET; THENCE S1°29'12"E 511.64 FEET TO A LINE PARALLEL WITH AND 10 FEET NORTH OF THE SOUTH LINE OF THE NORTH 1/2 OF THE NW 1/4 OF SAID SECTION, AS MONUMENTED; THENCE S88°51'12"W ALONG SAID PARALLEL LINE, 470.08 FEET TO THE WEST LINE OF THE NW 1/4 OF SAID SECTION; THENCE N0°03'08"E ALONG SAID WEST LINE, 1044.32 FEET; THENCE S89°56'52"E 10.00 FEET; THENCE N0°03'08"E.270.20 FEET; THENCE N89°15'10"E 355.33 FEET TO THE PLACE OF BEGINNING. CONTAINING 12.34 ACRES.

That such map is a correct representation of all exterior boundaries of the land surveyed and the division of that land. That I have made such survey, division and map by the direction of MICHAEL MASON and that I have fully complied with the provisions of Chapter 236.34 of the Wisconsin Statutes in surveying, dividing and mapping the same.

Given under my hand and seal this 25th day of NOVEMBER, 2024 at Janesville, Wisconsin.



Combs & Associates
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109 W. Milwaukee St.
Janesville, WI 53548
www.combsurvey.com
tel: 608 752-0575
fax: 608 752-0534

CERTIFIED SURVEY MAP NO. _____

PART OF THE NW 1/4 OF THE NW 1/4 OF FRACTIONAL SECTION 2, T.4N., R.15E. OF THE 4TH P.M., CITY OF WHITEWATER, WALWORTH COUNTY, WISCONSIN.

OWNER'S CERTIFICATE - MICHAEL MASON TRUST

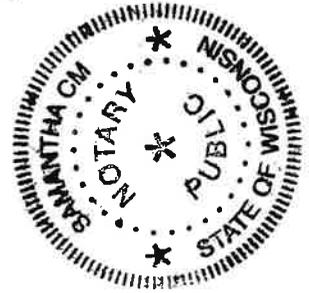
As owners, we hereby certify that we have caused the land described on this map to be surveyed, divided and mapped as represented hereon.

x *Michael Mason* MICHAEL MASON

State of Wisconsin
County of Walworth SS. Personally came before me this 12 day of December, 2024, MICHAEL MASON to me well known to be the person who executed the owner's certificate hereon shown and acknowledged the same.

Notary Public, Walworth County, Wisconsin x *Gnanatha CM*

My Commission MARCH 5, 2028



OWNER'S CERTIFICATE - VALERIE MASON TRUST

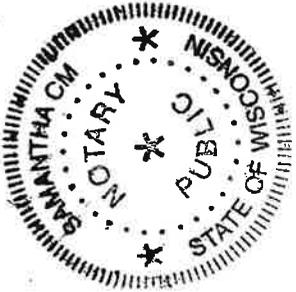
As owners, we hereby certify that we have caused the land described on this map to be surveyed, divided and mapped as represented hereon.

x *Valerie Mason* VALERIE MASON

State of Wisconsin
County of Walworth SS. Personally came before me this 12 day of December, 2024, VALERIE MASON to me well known to be the person who executed the owner's certificate hereon shown and acknowledged the same.

Notary Public, Walworth County, Wisconsin x *Gnanatha CM*

My Commission MARCH 5, 2028



Combs & Associates

- LAND SURVEYING
- LAND PLANNING
- CIVIL ENGINEERING

109 W. Milwaukee St.
Janesville, WI 53548
www.combssurvey.com

tel: 608 752-0575
fax: 608 752-0534

CERTIFIED SURVEY MAP NO. _____

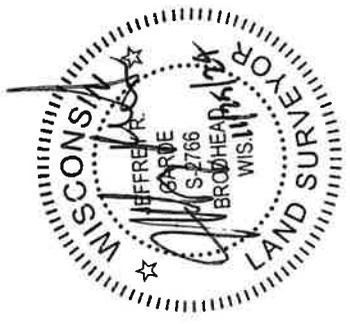
PART OF THE NW 1/4 OF THE NW 1/4 OF FRACTIONAL SECTION 2, T.4N., R.15E. OF THE 4TH P.M., CITY OF WHITEWATER, WALWORTH COUNTY, WISCONSIN.

CITY OF WHITEWATER APPROVAL

Approved by the City of Whitewater Plan and Architectural Review Commission

this 14th day of October, 2024.

Authorized Signature x [Handwritten Signature]



Combs & ASSOCIATES
• LAND SURVEYING • LAND PLANNING • CIVIL ENGINEERING

109 W. Milwaukee St.
Janesville, WI 53548
www.combsurvey.com
tel: 608 752-0575
fax: 608 752-0534



Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	/HAS 00048D S Taft Street Rezone
Staff Contact (name, email, phone):	Allison Schwark, Zoning Administrator/Code Enforcement

BACKGROUND

(Enter the who, what when, where, why)

The Property Owner AJ Tanis seeks to rezone the property on the corner of S Taft Street and East Clay Street /HAS 00048D. The property is 1.74 acres and is vacant at this time. In the future the owner would like to develop the property for residential housing. The property owner would like to amend the zoning from B-1 to R-2. The Future land use is consistent with the proposed change as the plan indicates the location should be used for two family or townhouse residential development.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

On July 8, 2024, a Public Hearing was held at the PARC meeting and the PARC voted to recommend approval of the rezone for parcel number /HAS 00048D to the Whitewater Common Council.

FINANCIAL IMPACT

(If none, state N/A)

N/A

STAFF RECOMMENDATION

Staff recommend that the City of Whitewater Common Council:

1. Approve the proposed rezone request

ATTACHMENT(S) INCLUDED

(If none, state N/A)

Rezone Ordinance

ORDINANCE NO. 2025-O-4
AN ORDINANCE AMENDING THE ZONING MAP AND THE ZONING CLASSIFICATION IN REGARDING TO CERTAIN PROPERTY IN THE CITY OF WHITEWATER

The Common Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, do pursuant to Municipal Code Chapter 19.69, hereby amend the zoning classification of the below property:

Section 1: Pursuant to Whitewater Municipal Code 19.69, the below described property (previously zoned B-1 Community Business District) is hereby zoned to R-2 One and Two Family Residence District:

Property Address:	Tax ID #	Property Owner:
Corner of Taft and Clay St	/HAS00048D	AJ Tanis II LLC

Section 2: The official zoning map of the City of Whitewater is hereby amended to show the above action.

Section 3: This ordinance shall take effect upon passage and publication as provided by law.

Ordinance introduced by Council Member _____, who moved its adoption.

Seconded by Council Member_____.

AYES:

NOEs:

ABSENT:

ADOPTED:

John Weidl

Heather Boehm



Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	431 W Center Street Rezone
Staff Contact (name, email, phone):	Allison Schwark, Zoning Administrator/Code Enforcement

BACKGROUND

(Enter the who, what when, where, why)

The City of Whitewater seeks to rezone their City Library located at 431 W Center Street. The building and surrounding parking areas currently include tax keys: /OT 00196, and /OT 00197.

Currently the properties are zoned R-2 One and Two Family Residence District, however rezoning the parcels into the Institutional Zoning District, is consistent with our City Comprehensive Plan and Future Land Use Map.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

On January 13, 2025, a Public Hearing was held at the PARC meeting and the PARC voted to recommend approval of the rezone for 431 W Center Street, parcel numbers: /OT 00196, and /OT 00197 to the Whitewater Common Council.

FINANCIAL IMPACT

(If none, state N/A)

N/A

STAFF RECOMMENDATION

Staff recommend that the City of Whitewater Common Council:

1. Approve the proposed rezone request

ATTACHMENT(S) INCLUDED

(If none, state N/A)

Rezone Ordinance

ORDINANCE NO. 2005-O-5
AN ORDINANCE AMENDING THE ZONING MAP AND THE ZONING CLASSIFICATION IN REGARDING TO CERTAIN PROPERTY IN THE CITY OF WHITEWATER

The Common Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, do pursuant to Municipal Code Chapter 19.69, hereby amend the zoning classification of the below property:

Section 1: Pursuant to Whitewater Municipal Code 19.69, the below described property (previously zoned R-2 One and Two Family Residence District) is hereby zoned to I (Institutional District):

Property Address:	Tax ID #	Property Owner:
431 W Center Street	/OT 00196 /OT 00197	City of Whitewater

Section 2: The official zoning map of the City of Whitewater is hereby amended to show the above action.

Section 3: This ordinance shall take effect upon passage and publication as provided by law. Ordinance introduced by Council Member _____, who moved its adoption. Seconded by Council Member_____.

AYES:

NOEs:

ABSENT:

ADOPTED:

John Weidl

Heather Boehm



Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	312 W Whitewater Street Rezone
Staff Contact (name, email, phone):	Allison Schwark, Zoning Administrator/Code Enforcement

BACKGROUND

(Enter the who, what when, where, why)

The City of Whitewater seeks to rezone their municipal building and firehouse located at 312 W Whitewater Street. The building and surrounding parking areas currently include tax keys: /OT 00152, /OT 00153, /OT 00154, /OT 00155, /OT 00156, /OT 00159, /OT 00160, and /OT 00158.

Currently the properties are zoned B-2, however rezoning the parcels into the Institutional Zoning District, is consistent with our City Comprehensive Plan and Future Land Use Map.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

On January 13, 2025, a Public Hearing was held at the PARC meeting and the PARC voted to recommend approval of the rezone for 312 W Whitewater Street, parcel numbers: /OT 00152, /OT 00153, /OT 00154, /OT 00155, /OT 00156, /OT 00159, /OT 00160, and /OT 00158 to the Whitewater Common Council.

FINANCIAL IMPACT

(If none, state N/A)

N/A

STAFF RECOMMENDATION

Staff recommend that the City of Whitewater Common Council:

1. Approve the proposed rezone request

ATTACHMENT(S) INCLUDED

(If none, state N/A)

Rezone Ordinance

ORDINANCE NO. 2025-O-6
AN ORDINANCE AMENDING THE ZONING MAP AND THE ZONING
CLASSIFICATION IN REGARDING TO CERTAIN PROPERTY IN THE CITY OF
WHITEWATER

The Common Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, do pursuant to Municipal Code Chapter 19.69, hereby amend the zoning classification of the below properties:

Section 1: Pursuant to Whitewater Municipal Code 19.69, the below described property (previously zoned B-2 Central Business District) is hereby zoned to I Institutional District:

Property Address:	Tax ID's #	Property Owner:
312 W Whitewater Street	/OT00152 /OT 00153 /OT 00154 /OT 00155 /OT 00156 /OT 00158 /OT 00159 /OT 00160	City of Whitewater

Section 2: The official zoning map of the City of Whitewater is hereby amended to show the above action.

Section 3: This ordinance shall take effect upon passage and publication as provided by law.

Ordinance introduced by Council Member _____, who moved its adoption.

Seconded by Council Member_____.

AYES:

NOEs:

ABSENT:

ADOPTED:

John Weidl

Heather Boehm

City of Whitewater Memorandum

To: City of Whitewater Common Council
From: Attorney Jonathan K. McDonell
Date: 12/31/2024
Re: Temporary Appointments to Ensure Quorum: Applicability of Whitewater Ordinance 2.08.130

Below is a list relating to Whitewater Ordinance 2.08.130 regarding temporary appointments to ensure a quorum for city boards, committees and commissions. The following list details whether or not it is permitted to appoint a Common Council member under 2.08.130 for the corresponding board, committee, or commission:

Permitted

Alcohol Licensing Committee

- The committee is comprised of three council members, so appointing an alternate council member is proper.

Board of Review

- The board consists of five members, including the city manager, the city clerk (nonvoting), and council members serving the second year of their term. An alternate council member can be appointed but only in place of an absent council member.

Community Development Authority

- An alternate council member can be appointed but only in place of an absent council member.

Community Involvement and Cable TV Commission

- An alternate council member can be appointed but only to fill the role of the absent Common Council member.

Disability Rights Commission

- Alternates may be appointed.

Finance Committee

- The committee consists of three council members, so an alternate council member may be appointed.

Landmarks Commission

- One member is a council member, and six are community members. An alternate council member may be appointed for an absenter member.

Library Board

- An alternate may be appointed but only to fill the role of the absent Common Council member.

Plan and Architecture Review Commission

- Allowed if both the regular council member and alternate city council member are unable to attend, as per the ordinance.

Police and Fire Commission

- Allowed pursuant to Wis. Stat. § 62.13, which specifies the commission must consist of five citizen members. Council members are considered citizens.

Public Works Committee

- The committee consists of three council members, so an alternate council member may be appointed.

Permitted with Limitations

Parks and Recreation Board

- Alternates can be appointed but cannot replace non council ex officio members, including the district administrator and the university chancellor (or their designees).

Urban Forestry Commission

- An alternate may be appointed for an absent one of the five citizen members but is not permitted to replace ex officio members.

Not Permitted

Board of Zoning Appeals

- Current members of the Common Council and/or Plan Commission cannot serve as members of the Board of Zoning Appeals per the ordinance.

Ethics Committee

- Elected officials or employees are not eligible for appointment per the ordinance.

ORDINANCE No. _____
AN ORDINANCE CREATING SECTION 2.08.130 TEMPORARY APPOINTMENTS TO
ENSURE QUORUM

The Common Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, do ordain as follows:

SECTION 1. Whitewater Municipal Code Section 2.08.130 is hereby created to read as follows:

2.08.130 – Temporary Appointments to Ensure Quorum

(1) Authority to Temporarily Fill Vacancies and Method of Selection

(a) At the Council’s organization meeting after a new Council is seated the Common Council shall establish a list of Council members who are willing to accept temporary appointments to boards and commissions (hereinafter referred to as subcommittees.)

(b) If there is sufficient time to add the temporary appointment to a regular Common Council meeting, the matter shall be added to the Council agenda and the Common Council shall appoint a member.

(c) If there is not sufficient time to add the matter to an agenda, the Council President shall appoint a Council member from the list of Council members who are willing to serve as temporary appointees.

(d) The Council President shall make reasonable efforts to appoint Council members in the following order: The initial order of the list shall be determined by drawing names at a Council meeting. When a member is appointed to a temporary position, their name shall move to the bottom of the list.

(2) Appointment Restriction

(a) This ordinance does not apply to boards, commissions, or committees where state law prohibits the appointment of members. It also does not apply in the following situations:

1. When the authority to appoint members is assigned to another entity.
2. When temporarily appointing a Common Council member would conflict with the statutory requirements for the composition of the board, commission, or committee.

(b) No alternate shall be appointed under the following circumstances:

1. If the appointment would result in the subcommittee having four council members seated for the meeting.

2. If appointing a Common Council alternate to a subcommittee, which typically has two council members, would cause the total number of council members at the meeting to equal or exceed a majority of a quorum for the subcommittee.

Ordinance introduced by Council Member _____, who moved its adoption.

Seconded by Council Member _____.

AYES:
NOES:
ABSENT:
ADOPTED:

John Weidl, City Manager

Heather Boehm, City Clerk



Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	Contract 7-2024, LSL Replacement
Staff Contact (name, email, phone):	Brad Marquardt, bmarguardt@whitewater-wi.gov , 262-473-0139

BACKGROUND

(Enter the who, what, when, where, why)

The City is required to replace all Lead Service Lines (LSL), both publicly and privately owned. Strand Associates prepared bidding documents with the project advertised on November 28 and December 5, 2024. Four bids were received and opened on December 12, 2024.

Five Star Energy Services, LLC	\$1,788,910.00
Miller Pipeline-Central Region	\$2,422,903.00
Advance Construction Inc	\$3,250,835.00
Globe Contractors Inc	\$3,809,007.50

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

The Task Order for the design was approved at Council March 19, 2024. The Project was also approved as part of the 2024-2025 CIP budget. The Public Works Committee recommended approval at the January 14, 2025 meeting.

FINANCIAL IMPACT

(If none, state N/A)

The bid price of \$1,788,910 is considerably lower than Strands estimate, and the amount in the CIP budget, of \$3,606,400. Funding has been secured through the Safe Drinking Water Loan Fund. Funds used on the private side LSL replacements will be 100% Principal Forgiveness (estimated at \$829,450), while funds for the public side LSL replacements will carry an interest rate of 0.25% (estimated at \$959,460).

STAFF RECOMMENDATION

Prequalification statements were received, and approved, for all four bidders. Five Star Energy Services LLC has completed similar projects for the City of Stoughton, City of Milwaukee, Village of Brookfield and many, many more municipalities throughout the United States.

Staff recommends a motion to award Contract 7-2024, Lead Service Line Replacement Project to Five Star Energy Services, LLC.

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. Strand Bid Letter



Strand Associates, Inc.®
910 West Wingra Drive
Madison, WI 53715
(P) 608.251.4843
www.strand.com

December 18, 2024

Mr. Brad Marquardt, P.E., Public Works Director
City of Whitewater
312 West Whitewater Street
Whitewater, WI 53190

Re: 2025 Lead Service Line Replacements
Contract 7-2027
City of Whitewater, Wisconsin

Dear Brad,

Bids for the above-referenced Project were opened on December 17, 2024. Four Bids were received with the resulting Bid tabulation enclosed.

Five Star Energy Services, LLC of Waukesha, Wisconsin, was the apparent low Bidder at \$1,788,910. The Bid included a Bid Bond for 10 percent and Addendum No. 1 was acknowledged. The Bid is deemed to be responsive.

Strand Associates, Inc.® has previously worked with Five Star Energy Services, LLC on a project for the City of Stoughton, Wisconsin. For that project, the owner determined Five Star Energy Services, LLC to be responsible.

If you determine that Five Star Energy Services, LLC is a responsible Bidder after your evaluation of their qualifications, we recommend proceeding with award of the Contract in accordance with Article 18 of the Instructions to Bidders.

Please contact me at (608) 251-4843 with any question regarding this project.

Sincerely,

STRAND ASSOCIATES, INC.®

Dakin J. Coons, P.E.

Enclosure

2025 Lead Service Line Replacements
 Contract 7-2024
 City of Whitewater, Wisconsin
 Solobr, Strand Associates, Inc.
 December 17, 2024 1 P.M CST

Section Title	Line Item	Item Description	UoM	Quantity	Five Star Energy Services, LLC			Miller Pipeline-Central Region			Advance Construction Inc.			Globe Contractors, Inc.		
					Unit Price	Extension	Unit Price	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension			
Lead Service Line Replacement-Public Side	1	Locate Existing Sanitary Sewer Lateral Prior to Construction	EA	97	\$100.00	\$9,700.00	\$120.00	\$11,640.00	\$150.00	\$14,550.00	\$125.00	\$12,125.00				
	2	Telesive Existing Sanitary Sewer Lateral Before Installation of New Water Service	EA	78	\$190.00	\$14,820.00	\$190.00	\$14,820.00	\$180.00	\$14,040.00	\$560.00	\$43,680.00				
	3	Telesive Existing Sanitary Sewer Lateral After Installation of New Water Service	EA	78	\$200.00	\$15,600.00	\$190.00	\$14,820.00	\$150.00	\$11,700.00	\$270.00	\$21,060.00				
	4	Investigate Water Service Material at Corporation Stop Prior to Replacement	EA	24	\$300.00	\$7,200.00	\$330.00	\$7,920.00	\$275.00	\$6,600.00	\$950.00	\$22,800.00				
	5	Rock Excavation	CY	125	\$200.00	\$25,000.00	\$176.00	\$22,000.00	\$200.00	\$25,000.00	\$175.00	\$21,875.00				
	6	1-IN PUBLIC Water Service - Trenchless Installation	LF	2400	\$10.00	\$24,000.00	\$190.00	\$456,000.00	\$15.00	\$36,000.00	\$255.00	\$612,000.00				
	7	1-IN PUBLIC Water Service - Open Cut Installation	LF	1200	\$10.00	\$12,000.00	\$190.00	\$228,000.00	\$150.00	\$180,000.00	\$255.00	\$306,000.00				
	8	Connect New PUBLIC Water Service to Existing Water Main and Abandon Existing PUBLIC Water Service at Main	EA	148	\$2,225.00	\$329,300.00	\$108.00	\$15,984.00	\$3,250.00	\$481,000.00	\$900.00	\$133,200.00				
	9	1-IN Curb Stop and Curb Box	EA	148	\$500.00	\$74,000.00	\$270.00	\$39,960.00	\$245.00	\$36,260.00	\$1,050.00	\$155,400.00				
	10	Connect Existing PRIVATE Water Service to New Curb Stop or New 1-IN Water Service Extended to Connection Point	EA	97	\$500.00	\$48,500.00	\$250.00	\$24,250.00	\$3,500.00	\$339,500.00	\$685.00	\$66,445.00				
	11	5-IN Sidewalk Removal and Replacement	SF	3700	\$10.00	\$37,000.00	\$11.50	\$42,550.00	\$14.00	\$51,800.00	\$16.00	\$59,200.00				
	12	5-IN Stamped Colored Concrete Sidewalk Removal and Replacement	SF	150	\$25.00	\$3,750.00	\$15.00	\$2,250.00	\$28.40	\$4,260.00	\$32.00	\$4,800.00				
	13	6-IN Gravel Driveway Restoration	SF	100	\$8.00	\$800.00	\$2.00	\$200.00	\$1.00	\$100.00	\$15.00	\$1,500.00				
	14	6-IN Concrete Sidewalk/Driveway Apron Removal and Replacement	SF	1200	\$15.00	\$18,000.00	\$13.50	\$16,200.00	\$15.00	\$18,000.00	\$17.00	\$20,400.00				
	15	Curb and Gutter Removal and Replacement	LF	1100	\$41.00	\$45,100.00	\$72.00	\$79,200.00	\$57.00	\$62,700.00	\$66.00	\$81,600.00				
	16	4-IN Asphalt Pavement Removal and Replacement	SY	2900	\$45.00	\$130,500.00	\$87.00	\$194,300.00	\$62.00	\$179,800.00	\$57.00	\$165,300.00				
	17	9-IN Concrete Pavement Removal and Replacement	SY	200	\$171.00	\$34,200.00	\$135.00	\$27,000.00	\$147.00	\$29,400.00	\$160.00	\$32,000.00				
	18	Concrete Stairs Removal and Replacement	SF	100	\$10.00	\$1,000.00	\$67.00	\$6,700.00	\$60.00	\$6,000.00	\$75.00	\$7,500.00				
	19	Concrete Retaining Wall Removal and Replacement	VSF	100	\$10.00	\$1,000.00	\$91.00	\$9,100.00	\$80.00	\$8,000.00	\$75.00	\$7,500.00				
	20	Field Stone Retaining Wall Removal and Replacement	VSF	100	\$10.00	\$1,000.00	\$70.00	\$7,000.00	\$65.00	\$6,500.00	\$118.00	\$11,800.00				
	21	Modular Concrete Block Retaining Wall Removal and Replacement	VSF	100	\$10.00	\$1,000.00	\$70.00	\$7,000.00	\$65.00	\$6,500.00	\$42.00	\$4,200.00				
	22	Tree and Stump Removal 1-IN to 10-IN DIA at Breast Height	EA	3	\$250.00	\$750.00	\$725.00	\$2,175.00	\$1,800.00	\$5,400.00	\$1,050.00	\$3,150.00				
	23	Tree and Stump Removal 11-IN to 18-IN DIA at Breast Height	EA	3	\$250.00	\$750.00	\$975.00	\$2,925.00	\$3,000.00	\$9,000.00	\$1,880.00	\$5,670.00				
	24	Tree and Stump Removal 19-IN to 30-IN DIA at Breast Height	EA	3	\$250.00	\$750.00	\$1,225.00	\$3,675.00	\$5,000.00	\$15,000.00	\$2,625.00	\$7,875.00				
	25	Tree and Stump Removal 31-IN or Greater DIA at Breast Height	EA	3	\$250.00	\$750.00	\$1,475.00	\$4,425.00	\$8,000.00	\$24,000.00	\$3,360.00	\$10,080.00				
Lead Service Line Replacement-Private Side	26	Locate Existing Sanitary Sewer Lateral Prior to Construction	EA	157	\$100.00	\$15,700.00	\$120.00	\$18,840.00	\$150.00	\$23,550.00	\$125.00	\$19,625.00				
	27	Telesive Existing Sanitary Sewer Lateral Before Installation of New Water Service	EA	126	\$100.00	\$12,600.00	\$190.00	\$23,940.00	\$180.00	\$22,680.00	\$560.00	\$70,560.00				
	28	Telesive Existing Sanitary Sewer Lateral After Installation of New Water Service	EA	126	\$200.00	\$25,200.00	\$190.00	\$23,940.00	\$150.00	\$18,900.00	\$34,020.00	\$42,840.00				
	29	Rock Excavation	CY	100	\$200.00	\$20,000.00	\$176.00	\$17,600.00	\$200.00	\$20,000.00	\$110.00	\$11,000.00				
	30	1-IN PRIVATE Water Service - Trenchless Installation	LF	8200	\$10.00	\$82,000.00	\$92.00	\$752,400.00	\$15.00	\$123,000.00	\$92.00	\$752,400.00				
	31	1-IN PRIVATE Water Service - Open Cut Installation	LF	800	\$8.00	\$6,400.00	\$82.00	\$65,600.00	\$135.00	\$108,000.00	\$105.00	\$84,000.00				
	32	2-IN PRIVATE Water Service - Trenchless Installation	LF	40	\$60.00	\$2,400.00	\$92.00	\$3,680.00	\$40.00	\$1,600.00	\$175.00	\$7,000.00				
	33	2-IN PRIVATE Water Service - Open Cut Installation	LF	10	\$80.00	\$800.00	\$92.00	\$920.00	\$150.00	\$1,500.00	\$370.00	\$3,700.00				
	34	Connect New Private Water Service to Existing Private Water Service or Existing Curb Stop	EA	157	\$2,225.00	\$349,325.00	\$255.00	\$40,035.00	\$5,000.00	\$785,000.00	\$2,450.00	\$389,250.00				
	35	Curb Stop and Curb Box Replacement (If Authorized by OWNER)	EA	10	\$500.00	\$5,000.00	\$270.00	\$2,700.00	\$245.00	\$2,450.00	\$85.00	\$850.00				
	36	Curb Box Replacement (If Authorized by OWNER)	EA	10	\$500.00	\$5,000.00	\$270.00	\$2,700.00	\$245.00	\$2,450.00	\$85.00	\$850.00				
	37	Connect to Existing PRIVATE Water Service in Building Interior	EA	157	\$1,500.00	\$235,500.00	\$480.00	\$75,360.00	\$1,200.00	\$188,400.00	\$1,282.50	\$202,922.50				
	38	Additional PRIVATE Interior Water Service Piping	LF	350	\$10.00	\$3,500.00	\$14.00	\$4,900.00	\$30.00	\$10,500.00	\$16.50	\$5,775.00				
	39	5-IN Sidewalk Removal and Replacement	SF	6000	\$10.00	\$60,000.00	\$11.50	\$69,000.00	\$14.00	\$84,000.00	\$16.00	\$96,000.00				
	40	5-IN Stamped Colored Concrete Sidewalk Removal and Replacement	SF	150	\$25.00	\$3,750.00	\$15.00	\$2,250.00	\$28.40	\$4,260.00	\$32.00	\$4,800.00				
	41	6-IN Gravel Driveway Restoration	SF	100	\$8.00	\$800.00	\$2.00	\$200.00	\$1.00	\$100.00	\$15.00	\$1,500.00				
	42	6-IN Concrete Sidewalk/Driveway Apron Removal and Replacement	SF	800	\$15.00	\$12,000.00	\$13.50	\$10,800.00	\$15.00	\$12,000.00	\$17.00	\$13,600.00				
	43	Curb and Gutter Removal and Replacement	LF	100	\$41.00	\$4,100.00	\$72.00	\$7,200.00	\$57.00	\$5,700.00	\$66.00	\$6,600.00				
	44	4-IN Asphalt Pavement Removal and Replacement	SY	200	\$45.00	\$9,000.00	\$67.00	\$13,400.00	\$62.00	\$12,400.00	\$57.00	\$11,400.00				
	45	9-IN Concrete Pavement Removal and Replacement	SY	100	\$171.00	\$17,100.00	\$135.00	\$13,500.00	\$147.00	\$14,700.00	\$160.00	\$16,000.00				
	46	Concrete Stairs Removal and Replacement	SF	100	\$10.00	\$1,000.00	\$67.00	\$6,700.00	\$60.00	\$6,000.00	\$75.00	\$7,500.00				
	47	Concrete Retaining Wall Removal and Replacement	VSF	100	\$10.00	\$1,000.00	\$91.00	\$9,100.00	\$80.00	\$8,000.00	\$75.00	\$7,500.00				
	48	Field Stone Retaining Wall Removal and Replacement	VSF	100	\$10.00	\$1,000.00	\$70.00	\$7,000.00	\$65.00	\$6,500.00	\$118.00	\$11,800.00				
	49	Modular Concrete Block Retaining Wall Removal and Replacement	VSF	100	\$10.00	\$1,000.00	\$70.00	\$7,000.00	\$65.00	\$6,500.00	\$42.00	\$4,200.00				
	50	Chain Link Fence Removal and Reinstallation	LF	50	\$30.00	\$1,500.00	\$85.00	\$4,250.00	\$65.00	\$3,250.00	\$83.50	\$4,175.00				

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Item 21.

51	Wood Fence Removal and Reinstallation	LF	50	\$30.00	\$1,500.00	\$85.00	\$4,250.00	\$85.00	\$4,250.00	\$93.50	\$4,675.00
52	Tree and Stump Removal 1-IN to 10-IN DIA at Breast Height	EA	3	\$250.00	\$750.00	\$725.00	\$2,175.00	\$1,800.00	\$5,400.00	\$1,100.00	\$3,300.00
53	Tree and Stump Removal 11-IN to 18-IN DIA at Breast Height	EA	3	\$250.00	\$750.00	\$975.00	\$2,925.00	\$3,000.00	\$9,000.00	\$1,980.00	\$5,940.00
54	Tree and Stump Removal 19-IN to 30-IN DIA at Breast Height	EA	3	\$250.00	\$750.00	\$1,225.00	\$3,675.00	\$5,000.00	\$15,000.00	\$2,750.00	\$8,250.00
55	Tree and Stump Removal 31-IN or Greater DIA at Breast Height	EA	3	\$250.00	\$750.00	\$1,475.00	\$4,425.00	\$8,000.00	\$24,000.00	\$3,520.00	\$10,560.00
Miscellaneous Items											
56	Install Repair Clamp on 4-IN Water Main to Address Existing Corporation Stop Leaking at Main	EA	10	\$550.00	\$5,500.00	\$256.00	\$2,560.00	\$700.00	\$7,000.00	\$925.00	\$8,250.00
57	Install Repair Clamp on 6-IN Water Main to Address Existing Corporation Stop Leaking at Main	EA	10	\$600.00	\$6,000.00	\$264.00	\$2,640.00	\$725.00	\$7,250.00	\$825.00	\$8,250.00
58	Install Repair Clamp on 8-IN Water Main to Address Existing Corporation Stop Leaking at Main	EA	3	\$650.00	\$1,950.00	\$273.00	\$819.00	\$750.00	\$2,250.00	\$825.00	\$2,475.00
59	Abandon Existing PUBLIC Water Service at Main if New Connection Location is Different Than Existing Connection Location. (If Authorized by OWNER)	EA	20	\$500.00	\$10,000.00	\$1,000.00	\$20,000.00	\$3,000.00	\$60,000.00	\$2,210.00	\$44,200.00
60	Abandon PUBLIC Water Service at Water Main on Empty Lot Between 254 and 268 South Prairie Street	EA	1	\$500.00	\$500.00	\$1,600.00	\$1,600.00	\$3,000.00	\$3,000.00	\$2,445.00	\$3,445.00
61	Abandon 604 West Main Street PUBLIC Water Service at Main	EA	1	\$1,500.00	\$1,500.00	\$1,600.00	\$1,600.00	\$4,000.00	\$4,000.00	\$4,255.00	\$4,255.00
62	Cut Off 216 East Main Street PRIVATE Lateral at Curb Stop	EA	1	\$1,500.00	\$1,500.00	\$1,660.00	\$1,660.00	\$3,000.00	\$3,000.00	\$2,210.00	\$2,210.00
63	Utility Insulation	SF	2000	\$8.00	\$16,000.00	\$2.00	\$4,000.00	\$3.25	\$6,500.00	\$2.00	\$4,000.00
64	Bike Rack Removal and Reinstallation	EA	1	\$250.00	\$250.00	\$440.00	\$440.00	\$500.00	\$500.00	\$440.00	\$440.00
65	Bench Removal and Reinstallation	EA	1	\$250.00	\$250.00	\$440.00	\$440.00	\$500.00	\$500.00	\$440.00	\$440.00
66	Terrace Tree Planter Fence Removal and Reinstallation	EA	4	\$250.00	\$1,000.00	\$1,100.00	\$4,400.00	\$1,100.00	\$4,400.00	\$1,100.00	\$4,400.00
67	Concrete Planter Curb Removal and Replacement	LF	50	\$250.00	\$12,500.00	\$75.00	\$3,750.00	\$85.00	\$4,250.00	\$60.00	\$3,000.00
68	Hydro-Excavation/Pothole Within City Street	EA	17	\$300.00	\$5,100.00	\$500.00	\$8,500.00	\$750.00	\$12,750.00	\$1,150.00	\$19,550.00
69	Inlet Box and Casting Removal and Reinstallation	EA	2	\$3,500.00	\$7,000.00	\$650.00	\$1,300.00	\$4,000.00	\$8,000.00	\$2,360.00	\$4,720.00
70	Cash Allowance for Building Permit (Section 01.41.00 - Regulatory Requirements)	EA	157	\$55.00	\$8,635.00	\$55.00	\$8,635.00	\$55.00	\$8,635.00	\$55.00	\$8,635.00
Base Bid Total:										\$2,422,903.00	\$3,250,835.00
										\$1,788,910.00	\$3,809,007.50

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Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	T Mobile Request
Staff Contact (name, email, phone):	Brad Marquardt, bmarguardt@whitewater-wi.gov , 262-473-0139

BACKGROUND

(Enter the who, what, when, where, why)

In June 2024, the Public Works Committee and the Council approved the First Amendment to the original Lease Agreement for Sprint Spectrum, now T-Mobile. The financial terms in the First Amendment, originally agreed to by T-Mobile, included \$30,000 annual payments for the initial five-year term with a 20% escalator for the additional four Five-Year Terms. This was in comparison to Verizon’s Lease Agreement which called for \$35,000 annual payments for the initial five-year term with a 12.5% escalator per Term.

T-Mobile has not signed the First Amendment as of yet and per the attached letter, is asking for a revision to the financial terms of the First Amendment. Their proposal asks for an initial five-year payment of \$30,000 per year with a 20% escalator for the next two Five-Year Terms. For the remaining two Terms, the escalator would drop to 12.5%.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

As mentioned above, the Public Works Committee and Council approved the First Amendment in June 2024. The Public Works Committee recommended approval of the changes at their January 14, 2025 meeting.

FINANCIAL IMPACT

(If none, state N/A)

The City approved version had an overall impact of \$1,116,240. T-Mobile’s requested version has an overall impact of \$1,062,375, a deduction of \$53,865 over 25 years. Or \$2,154.60 per year.

STAFF RECOMMENDATION

The intent from the beginning was to get T-Mobile to be making payments closer to what Verizon agreed to. In the final Term of the original Agreement, T-Mobile was making annual payments of \$18,662. Staff does not have an issue with the revised financial terms. In the 5th term of the revised Agreement, T-Mobile will be paying \$54,675 annually compared to Verizon’s \$56,063 annual payment. Staff recommends a motion to approve the new financial terms.

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. T Mobile Request
2. Council Approved First Amendment



December 3, 2024

VIA ELECTRONIC SUBMISSION: BMarquardt@whitewater-wi.gov

City of Whitewater
312 W Whitewater Street
PO Box 178
Whitewater, WI 53190

T-Mobile Site: ML84091A
Site Location: 502 East Cravath Street, Whitewater, WI 53190

Re: Request for a lease extension for T-Mobile wireless installation at 502 East Cravath Street, Whitewater, WI 53190.

Dear Landlord:

This letter is to provide notice that Tenant, T-Mobile USA, Inc., hereinafter referred to as "T-Mobile," would like to exercise their leasing rights to extend the Lease Agreement, dated June 18th, 1999 ("Lease") for four (4) additional Renewal Terms of five (5) years each.

During the negotiation and communication regarding this lease renewal, T-Mobile was informed that the landlord requested a rent increase for this location, which needs to be close or match the rent amount the new tenant is paying at the same location.

T-Mobile agreed to the rent increase, with all other lease terms staying the same. This included the escalator amount, which was twenty (20) percent per term. During the review by T-Mobile's management, it was determined that with the new rent amount and the old escalator, T-Mobile would be paying more than the new tenant by Term 4, which T-Mobile finds unfair.

T-Mobile is an established maintenance-free tenant at the site. With its established history with the landlord, T-Mobile hopes to negotiate better lease terms than a brand-new tenant.

T-Mobile is proposing the following rent escalator schedule: For Terms 1 through 3, the rent escalator will be twenty (20) percent. Starting with Term 4, it will be reduced to twelve and a half (12.5) percent.

T-Mobile USA, Inc
12920 SE 38th Street
Bellevue, WA 98006



	T-Mobile (20%)	T-Mobile (12.5%)
Term 1	30,000	
Term 2	36,000	
Term 3	43,200	
Term 4		48,600
Term 5		54,675
Total		1,062,375

T-Mobile kindly asks you to consider the above-stated reasons for the change in terms requested in the approval of the lease extension for the wireless installation at 502 East Cravath Street, Whitewater, WI 53190.

Respectfully,

Signed by:

3E702ABA4345446...

Denise Vestuto
T-Mobile
Project Manager
Denise.Vestuto@t-mobile.com

FIRST AMENDMENT TO LEASE AGREEMENT

THIS FIRST AMENDMENT TO LEASE AGREEMENT (“Amendment”) is made and entered into on _____, 202__ (“Effective Date”), by and City of Whitewater (“Owner”), and Sprint Spectrum L.P., a Delaware limited partnership, predecessor-in-interest to Sprint Spectrum Realty Company, L.P. (“Tenant”).

Recitals

The parties hereto recite, declare and agree as follows:

A. Owner and Tenant entered into a Lease Agreement (the “Agreement”), dated June 18, 1999, (“Site Agreement”), regarding real property located at 502 East Cravath Street, Whitewater, WI 53190 (the “Premises”).

B. Owner and Tenant desire to enter into this Amendment in order to modify and amend certain provisions of the Agreement.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Owner and Tenant covenant and agree as follows:

1. Renewal Terms. Upon the Effective Date of this Amendment Tenant shall have the right to renew the Agreement for four (4) additional Renewal Terms of five (5) years each. Each Renewal Term shall renew automatically unless Tenant provides at least thirty (30) days prior written notice before the expiration of the then current term that Tenant does not wish to exercise such Renewal Term.

3. Terms; Conflicts. The terms and conditions of the Agreement are incorporated herein by this reference, and capitalized terms used in this Amendment shall have the same meanings such terms are given in the Agreement. Except as specifically set forth herein, this Amendment shall in no way modify, alter, or amend the remaining terms of the Agreement, all of which are ratified by the parties and shall remain in full force and effect. To the extent there is any conflict between the terms and conditions of the Agreement and this Amendment, the terms and conditions of this Amendment will govern and control.

4. Rent. Starting on the Effective Date, Tenant shall pay Owner a prorated amount from thirty thousand and 00/100 Dollars (\$30,000.00) per year, which represents the Monthly Rent Increase to Two Thousand Five Hundred and 00/100 Dollars (\$2,500.00) per year from the 2023 annual base rent. Upon the commencement of each renewal term, the annual base rent shall be increased by twenty percent (20%) over the annual rent in effect during the immediately preceding term or renewal term, as applicable.

5. Approvals. Owner represents and warrants to Tenant that the consent or approval of no third party, including, without limitation, a lender, is required with respect to the execution of this Amendment, or if any such third-party consent or approval is required, Owner has obtained any and all such consents or approvals.

6. Authorization. The persons who have executed this Amendment represent and warrant that they are duly authorized to execute this Amendment in their individual or representative capacity as indicated.

7. Signatures. This Amendment may be executed in any number of counterparts, each of which shall be deemed an original, but all of which together shall constitute a single instrument. Signed facsimile and electronic copies of this Amendment shall legally bind the parties to the same extent as original documents.

T-Mobile Site No: ML84091A/ML33XC014

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T-Mobile Site Name: ML84091A

Market: Milwaukee

IN WITNESS WHEREOF, the parties have executed this Amendment on the day and year first written above.

Owner:
City of Whitewater

Tenant:
Sprint Spectrum L.P.,
a Delaware limited partnership

By: _____
Name: _____
Title: _____
Date: _____

By: _____
Name: _____
Title: _____
Date: _____

T-Mobile Site No: ML84091A/ML33XC014
T-Mobile Site Name: ML84091A
Market: Milwaukee



Council Agenda Item

Meeting Date:	January 21, 2025
Agenda Item:	Discussion and Possible Action regarding the Approval of Proposed Scope of Services for the development of a new Comprehensive Outdoor Recreation Plan with Southeastern Wisconsin Regional Planning Commission.
Staff Contact (name, email, phone):	Kevin Boehm, kboehm@whitewater-wi.gov , (262)473-0122

BACKGROUND

(Enter the who, what when, where, why)

The creation of a Comprehensive Outdoor Recreation Plan (CORP) is a critical step for the City of Whitewater to ensure its parks, recreational facilities, and natural resources align with the needs of the community. The city has not had an updated CORP in decades, with the most recent reference dating back to the 1980s. This significant gap highlights the urgent need to reevaluate and modernize the approach to outdoor recreation planning to meet current and future demands.

A CORP provides a detailed inventory and assessment of all public recreation properties within Whitewater, including those managed by the city, state, federal agencies, and the University of Wisconsin-Whitewater. This encompasses parks, open spaces, recreational facilities, trails, and natural resource features. The plan identifies community needs, describes planned actions, and makes data-driven recommendations based on current trends in recreation and urban development.

Participation in creating a CORP is essential because it empowers the community and stakeholders to shape the vision for Whitewater's outdoor spaces. A well-crafted plan serves as a valuable tool for the Parks and Recreation Department and the Park and Recreation Board to make informed decisions about resource allocation, facility improvements, and future expansions. It also strengthens the city's ability to secure stewardship grants from state and federal governments, which are vital for funding park system growth and development.

Moreover, the Wisconsin Department of Natural Resources requires an updated CORP every five years as a prerequisite for receiving stewardship grant funding. This makes the creation and adoption of the plan not just beneficial but necessary for maintaining access to financial assistance for enhancing Whitewater's recreational assets.

Public input is a cornerstone of this process, ensuring the plan reflects the community's diverse needs and aspirations. Collaboration with the Park and Recreation Board will further ensure the plan's alignment with broader strategic goals for the city. By actively engaging in the CORP process, residents and stakeholders contribute to building a thriving, well-planned, and inclusive outdoor recreation system for current and future generations.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

None

FINANCIAL IMPACT

(If none, state N/A)

The total cost of the plan is \$20,000, and this amount is in the 2025 budget Parkland Development 245 fund for this purpose. The plan is not expected to be completed until late 2026 or early 2027, the allocated funds will be held in the fund until the balance is due aligning with the project timeline.

STAFF RECOMMENDATION/SUGGESTED MOTION

Staff recommends that the Council approve the proposed Comprehensive Outdoor Recreation Plan (CORP) as a guiding document for the City of Whitewater's parks, recreation facilities, trails, and natural resource planning with Southeastern Wisconsin Regional Planning Commission.

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. Proposal from Southeastern Wisconsin Regional Planning Commission

SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION

W239 N1812 ROCKWOOD DRIVE • PO BOX 1607 • WAUKESHA, WI 53187-1607 • TELEPHONE (262) 547-6721



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December 19, 2024

Mr. Kevin Boehm
Director of Parks and Recreation
City of Whitewater
City Administration Building
312 W. Whitewater Street
Whitewater, WI 53190

Dear Mr. Boehm:

In response to our meeting of June 27, 2024, and your August 15, 2024, email request, the Commission would be pleased to assist the City of Whitewater with preparing its park and open space plan. We expect to begin work on the plan in mid-2025 and to complete a draft of the entire report by late-2026/early 2027, at a cost to the City of \$20,000. Upon its completion, the Commission would provide the City with an electronic copy and 20 printed copies of the report.

The Commission's Community Assistance Planning Report format, utilized for many other local park and open space plans, would be utilized as the template for the City of Whitewater's plan. As this is the first update of the City's park and open space plan in many decades, Commission staff anticipates undertaking a comprehensive and thorough inventory of the park and open space sites, recreation facilities, trails, and natural resource features within and immediately adjacent to the City, along with a brief narrative of each publicly owned park and open space site within the City. Commission staff also propose to review the recent plans and actions of the City pertaining to its existing and proposed park and open space system, obtain input from the public and public officials, and utilize pertinent local and regional park and open space objectives, principles, and standards, to form the basis of the plan's recommendations. A separate Project Overview, which provides additional details about this work effort, is also attached.

It is anticipated that the City Parks and Recreation Board would review the draft plan on a chapter or two bases as it is prepared. One Open House would be held to solicit public comment early in the planning process, and a second Open House would be held once a consolidated draft plan is completed. Following public review and any necessary changes based on public comment, the plan would be approved by the Parks and Recreation Board and forwarded to the Common Council for review and consideration of adoption. We recommend adopting the plan as an amendment to the City's comprehensive plan under Section 66.1001 of the *Wisconsin Statutes*. This would require approval by the Plan and Architectural Review Commission and adoption by ordinance by the Common Council. Commission staff would also assist the City with conducting a public informational meeting, if desired, and a public hearing on the proposed plan. Adoption of the plan by the Common Council would allow the City to be eligible to apply for Stewardship grants administered by the Wisconsin Department of Natural Resources (WDNR). The WDNR requires that a local government have a park and open space plan adopted within five years upon submittal of any application for Stewardship grants.

Mr. Kevin Boehm
December 19, 2024
Page 2

It is our understanding that UW-Whitewater staff/officials will also be substantially involved in the planning process due to an agreement with the City for the use of recreational facilities at City park sites and UW-Whitewater recreational sites by City residents and school students and staff. We recommend that a mutual understanding between the City and the University pertaining to the shared use of park, open space, and recreational sites and facilities be incorporated into this plan.

If this proposal is acceptable to the City, we request that you sign this letter and return it to us so that we may place this work request on the Commission work schedule. Should you have any questions concerning this matter, please contact Joel Dietl of the Commission staff by telephone at (262) 953-3266, or by e-mail at Joel.Dietl@sewrpc.org.

Sincerely,



Benjamin R. McKay, AICP
Deputy Director

JED/RLR/ap
12/16/24; 12/4/24; 08/27/24
#274230-3

cc: Mr. Wesley Enterline, Sustainability Director, University of Wisconsin-Whitewater

PROPOSAL ACCEPTANCE:

Kevin Boehm,
Director of Parks and Recreation
City of Whitewater

Date

Proposed Outline and Schedule for the CITY OF WHITEWATER PARK AND OPEN SPACE PLAN

PROJECT OVERVIEW

The project will consist of a plan that will be published as a Regional Planning Commission Community Assistance Planning Report. With City authorization to proceed, it is anticipated that the Commission staff would begin work on the plan in mid-2025. It is anticipated that a draft of the entire report would be completed around mid-2026. The timeframe for completing the draft report may vary based on input from City officials and staff and the public received during the planning process. Final review by the Parks and Recreation Board, and consideration for adoption by the Common Council, would be anticipated in late-2026/early-2027.

The proposed project outline is follows:

Chapter 1. INTRODUCTION (to be completed by Fall 2025)

- Identify other Regional, County, and City Plans that may affect the Plan
- Identify the Study/Planning Area for the Plan (City is located in both Rock and Walworth Counties)
- Provide information regarding agreements between the City and public school districts and the City and UW-Whitewater for use of recreational facilities
- Provide information about the University of Wisconsin (UW)-Whitewater's involvement and various recreational facilities within the Plan
- Identify the City plan review process, the public input process, and the format of the plan

Chapter 2. INVENTORY FINDINGS (to be completed by late-2025)

- Provide population (2020, DOA estimate to 2025), land use (2020), park and open space sites (2025), recreation facilities (2025), trails (2025), pedestrian/bikeways (2025), floodplains (2024), environmental corridors (2020), and Natural Areas and Critical Species Habitat sites (2025) text, maps, and tables associated with the aforementioned sections
- Determine/Provide two different population numbers: population of just the City based on the U.S. Bureau of the Census (2020) or include the 2020 City population and the number of students housed on the UW-Whitewater campus for about 8-9 months each year
- Provide an inventory of existing City parks, school district sites, County parks/sites, and UW-Whitewater facilities/sites: UW-Whitewater facilities/sites will be two different components in the Plan, one section providing a narrative detailing those facilities/sites that are available to be used by the public (City residents), which will be included in the overall park and facilities for the City, and one section identifying those sites/facilities that are just relegated for university sports teams, clubs, organizations, etc.
- Provide some narrative about the State sites and facilities (WDNR sites) located near the City, especially the Kettle Moraine State Forest-Southern Unit
- Provide information about the natural resource features, environmental corridors, and other open space amenities within and adjacent to the City

Late-2025 – Parks and Recreation Board reviews Chapters 1 and 2

Chapter 3. STATUS OF PREVIOUS AND CURRENT PARK AND OPEN SPACE RELATED CITY ACTIONS (to be completed by early-2026) (Optional – If any park and open space, trails, or recreational facility recommendations are detailed in any recently adopted City plans (last 10-15 years), then this chapter may be included to determine the status of such recommendations. If not, then this chapter may not be needed.)

- Provide a summary of the City's current and recent actions (plans, programs, recommendations, etc.) pertaining to park and open space sites, recreational facilities, and natural resource preservation)
- Provide a summary of the status of park and open space related plans and recommendations to be implemented by other units of government

Chapter 4. FRAMEWORK FOR PLAN DEVELOPMENT (to be completed by Spring 2026)

- Provide detail/maps about other City, County, Regional Plans that may affect the Plan
- Provide details/maps/tables about the UW-Whitewater Athletics and Recreation Facilities Master Plan (2017) and facilities, usage, and recommendations identified in the plan
- Include per capita and accessibility standards, and other pertinent objectives, principles, and standards for City parks and recreational facilities
- Determine the projected population for the City: projection for just the City or include potential population numbers of students at UW-Whitewater and the City
- Include NRPA walkability standards/text or other standards regarding walkability (VISION 2050)

Appendix A – Regional Outdoor Recreation Planning Objectives, Principles, and Standards (to be completed by Spring 2026)

Spring 2026 – Parks and Recreation Board reviews Chapters 3 and 4 and Appendix A, and Spring 2026 First Public Informational Meeting/Open House held

Chapter 5. PARK AND OPEN SPACE PLAN (Summer 2026)

- Provide Areawide Recommendations section about Rock and Walworth County park plans (parks, trails, and facilities)
- Identify State sites located near the City/planning area and provide existing facilities and recommendations as cited in site Master Plans
- Identify and provide the open space preservation element and determine existing and proposed ownership of lands with the environmental corridors and other natural resource features within the City/planning area
- Identify City Park and Open Space Recommendations, including trail and pedestrian recommendations. The recommendations can be improvements to existing facilities or new parks and developments proposed in the City's Capital Improvements Program (CIP) or developments and improvements suggested by City staff/officials, UW-Whitewater staff/officials, or the Parks and Recreation Board
- Identify other considerations and public input
- Identify plan implementation steps, and identify plan costs for at least the first 5 years of the plan (consistent with CIP)

Summer 2026 – Parks and Recreation Board reviews Chapter 5, Parks and Recreation Board reviews consolidated plan, and Second Public Informational Meeting/Open House held

EXECUTIVE SUMMARY (to be completed by Fall 2026)

Fall 2026 - Parks and Recreation Board meeting to review consolidated plan/approve plan, Public Notice for Public Hearing (30 days prior to)

**Late 2026/Early 2027 – Common Council Public Hearing, Plan and Architectural Review Commission
Approval by Resolution, Common Council Adoption by Ordinance**

C-Whitewater POSP – Outline (00274231-3)

JED/RLR

12/16/24; 12/4/24; 08/27/24