

**CITY OF ANTIGO
COMMON COUNCIL**

MAY 10, 2023

Common Council of the City of Antigo met in Regular Session on the above date at 6:00 PM in the Council Chambers, City Hall, Mayor Terry Brand presiding.

ROLL CALL

Attendee Name	Title	Status	Arrived
Mark Edwards	Ward 5	Present	
Barb Rebstock	Ward 1	Present	
Sandra Fischer	Ward 2	Present	
Tim Kassis	Ward 3	Present	
Tom Bauknecht	Ward 4	Present	
Joel Wagner	Ward 6	Present	
Glenn Bugni	Ward 7	Present	
Reinhardt Balcerzak	Ward 8	Present	
Scott Henricks	Ward 9	Present	
Terry Brand	Mayor	Present	

Department Managers in attendance were: Mark Desotell, Director of Administrative Services; Kaye Matucheski, Clerk-Treasurer/Finance Director; Daniel Duley, Police Chief; Kirk Packard, Street Commissioner; Anthony Jansen, Information and Technology Director; Corey Smith, Fire Chief; Elizabeth McCarthy, Building Inspector/Zoning Administrator; Charley Brinkmeier, Land Surveyor/Project Manager; and Sarah Repp, Parks, Recreation, and Cemetery Director.

Others in attendance were: Michael Winter, City Attorney; Jeanne Jensen, Deputy Clerk-Treasurer; Tommy Horswill, Infrastructure Alternatives, Inc.; Drew Bain and Kelly T. Zagrzebski, Wisconsin Public Service; Maggie Cronin, Representative Tiffany's office; Collin Smith; Brock Smith; Donna Smith; Paige Smith; Zoey Smith; Alec Smith; Tammy Skenandore; Jerry Gabriel; Dennis Teske; Ron Boettcher, Boettcher's Bar; Steve McFarlane; Elaine Reed; Ashley Welch; Eric Welch; Mary Lee Jansen; Joe Finn; Lori Finn; Adam Finn; Destiny Geiger; Hank Bie; and Christine Breutzmann.

PLEDGE OF ALLEGIANCE

MOMENT OF SILENT MEDITATION

APPROVAL OF MINUTES

1. Minutes from the April 12, 2023 and April 18, 2023 Council Meetings

Aldersperson Bugni moved, Aldersperson Wagner seconded, to approve the April 12, 2023 and April 18, 2023 Council Minutes.

RESULT: CARRIED - VOICE VOTE
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PRESENTATION

1. Swearing-In and Badge Pinning of New Fire Chief - Corey Smith

Kaye Matucheski, Clerk-Treasurer/Finance Director, administered the Oath of Office to new Fire Chief Corey Smith.

Chief Smith's son Alec pinned his badge on. Chief Smith commented Alec also pinned his badge on the first time when he had completed his probationary period after starting with the City of Antigo.

2. Fire Department Promotion - Swearing-In and Badge Pinning of Adam Finn to Lieutenant
Corey Smith, Fire Chief, reviewed Adam Finn's history with the City of Antigo Fire Department leading up to his promotion to Lieutenant.

Ms. Matucheski administered the Oath of Office to Lieutenant Finn.

Adam's father, Joe Finn, pinned his badge on.

Mayor Brand congratulated both of them.

PUBLIC HEARING

1. Public Hearing for Zoning Amendment Application for 920 Aurora Street To Classify Property as B-1, Neighborhood Shopping District instead of R-3, Two-Family Residence District to Allow for the Conditional Use of an Electric Substation

Pursuant to notice, a public hearing was held for a Zoning Amendment Application for 920 Aurora Street to classify property as B-1, Neighborhood Shopping District instead of R-3, Two-Family Residence District to Allow for the Conditional Use of an Electric Substation.

There being no individuals wishing to address this matter and after complying with statutory procedures, Alderperson Kassis moved, Alderperson Wagner seconded, to close the public hearing at 6:11 p.m.

RESULT:	CARRIED-VOICE VOTE
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CITIZEN COMMENT

1. Subjects on the Current Agenda

2. Subjects Not on the Current Agenda

Hank Bie, 640 Badger Avenue, commented on wanting to have the tornado/warning sirens put back up. He noted concerns with the only alert received during the last drill was to ham radios. He also discussed additional concerns. Mr. Bie gave information he had printed to Mayor Brand.

Mayor Brand noted he is setting up an ad hoc committee regarding this issue that Alderperson Bugni will chair. He noted he will be looking for participants.

Ron Boettcher, owner of Boettcher's Bar at 607 Fifth Avenue, talked about the height of the dam on Fourth Avenue. He noted people are getting water in their basements. If possible, he would like the water level to be lowered about a foot to see if that will help. He commented he thinks the pond is higher than its ever been. Mr. Boettcher thanked the City staff for the great job with preventing a flood this year. He further inquired about having a one way valve put in his parking lot.

Mayor Brand referred to the Public Works Department and if necessary forward to the Public Works Committee where Ron Boettcher will be asked to attend.

Christine Breutzmann, 525 Elm Street, MC Creations at 907 Fifth Avenue, addressed Council with concerns at both locations. She said at 525 Elm Street there is a huge tree in the median between the sidewalk and the street. The tree is damaged and she is concerned it may come down on her house. Sarah Repp, Parks, Recreation, and Cemetery Director, noted it will be inspected tomorrow and based on the assessment will be removed if necessary.

Ms. Breutzmann, said her concerns at the 907 Fifth Avenue location are with the degree of the angle parking and how hard it is to see when backing out of the spots. She asked if a committee could look at the degree of the angle. She also noted concerns with speeding down Fifth Avenue which also contributes to the danger of getting in and out of the spaces there. Daniel Duley, Police Chief, noted Fifth Avenue can be monitored.

Mayor Brand commented the speed being monitored may make a difference in taking care of the issue on Fifth Avenue so wait before proceeding with anything else.

UPDATE ON CITIZEN'S REFERRALS FROM PREVIOUS COUNCIL AGENDA

None.

COMMITTEE REPORTS

1. Reports from Committee Chairpersons (Finance, Personnel & Legislative and Public Works)

Mayor Brand gave an overview of the Finance, Personnel & Legislative Committee meeting. He reported the Committee discussed the items brought up at the Organizational Meeting regarding Council Rules and after reviewing, no changes are being proposed. Mayor Brand also noted the fee schedule for removing snow and cutting grass. He reported a lump sum amount for residual rent was requested by the Senior Center. He reported these items are all on the agenda.

Alderperson Bauknecht gave an overview of the Public Works Committee meeting noting several budgeted items were discussed and approved. He noted work will start on the water tower.

CONSENT AGENDA

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tom Bauknecht, Ward 4
SECONDER:	Tim Kassis, Ward 3
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Bugni, Balcerzak, Henricks

CONSENT AGENDA RESOLUTIONS

Resolution No. 48-23: Recommendation of Contractor for Sludge Hauling from the Wastewater Treatment Plant for Placement onto Approved Farm Fields

WHEREAS, baffle corrosion in the 4400 gallon tank of the City-owned sludge truck prevents its utilization this hauling season; and,

WHEREAS, bids for the contract hauling of sludge from the City's Wastewater Treatment Plant to be placed upon pre-approved farm fields were sought; and,

WHEREAS, Infrastructure Alternatives received two bids from area contractors for the hauling as follows: and,

- Kautza Septic Services, Inc. at a fee of \$0.034 per gallon
- Ron Zalewski Farms, LLC at a fee of \$0.035 per gallon

WHEREAS, it was recommended that the low bid of Kautza Septic Services be selected for the award of the hauling with Ron Zalewski Farms, LLC to be pre-authorized as a back-up hauler should the need arise for such services.

NOW THEREFORE BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo, to award the sludge hauling to Kautza Septic Services, Inc. at the fee of \$0.034 per gallon for the 2023 season.

BE IT FURTHER RESOLVED BY THE COMMON COUNCIL, City of Antigo that if for any reason that Kautza Septic is unable to haul the sludge per the requirements of the agreement or if limited time to place the sludge onto approved fields, due to inclement weather occurring, that Ron Zalewski Farms, LLC receive pre-authorization for hauling under such conditions.

Resolution No. 49-23: Music in the Park Brochure Funding Request in the Amount of \$726 for Brochures

WHEREAS, the City of Antigo has received a request to fund Music in the Park Brochures advertising the summer Music in the Park series, and,

WHEREAS, the cost is \$726; and,

WHEREAS, this event brings people to the community on a weekly basis all summer long; and,

WHEREAS, the funding will be derived from Hotel Motel Economic Development Funds.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo, to authorize funding the Music in the Park Brochures for \$726 from Hotel Motel Economic Development Funds.

Resolution No. 50-23: Senior Center of Langlade County Correspondence Asking for the Remaining Rent from the Original Center to be paid in a Lump Sum versus Monthly Payments to be Used at the New Senior Center (\$19,200)

WHEREAS, Resolution 55-21 established \$50,000 earmarked for \$1,400 monthly rental payments over the course of a 3-year period for the Senior Center operation located at 904 Fifth Avenue; and,

WHEREAS, the Senior Center was able to purchase the former Game-On building located at 623 Edison Street as a permanent location for their facility; and,

WHEREAS, both the City and Langlade County agreed to the utilization of these funds to support the Senior Center as the result of the RLF CLOSE program funds for the Downtown Fifth Avenue project; and,

WHEREAS, an amount of \$19,200 was left unexpended for rental payments in April of 2023

when the Senior Center moved into its new home and a request was made by the Senior Group to utilize the unexpended funds towards their new facility.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo, to transfer the remaining \$19,200 of previously approved monthly rental payments bringing the total payment of funds to the Senior Center to the amount of \$50,000 as identified in Resolution #55-21.

BE IT FURTHER RESOLVED BY THE COMMON COUNCIL, City of Antigo that the \$19,200 payment available for the Senior Center be in a single lump sum in lieu of the monthly disbursement as identified previously in Resolution #55-21.

Resolution No. 51-23: Bid of \$20,720 from Duernberger Painting in the Amount of \$20,720 for Apparatus Bay Painting

WHEREAS, the apparatus bay has not been painted since the original building date so the Fire Department has set aside funding to paint the apparatus bay; and,

WHEREAS, the Fire Department advertised for bids to perform the painting and received one bid from Duernberger Painting in the amount of \$41,480.00; and,

WHEREAS, due to the cost it was determined to eliminate the ceiling portion of the bid, which received approval from the bidder.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo, to approve the bid from Duernberger Painting for \$20,720 to paint the fire department bay walls, doors and doorframes.

BE IT FURTHER RESOLVED, the funding will be derived from the Fire and Ambulance operating budgets.

Resolution No. 52-23: Approval of Seasonal Brush/Mulch Operator Job Description

WHEREAS, the Seasonal Brush/Mulch Operator only works at the brush and mulch pit; and,

WHEREAS, the old job description incorporated other job duties and therefore needed to be updated to incorporate work at the brush and mulch pit only; and,

WHEREAS, the Street Commissioner created a new job description that more closely reflects the current operational needs and is formatted for internal consistency.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo to approve the attached job description for the position of Seasonal Brush/Mulch Operator.

Resolution No. 53-23: Accept the Sealed Bid from G&B Concrete and Masonry, LLC in the Amount of \$62,689.48 for the 2023 Concrete Sidewalk and Driveway Approach Replacement Program

WHEREAS, the City solicited for bids for the 2023 Concrete Sidewalk & Driveway Approach Program and bids were opened on April 12, 2023; and,

WHEREAS, G&B Concrete and Masonry, LLC submitted the low bid of \$10.22 per square foot for the approximately 6,134 square feet of concrete needed totaling a cost of \$62,689.48 for the entire 2023 Sidewalk Replacement Program; and,

WHEREAS, G&B Concrete and Masonry, LLC has been awarded this bid in the past and have been exceptional to work with.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo, to accept the sealed bid of \$10.22 per square foot (total \$62,689.48) from G&B Concrete and Masonry, LLC for the completion of the 2023 Sidewalk & Driveway Approach Replacement Program.

BE IT FURTHER RESOLVED, the funds for this program will be derived from City operating funds and special assessments.

CONSENT AGENDA COMMUNICATIONS

Mayor Appointment of Randy Adair to Replace John Warner (Retired) on the Antigo Housing Authority Board

Mayor Appointment of Rodney Hix to Replace Paul Syrjala (Retired) to the Police and Fire Commission (information only - does not require Council approval)

Mayor Appointments of Alderpersons to Serve on the Parks, Cemeteries, and Recreation Commission

Department Manager Reports

CONSENT AGENDA PROCLAMATION

1. Proclamation Declaring April as Fair Housing Month for the City of Antigo

NEW BUSINESS**RESOLUTIONS**

Resolution No. 54-23: Approving Various License Renewals Upon Completion of Inspections For: Antigo Elks Lodge No. 662 Benevolent and Protective Order of Elks of the United States of America, Inc.; BB Jacks MJ, LLC; Ronald L. Boettcher; CT Lamkin, LLC, NEW AGENT Timothy C. Lamkin; El Tequila, LLC; Jacqueline Hipke dba Heartbreakers Bar N Grill, LLC; It's Beer 30, LLC Owned by Nicole Skinner; Randy R. Kolz dba Super G's, LLC; Ourada's Dixie Lunch, LLC; Linnea A. Swartzendruber dba Swartzendruber, LLC; Taphouse, LLC; Charles Turney dba Farmers Home Restaurant, LLC; Tracy Zima dba Twisted Ice Cream; Antigo Bow Club, Inc.; Antigo Express, Inc.; Wal-Mart Stores East, LP; Kramer-Schmidt Oil Corp; Kwik Trip, Inc. at 455 State Hwy 64; Kwik Trip, Inc. at 815 S Superior Street; Fleet Farm Group, LLC at 2505 Neva Road; Growmark, Inc.; Remington Oil Co., Inc. at 101 Superior Street; Remington Oil Co., Inc. at 601 Superior Street; Wagner Shell Antigo, LLC; Cecil DeHart dba Funtime Antigo, LLC; Timothy Suick/Palace Theater; and National Entertainment Network, LLC for video machines at Wal-Mart and Pick 'N Save

WHEREAS, the attached list of license holders have applied for license renewals as of July 1, 2023, and,

WHEREAS, statements duly executed by the Chief of Police, Building Inspector/Zoning Administrator, Health Department, and Fire Chief certifying that they have inspected said premises and found them to be in compliance will be on file before any licenses have been issued,

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo, that those persons, firms, and/or corporations named on the attached schedule be granted the licenses indicated opposite their names, for the licensing period July 1, 2023, through June 30, 2024, pursuant to ordinance upon payment of the fee.

BE IT FURTHER RESOLVED, the Clerk-Treasurer will issue the licenses upon receipt of the executed inspection statements and license holders have made payment of all outstanding invoices.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tim Kassis, Ward 3
SECONDER:	Glenn Bugni, Ward 7
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Bugni, Balcerzak, Henricks

Resolution No. 55-23: Request from Antigo Lion's Club for the Waiver of a \$100 Fireworks Display Permit Fee on Friday, June 9, 2023 at the Langlade County Fairgrounds in Conjunction with the Championship Off-Road Racing Event

WHEREAS, the Antigo Lion's Club has once again scheduled the Championship Off-Road Racing event at the Langlade County Fairgrounds for the third consecutive year; and,

WHEREAS, as a component of their Friday night activities they secured a vendor for a fireworks display at dusk following a special race event for the evening; and,

WHEREAS, the Antigo Lion's Club requests that the \$100 fireworks display permit be waived in exchange for the economic impact of the event within the community.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo, to waive the \$100 fireworks display permit fee associated with the presentation of the Lion's Clun Off-Road Racing Championship Racing event.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Reinhardt Balcerzak, Ward 8
SECONDER:	Scott Henricks, Ward 9
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Bugni, Balcerzak, Henricks

Resolution No. 56-23: Requests from the Downtown Antigo First Group & the Antigo Lion's Club for the Extension of Noise Ordinances in Conjunction with the Annual Party on the Avenue & Off-Road Race Events

WHEREAS, the Downtown Antigo First Group and the Antigo Lions Club are planning their Annual Parade of Racers (June 8th), Party on the Avenue (June 10th) & Championship Off-Road Racing (June 9th through 11th) with drivers anticipated to begin arriving into the area on Wednesday, June 7th; and,

WHEREAS, both the Antigo First Group and the Antigo Lions Club continue to meet with their membership on a regular basis keeping City staff informed regarding key aspects of the events and have identified the need to request exemptions from two City noise ordinance requirements; and,

WHEREAS, racing is scheduled to run from 11:00 a.m. to 9:00 p.m. on Saturday and Sunday with the possible need to extend the event to 11:00 p.m. each day due to weather, track conditions, clearing of accidents/breakdowns or other unforeseen circumstances; and,

WHEREAS, to help celebrate the Downtown Party on the Avenue, Off-Road Races and Parade of Racers musical entertainment has been scheduled to welcome residents, racers and visitors until 11:00 p.m. on Thursday & Saturday and until midnight on Friday; and,

WHEREAS, the restrictions of Chapter 22, Article II, Section 22-37(b)(2) requiring that noise be curtailed by 10:00 p.m. and Chapter 18, Article III, Division 1, Section 18-100(f)(7) restricting noise levels beyond 75dB (decibels) outside the perimeter of the event would prevent the reasonable completion of these various events so certain accommodations are being requested.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo, to extend the time of night for the noise ordinance under Chapter 22, Article II, Section 22-37 (b) (2) to 11:00 p.m. on Thursday, June 8, 2023 & Saturday, June 10, 2023 and to midnight on Friday, June 9, 2023.

BE IT FURTHER RESOLVED to allow for noise in excess of 75dB under Chapter 18, Article III, Division 1, Section 18-100(f)(7) beyond the perimeter of the Off-Road event from Thursday June 7, 2023 to Sunday June 11, 2023 for practice rounds and the actual race events.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Barb Rebstock, Ward 1
SECONDER:	Glenn Bugni, Ward 7
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Bugni, Balcerzak, Henricks

Resolution No. 57-23: Recommendation for the Sale of a 4.35 Acre City-Owned Parcel to Amron Corporation at a Sale Price of \$2,000 per acre including a Development Incentive for a Net-Zero Purchase

WHEREAS, Amron Corporation is the owner of a parcel, with building improvements located immediately east of this subject City-owned parcel, with plans of a future expansion at the site; and,

WHEREAS, the City of Antigo currently owns an undeveloped (+/- 4.35 acre) piece of property immediately east of the multi-use trail on the former railroad grade spur track west of the Amron site; and,

WHEREAS, the existing City-owned parcel would be difficult to develop by other potentially interested parties as the parcel likely contains intermittent wetlands and would have limited access from Amron Avenue for other potential development; and,

WHEREAS, the City of Antigo is seeking only to preserve the existing access to the multi-use trail for snowmobiling, ATV/UTV use, bicyclists, pedestrians, etc.; and,

WHEREAS, Amron Corporation's conditional purchase offer (in the amount of \$2,000.00 per acre for the net purchase of 4.35 acres with an amount totaling \$8,700.00 to secure space for future corporate needs) includes the understanding that if Amron Corporation expands the facility with a component of job creation within 10-years of this Resolution that 100% of their purchase price will be returned to Amron Corporation by the City of Antigo.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo, to approve the sale of the aforementioned +/- 4.35 acre parcel at a purchase price of \$2,000.00 per acre to Amron Corporation in the amount of Eight Thousand Seven Hundred dollars (\$8,700.00) with the costs associated with title insurance and any recording fees to be the responsibility of the City of Antigo.

BE IT FURTHER RESOLVED, that the City refund the total amount of the purchase price (\$8,700.00) to Amron Corporation upon the completed expansion of their existing facility anytime within 10-years of this Resolution contingent upon a component of job creation in conjunction with the facility expansion.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Glenn Bugni, Ward 7
SECONDER:	Tom Bauknecht, Ward 4
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Bugni, Balcerzak, Henricks

Resolution No. 58-23: Approval to Reduce Capital Equipment/Improvement Plan Funds by \$10,000 and Place In Undesignated Fund Balance to Purchase a New Motor for a UTV from the Operating Budget

WHEREAS, dust was sucked into the intake in the 2018 Mahindra UTV, which caused the motor to fail; and,

WHEREAS, the new motor is anticipated to cost, at or less than, \$10,000 and a new UTV is approximately \$25,200.00; and,

WHEREAS, there are not sufficient funds in the operating budget for this repair so the \$10,000 will be derived from the General Fund undesignated fund balance; and,

WHEREAS, the Capital Equipment/Improvement Fund (CIP) for Parks (PRE-8, Utility Vehicle (ATV/UTV) will be decreased by \$10,000 to reflect the purchase in the operating budget.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo, to purchase a new motor for the 2018 Mahindra at a cost of up to \$10,000 as an operating expenditure; however, there are not sufficient funds in the operating budget for this repair so the \$10,000 will be derived from the General Fund undesignated fund balance.

BE IT FURTHER RESOLVED, the Capital Equipment/Improvement Fund (CIP) for Parks (PRE-8, Utility Vehicle (ATV/UTV) will be decreased by \$10,000 to reflect the purchase in the operating budget and the Clerk-Treasurer/Finance Director is authorized to complete the needed budget adjustments.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tim Kassis, Ward 3
SECONDER:	Barb Rebstock, Ward 1
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Bugni, Balcerzak, Henricks

Resolution No. 59-23: Resolution Authorizing the Redemption of Certain of the Taxable General Obligation Refunding Bonds, Series 2015, Dated July 23, 2015

WHEREAS, the City of Antigo, Langlade County, Wisconsin (the "City") has outstanding

its Taxable General Obligation Refunding Bonds, Series 2015, dated July 23, 2015 (the "2015 Bonds");

WHEREAS, the Common Council has determined that it is necessary and desirable to call the 2015 Bonds maturing in the year 2025 for redemption on September 1, 2023, with funds of the City on hand;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City, that the 2015 Bonds maturing in the year 2025 are called for prior payment on September 1, 2023 at the price of par plus accrued interest to the date of redemption.

The City hereby directs the City Clerk/Treasurer to cause timely notice of redemption, in substantially the form attached hereto as Exhibit A and incorporated herein by this reference (the "Notice"), to be provided at the times, to the parties and in the manner set forth on the Notice.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tim Kassis, Ward 3
SECONDER:	Glenn Bugni, Ward 7
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Bugni, Balcerzak, Henricks

Resolution No. 60-23: Resolution Authorizing the Issuance and Sale of up to \$1,227,273 Waterworks System and Sewerage System Revenue Bonds, Series 2023, and Providing for Other Details and Covenants with Respect Thereto, and Approval of Related \$2,727,273 Financial Assistance Agreement

WHEREAS, the City of Antigo, Langlade County, Wisconsin (the "Municipality") owns and operates a Waterworks System and Sewerage System which are operated for public purposes as separate public utilities by the Municipality and which are hereby combined for the purposes of this financing (hereinafter collectively referred to as the "System"); and

WHEREAS, pursuant to a resolution adopted by the Governing Body on May 12, 2021 (the "2021A Resolution"), the Municipality has heretofore issued its Waterworks System and Sewerage System Revenue Refunding Bonds, Series 2021A, dated May 26, 2021 (the "2021A Bonds"), which are payable from the income and revenues of the System; and

WHEREAS, pursuant to a resolution adopted by the Governing Body on May 12, 2021 (the "2021B Resolution"), the Municipality has heretofore issued its Waterworks System and Sewerage System Revenue Bonds, Series 2021B, dated June 9, 2021 (the "2021B Bonds"), which are payable from the income and revenues of the System; and

WHEREAS, the 2021A Bonds and the 2021B Bonds shall collectively be referred to as the "Prior Bonds"; and

WHEREAS, the 2021A Resolution and the 2021B Resolution shall collectively be referred to as the "Prior Resolutions"; and

WHEREAS, certain improvements to the System are necessary to meet the needs of the Municipality and the residents thereof, consisting of the construction of a project (the "Project") assigned Safe Drinking Water Loan Program Project No. 4754-10 by the Department of Natural Resources, and as described in the Department of Natural Resources approval letter for the plans and specifications of the Project, or portions thereof, issued under Section 281.41, Wisconsin Statutes, assigned No. W-2022-0688 and dated December 29, 2022 by the DNR; and

WHEREAS, under the provisions of Chapter 66, Wisconsin Statutes any municipality may, by action of its governing body, provide for purchasing, acquiring, constructing, extending, adding to, improving, operating and managing a public utility from the proceeds of bonds, which bonds are to be payable only from the revenues received from any source by such utility, including all rentals and fees; and

WHEREAS, the Municipality deems it to be necessary, desirable and in its best interest to authorize and sell waterworks system and sewerage system revenue bonds of the Municipality payable solely from the revenues of the System, pursuant to the provisions of Section 66.0621, Wisconsin Statutes, to pay the cost of the Project; and

WHEREAS, the Prior Resolutions permit the issuance of additional bonds on a parity with the Prior Bonds upon certain conditions, and those conditions have been met; and

WHEREAS, other than the Prior Bonds, no bonds or obligations payable from the revenues of the System are now outstanding.

NOW, THEREFORE, be it resolved by the Governing Body of the Municipality that:

Section 1. Definitions. The following terms shall have the following meanings in this Resolution unless the text expressly or by implication requires otherwise:

- (a) "Act" means Section 66.0621, Wisconsin Statutes;
- (b) "Bond Registrar" means the Municipal Treasurer which shall act as Paying Agent for the Bonds;
- (c) "Bonds" means the \$1,227,273 Waterworks System and Sewerage System Revenue Bonds, Series 2023, of the Municipality dated their date of issuance, authorized to be issued by this Resolution;
- (d) "Bond Year" means the twelve-month period ending on each May 1;
- (e) "Current Expenses" means the reasonable and necessary costs of operating, maintaining, administering and repairing the System, including salaries, wages, costs of materials and supplies, insurance and audits, but shall exclude depreciation, debt service, tax equivalents and capital expenditures;
- (f) "Debt Service Fund" means the Waterworks System and Sewerage System Special Redemption Fund of the Municipality, which shall be the "special redemption fund" as such term is defined in the Act;
- (g) "Financial Assistance Agreement" means the Financial Assistance Agreement by and between the State of Wisconsin by the Department of Natural Resources and the Department of Administration and the Municipality pursuant to which the Bonds are to be issued and sold to the State, substantially in the form attached hereto and incorporated herein by this reference;
- (h) "Fiscal Year" means the twelve-month period ending on each December 31;
- (i) "Governing Body" means the Common Council, or such other body as may hereafter be the chief legislative body of the Municipality;
- (j) "Gross Earnings" means the gross earnings of the System, including earnings of the System derived from waterworks and sewerage charges imposed by the Municipality, all payments to the Municipality under any service agreements between the Municipality and any contract users of the System, and any other monies received from any source including all rentals and fees, any tax incremental district revenues appropriated by the Governing Body to the System, and any special assessments levied and collected in connection with the Project;
- (k) "Municipal Treasurer" means the Treasurer of the Municipality who shall act as Bond Registrar and Paying Agent;
- (l) "Municipality" means the City of Antigo, Langlade County, Wisconsin;
- (m) "Net Revenues" means the Gross Earnings of the System after deduction of Current Expenses;
- (n) "Parity Bonds" means bonds payable from the revenues of the System other than the Bonds but issued on a parity and equality with the Bonds pursuant to the restrictive provisions of Section 11 of this Resolution;
- (o) "Prior Bonds" means the 2021A Bonds and the 2021B Bonds, collectively;
- (p) "Prior Resolutions" means the 2021A Resolution and the 2021B Resolution, collectively;
- (q) "Project" means the Project described in the preamble to this Resolution. All elements of the Project are to be owned and operated by the Municipality as part of the System as described in the preamble hereto;
- (r) "Record Date" means the close of business on the fifteenth day of the calendar month next preceding any principal or interest payment date;
- (s) "System" means the entire Waterworks System and Sewerage System of the Municipality specifically including that portion of the Project owned by the Municipality and including all property of every nature now or hereafter owned by the Municipality for the extraction, collection, treatment, storage, transmission, distribution, metering and discharge of industrial and potable public water and for the collection, transmission, treatment, storage, metering and disposal of domestic, industrial and public sewage, including all improvements and extensions thereto made by the Municipality while any of the Bonds and Parity Bonds remain outstanding, including all real and personal property of every nature comprising part of or used or useful in connection with such Waterworks System and Sewerage System and including all appurtenances, contracts, leases, franchises, and other intangibles;
- (t) "2021A Bonds" means the Municipality's Waterworks System and Sewerage System Revenue Refunding Bonds, Series 2021A, dated May 26, 2021;
- (u) "2021A Resolution" means a resolution adopted by the Governing Body on May 12, 2021 authorizing the issuance of the 2021A Bonds;
- (v) "2021B Bonds" means the Municipality's Waterworks System and Sewerage System Revenue Bonds, Series 2021B, dated June 9, 2021; and
- (w) "2021B Resolution" means a resolution adopted by the Governing Body on May 12, 2021 authorizing the issuance of the 2021B Bonds.

Section 2. Authorization of the Bonds and the Financial Assistance Agreement. For the purpose of paying the cost of the Project (including legal, fiscal, engineering and other expenses), there shall be borrowed on the credit of the income and revenue of the System up to the sum of \$1,227,273; and fully registered revenue bonds of the Municipality are authorized to be issued in evidence thereof and sold to the State of Wisconsin Safe Drinking Water Loan Program in accordance with the terms and conditions of the Financial Assistance Agreement, which is incorporated herein by this reference and the Mayor and City Clerk of the Municipality are hereby authorized, by and on behalf of the Municipality, to execute the Financial Assistance Agreement.

Section 3. Terms of the Bonds. The Bonds shall be designated "Waterworks System and Sewerage System Revenue Bonds, Series 2023" (the "Bonds"); shall be dated their date of issuance; shall be numbered one and upward; shall bear interest at the rate of 1.287% per annum; shall be issued in denominations of \$0.01 or any integral multiple thereof; and shall mature on the dates and in the amounts as set forth in Exhibit B of the Financial Assistance Agreement and in the Bond form attached hereto as Exhibit A as it is from time to time adjusted by the State of Wisconsin based upon the actual draws made by the Municipality. Interest on the Bonds shall be payable commencing on November 1, 2023 and semiannually thereafter on May 1 and November 1 of each year. The Bonds shall not be subject to redemption prior to maturity except as provided in the Financial Assistance Agreement. The schedule of maturities of the Bonds is found to be such that the amount of annual debt service payments is reasonable in accordance with prudent municipal utility practices.

Section 4. Form, Execution, Registration and Payment of the Bonds. The Bonds shall be issued as registered obligations in substantially the form attached hereto as Exhibit A and incorporated herein by this reference. The Bonds shall be executed in the name of the Municipality by the manual signatures of the Mayor and City Clerk, and shall be sealed with its official or corporate seal, if any. The principal of, premium, if any, and interest on the Bonds shall be paid by the Municipal Treasurer, who is hereby appointed as the Municipality's Bond Registrar. Both the principal of and interest on the Bonds shall be payable in lawful money of the United States of America by the Bond Registrar. Payment of principal of the final maturity on the Bond will be payable upon presentation and surrender of the Bond to the Bond Registrar. Payment of principal on the Bond (except the final maturity) and each installment of interest shall be made to the registered owner of each Bond who shall appear on the registration books of the Municipality, maintained by the Bond Registrar, on the Record Date and shall be paid by electronic transfer or by check or draft of the Municipality and mailed to such registered owner at his or its address as it appears on such registration books or at such other address may be furnished in writing by such registered owner to the Bond Registrar.

Section 5. Security for the Bonds. The Bonds, together with interest thereon, shall not constitute an indebtedness of the Municipality nor a charge against its general credit or taxing power. The Bonds, together with interest thereon, shall be payable only out of the Debt Service Fund hereinafter created and established, and shall be a valid claim of the registered owner or owners thereof only against such Debt Service Fund and the revenues of the System pledged to such fund, on a parity with the pledge granted to the holders of the Prior Bonds. Sufficient revenues are hereby pledged to said Debt Service Fund, and shall be used for no other purpose than to pay the principal of, premium, if any, and interest on the Prior Bonds, the Bonds and any Parity Bonds as the same becomes due.

Section 6. Funds and Accounts. In accordance with the Act, for the purpose of the application and proper allocation of the revenues of the System, and to secure the payment of the principal of and interest on the Prior Bonds, the Bonds and Parity Bonds, the Gross Earnings shall be set aside into the Waterworks System and Sewerage System Revenue Fund (the "Revenue Fund") and then transferred to certain funds of the System which were previously created and established and shall be used solely for the following respective purposes:

- (a) Waterworks System Operation and Maintenance Fund and Sewerage System Operation and Maintenance Fund (the "Operation and Maintenance Funds"), which shall be used for the payment of Current Expenses.
- (b) Waterworks System and Sewerage System Special Redemption Fund (the "Debt Service Fund"), which shall be used for the payment of the principal of, premium, if any, and interest on the Prior Bonds, the Bonds and Parity Bonds as the same becomes due, and which contains a Reserve Account provided by the 2021A Resolution for the 2021A Bonds and any future Parity Bonds to be secured thereby. The Reserve Account does not secure the Bonds and moneys on deposit therein shall under no circumstances be used to pay principal of or interest on the Bonds.

- (c) Waterworks System Depreciation Fund and Sewerage System Depreciation Fund (the "Depreciation Funds"), which shall be used to provide proper and adequate depreciation accounts for the System.
- (d) Waterworks System Surplus Fund and Sewerage System Surplus Fund (the "Surplus Funds"), which shall first be used whenever necessary to pay principal of, premium, if any, or interest on the Prior Bonds, the Bonds and Parity Bonds when the Debt Service Fund shall be insufficient for such purpose, and thereafter shall be disbursed as follows: (i) at any time, to remedy any deficiency in any of the Funds provided in this Section 6 hereof; and (ii) money thereafter remaining in the Surplus Fund at the end of any Fiscal Year may be transferred to any of the funds or accounts created herein or to reimburse the general fund of the Municipality for advances made by the Municipality to the System.

Section 7. Application of Revenues. After the delivery of the Bonds, the Gross Earnings of the System shall be transferred from the Revenue Fund monthly to the funds listed below in the following order of priority and in the manner set forth below:

- (a) to the Operation and Maintenance Funds, in an amount equal to the estimated Current Expenses for such month and, if not immediately required for Current Expenses, for the following month (after giving effect to available amounts in said Fund from prior deposits);
- (b) to the Debt Service Fund, an amount equal to one-sixth (1/6) of the next installment of interest coming due on the Prior Bonds, the Bonds and any Parity Bonds then outstanding and an amount equal to one-twelfth (1/12) of the installment of principal of the Prior Bonds, the Bonds and any Parity Bonds coming due during such Bond Year (after giving effect to available amounts in said Fund from accrued interest, any premium or any other source), and any amount required by the 2021A Resolution or a future resolution authorizing the issuance of Parity Bonds secured thereby to fund the Reserve Account;
- (c) to the Depreciation Funds, an amount determined by the Governing Body to be sufficient to provide proper and adequate depreciation accounts for the System; and
- (d) to the Surplus Funds, any amount remaining after the monthly transfers required above have been completed.

Transfers to the Operation and Maintenance Funds, the Debt Service Fund, the Depreciation Funds and the Surplus Funds shall be made monthly not later than the tenth day of each month, and such transfer shall be applicable to monies on deposit as of the last day of the month preceding. Any other transfers and deposits to any fund required or permitted by subsection (a) through (d) of this Section, except transfers or deposits which are required to be made immediately or annually, shall be made on or before the tenth day of the month. Any transfer or deposit required to be made at the end of any Fiscal Year shall be made within sixty (60) days after the close of such Fiscal Year. If the tenth day of any month shall fall on a day other than a business day, such transfer or deposit shall be made on the next succeeding business day. It is the express intent and determination of the Governing Body that the amounts deposited in the Debt Service Fund shall be sufficient in any event to pay the interest on the Prior Bonds, the Bonds and any Parity Bonds as the same accrues and the principal thereof as the same matures, and to fund the Reserve Account as required in connection with the 2021A Bonds and future Parity Bonds secured thereby.

Section 8. Deposits and Investments. The Debt Service Fund shall be kept apart from monies in the other funds and accounts of the Municipality and the same shall be used for no purpose other than the prompt payment of principal of and interest on the Prior Bonds, the Bonds and any Parity Bonds as the same becomes due and payable. All monies therein shall be deposited in special and segregated accounts in a public depository selected under Chapter 34, Wisconsin Statutes and may be temporarily invested until needed in legal investments subject to the provisions of Section 66.0603(1m), Wisconsin Statutes. The other funds herein created (except the Waterworks System SDWLP Project Fund) may be combined in a single account in a public depository selected in the manner set forth above and may be temporarily invested until needed in legal investments subject to the provisions of Section 66.0603(1m), Wisconsin Statutes.

Section 9. Service to the Municipality. The reasonable cost and value of services rendered to the Municipality by the System by furnishing waterworks and sewerage services for public purposes shall be charged against the Municipality and shall be paid in monthly installments as the service accrues, out of the current revenues of the Municipality collected or in the process of

collection, exclusive of the revenues derived from the System; that is to say, out of the tax levy of the Municipality made by it to raise money to meet its necessary current expenses. The reasonable cost and value of such service to the Municipality in each year shall be equal to an amount which, together with other revenues of the System, will produce in each Fiscal Year Net Revenues equivalent to not less than the annual principal and interest requirements on the Prior Bonds, the Bonds, any Parity Bonds and any other obligations payable from the revenues of the System then outstanding, times the greater of (i) 110% or (ii) the highest debt service coverage ratio required with respect to any obligations payable from revenues of the System then outstanding. However, such payment out of the tax levy shall be subject to (a) approval of the Public Service Commission, or successors to its function, if applicable, (b) yearly appropriations therefor, and (c) applicable levy limitations, if any; and neither this Resolution nor such payment shall be construed as constituting an obligation of the Municipality to make any such appropriation over and above the reasonable cost and value of the services rendered to the Municipality and its inhabitants or to make any subsequent payment over and above such reasonable cost and value.

Section 10. Operation of System; Municipality Covenants. It is covenanted and agreed by the Municipality with the owner or owners of the Bonds, and each of them, that the Municipality will perform all of the obligations of the Municipality as set forth in the Financial Assistance Agreement.

Section 11. Additional Bonds. The Bonds are issued on a parity with the Prior Bonds as to the pledge of revenues of the System. No bonds or obligations payable out of the revenues of the System may be issued in such manner as to enjoy priority over the Bonds. Additional obligations may be issued if the lien and pledge is junior and subordinate to that of the Bonds. Parity Bonds may be issued only under the following circumstances:

- (a) Additional Parity Bonds may be issued for the purpose of completing the Project and for the purpose of financing costs of the Project which are ineligible for payment under the State of Wisconsin Safe Drinking Water Loan Program. However, such additional Parity Bonds shall be in an aggregate amount not to exceed 20% of the face amount of the Bonds; or
- (b) Additional Parity Bonds may also be issued if all of the following conditions are met:
 - (1) The Net Revenues of the System for the Fiscal Year immediately preceding the issuance of such additional bonds must have been in an amount at least equal to the maximum annual interest and principal requirements on all bonds outstanding payable from the revenues of the System, and on the bonds then to be issued, times the greater of (i) 1.10 or (ii) the highest debt service coverage ratio to be required with respect to the Additional Parity Bonds to be issued or any other obligations payable from the revenues of the System then outstanding. Should an increase in permanent rates and charges, including those made to the Municipality, be properly ordered and made effective during the Fiscal Year immediately prior to the issuance of such additional bonds or during that part of the Fiscal Year of issuance prior to such issuance, then Net Revenues for purposes of such computation shall include such additional revenues as a registered municipal advisor, an independent certified public accountant, consulting professional engineer or the Wisconsin Public Service Commission may calculate would have accrued during the prior Fiscal Year had the new rates been in effect during that entire immediately prior Fiscal Year.
 - (2) The payments required to be made into the funds enumerated in Section 6 of this Resolution must have been made in full.
 - (3) The additional bonds must have principal maturing on May 1 of each year and interest falling due on May 1 and November 1 of each year.
 - (4) The proceeds of the additional bonds must be used only for the purpose of providing extensions or improvements to the System, or to refund obligations issued for such purpose.

Section 12. Sale of Bonds. The sale of the Bonds to the State of Wisconsin Safe Drinking Water Loan Program for the purchase price of up to \$1,227,273 and at par, is ratified and confirmed; and the officers of the Municipality are authorized and directed to do any and all acts, including executing the Financial Assistance Agreement and the Bonds as hereinabove provided, necessary to conclude delivery of the Bonds to said purchaser, as soon after adoption of this Resolution as is convenient. The purchase price for the Bonds shall be paid upon requisition therefor as provided in the Financial Assistance Agreement, and the officers of the

Municipality are authorized to prepare and submit to the State requisitions and disbursement requests in anticipation of the execution of the Financial Assistance Agreement and the issuance of the Bonds.

Section 13. Application of Bond Proceeds. The proceeds of the sale of the Bonds shall be deposited by the Municipality into a special fund designated as "Waterworks System SDWLP Project Fund." The Waterworks System SDWLP Project Fund shall be used solely for the purpose of paying the costs of the Project as more fully described in the preamble hereof and in the Financial Assistance Agreement. Moneys in the Waterworks System SDWLP Project Fund shall be disbursed within three (3) business days of their receipt from the State of Wisconsin and shall not be invested in any interest-bearing account.

Section 14. Amendment to Resolution. After the issuance of any of the Bonds, no change or alteration of any kind in the provisions of this Resolution may be made until all of the Bonds have been paid in full as to both principal and interest, or discharged as herein provided, except: (a) the Municipality may, from time to time, amend this Resolution without the consent of any of the owners of the Bonds, but only to cure any ambiguity, administrative conflict, formal defect, or omission or procedural inconsistency of this Resolution; and (b) this Resolution may be amended, in any respect, with a written consent of the owners of not less than two-thirds (2/3) of the principal amount of the Bonds then outstanding, exclusive of Bonds held by the Municipality; provided, however, that no amendment shall permit any change in the pledge of revenues derived from the System or the maturity of any Bond issued hereunder, or a reduction in the rate of interest on any Bond, or in the amount of the principal obligation thereof, or in the amount of the redemption premium payable in the case of redemption thereof, or change the terms upon which the Bonds may be redeemed or make any other modification in the terms of the payment of such principal or interest without the written consent of the owner of each such Bond to which the change is applicable.

Section 15. Defeasance. When all Bonds have been discharged, all pledges, covenants and other rights granted to the owners thereof by this Resolution shall cease. The Municipality may discharge all Bonds due on any date by irrevocably depositing in escrow with a suitable bank or trust company a sum of cash and/or bonds or securities issued or guaranteed as to principal and interest of the U.S. Government, or of a commission, board or other instrumentality of the U.S. Government, maturing on the dates and bearing interest at the rates required to provide funds sufficient to pay when due the interest to accrue on each of said Bonds to its maturity or, at the Municipality's option, if said Bond is prepayable to any prior date upon which it may be called for redemption, and to pay and redeem the principal amount of each such Bond at maturity, or at the Municipality's option, if said Bond is prepayable, at its earliest redemption date, with the premium required for such redemption, if any, provided that notice of the redemption of all prepayable Bonds on such date has been duly given or provided for.

Section 16. Rebate Fund. Unless the Bonds are exempt from the rebate requirements of the Internal Revenue Code of 1986, as amended (the "Code"), the Municipality shall establish and maintain, so long as the Bonds and any Parity Bonds are outstanding, a separate account to be known as the "Rebate Fund." The sole purpose of the Rebate Fund is to provide for the payment of any rebate liability with respect to the Bonds under the relevant provisions of the Code and the Treasury Regulations promulgated thereunder (the "Regulations"). The Rebate Fund shall be maintained by the Municipality until all required rebate payments with respect to the Bonds have been made in accordance with the relevant provisions of the Code and the Regulations. The Municipality hereby covenants and agrees that it shall pay to the United States from the Rebate Fund, at the times and in the amounts and manner required by the Code and the Regulations, the portion of the "rebate amount" (as defined in Section 1.148-3(b) of the Regulations) that is due as of each "computation date" (within the meaning of Section 1.148-3(e) of the Regulations). As of the date of this Resolution, the provisions of the Regulations specifying the required amounts of rebate installment payments and the time and manner of such payments are contained in Sections 1.148-3(f) and (g) of the Regulations, respectively. Amounts held in the Rebate Fund and the investment income therefrom are not pledged as security for the Bonds or any Parity Bonds and may only be used for the payment of any rebate liability with respect to the Bonds. The Municipality may engage the services of accountants, attorneys or other consultants necessary to assist it in determining the rebate payments, if any, owed to the United States with respect to the Bonds. The Municipality shall maintain or cause to be maintained records of determinations of rebate liability with respect to the Bonds for each computation date until six (6) years after the retirement of the last of the Bonds. The Municipality shall make such records available to the State of Wisconsin upon reasonable request therefor.

Section 17. Resolution a Contract. The provisions of this Resolution shall constitute a contract between the Municipality and the owner or owners of the Bonds, and after issuance of any of the Bonds no change or alteration of any kind in the provisions of this Resolution may be made,

except as provided in Section 14, until all of the Bonds have been paid in full as to both principal and interest. The owner or owners of any of the Bonds shall have the right in addition to all other rights, by mandamus or other suit or action in any court of competent jurisdiction, to enforce such owner's or owners' rights against the Municipality, the Governing Body thereof, and any and all officers and agents thereof including, but without limitation, the right to require the Municipality, its Governing Body and any other authorized body, to fix and collect rates and charges fully adequate to carry out all of the provisions and agreements contained in this Resolution.

Section 18. Continuing Disclosure. The officers of the Municipality are hereby authorized and directed, if requested by the State of Wisconsin, to provide to the State of Wisconsin Safe Drinking Water Loan Program and to such other persons or entities as directed by the State of Wisconsin such ongoing disclosure regarding the Municipality's financial condition and other matters, at such times and in such manner as the Safe Drinking Water Loan Program may require, in order that securities issued by the Municipality and the State of Wisconsin satisfy rules and regulations promulgated by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as amended and as it may be amended from time to time, imposed on brokers and dealers of municipal securities before the brokers and dealers may buy, sell, or recommend the purchase of such securities.

Section 19. Conflicting Resolutions. All ordinances, resolutions (other than the Prior Resolutions), or orders, or parts thereof heretofore enacted, adopted or entered, in conflict with the provisions of this Resolution, are hereby repealed and this Resolution shall be in effect from and after its passage. In case of any conflict between this Resolution and the Prior Resolutions, the Prior Resolutions shall control as long as any of the respective Prior Bonds are outstanding.

Upon inquiry by Alderperson Bauknecht, Mark Desotell, Director of Administrative Services, explained the \$1.5 million difference is what the City has already been approved for in a principal forgiveness grant.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Barb Rebstock, Ward 1
SECONDER:	Glenn Bugni, Ward 7
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Bugni, Balcerzak, Henricks

LICENSES

Approve Cigarette License for St Croix Distributors Inc dba Antigo Tobacco Shop Plus at 2323 Neva Road (located in the Pick 'n Save building next to Papa Murphy's) ~ Contingent Upon Completion of Inspections

Motion to approve Cigarette License for St Croix Distributors, Inc. dba Antigo Tobacco Shop Plus (contingent upon completion of inspections).

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Glenn Bugni, Ward 7
SECONDER:	Barb Rebstock, Ward 1
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Bugni, Balcerzak, Henricks

ORDINANCES

Ordinance No. 1343B: Ordinance Amending Section No. 1095B of the Municipal Code of the City of Antigo so as to Classify 920 Aurora Street (currently five parcels being combined into one parcel) as B-1, Neighborhood Shopping District Instead of R-3, Two-Family Residence District to Allow for the Conditional Use of an Electric Substation

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Glenn Bugni, Ward 7
SECONDER:	Tim Kassis, Ward 3
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Bugni, Balcerzak, Henricks

Ordinance No. 1344B 1341B: Ordinance Amending Section 1-22 of the Municipal Code of the City of Antigo Section 6-6(g) Cutting Lawns and 22-190(15) Snow/Ice Removal Increasing Administrative Fees from \$75 to \$125 for Each Cutting of Lawns or Removal of Snow/Ice (Note: Actual Ordinance No. is 1341B and Ordinance No. 1344B will not be used.)

Alderson Bugni commented he thinks it is too high and will be voting no. To which Alderson Wagner commented he feels it should be higher.

Alderson Balcerzak explained the City is trying to get people to take care of their own property.

Ms. Repp commented the hope is with the increase it will make it a deterrent to having the City doing the work.

Ms. Repp and Kirk Packard, Street Commissioner, explained the different procedures regarding snow removal and weed cutting.

RESULT:	ADOPTED [8 TO 1]
MOVER:	Tim Kassis, Ward 3
SECONDER:	Reinhardt Balcerzak, Ward 8
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Balcerzak, Henricks
NAYS:	Glenn Bugni

MOTIONS

1. Approve Conditional Use Application for Wisconsin Public Service Under the Provisions of Ordinance No. 1095B, Section 14-348, the Municipal Code of the City of Antigo for 920 Aurora Street (five parcels being combined into one) to Allow for an Electric Substation (Current Parcel #'s 201-0149, 201-0142, 201-0142.001, 201-0143, and 201-0144) (Approved by City Plan Commission 4/4/2023 with the condition there will be no expansion without City approval.)

Alderson Bauknecht moved, Alderson Henricks seconded, to approve the Conditional Use Application for Wisconsin Public Service to allow an Electric Substation at 920 Aurora Street with the condition there will be no expansion without City approval.

RESULT:	CARRIED - VOICE VOTE
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Before going in to Closed Session, Miscellaneous Business consisting of Payment of Bills and Committee Referrals were acted on first.

MISCELLANEOUS BUSINESS

PAYMENT OF BILLS

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Barb Rebstock, Ward 1
SECONDER:	Tim Kassis, Ward 3
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Bugni, Balcerzak, Henricks

1. Direct Deposits for March 3, April 7 and 21, 2023 Payrolls (dates should be April 14 and April 28, 2023)
2. BMO Bank Accounts Payable Check Nos. 79417 - 79588
3. Self-Funding Health Insurance Check Nos. 2112 - 2113

COMMITTEE REFERRALS

Mayor Brand thanked the public for coming.

Alderson Edwards commented the owners of Chocadoodledoo talked to him about issues with rain coming in to their building and snow issues from the neighboring building. Elizabeth McCarthy, Building Inspector/Zoning Administrator, commented she will look at it but there will be limitations to what if anything can be done due to it being private property.

Mayor Brand thanked staff for all the extra hard work that the late spring has caused.

CLOSED SESSION

Pursuant to Section 19.85(1)(c), Wisconsin Statutes, and upon Proper Motion, the Committee will Convene into Closed Session to Discuss a Voluntary Resignation Agreement. Upon Completion of Discussion in Closed Session, the Committee will Reconvene into Open Session to Act on Matters Discussed, If Necessary, and Proceed with the Regular Order of Business

Alderson Wagner moved, Alderson Rebstock seconded, that the Common Council convene into closed session pursuant to Section 19.85 (1)(c), Wisconsin Statutes, to discuss a Voluntary Resignation Agreement at 6:46 p.m.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Joel Wagner, Ward 6
SECONDER:	Barb Rebstock, Ward 1
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Bugni, Balcerzak, Henricks

Upon completion of discussion in closed session, a motion was made and carried to reconvene into open session to act on matters discussed and to proceed with the regular order of business at 7:30 p.m.

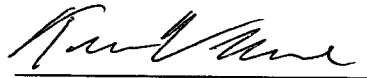
Aldersperson Bauknecht moved, Aldersperson Bugni seconded, to accept the Voluntary Resignation Agreement, Waiver and Release Between: The City of Antigo, Antigo Firefighters Union, Local 1000, and John Krueger.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tom Bauknecht, Ward 4
SECONDER:	Glenn Bugni, Ward 7
AYES:	Edwards, Rebstock, Fischer, Kassis, Bauknecht, Wagner, Bugni, Balcerzak, Henricks

ADJOURNMENT

Aldersperson Bauknecht moved, Aldersperson Kassis seconded, to adjourn at 7:32 p.m. Carried.

Approved:


 Terence V. Brand, Mayor

Attest:

Kay M Matuckoski

Clerk - Treasurer