

Office of the Clerk/Treasurer

W240N3065 Pewaukee Road Pewaukee, WI 53072 (262) 691-0770 Fax 691-1798

COMMON COUNCIL MEETING NOTICE AND AGENDA Monday, August 19, 2024 6:30 PM

Common Council Chambers ~ Pewaukee City Hall W240 N3065 Pewaukee Road ~ Pewaukee, Wisconsin

- 1. Call to Order and Pledge of Allegiance
- 2. Public Comment Please limit your comments to two (2) minutes, if further time for discussion is needed please contact your District Alderperson prior to the meeting.
- 3. <u>Consent Agenda</u>
 - 3.1. Notification of Temporary No Parking On Woodland Ave/Elm Avenue on September 12, 2024.
 - 3.2. Approve Accounts Payable Listing Dated August 19, 2024
- 4. Discussion and Possible Action to Award the Oak Street Shoreline Stabilization Project to the Lowest Qualified Bidder, Property Solutions Contracting, LLC, in the Amount of \$63,805.00 [Wagner]
- 5. Discussion and Possible Action Establishing the 2025 Garbage and Recycling Collection Rates with Johns Disposal [Wagner]
- 6. Discussion and Possible Action Regarding **Ordinance 24-09** to Repeal Section 11.01 "Regulation of Businesses Dealing in the Sale and Dispensing of Intoxicating Liquor and / or Fermented Malt Beverages" and Create Alcohol Beverage Licensing and Permitting Standards and Criteria (Second Reading) [Attorney Riffle]
- 7. Discussion and Possible Action to Determine Whether or Not the First Meeting In September should be Cancelled or Rescheduled to Tuesday, September 3rd. [Mayor Bierce]
- 8. Discussion and Possible Action to Reschedule the November 4, 2024 Regular Common Council Meeting to November 11, 2024 [Tarczewski]
- 9. Discussion and Possible Action Regarding the 2025 Budget Process, Including Scheduling Workshops and the Budget Hearing [Klein, Fuchs, Mayor Bierce]
- 10. Public Comment Please limit your comments to two (2) minutes, if further time for discussion is needed please contact your district Alderperson prior to the meeting.
- 11. Closed Session You are hereby notified that the Common Council and staff of the City of Pewaukee will convene into closed session after all regular scheduled business has been concluded and upon motion duly made and seconded and acted upon by roll-call vote as required under §19.85(1)(a), Stats. The purpose of the closed session is for the following:

• §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. Specifically related to the Joint Library Contract with the Village of Pewaukee.

You are further notified that at the conclusion of the Closed Session, the Common Council may convene into open session pursuant to 19.85(2), Stats., for possible additional discussion and action concerning any matters discussed in closed session and for adjournment.

12. Adjournment

Kelly Tarczewski Clerk/Treasurer

August 16, 2024

NOTICE

It is possible that members of other governmental bodies of the municipality may be in attendance to gather information that may form a quorum. At the above stated meeting, no action will be taken by any governmental body other than the governmental body specifically referred to above in this notice.

Any person who has a qualifying disability under the Americans with Disabilities Act that requires the meeting or materials at the meeting to be in an accessible format must contact the Clerk/Treasurer, Kelly Tarczewski, at (262) 691-0770 three business days prior to the meeting so that arrangements may be made to accommodate your request.

CITY OF PEWAUKEE COMMON COUNCIL AGENDA ITEM 3.1.

DATE: August 19, 2024

DEPARTMENT: Public Works

PROVIDED BY: Magdelene Wagner

SUBJECT:

Notification of Temporary No Parking On Woodland Ave/Elm Avenue on September 12, 2024.

BACKGROUND:

In accordance with Ordinance 5.04(2)(e), the Common Council is hereby notified that the Director of Public Works has issued a temporary no parking on both sides of Woodland Drive from Elm Avenue to Lakeview Boulevard and Elm Avenue from Prospect Avenue to Woodland Drive on September 12, 2024. This temporary restriction is needed due a block party located on Woodland Drive on the date listed above and the concern that emergency vehicles would not be able to traverse the roadway if cars were parking on both sides of Woodland Drive and Elm Avenue.

This temporary order will expire at midnight on September 12, 2024.

FINANCIAL IMPACT:

RECOMMENDED MOTION:

CITY OF PEWAUKEE COMMON COUNCIL AGENDA ITEM 3.2.

DATE:	August 19, 2024
DEPARTMENT:	Clerk/Treasurer
PROVIDED BY:	
SUBJECT:	
Approve Accounts Page	yable Listing Dated August 19, 2024
BACKGROUND:	
FINANCIAL IMPA	CT:
RECOMMENDED .	MOTION:

Description A/P 8.19.2024

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DB: City Of Pewaukee Check Date Bank Check # Payee Description Account Dept Amount Fund: 100 GENERAL FUND 52210 08/08/2024 53400 882.31 100 141676 1ST AYD FIRE ADMINISTRATION - OPERATING 08/08/2024 100 141677 ABBY LORENZ RECREATION PROGRAM - CONTRACTED 52190 55300 500.00 08/08/2024 100 141678 AIRGAS USA FIRE PROTECTIVE SERVICES - EMS 53450 52230 291.39 FIRE PROTECTIVE SERVICES - EMS 53450 52230 316.29 CHECK 100 141678 TOTAL FOR FUND 100: 607.68 08/08/2024 141681 53100 100 AMERICAN TIRE DISTRUTORS HIGHWAY - EOUIP REPAIR & MAINT 52430 1,100.94 08/08/2024 141682 RECREATION PROGRAM - MILEAGE 53300 55300 89.11 100 AMY WHITE 08/08/2024 100 141683*# ARC DOCUMENT SOLUTIONS LLC ENGINEERING - OPERATING SUPPLIES 53400 53110 12.07 08/08/2024 100 141684*# BAKER TILLY US LLP AUDIT SERVICES 52120 51510 18,815.00 52120 6,000.00 AUDIT SERVICES 51510 CHECK 100 141684 TOTAL FOR FUND 100: 24,815.00 08/08/2024 100 141685 BATTERIES PLUS LLC FIRE PROTECTIVE SERVICES - EQUIP REPAIR 52430 52230 89.10 08/08/2024 100 141686 BATTERY SYSTEMS HIGHWAY - EOUIP REPAIR & MAINT 52430 53100 279.68 08/08/2024 55200 100 141687 BATZNER PEST CONTROL PARKS - BUILDING REPAIRS & MAINT 52410 90.75 55300 08/08/2024 100 141688 BEN ZUPKE RECREATION PROGRAM - MILEAGE 53300 8.04 08/08/2024 52230 24.74 100 141689 BIG JIM'S SMALL ENG SERV FIRE PROTECTIVE SERVICES - EQUIP REPAIR 52430 08/08/2024 100 141690 BS&A SOFTWARE BUILDING SERVICES - OPERATING SUPPLIES 53400 52400 786.00 08/08/2024 100 141691 CENTEC SECURITY SYSTEMS HIGHWAY - BLDG REPAIRS & MAINT 52410 53100 239.40 08/08/2024 100 141692 CENTER FOR PUBLIC SAFETY FIRE ADMINISTRATION - CPSI ACCREDIATION 53450 52210 1,398.00 08/08/2024 100 141693 CHARLIE DWYER BUILDING SERVICES - MILEAGE & FUEL 53300 52400 186.26 08/08/2024 55300 100 141694 CHERRIE LARSON RECREATION PROGRAM - CONTRACTED 52190 547.20 08/08/2024 100 141695 ELECTIONS - OPERATING SUPPLIES 53400 51440 38.93 CHERYL CARAULIA 08/08/2024 141696 CHILDS, CRAIG D, PHD S.C. FIRE ADMINISTRATION - EMPLOYMENT 52150 52210 3,000.00 FIRE ADMINISTRATION - EMPLOYMENT 52150 52210 750.00 52150 52210 500.00 FIRE ADMINISTRATION - EMPLOYMENT 4,250.00 CHECK 100 141696 TOTAL FOR FUND 100: 141699*# COUNTY WIDE EXTINGUISHER, INC Page 2 of 19 08/08/2024 100 CITY HALL - BUILDING REPAIRS & MAINT 52410 51600 249.28 FIRE ADMINISTRATION - BUILDING REPAIRS 52410 52210 699.12

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Fund: 100 GE	NERAL :	FUND		NICHWAY DIDG DEDATES 6 MATNE	F 0 41 0	F 2 1 0 0	170 70
				HIGHWAY - BLDG REPAIRS & MAINT PARKS - SAFETY EQUIPMENT	52410 53480	53100 55200	178.78 191.49
				CHECK 100 141699 TOTAL FOR FUND 100:	33400		1,318.67
				CHECK 100 141699 TOTAL FOR FUND 100:			1,318.6/
08/08/2024	100	141700	Demlang Builders, Inc.	BOB23-0045	23175	00000	500.00
08/08/2024	100	141701	DIVERSIFIED BENEFIT SERVICES, INC.	. INSURANCE CONSULTANT	52150	51930	354.20
08/08/2024	100	141702*#	ELLIOTTS ACE HARDWARE	HIGHWAY - OPERATING SUPPLIES	53400	53100	42.26
				HIGHWAY - OPERATING SUPPLIES	53400	53100	102.03
				HIGHWAY - NEW EQUIPMENT	53950	53100	399.00
				CHECK 100 141702 TOTAL FOR FUND 100:		_	543.29
08/08/2024	100	141704	FIRE SERVICE INC	FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	2,051.96
				FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	3,186.70
				FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	1,602.62
				FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	1,312.46
				FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	120.90
				FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	600.00
				FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	600.00
				FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	600.00
				FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	523.32
				CHECK 100 141704 TOTAL FOR FUND 100:			10,597.96
08/08/2024	100	141705*#	FORWARD TS	BUILDING SERVICES - OPERATING SUPPLIES	53400	52400	20.71
				ENGINEERING - OPERATING SUPPLIES	53400	53110	63.89
				RECREATION PROGRAM - OPERATING SUPPLIES	53400	55300	112.95
				CHECK 100 141705 TOTAL FOR FUND 100:		_	197.55
08/08/2024	100	141706	GALLS	FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	624.93
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	19.74
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	256.83
				FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	189.38
				CHECK 100 141706 TOTAL FOR FUND 100:			1,090.88
08/08/2024	100	141709	HARTLAND OVERHEAD DOOR	FIRE ADMINISTRATION - BUILDING REPAIRS	52410	52210	190.00
08/08/2024	100	141710	HORNER PLUMBING CO., INC.	FIRE ADMINISTRATION - BUILDING REPAIRS	52410	52210	120.11
08/08/2024	100	141711	HUMPHREY SERVICE PARTS, INC Page 3 of 19	HIGHWAY - EQUIP REPAIR & MAINT	52430	53100	395.62
			Page 3 of 19	HIGHWAY - EQUIP REPAIR & MAINT	52430	53100	96.16

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Fund: 100 GE	NERAL I	FUND					
				CHECK 100 141711 TOTAL FOR FUND 100:		_	491.78
08/08/2024	100	141713	J&L TIRE AND SERVICE CENTER	FIRE PROTECTIVE SERVICES - VEHICLE FIRE PROTECTIVE SERVICES - VEHICLE	52440 52440	52230 52230	168.00 1,739.38
				CHECK 100 141713 TOTAL FOR FUND 100:		_	1,907.38
08/08/2024	100	141715	JAMES IMAGING SYSTEMS	IT - OTHER PROFESSIONAL SERVICES	52190	51450	65.00
08/08/2024	100	141716	JOHNS DISPOSAL SERVICE	RECYCLE - GARBAGE COLLECTION	52800	53620	69,868.35
08/08/2024	100	141717	JOHNSON'S NURSERY	SERVICE FEES	52900	53635	1,440.00
08/08/2024	100	141718	JONES & BARTLETT	FIRE PROTECTIVE SERVICES - TRAINING FIRE PROTECTIVE SERVICES - TRAINING	52980 52980	52230 52230	244.40 356.02
				CHECK 100 141718 TOTAL FOR FUND 100:		_	600.42
08/08/2024	100	141719	KASKEY, MONICA	RECREATION PROGRAM - MILEAGE	53300	55300	37.52
08/08/2024	100	141720	LANGE ENTERPRISES, INC	BUILDING SERVICES - ADDRESS TILES	53430	52400	203.00
08/08/2024	100	141722	LAUTERBACH & AMEN, LLP	CLERK/TREASURER - OTHER ACCOUNTING	52130	51420	14,500.00
08/08/2024	100	141723	LIFE-ASSIST INC	FIRE PROTECTIVE SERVICES - EMS CHECK 100 141723 TOTAL FOR FUND 100:	53450 53450 53450 53450 53450	52230 52230 52230 52230 52230	40.25 8.76 513.89 193.16 247.00
08/08/2024	100	141724	LINCOLN CONTRACTORS	HIGHWAY - OPERATING SUPPLIES HIGHWAY - OPERATING SUPPLIES CHECK 100 141724 TOTAL FOR FUND 100:	53400 53400	53100 53100	49.62 135.98 185.60
08/08/2024	100	141725*#	MENARDS	CITY HALL - BUILDING REPAIRS & MAINT POLICE - COMMUNITY PROGRAM FIRE ADMINISTRATION - OPERATING FIRE ADMINISTRATION - OPERATING HIGHWAY - OPERATING SUPPLIES HIGHWAY - OPERATING SUPPLIES ENGINEERING - OPERATING SUPPLIES	52410 52180 53400 53400 53400 53400 53400	51600 52100 52210 52210 53100 53100 53110	21.46 15.66 21.98 63.36 39.66 35.87 12.74
			Page 4 of 19	PARKS - BUILDING REPAIRS & MAINT PARKS - OPERATING SUPPLIES	52410 53400	55200 55200	33.53 21.98

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Fund: 100 GE	NERAL I	FUND					
				CHECK 100 141725 TOTAL FOR FUND 100:			266.24
08/08/2024	100	141726	MOTION CONNECTED	EMPLOYEE SERVICES - EMPLOYEE WELLNESS	52700	51430	405.00
08/08/2024	100	141728	NICK FRANK	RECREATION PROGRAM - MILEAGE	53300	55300	8.04
08/08/2024	100	141729	OCCUPATIONAL HEALTH CENTERS	EMPLOYEE SERVICES - EMPLOYMENT EXAMS	52150	51430	216.00
08/08/2024	100	141730	PARKING LOT MAINTENANCE	HIGHWAY - ROAD REPAIRS	53730	53100	8,400.00
08/08/2024	100	141733	PORT-A-JOHN	PARKS - BUILDING REPAIRS & MAINT PARKS - BUILDING REPAIRS & MAINT PARKS - BUILDING REPAIRS & MAINT	52410 52410 52410	55200 55200 55200	149.00 149.00 149.00
				CHECK 100 141733 TOTAL FOR FUND 100:			447.00
08/08/2024	100	141734	PREMIUM WATERS, INC	PARKS - OPERATING SUPPLIES	53400	55200	70.74
08/08/2024	100	141735	PROHEALTH CARE MEDICAL GROUP	FIRE ADMINISTRATION - EMPLOYMENT FIRE ADMINISTRATION - EMPLOYMENT CHECK 100 141735 TOTAL FOR FUND 100:	52150 52150	52210 52210	525.00 8,125.00 8,650.00
08/08/2024	100	141737	SAFETY-KLEEN CORP	HIGHWAY - EQUIP REPAIR & MAINT	52430	53100	325.50
08/08/2024	100	141738	SAVANNAH KEELER	RECREATION PROGRAM - MILEAGE	53300	55300	32.16
08/08/2024	100	141740*#	STRYKER SALES CORPORATION	FIRE PROTECTIVE SERVICES - EQUIP REPAIR	52430	52230	31,819.20
08/08/2024	100	141741	UNIFIRST CORP	FIRE ADMINISTRATION - OPERATING	53400	52210	98.09
08/08/2024	100	141742*#	VESTIS	HIGHWAY - CONTRACTED JANITORIAL HIGHWAY - UNIFORMS HIGHWAY - UNIFORMS CHECK 100 141742 TOTAL FOR FUND 100:	52400 53410 53410	53100 53100 53100	39.80 93.87 93.87 227.54
08/08/2024	100	141743#	VILLAGE OF PEWAUKEE	POLICE - CONTRACTED LAKE PATROL LIBRARY - OPERATING SUPPLIES CHECK 100 141743 TOTAL FOR FUND 100:	52190 53400	52100 55110	6,381.25 74,722.91 81,104.16
08/08/2024	100	141744	WACHTEL TREE SCIENCE	FORESTRY - TREE REMOVAL	53410	56110	365.00
08/08/2024	100	141745	WASTE MANAGEMENT	SERVICE FEES	52900	53635	2,757.82
08/08/2024	100	141746	WAUKESHA CO TREASURER	POLICE - CONTRACT FOR SERVICES	52160	52100	284,741.34
08/08/2024	100	141748	WI DEPT OF JUST Rage 5 of 19	POLICE - OPERATING SUPPLIES	53400	52100	180.00

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Fund: 100 GE	NERAL 1	FUND					
08/08/2024	100	141749	WISCONSIN DEPARTMENT OF	EMPLOYEE SERVICES - EMPLOYMENT EXAMS	52150	51430	164.00
08/08/2024	100	1600(E)	ADP INC	IT - SOFTWARE MAINTENANCE & UPDATES	52480	51450	373.86
08/08/2024	100	1601(E)	ADP INC	IT - SOFTWARE MAINTENANCE & UPDATES	52480	51450	415.00
08/08/2024	100	1605(E)	ADP INC	IT - SOFTWARE MAINTENANCE & UPDATES			** VOIDED **
08/16/2024	100	141754	AIR ONE EQUIPMENT	FIRE PROTECTIVE SERVICES - EQUIP REPAIR	52430	52230	227.00
08/16/2024	100	141755	AIRGAS USA	FIRE PROTECTIVE SERVICES - EMS	53450	52230	205.18
08/16/2024	100	141756	ALL-WAYS CONTRACTORS, INC	PARKS - GROUNDS MAINTENANCE	52420	55200	57.00
08/16/2024	100	141757	AMBER FORD	PARK RECREATION PROGRAMS	46721	00000	169.00
08/16/2024	100	141758	AMERICAN LITHO	RECREATION PROGRAM - PROGRAM PRINTING	53120	55300	5,598.00
08/16/2024	100	141759	AT&T MOBILITY	FIRE ADMINISTRATION - PHONE & CELL	52260	52210	816.82
08/16/2024	100	141760	AVI SYSTEMS	IT - OTHER PROFESSIONAL SERVICES	52190	51450	320.00
08/16/2024	100	141761	BAYCOM	FIRE PROTECTIVE SERVICES - NEW	53950	52230	459.00
08/16/2024	100	141762	BEN REMPE	RECREATION PROGRAM - PROGRAM EXPENSES	53430	55300	825.00
08/16/2024	100	141763	BOUCHER CHEVROLET	FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	92.42
08/16/2024	100	141764	BUELOW VETTER BUIKEMA OLSON &	EMPLOYEE SERVICES - ATTORNEY	52100	51430	102.00
08/16/2024	100	141765	CHERRIE LARSON	RECREATION PROGRAM - CONTRACTED	52190	55300	225.60
08/16/2024	100	141766	Christopher & Mari Magnuson	BEB23-0001	23173	00000	2,000.00
08/16/2024	100	141767*#	CINTAS	EMPLOYEE SERVICES - SAFETY PERSONAL	53480	51430	63.68
08/16/2024	100	141768	EAGLE ENGRAVING	FIRE PROTECTIVE SERVICES - UNIFORMS	53410	52230	147.55
08/16/2024	100	141769#	ELLIOTTS ACE HARDWARE	FIRE ADMINISTRATION - OPERATING	53400	52210	43.54
				PARKS - GROUNDS MAINTENANCE	52420	55200	109.98
				PARKS - GROUNDS MAINTENANCE PARKS - SAFETY EQUIPMENT	52420 53480	55200 55200	43.96 88.99
				CHECK 100 141769 TOTAL FOR FUND 100:	33400	33200	286.47
08/16/2024	100	141771	FARINA TREE CARE	PARKS - GROUNDS MAINTENANCE	52420	55200	470.00
08/16/2024	100	141772	FIRE SERVICE INC	FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	27.00
-, -,	- -			FIRE PROTECTIVE SERVICES - VEHICLE	52440	52230	4,336.18
			Page 6 of 19	CHECK 100 141772 TOTAL FOR FUND 100:			4,363.18

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Fund: 100 GE	NERAL	FUND					
08/16/2024	100	141773	GALLS	FIRE PROTECTIVE SERVICES - UNIFORMS FIRE PROTECTIVE SERVICES - UNIFORMS	53410 53410	52230 52230	410.99 353.91
				CHECK 100 141773 TOTAL FOR FUND 100:			764.90
08/16/2024	100	141774	GOOD CALL REF LLC	RECREATION PROGRAM - CONTRACTED	52190	55300	1,736.00
08/16/2024	100	141775	GRENZ SERVICE CO. LLC	FIRE ADMINISTRATION - BUILDING REPAIRS	52410	52210	8,955.00
				FIRE ADMINISTRATION - BUILDING REPAIRS	52410	52210	9,774.50
				CHECK 100 141775 TOTAL FOR FUND 100:			
08/16/2024	100	141776	HARTLAND OVERHEAD DOOR	FIRE ADMINISTRATION - BUILDING REPAIRS	52410	52210	782.75
08/16/2024	100	141778	HOPKINS SPORTS CAMPS	RECREATION PROGRAM - CONTRACTED	52190	55300	3,812.00
08/16/2024	100	141779	HUMPHREY SERVICE PARTS, INC	PARKS - VEHICLE REPAIR & MAINT	52440	55200	66.66
08/16/2024	100	141782	IS OUTFITTERS	IT - OTHER PROFESSIONAL SERVICES IT - SOFTWARE MAINTENANCE & UPDATES	52190 52480	51450 51450	145.00 600.00
				CHECK 100 141782 TOTAL FOR FUND 100:			745.00
08/16/2024	100	141783	JOHN GAHAN	RECREATION PROGRAM - PROGRAM EXPENSES	53430	55300	825.00
08/16/2024	100	141784	JOHNS DISPOSAL SERVICE	RECYCLE - GARBAGE COLLECTION RECYCLE - GARBAGE COLLECTION	52800 52800	53620 53620	16,377.07 416.95
				CHECK 100 141784 TOTAL FOR FUND 100:	02000	00020	16,794.02
08/16/2024	100	141785	KATIE VITALBO	RECREATION PROGRAM - CONTRACTED	52190	55300	1,350.00
08/16/2024	100	141786	KWIK TRIP INC.	FIRE PROTECTIVE SERVICES - FUEL	53420	52230	4,470.55
08/16/2024	100	141787	LF GEORGE INC	PARKS - NEW EQUIPMENT	53950	55200	867.00
08/16/2024	100	141788	LIFE-ASSIST INC	FIRE PROTECTIVE SERVICES - EMS	53450	52230	372.36
08/16/2024	100	141789*#	MENARDS	POLICE - COMMUNITY PROGRAM	52180	52100	10.97
				PARKS - GROUNDS MAINTENANCE	52420	55200	189.38
				PARKS - GROUNDS MAINTENANCE PARKS - NEW EQUIPMENT	52420 53950	55200 55200	92.94 159.00
				CHECK 100 141789 TOTAL FOR FUND 100:			452.29
08/16/2024	100	141792	NATIONWIDE RETIREMENT SOLUTIONS	DEFERRED COMPENSATION	21570	00000	2,369.00
			Page 7 of 19	DEFERRED COMPENSATION	21570	00000	2,369.00

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Check Date Bank Check # Payee Description Account Dept Amount Fund: 100 GENERAL FUND CHECK 100 141792 TOTAL FOR FUND 100: 4,738,00 08/16/2024 100 141794*# ODP BUSINESS SOLUTIONS LLC CLERK/TREASURER - OPERATING SUPPLIES 53400 51420 19.78 CITY HALL - JANITORIAL SUPPLIES 52400 51600 601.52 CITY HALL - OPERATING SUPPLIES 53400 51600 19.99 ENGINEERING - OPERATING SUPPLIES 53400 53110 41.76 683.05 CHECK 100 141794 TOTAL FOR FUND 100: 08/16/2024 53450 52230 988.72 100 141798 PROHEALTH PHARMACY WAUKESHA FIRE PROTECTIVE SERVICES - EMS 08/16/2024 100 141800 REINDERS, INC. PARKS - EQUIP REPAIR & MAINT 52430 55200 367.52 PARKS - EOUIP REPAIR & MAINT 52430 55200 62.54 430.06 CHECK 100 141800 TOTAL FOR FUND 100: RECREATION PROGRAM - PROGRAM EXPENSES 08/16/2024 100 141802 SCOTT ZETTL 53430 55300 1,450,00 08/16/2024 100 141803 SOFT WATER, INC. FIRE ADMINISTRATION - OPERATING 53400 52210 60.00 08/16/2024 100 141804 ST. BARTHOLOMEW'S EPISCOPAL CHURCH RECREATION PROGRAM - PROGRAM EXPENSES 53430 55300 200.00 08/16/2024 100 141806 Summit Construction BOB22-0074 23175 00000 500.00 08/16/2024 100 141807 SUSAN RANAE SCHNEIDER-ADAMS RECREATION PROGRAM - CONTRACTED 52190 55300 35.00 08/16/2024 100 141808 THE VICTORY COMPANIES INC BEB22-0067 23173 00000 2,000.00 08/16/2024 100 141809 TREETOP EXPLORER LLC RECREATION PROGRAM - CONTRACTED 52190 55300 456.00 08/16/2024 100 141810 VERIZON FIRE ADMINISTRATION - PHONE & CELL 52260 52210 46.97 08/16/2024 52980 52230 1,000.00 100 141811 WAUKESHA CO TECHNICAL COLLEGE FIRE PROTECTIVE SERVICES - TRAINING 08/16/2024 52160 100 141812# WAUKESHA CO TREASURER POLICE - CONTRACT FOR SERVICES 52100 284,741.34 COURT - PRISONER HOUSING 52920 52700 43.02 284,784.36 CHECK 100 141812 TOTAL FOR FUND 100: 08/16/2024 100 141813 Westridge Builders BOB23-0050 23175 00000 500.00 08/16/2024 100 141814 Westridge Builders BEB22-0033 23173 00000 2,000.00 08/16/2024 100 141816 WISCONSIN LEGAL BLANK CLERK/TREASURER - OPERATING SUPPLIES 53400 51420 538.00 08/16/2024 100 141817 Worqull Builders BEB22-0026 23173 00000 2,000.00 08/16/2024 ** VOIDED ** 100 1646(E) GREAT AMERICA FINANCIAL SERVICES FIRE ADMIN - COPIER LEASE GREAT AMERICA FINANCIAL SERVICES 08/16/2024 100 1647(E) FIRE ADMIN - COPIER LEASE ** VOIDED **

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CHECK DISBURSEMENT REPORT FOR PEWAUKEE CHECK DATE FROM 08/03/2024 - 08/16/2024

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Check Date	Bank Check	Payee	Description	Account	Dept	Amount
Fund: 100 GE	NERAL FUND					
08/16/2024	100 363711	GREAT AMERICA FINANCIAL SERVICES	FIRE ADMIN - COPIER LEASE			** VOIDED **
			Total for fund 100 GENERAL FUND			923,877.76

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CHECK DISBURSEMENT REPORT FOR PEWAUKEE CHECK DATE FROM 08/03/2024 - 08/16/2024

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Paσe

User: FIORENTINO
DB: City Of Pewaukee

Check Date Bank Check # Payee Description Account Dept Amount Fund: 230 STORM WATER MANAGEMENT 08/08/2024 53520 100 141679*# ALL-WAYS CONTRACTORS, INC DITCH & CULVERT MAINT - DITCH 53652 57.00 08/08/2024 141680 AMERICAN STATE EQUIPMENT CO., INC. EQUIPMENT REPAIR & MAINT 52430 53650 518.04 100 08/08/2024 100 141683*# ARC DOCUMENT SOLUTIONS LLC 53400 53650 12.08 OPERATING SUPPLIES 08/08/2024 100 141699*# COUNTY WIDE EXTINGUISHER, INC BUILDING REPAIRS & MAINT 52410 53650 89.41 08/08/2024 100 141702*# ELLIOTTS ACE HARDWARE CATCH BASIN MAINT - CATCH BASIN 53510 53655 23.98 08/08/2024 OPERATING SUPPLIES 53400 53650 63.89 100 141705*# FORWARD TS 08/08/2024 100 141712 INNOVYZE LLC COMPUTER/PROGRAM MAINTENANCE 52480 53650 4,112.00 08/08/2024 141721 DITCH & CULVERT MAINT - DITCH 53520 53652 1,209.07 100 LANNON STONE PRODUCTS 08/08/2024 100 141725*# MENARDS OPERATING SUPPLIES 53400 53650 12.73 OPERATING SUPPLIES 53400 53650 35.92 53510 71.92 CATCH BASIN MAINT - CATCH BASIN 53655 CHECK 100 141725 TOTAL FOR FUND 230: 120.57 08/08/2024 100 141731 PAYNE & DOLAN CATCH BASIN MAINT - CATCH BASIN 53510 53655 800.70 08/08/2024 100 141739 SERWE IMPLEMENT MUNICIPAL SALES EQUIPMENT REPAIR & MAINT 52430 53650 72.00 08/08/2024 52400 19.89 100 141742*# VESTIS CONTRACTED JANITORIAL 53650 08/08/2024 100 141750 Z BUILDERS SUPPLY CATCH BASIN MAINT - CATCH BASIN 53510 53655 113.00 ZIGNEGO READY MIX 08/08/2024 100 141751 CATCH BASIN MAINT - CATCH BASIN 53510 53655 504.00 53510 870.00 CATCH BASIN MAINT - CATCH BASIN 53655 1,374.00 CHECK 100 141751 TOTAL FOR FUND 230: 08/16/2024 100 141780 HYDROCAD SOFTWARE SOLUTIONS LLC COMPUTER/PROGRAM MAINTENANCE 52480 53650 264.00 08/16/2024 100 141794*# ODP BUSINESS SOLUTIONS LLC OPERATING SUPPLIES 53400 53650 41.76 08/16/2024 100 141801*# RUEKERT & MIELKE, INC. OUTSIDE ENGINEERING 52190 53650 320.31 OUTSIDE ENGINEERING 52190 53650 636.36 OUTSIDE ENGINEERING 52190 53650 187.50 Page 10 of 19 OUTSIDE ENGINEERING 52190 53650 320.31

CHECK DISBURSEMENT REPORT FOR PEWAUKEE CHECK DATE FROM 08/03/2024 - 08/16/2024

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Check Date Bank Check # Payee	Description	Account	Dept	Amount
Fund: 230 STORM WATER MANAGEMENT				
	OUTSIDE ENGINEERING	52190	53650	251.42
	OUTSIDE ENGINEERING	52190	53650	629.97
	OUTSIDE ENGINEERING	52190	53650	159.09
	OUTSIDE ENGINEERING	52190	53650	850.85
	OUTSIDE ENGINEERING	52190	53650	951.43
	OUTSIDE ENGINEERING	52190	53650	466.68
	PROJECTS - HILL 'N DALE	58210	57301	1,813.81
	CHECK 100 141801 TOTAL FOR FUND 230:		_	6,587.73
08/16/2024 100 141815*# WI DEPT TRANSPORTATION	PROJECTS - BUSSE RD BRIDGE CULVERT	58210	57348	535.46
	Total for fund 230 STORM WATER MANAGE	EMENT		16,014.58

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Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 250 TO	DURISM	& CONVENTI	ON				
08/08/2024	08/08/2024 100 141732	141732	2 PEWAUKEE KIWANIS	TOURISM - HOTEL ROOM TAX	59000	56700	6,661.95
			Total for fund 250 TOURISM & C	Total for fund 250 TOURISM & CONVENTION		6,661.95	

CHECK DISBURSEMENT REPORT FOR PEWAUKEE CHECK DATE FROM 08/03/2024 - 08/16/2024

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Chec	k Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund:	280 ST	ATE EM	IS FUNDING	ASSISTANCE				
08/16	08/16/2024 100 141796 PAXUSA	PAXUSA LLC	LLC STATE EMS FUNDING OPERATING SU	SUPPLIES 53400	52300	391.95		
					Total for fund 280 STATE EMS	FUNDING ASSISTANCE		391.95

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DB: City Of Pewaukee

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 420 CA	PTIAL	ROAD PROJE	CTS				
08/08/2024	100	141679*#	ALL-WAYS CONTRACTORS, INC	LEXINGTON/TACOMA	58210	57426	135,670.07
08/16/2024	08/16/2024 100 141801*#	141801*#	RUEKERT & MIELKE, INC.	SHADY LANE	58210	57407	8,084.60
			LEXINGTON/TACOMA	58210	57426	27,751.72	
			JOSEPH ROAD	58210	57553	35,860.41	
				SPICE CREEK/MEADOWBROOK FARMS #3	58210	57556	330.75
				SPICE CREEK/MEADOWBROOK FARMS PH 4	58210	57557	36,068.75
				APPLE TREE/PEAR TREE	58210	57561	421.87
				CHECK 100 141801 TOTAL FOR FUND 420:		_	108,518.10
08/16/2024	100	141815*#	WI DEPT TRANSPORTATION	BUSSE RD BRIDGE	58210	57419	535.47
				LINDSAY/REDFORD INTERSECTION STUDY	58210	57430	46.90
				CHECK 100 141815 TOTAL FOR FUND 420:		_	582.37
				Total for fund 420 CAPTIAL ROAD PROJE	CTS		244,770.54

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Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 440 BI	KE & P	EDESTRIAN					
08/16/2024	100	141799	R.A. SMITH & ASSOC., INC.	PEDESTRIAN CROSSING @ NETTESHEIM	58210	57635	1,657.00
				Total for fund 440 BIKE & PEDESTRIAN			1,657.00

CHECK DISBURSEMENT REPORT FOR PEWAUKEE CHECK DATE FROM 08/03/2024 - 08/16/2024

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Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 490 CA	APTIAL	EQUIPMENT					
08/08/2024	100	141740*#	STRYKER SALES CORPORATION	FIRE ADMINISTRATION - CAPITAL EQUIPMENT FIRE ADMINISTRATION - CAPITAL EQUIPMENT CHECK 100 141740 TOTAL FOR FUND 490:		57220 57220 —	191,481.96 5,839.40 197,321.36
08/16/2024	100	141795	PARKITECTURE & PLANNING	PARKS - CAPITAL PLAYGROUND EQUIP	58100	57621	3,032.00
08/16/2024	100	141805	STRYKER SALES CORPORATION	FIRE ADMINISTRATION - CAPITAL EQUIPMENT	58100	57220	3,993.60
				Total for fund 490 CAPTIAL EQUIPMENT			204,346.96

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DB:	City	Of	Pewaukee

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 600 WA	TER UT	LITY					
08/08/2024	100	141684*#	BAKER TILLY US LLP	OPS - AUDITOR/ACCOUNTANT OPS - AUDITOR/ACCOUNTANT	52120 52120	00923 00923	8,100.00 2,000.00
				CHECK 100 141684 TOTAL FOR FUND 600:		_	10,100.00
08/08/2024	100	141697*#	CINTAS CORP	TRANS & DIST OPS-UNIFORMS	53410	10665	59.34
08/08/2024	100	141702*#	ELLIOTTS ACE HARDWARE	SOURCE MAINT-BUILDINGS AND GROUNDS TREATMENT OPS-SUPPLIES AND MISC	52310 53400	10611 10643	10.33 29.16
				CHECK 100 141702 TOTAL FOR FUND 600:		_	39.49
08/08/2024	100	141703	FERGUSON WATERWORKS #1476	LINDSAY WATER - PARK TO SWAN	12814	00107	4,492.00
08/08/2024	100	141707#	GRAINGER	PUMPING OPS-MISC EXPENSE PUMP MAINT-MAINT AND REPAIR	53400 52400	10626 10633	179.94 220.00
				CHECK 100 141707 TOTAL FOR FUND 600:		_	399.94
08/08/2024	100	141708*#	GS SYSTEMS, INC.	TRANS & DIST MAINT-SCADA MAINT	52100	10678	2,745.00
08/08/2024	100	141714	J. MILLER ELECTRIC	PUMP MAINT-MAINT AND REPAIR	52400	10633	6,501.58
08/08/2024	100	141725*#	MENARDS	SOURCE MAINT-BUILDINGS AND GROUNDS TREATMENT OPS-SUPPLIES AND MISC	52310 53400	10611 10643	90.96 47.88
				CHECK 100 141725 TOTAL FOR FUND 600:		_	138.84
08/08/2024	100	141727#	MUNICIPAL WELL & PUMP	ELECTRIC PUMPING EQUIP SOURCE MAINT-BUILDINGS AND GROUNDS	18560 52310	00325 10611	18,330.00 28,550.00
				CHECK 100 141727 TOTAL FOR FUND 600:		_	46,880.00
08/08/2024	100	141736*#	RUEKERT & MIELKE, INC.	BLUMD WATER MAIN-BUSSE TO FOSTER TRANS & DIST MAINT-SCADA MAINT	12810 52100	00107 10678	2,737.50 267.50
				CHECK 100 141736 TOTAL FOR FUND 600:		_	3,005.00
08/09/2024	100	141753*	DEPARTMENT OF NATURAL RESOURCES	ADMIN & GEN OPS-UTILITY MEMB & CONT	53200	10930	50.00
08/16/2024	100	141767*#	CINTAS	OFFICE SUPPLIES & EXPENSES	53100	00921	31.84
08/16/2024	100	141777	HAWKINS, INC. Page 17 of 19	TREATMENT OPS-CHEMICALS	53410	10641	3,966.25

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User: FIORENTINO CHECK DATE FROM 08/03/2024 - 08/16/2024 DB: City Of Pewaukee

Check Date Bank Check # Payee Description Account Dept Amount Fund: 600 WATER UTILITY 08/16/2024 100 141781 52900 10664 1,288.00 HYDROCORP TRANS & DIST OPS-CROSS CONNECTION 08/16/2024 100 141790 MIDWEST METER INC. METERS 18566 00346 33,000.00 08/16/2024 100 141791 MORAINE PARK TECHNICAL COLLAGE ADMIN & GEN OPS-UTILITY MEMB & CONT 53200 10930 498.35 08/16/2024 141793 52310 10642 1,961.92 100 NORTHERN LAKE SERVICE, INC TREATMENT OPS-WATER TESTING & LAB EXPS 08/16/2024 100 141797* PITNEY BOWES GLOBAL BILLING 53300 00903 495.87 08/16/2024 141801*# RUEKERT & MIELKE, INC. 12810 00107 1,752.00 100 BLUMD WATER MAIN-BUSSE TO FOSTER PAUL ROAD WATER 12821 00107 2,268.00 TRANS & DIST MAINT-SCADA MAINT 52100 10678 809.87 4,829.87 CHECK 100 141801 TOTAL FOR FUND 600: 08/16/2024 141815*# WI DEPT TRANSPORTATION 52400 10673 1,762.41 100 TRANS & DIST MAINT-TRANS& DISTR MAINS Total for fund 600 WATER UTILITY 122,245.70

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CHECK DATE FROM 08/03/2024 - 08/16/2024

Check Date Bank Check # Payee Description Account Dept Amount Fund: 650 SEWER UTILITY 08/08/2024 141684*# BAKER TILLY US LLP OPS - AUDITOR/ACCOUNTANT 52120 00923 5,521.00 100 52120 00923 1,975.00 OPS - AUDITOR/ACCOUNTANT 7,496.00 CHECK 100 141684 TOTAL FOR FUND 650: 08/08/2024 100 141697*# CINTAS CORP Uniforms & Protective Equipment 53410 01827 59.35 08/08/2024 100 141698 CITY OF BROOKFIELD SEWER SERVICE CHARGE - BROOKFIELD 52340 01827 298,704.77 52100 08/08/2024 100 141708*# GS SYSTEMS, INC. SCADA/TELEMETRY MAINT 01831 2,745.00 08/08/2024 100 141736*# RUEKERT & MIELKE, INC. BLUEMOND SOURTH OF HARKEN #2 12899 00107 842.50 52100 SCADA/TELEMETARY 00950 267.50 1,110.00 CHECK 100 141736 TOTAL FOR FUND 650: 08/08/2024 141747 WAUKESHA WATER UTILITY SEWER SERVICE CHARGE - WCC 52344 01827 27,353.44 100 08/09/2024 100 141753* DEPARTMENT OF NATURAL RESOURCES ADMIN & GEN OPS- MEMBERSHIP & CONT EDU 53200 10930 50.00 08/16/2024 100 141767*# CINTAS OFFICE SUPPLIES & EXPENSES 53100 00921 31.84 08/16/2024 141770 ENGINES SERVICES, INC MAINTENANCE OF GENERAL PLANT STRUCTURE 52400 01834 1,569.50 100 08/16/2024 53400 100 141789*# SUPPLIES AND EXPENSES 01827 14.99 MENARDS 08/16/2024 53300 00903 100 141797* PITNEY BOWES GLOBAL BILLING 495.87 08/16/2024 52100 00950 809.87 100 141801*# RUEKERT & MIELKE, INC. SCADA/TELEMETARY Total for fund 650 SEWER UTILITY 340,440.63 TOTAL - ALL FUNDS 1,860,407.07

^{&#}x27;*'-INDICATES CHECK DISTRIBUTED TO MORE THAN ONE FUND

^{&#}x27;#'-INDICATES CHECK DISTRIBUTED TO MORE THAN ONE DEPARTMENT

CITY OF PEWAUKEE COMMON COUNCIL AGENDA ITEM 4.

DATE: August 19, 2024

DEPARTMENT: PW - Stormwater

PROVIDED BY: Magdelene Wagner

SUBJECT:

Discussion and Possible Action to Award the Oak Street Shoreline Stabilization Project to the Lowest Qualified Bidder, Property Solutions Contracting, LLC, in the Amount of \$63,805.00 [Wagner]

BACKGROUND:

The Oak Street Shoreline Restoration project is a bank stabilization project for the City owned property along Oak Street. This bank of the Pewaukee Lake has been eroding for a number of years. Lake Pewaukee Sanitary District (LPSD) has previously attempted to stabilize the shoreline, but these have failed to stabilization the bank permanently.

The City bid a shoreline stabilization project. As part of the project, we have preserved a small launch area for kayaks, ATV's, and snowmobiles. There will be no vehicular or large boat access at this location. Parking remains prohibited in this area. The remaining bank is being stabilized with riprap stabilization.

The City received 4 bids for the project ranging from \$63,805 to \$136,168.75.

Our consultant has reviewed the bids and have recommended the low bidder, Property Solutions Contracting, LLC.

The City needs to obtain the final Chapter 30 permit which should be coming in the next couple of weeks. The award should be contingent on the issuance of the permit.

FINANCIAL IMPACT:

The City budgeted \$150,000 in 2024 for this project so there are adequate funds to complete this project.

RECOMMENDED MOTION:

Council award the Oak Street Shoreline Stabilization project to the lowest qualified bidder, Property Solutions Contracting, LLC, in the amount of \$63,805.00 conditioned on issuance of the Chapter 30 permit.

ATTACHMENTS:

Description

Oak St Shoreline Stabilization Plans Bid Tabulation

EXISTING RIGHT OF WAY PERMANENT EASEMENT PROPERTY LINE HORIZONTAL CONTROL POINT BENCHMARK SURVEY MARKER SOIL BORING SANITARY SEWER AND MANHOLE FORCE MAIN AND LIFT STATION SANITARY SEWER SERVICE & CLEANOUT WATER MAIN, HYDRANT, VALVE AND MANHOLE WATER SERVICE AND CURB STOP BOX STORM SEWER, MANHOLE AND CATCH BASIN CULVERT AND APRON ENDWALL GAS MAIN, VALVE, VENT AND METER HANDHOLE BURIED FIBER OPTIC CABLE AND MANHOLE BURIED PHONE CABLE, PEDESTAL AND MANHOLE BURIED TV CABLE, PEDESTAL AND MANHOLE BURIED ELECTRIC MANHOLE, CABLE, PEDESTAL, TRANSFORMER AND METER OVERHEAD WIRE, POLE AND GUY WIRE LIGHT POLE TRAFFIC SIGNAL STREET NAME SIGN SIGN (NON STREET NAME) RAILROAD TRACKS DECIDUOUS AND CONIFEROUS TREE BUSH / SHRUB AND STUMP EDGE OF WOODED AREA FENCE (UNIDENTIFIED) BARBED WIRE FENCE CHAIN LINK FENCE ELECTRIC WIRE FENCE WOOD FENCE WOVEN WIRE FENCE PLATE BEAM GUARDRAIL CABLE GUARDRAIL POST / BOLLARD RETAINING WALL

CONSTRUCTION PLANS OAK STREET SHORELINE RESTORATION / PUBLIC ACCESS CITY OF PEWAUKEE, WI





PROJECT LOCATION

INDEX

SHEET NO.

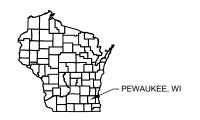
DESCRIPTION

LANDSCAPING PLAN

TITLE SHEET

SITE PLAN

DETAILS





NOTE:

THE SUBSURFACE UTILITY QUALITY INFORMATION IN THIS PLAN IS LEVEL D. THIS UTILITY QUALITY LEVEL WAS DETERMINED ACCORDING TO THE GUIDELINES OF CI/ASCE 38-02 ENTITLED "STANDARD GUIDELINES FOR THE COLLECTION AND DEPICTION OF EXISTING SUBSURFACE UTILITY DATA."

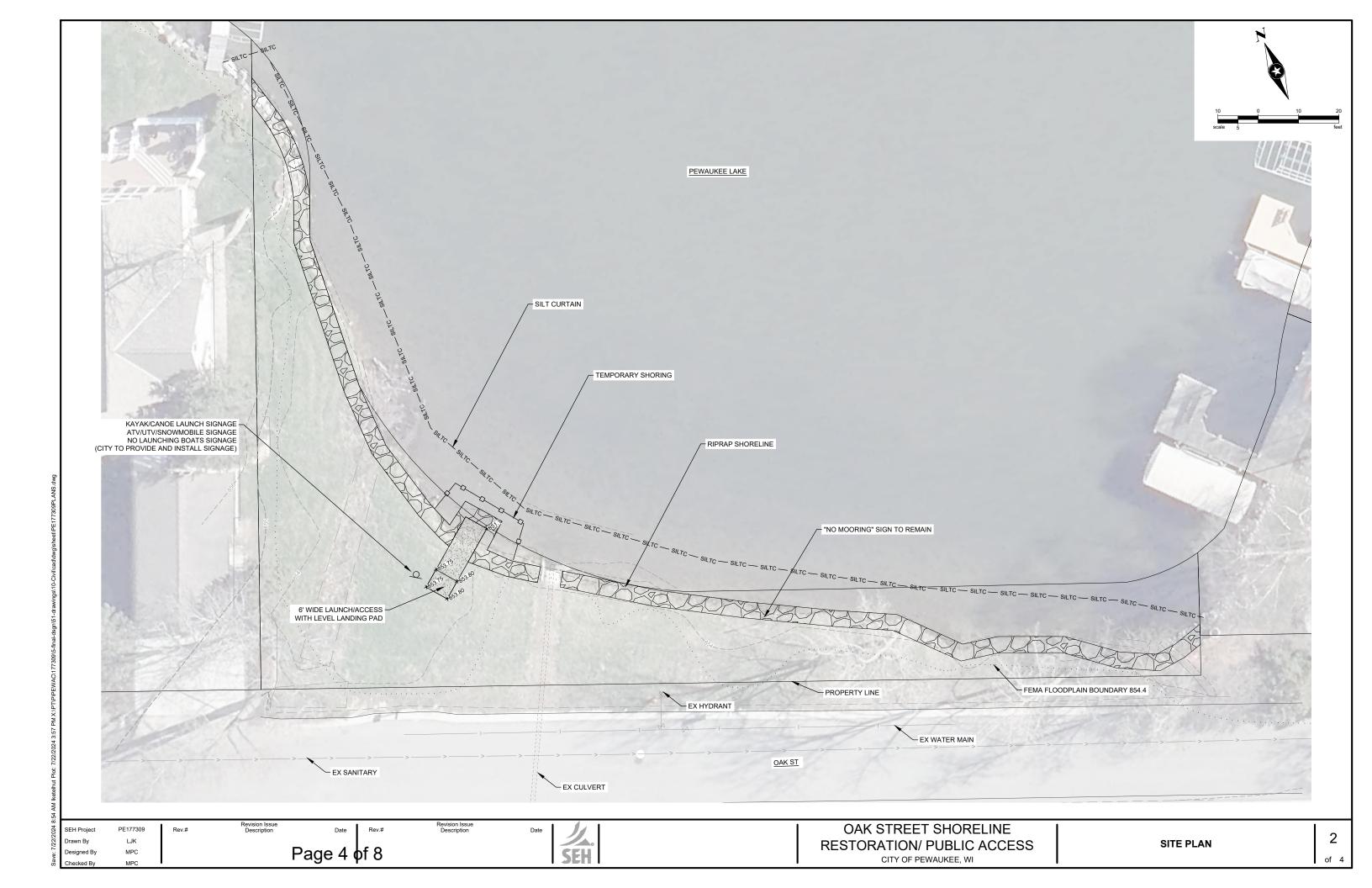
THE CONTRACTOR SHALL CALL THE WISCONSIN ONE CALL SYSTEM AT 811 BEFORE COMMENCING EXCAVATION.

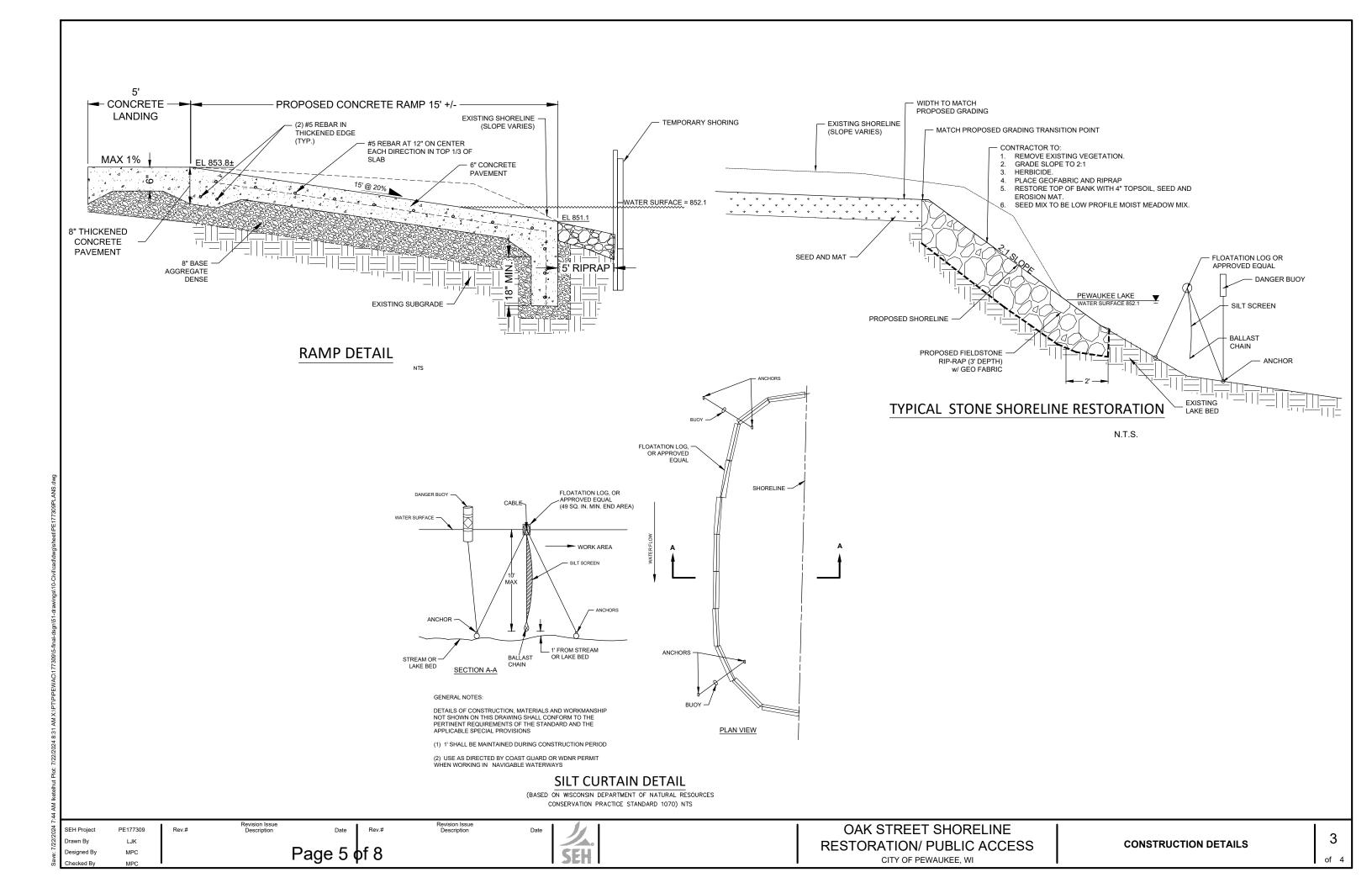


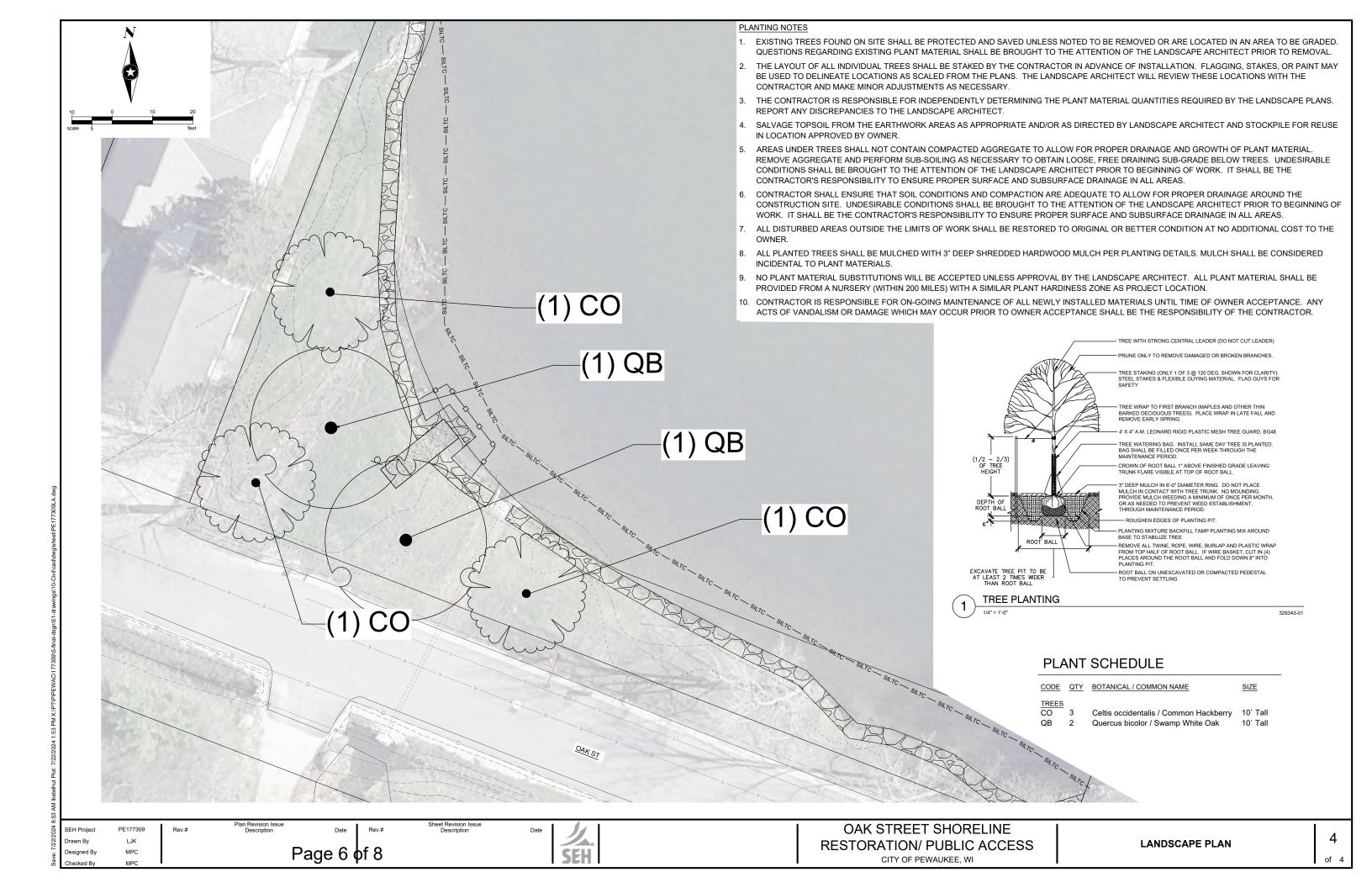


PROJECT NO. 177309

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Oak Street Shoreline Restoration/ Public Access Property Solutions Contracting, LLC Workman Enterprises, LLC C.W. Purpero Highway Landscpaers, Inc Shaded area denotes Pewaukee, WI 7245 W. Concord Creek Drive PO Box 510722 7030 South 13th Street 1650 E. Elm Drive corrected figure SEH No.: PEWAC 177309 Mequon, WI 53092 New Berlin, WI 53151 Oak Creek, WI 53154 Little Chute, WI 54140 \$63.805.00 \$119,930.00 \$136,168.75 Bid Date: August 12, 2024 \$80.440.00 Est. Item No. Item Unit Quantity **Unit Price Total Price Unit Price Total Price Unit Price Total Price Unit Price Total Price** \$5,000,00 \$12,500.00 Mobilization \$5,000,00 \$5,000,00 \$5,000,00 \$9.300.00 \$9,300,00 \$12,500,00 LS Silt Curtain 3,780.00 16,695.00 15,750.00 315 12.00 53.00 70.00 22,050.00 50.00 Common Excavation (excavation for shoreline and ramp) LS 10,000.00 10,000.00 11,500.00 11,500.00 20,000.00 20,000.00 9,750.00 9,750.00 Shoreline Restoration with Fieldstone (3-foot depth) and 50.00 16,250.00 51.00 16,575.00 31,200.00 53,218.75 325 96.00 163.75 1-1/4-inch Crushed Aggregate (Ramp Base) 50.00 325.00 200.00 1.300.00 110.00 715.00 250.00 1.625.00 ΤN 6.5 25,000.00 Concrete Ramp with Landing and Temporary Shoring 21.300.00 29.000.00 29.000.00 36,400.00 36,400,00 25.000.00 21,300,00 Trees (3-Common Hackberry and 2-Swamp White Oak) 400.00 2,000.00 396.00 1,980.00 750.00 3,750.00 950.00 4,750.00 EΑ Restoration (Topsoil, Fertilizer, Seed, and Erosion 145 10.00 1,450.00 42.00 6.090.00 27.00 3,915.00 15.00 2.175.00 Matting) TOTAL BID PRICE \$63,805,00 \$119,930,00 \$136,168.75 \$80.440.00



August 14, 2024 RE: City of Pewaukee

Oak Street Shoreline - Restoration/Public

Access

Recommendation of Award SEH No. PEWAC 177309 64.00

Magdelene Wagner, P.E. Director of Public Works City of Pewaukee W240 N3065 Pewaukee Rd Pewaukee, WI 53072

Dear Magdelene:

At 10:00 am, on Monday, August 12, 2024, the City of Pewaukee received a total of four bids for the subject project. The base bids ranged from a low of \$63,805.00 to a high of \$136,168.75. The bid summary below shows that the lowest responsible bidder was Property Solutions Contracting, LLC.

Contractor	Base Bid
Property Solutions Contracting, LLC	\$63,805.00
Workman Enterprises, LLC	\$80,440.00
C.W. Purpero	\$119,930.00
Highway Landscapers, Inc.	\$136,168.75

Reviewing our provided opinion of cost and the lowest responsible bidder's cost of \$63,805.00, it is below the estimated costs. Property Solutions Contracting, LLC has provided quality work on several landscaping, planting, and boat launch projects in the area. After further review, Property Solutions Contracting, LLC has been proven to be a qualified contractor for the project.

Accordingly, we recommend that the City of Pewaukee approve moving forward with awarding Property Solutions Contracting, LLC for the Oak Street Shoreline Restoration/Public Access in the amount of \$63,805.00.

Sincerely,

Logan Ketelhut, EIT

Jogan Hitter

Enclosure: Bid Tabulation for Oak Street Shoreline Restoration/Public Access

c: Brian Leightner, City of Pewaukee Mike Court, SEH

CITY OF PEWAUKEE COMMON COUNCIL AGENDA ITEM 5.

DATE: August 19, 2024

DEPARTMENT: Public Works

PROVIDED BY: Magdelene Wagner

SUBJECT:

Discussion and Possible Action Establishing the 2025 Garbage and Recycling Collection Rates with Johns Disposal [Wagner]

BACKGROUND:

Beginning in 2015 the City has contracted residential garbage and recycling collections with Johns Disposal. The contract was set to expire on 12/31/2024. The City recently agreed to a 5-year extension with John's to continue the service with a 4.5% increase in 2025 and 4% annual increase in years 2026-2029.

The contract contains seven billable services, four of which experience cost adjustments annually based on the new rates. All future rate adjustments will not be based upon the Consumer Price Index (CPI) and Fuel Index (diesel) changes published in July as they were under our previous contract.

As we project and estimate the 2025 costs, it should be noted that several categories change annually: 1) the number of residential customers is estimated to increase; 2) landfill disposal tons continues to increase due to residential growth; 3) we did not receive a County recycling "dividends" recycling operations for 2024 which would have reduced the per house rate.; 4) City recycling collection costs at City Hall have averaged \$70,000 for the last several years so this cost is now incorporated into the garbage/recycling rate; 5) John's Disposal has requested a rate increase of 4.5% for 2025.

All the above factors result in a rate of \$214.00 per home.

FINANCIAL IMPACT:

The requested residential recycling and garbage collection fee of \$214 per home would make the collections of garbage and recycling, both by Johns and City staff at the City Hall Campus paid via the residential fee.

RECOMMENDED MOTION:

Common Council establish the 2025 Residential Recycling and Garbage Collection Fee at \$214.00 per home per the revised contract.

ATTACHMENTS:

Description

2025 Garbage Rate

Assume: 198 up the drive; 5129 curbside. 5327 Total collection units

		2024	2025 rate								
	Service Item	per hm/month	formula	No. units			_				
Garbage	Garbage Cart	\$ 0.70	\$ 0.70	5129	\$	43,084					
-	Gargage collections	\$ 4.75	\$ 4.96	5327	\$	317,063					
	Bulky Items	\$ 1.05	\$ 1.10	5327	\$	70,316					
	Landfill	\$ 48.29	\$ 49.88	4200	\$	209,496	\$	639,959	Garbage c	osts	
Recycling	96 gal recycling cart	\$ 0.75	\$ 0.75	5129	\$	46,161					
	32 gal recycling cart	\$ 0.40	\$ 0.40	198	\$	950					
	recycling collections	\$ 5.95	\$ 6.22	5129	\$	382,829			Weekly pi	ck up	
	On site Recycling*				\$	70,000	\$	499,940	Recycling	costs	
					\$ 1,	,139,899	\$ 1	,139,899			
	County reimbursemen	nts for recycling									
	Per House/month	\$0.00	5100) \$ -							
	96 gal recycling cart	\$ -	5,027.00	\$ -					\$ 21	4.00	2025
	32 gal recycling cart	<u>\$ -</u>	213.00	<u>\$ -</u>							
	Total County Reimbur	rsement 5,100 un	nits	\$ -	\$	-	\$	-			
											per home (1.9% increase) with County
							\$ 1	,139,899	\$ 21	3.99	Recycling Incentive of \$0.00
	County Recycling Ince	entive (2024 June)	\$ -			\$	-			
											per home (1.9% increase) with County
							\$ 1	,139,899	\$ 21	3.99	Recycling Incentive of \$0

^{*}Waukesha County will no longer sponsor the large recycling dumpsters at City Hall. Cost shown is estimated expenses for 2025 based upon past years.

\$1,139,978.00

CITY OF PEWAUKEE COMMON COUNCIL AGENDA ITEM 6.

DATE:	August 19, 2024
DEPARTMENT:	Clerk/Treasurer
PROVIDED BY:	
SUBJECT:	
Dealing in the Sale and I	e Action Regarding Ordinance 24-09 to Repeal Section 11.01 "Regulation of Businesses Dispensing of Intoxicating Liquor and / or Fermented Malt Beverages" and Create Alcohol Permitting Standards and Criteria (Second Reading) [Attorney Riffle]
BACKGROUND:	
FINANCIAL IMPAC	CT:

ATTACHMENTS:

RECOMMENDED MOTION:

Description
Riffle Recommendations
Stan's Review
Ordinance 24-09 Alcohol Beverage Standards



DALE W. ARENZ (1935-2022) DONALD S. MOLTER, JR. (Retired) JOHN P. MACY H. STANLEY RIFFLE (Court Commissioner) ERIC J. LARSON REMZY D. BITAR 730 N. GRAND AVENUE WAUKESHA, WISCONSIN 53186 Telephone (262) 548-1340 Facsimile (262) 548-9211 Email: sriftle@ammr.net PAUL E. ALEXY
MATTEO REGINATO
LUKE A. MARTELL
SAMANTHA R. SCHMID
CHRISTOPHER R. SCHULTZ
LUCAS C. LOGIC
GREGORY M. PROCOPIO
BENJAMIN T. CROCKETT
ADAM J. MEYERS
SAVANNA M. GAIN

STEPHEN J. CENTINARIO, JR. MICHAEL J. MORSE JAMES P. WALSH

July 23, 2024

Common Council City of Pewaukee W240 N3065 Pewaukee Road Pewaukee, WI 53072

Re: Model Alcohol Beverage Licensing Ordinance

Dear Municipal Leaders,

Please find attached a model alcohol beverage licensing ordinance for your review and consideration.

Fifteen years or so ago, we drafted a model alcohol beverage licensing ordinance. Since then, many things have changed, including the adoption of Wisconsin Act 73 so we felt it would be appropriate at this time to rethink and re-draft a new model alcohol beverage licensing ordinance and in fact several of our clients asked us to do so. Attached is a result of those efforts.

The new alcohol beverage licensing ordinance does several things:

- It includes changes mandated by Wisconsin Act 73,
- It includes language as required by Chapter 125, Wisconsin Statutes,
- It incorporates many issues that our clients have dealt with over the years,
- It removes much of the language which merely repeated statutory language, and
- It reorganizes the ordinance into new format,

The process for adoption of a new or revised alcohol beverage licensing ordinance for your community will be multifaceted. First please carefully review the model alcohol beverage licensing ordinance. Then please consider having representatives from your community listen in on a zoom webinar we have scheduled for July 31st at 9:30 a.m. where we will review in detail the model alcohol beverage license ordinance. There will be no charge to the municipalities to attend the webinar. Please let Beth know at emoltzan@ammr.net or (262) 548-1340 if you plan to attend. You will need to provide an email address for each attendee so we can provide them with the link.

The next step in the process then will be for each municipality to compare the model ordinance to the current ordinance and decide what changes the municipality wishes to

MUNICIPAL LAW & LITIGATION GROUP, S.C.

Common Council July 23, 2024 Page 2

incorporate into your current ordinance. We would be pleased to assist you in that review process and answer any questions you have regarding changes to your ordinance.

Thank you for allowing us to serve you in this matter. If you have any questions or concerns regarding anything discussed above or wish to discuss this new law in more detail as it applies to your particular situation, please do not hesitate to contact me.

Yours very truly,

MUNICIPAL LAW & LITIGATION GROUP, S.C.

K. Stanley Riffle

H. Stanley Riffle

HSR/em Enclosure

cc: Steve Bierce, Mayor

Kelly Tarczewski, City Clerk



DALE W. ARENZ (1935-2022) DONALD S. MOLTER, JR. (Retired) JOHN P. MACY H. STANLEY RIFFLE (Court Commissioner) ERIC J. LARSON REMZY D. BITAR 730 N. GRAND AVENUE WAUKESHA, WISCONSIN 53186 Telephone (262) 548-1340 Direct (262) 806-0212 Facsimile (262) 548-9211 Email: sriffle@ammr.net

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SAVANNAH GAIN

STEPHEN J. CENTINARIO, JR. MICHAEL J. MORSE

August 16, 2024

MEMO

From: City Attorney Riffle To: Common Council

Re: Revisions to the City Alcohol Beverage Ordinance

Council Members:

You asked for a short memo highlighting the matters that were changed in our new model ordinance, which was prompted by revisions in the law due to Wisconsin Act 73, and our firm's experiences since we last provided a model ordinance some 15 years ago. This draft ordinance, in general:

- 1. Includes language straight out of Chapter 125 (State law governing alcoholic beverages) where the statute specifically mandates that the language be included if we want to regulate the referenced subject
- 2. Removes language simply repeated from Chapter 125 where the statute does not require that language and simply references state law
- 3. Includes provisions that address issues that have faced our clerks since the ordinance was last updated
- 4. Includes changes mandated by Act 73 which are essentially:
 - Authorizing local breweries, wineries, and distilleries to sell their product in their taprooms and tasting rooms and at other venues
 - Regulating wedding barns and venues (multiple and complicated regulatory process)

5. Reorganizes the ordinance in general to be more user friendly

Thank you.

Very truly yours,

H. Stanley Riffle
H. Stanley Riffle, City Attorney

ALCOHOL BEVERAGE LICENSING AND PERMITTING STANDARDS AND CRITERIA

(1) STATE STATUTES ADOPTED. The current and future provisions of Chapter 125, Wis. Stats., defining and regulating the types, sale, procurement, consumption, dispensing, and transfer of alcohol beverages, as well as provisions dealing with the suspension and revocation of alcohol beverage licenses and permits and including provisions relating to the penalty to be imposed or the punishment for violation of such statutes, are adopted and made part of this Section by reference. A violation of any such provision shall constitute a violation of this Section. Any future amendments, revisions, modifications, or additions of the statutes incorporated herein, are intended to be made part of this Chapter in order to secure uniform statewide regulations of alcohol beverages in this State.

(2) BASIC REQUIREMENTS.

- (A) Occupancy Permit and/or Approved Plan of Operation Required. No person on any licensed or permitted premises shall conduct any transactions regulated by this Chapter unless a licensee or permittee holds a valid Occupancy Permit and/or an approved Plan of Operation, as may be required, issued by the Municipality. The Occupancy Permit and/or approved Plan of Operation shall be specific in detail as to what area of the premises shall be licensed or permitted for the sale of alcoholic beverages. Failure to hold any required Occupancy Permit or to have any required Plan of Operation or any violation of any required Occupancy Permit or any required Plan of Operation are grounds for suspension or revocation of any license or permit issued under this Chapter.
- (B) Wisconsin Seller's Permit Required. No person on any licensed or permitted premises shall conduct any transactions regulated under this Chapter unless a licensee or permittee holds and maintains a valid Wisconsin Seller's Permit as required under §77.52 Wis. Stats., issued to the premises and licensee or permittee described in the license or permit during the period of licensing or permitting. Failure to hold a valid Wisconsin Seller's Permit or any violation of a Wisconsin Seller's Permit are grounds for suspension or revocation of any license or permit issued under this Chapter.
- (C) <u>Wisconsin Business Tax Registration Certificate Required</u>. No person on any licensed or permitted premises shall conduct any transactions regulated under this Chapter unless a licensee or permittee holds and maintains a valid Wisconsin Business Tax Registration Certificate as required by Wisconsin Statutes issued to the premises and licensee or permittee described in the license or permit during the period of licensing or permitting. Failure to hold a valid Wisconsin Business Tax Registration Certificate or any violation of a Wisconsin Business Tax Registration Certificate are grounds for suspension or revocation of any license or permit issued under this Chapter.
- (D) <u>Business Plan Required</u>. No person on any licensed or permitted premises shall conduct any transactions regulated under this Chapter unless a licensee or permittee operates under an approved Business Plan which has been submitted to and approved by the Governing Body as part of the alcohol beverage licensing procedure for the premises and licensee or permittee described in the license or permit during the period of licensing or permitting. Failure to have an approved Business Plan or any failure to comply of an approved Business Plan are grounds for suspension or revocation of any license or permit issued under this Chapter.

- (E) Federal Employment Identification Number (FEIN) Required. No person on any licensed or permitted premises shall conduct any transactions regulated under this Chapter unless a licensee or permittee holds and maintains a valid FEIN as required issued to the premises and licensee or permittee described in the license or permit during the period of licensing or permitting. Failure to hold a valid FEIN or any violation of a FEIN are grounds for suspension or revocation of any license or permit issued under this Chapter.
- (3) GENERAL LICENSING REQUIREMENTS. Failure to comply with the following requirements are grounds for suspension or revocation of any license or permit issued under this Chapter.
 - (A) Application Process. The application process is governed by §125.04, Wis. Stats.
 - Applications. All applications other than operator's licenses shall contain all
 the information required by the form required under §125.04(3), Wis. Stats.,
 and any other information as reasonably required by the Municipal Clerk.
 Operator's license applications shall contain all information required on the
 form and any other information as may reasonably be required by the
 Municipal Clerk.
 - 2. Filing. Operator's licenses and licenses issued under §125.26(6), Wis. Stats. and/or 125.51(10) lasting less than four (4) days must be filed with the Municipal Clerk at least 48 hours prior to granting of the license. All other applications for licenses and permits to sell alcohol beverages as well as licenses issued under §125.26(6), Wis. Stats., and/or 125.51(10) lasting four (4) or more days shall be filed with the Municipal Clerk as required by Wisconsin Statutes or fifteen (15) whichever is less.
 - 3. Fees. Fees are governed by §125.04, Wis. Stats.
 - a. The fees for licenses or permits which are not granted shall be refunded after deducting the application fee and all actual publication fees and investigation fees.
 - b. Fees for partial licensing or permitting years must be prorated if required by Chapter 125, Wis. Stats. In all cases when an alcohol beverage license or permit is issued for a partial year, a minimum fee of \$25.00 and all actual publication fees and investigation fees must be paid.
 - c. Once any license or permit is issued, no return of any payment shall be made regardless of whether the license or permit is used for the entire year.
 - d. Fees for the following licenses and permits shall be established by the Governing Body from time to time by separate Resolution, provided that the fee shall be in an amount approved by Chapter 125, Wis. Stats.:
 - i. Class "A" Fermented Malt Beverages License.
 - ii. "Class A" Intoxicating Liquor License.

- iii. "Class A" Liquor (Cider Only).
- iv. Class "B" Fermented Malt Beverages License.
- v. Class "B" Picnic License under §125.26(6), Wis. Stats.
- vi. "Class B" Intoxicating Liquor License.
- vii. The fee for a reserve "Class B" liquor license shall be \$10,000.00 for initial issuance.
- viii. "Class C" Wine License.
- ix. Provisional Retail Licenses.
- x. Operators' License Operator licenses shall be issued for not less than a 13 month, nor more than a 24 month period expiring on June 30.
- xi. Provisional Operator License.
- xii. Transfer from One Premises to Another.
- xiii. Temporary Operator License.
- xiv. Publication Fee See §985.08, Wis. Stats. and §125.04(3)(g)(6), Wis. Stats.
- xv. Investigation Fee.
- xvi. Booklet Fees.
- xvii. Program Fees.
- xviii. Application Fee.
- xix. Fees for any the license or permit authorized under Chapter 125, Wis. Stats.
- (B) <u>Investigation Process</u>. Upon receipt of a license or permit application under the provisions of this Chapter, the Municipal Clerk shall forward a copy of the application to the appropriate persons to conduct an investigation of the applicant(s).
 - 1. All Alcoholic Beverage Licenses and Permits. The Governing Body shall investigate all persons and premises included in the application to determine the suitability and character of the applicants. The Police Department, Fire Department, Health Department, Building Inspector and other persons authorized may conduct an investigation and inspection of the persons and premises mentioned in the applications, to determine if the persons and premises comply with all applicable regulations, ordinances and laws. in the application to determine the suitability and character of the applicants.

- 2. *Operator's Licenses*. The Governing Body shall conduct an investigation of all applicants to determine the suitability and character of the applicant.
- 3. *Reports*. Upon completion of all investigations, written reports shall be submitted to the Municipal Clerk. The Municipal Clerk will then forward the application to the Governing Body for action, if such action is necessary.
- (C) <u>Review</u>. The Governing Body may refer any and all licenses or permits to the appropriate committee for review and recommendation prior to action by the Governing Body.
- (D) Quotas. The number of Licenses shall be limited based upon the most recent decennial Federal Census or special census conducted by the Governing Body under contract with the U.S. Bureau of the Census in the following manner:
 - 1. No Class A Liquor License shall be issued in the Municipality except as a Combination License with a Class A Fermented Malt Beverage License.
 - 2. No regular yearly Class B Fermented Malt Beverage Licenses shall be issued in the Municipality except as a Combination License with a Class B Intoxicating Liquor License or Class C Wine license.
 - 3. No more than one six-month Class B Fermented Malt Beverage License shall be issued for each 2,000 population or fraction thereof.
 - 4. No more than one Class B Fermented Malt Beverage License for local, non-profit civic groups shall be issued for each 1,000 population or fraction thereof.

(E) Premises Extension.

- Definition. As used in this paragraph "premises extension" shall mean an open, unroofed area where alcohol beverages are served and consumed, and provided such area is connected to a licensed alcohol beverage premises.
- 2. *License required*. No person shall keep, maintain, conduct or operate any premises extension without first obtaining approval from the Governing Body of an amendment of the license description of the premises.
- 3. *License fee*. The fee for a premises extension shall be that amount as determined from time to time by resolution of the Governing Body.
- 4. Application. Application for a premises extension shall be made to the Municipal Clerk and shall be submitted to the Governing Body for issuance and approval as the Governing Body, in its discretion, deems appropriate. The application shall contain the following information:
 - a. Name, address and phone number of license holder.
 - b. Type of license held.
 - c. Trade name.

- d. Date and time of extension of premise.
- e. Type of event/reason for extension.
- f. Contact name, address and phone number.
- g. Diagram of premises extension.
- h. Specify if band or music will be applicable (location on premises and time frame).
- Specify if food will be served (in house preparation, catered, location served).
- j. Must be signed by license holder.
- k. Include additional or alternative parking locations.
- 5. *Filing deadline*. Applications must be submitted to the Municipal Clerk no later than noon five business days before the regularly scheduled meeting of the Governing Body.
- 6. Restrictions. Any violation of any of the restrictions imposed by this subsection relating to Premises Extension may be grounds for suspension or revocation of any license issued under this Chapter. No premises extension shall be licensed, maintained or operated, except in conformity with the following regulations:
 - a. The premises extension shall be particularly described, adjacent to and operated as a part of a premises license to sell alcohol beverages for consumption on the premises. The premises for which the premises extension is issued must be owned by or under the control of the licensee.
 - b. If any part of the premises extension is not blocked by a building, there shall be maintained or constructed a fence not less than six feet high with maximum spacing in openings of two inches or double fencing of not less than four feet high with six feet between the fencing, surrounding the premises extension. The fencing shall contain the required fire exit or exits. Each gate or exit shall be not less than four feet high for double fencing and six feet high for single fencing, shall swing free to egress, shall be equipped with proper hardware and shall swing free and clear of public sidewalks. The premises extension fence shall comply with all local ordinances regarding vision clearance and distances from corners.
 - c. All electrical wiring shall comply with national, state and local electrical codes. (Electrical permits may be needed.)
 - d. The premises extension shall be maintained to comply with all state or local fire code provisions.
 - e. The noise emanating from any premises extension shall not violate any of the regulations of the municipal code pertaining to noise.

- f. If the premises extension allows any food to be served in the premises extension, the licensee or his/her agent must comply with Wisconsin Statutes. Licensee or his/her agent must contact the Governing Body or county health department for inspection and approval.
- g. Restroom facilities must be provided to adequately accommodate the maximum capacity of persons in both the licensed premises and the premises extension.
- h. Beverages must be served in paper, cans or plastic only and may be carried into the premises extension.
- i. The licensee or his/her agent shall be responsible for preventing violations of this paragraph and for supervising the premises extension at all times.
- j. Any necessary security for the premises extension, including any security required as a condition of the license, shall be the sole responsibility of the licensee.
- k. The licensee shall maintain adequate liability insurance for the premises extension and proof of such insurance shall be furnished to the Municipal Clerk before a premises extension is issued.
- I. The licensee shall maintain peace and order over any area adjacent to and used in conjunction with a licensed premises whether or not said premises extension is licensed. Violation of this Section may result in the police department exercising its authority under Wisconsin Statutes and the Municipal Code, and ordering any premises extension or the entire licensed area closed in the public interest.
- m. The licensee is responsible for all clean-up and removal of debris and rubbish from the premises extension and any adjoining area which has suffered a spill over of debris and rubbish.
- n. Each licensed establishment may be granted up to two premises extensions per license year from July 1 through June 30. The date and hours during which a premises extension shall be valid may be determined by the Governing Body.
- (F) Operator's Licenses. In addition to the provisions of §125.17, Wis. Stats,
 - Regular Operator's License. Pursuant to and subject to the requirements of §125.17(1), Wis. Stats., regular operator's licenses may be granted to individuals by the Municipal Clerk or their designee as allowed by the Governing Body adopted policy by the Governing Body.
 - 2. Provisional Operator's License.
 - a. Pursuant to and subject to the requirements of §125.17(5), Wis. Stats., the Municipal Clerk or their designee, shall issue a provisional operator's license to an applicant in case of a bona fide emergency. A

bona fide emergency shall be caused by such things as death, disability, or absence of the regular operators. The Municipal Clerk or their designee, before authorizing such issuance, shall determine that the applicant has a satisfactory record, and likely would be issued a regular operator's license. All operator's licenses issued under this Section shall expire on June 30 of each year.

- b. Pursuant to and subject to the requirements of §125.17(6), Wis. Stats., the Municipal Clerk or their authorized designee may issue a provisional operator's license to a person who is enrolled in a training course and has applied for a regular operator's license.
 - i. Temporary Operator's Licenses. Pursuant to and subject to the requirements of §125.17(4), Wis. Stats., the Municipal Clerk or their designee may issue temporary operator's licenses.
 - ii. State Operator's Permits. Any individual who receives an operator's permit from the Wisconsin Division of Alcohol Beverages and intends to use the permit within the Municipality must provide the Municipal Clerk with a copy of the permit.
- (G) <u>Provisional Retail Licenses</u>. Pursuant to and subject to the requirements of §125.185, Wis. Stats., the Municipal Clerk or their designee, shall issue a provisional license to an applicant in case of a bona fide emergency. A bona fide emergency shall be caused by such things as death or disability but is not caused by merely failing to file the application for a license or permit timely.
- (H) <u>Managers' Licenses</u>. Pursuant to §125.18, Wis. Stats., the Municipality opts not to issue Managers' Licenses.
- (I) <u>Temporary Class B Retail Licenses</u>. Pursuant to and subject to the requirements of §125.32(6) and 125.51(10), Wis. Stats., the Municipal Clerk or their designee, are authorized to issue temporary Class B Retail licenses lasting less than four (4) days.
- (J) <u>Public Parks</u>. The sale of fermented malt beverages in any public park operated by a municipality. Fermented malt beverages shall be sold by officers or employees of the county or municipality under an ordinance, resolution, rule or regulation enacted by the Municipality.
- (K) Regulation of Underage Persons.
 - 1. An underage person is authorized to enter and remain in a room on Class "B" or "Class B" licensed premises separate from any room where alcohol beverages are sold or served, if no alcohol beverages are furnished or consumed by any person in the room where the underage person is present provided the law enforcement agency responsible for enforcing the ordinance issues to the Class "B" or "Class B" licensee a written authorization permitting underage persons to be present on the date specified in the authorization. Before issuing the authorization, the law enforcement agency shall make a determination that the presence of underage persons on the licensed premises will not endanger their health, welfare or safety or that of other members of the community. The licensee shall obtain a separate

- authorization for each date on which underage persons will be present on the premises.
- 2. The Municipality adopts the conduct regulated by §125.07 (1) and (4) (a), (b) and (bm), §125.085 (3) (b) or §125.09 (2) Wis. Stats.
- (L) <u>Commercial Quadricycles</u>. Subject to § 125.10(5)(b), the Municipally prohibits the consumption of fermented malt beverages by passengers on a commercial quadricycle within the municipality.
- (M) No-Sale Event Permits. If a property owner is issued a no-sale event permit by the Division of Alcohol Beverages, the property owner must inform the Municipality of the event, including the expected guest count, immediately upon issuance of the permit. The property owner shall provide the Municipal Clerk with a copy of the permit and must comply with all provisions of §125.09, Wis. Stats.
- (N) <u>Transfers of Licenses</u>. If the transfer of a license is approved by the Governing Body pursuant §125.04(12), Wis. Stats., all conditions set forth under this Chapter shall be complied with. Failure to conform with the terms of the approved license transfer shall be grounds for denial, suspension or revocation of the license.
- (O) <u>Non-Use of License or Permit</u>. Non-use of a license or permit issued under this Chapter shall be grounds for cancellation, suspension, revocation, or non-renewal of the license or permit in accordance with the provisions of this Chapter and the Wisconsin Statutes in either of the following circumstances:
 - 1. The license or permit issued under this Chapter is not used within ninety (90) days after its issuance; or
 - 2. The license or permit issued under this Chapter's usage is discontinued for ninety (90) or more days in aggregate in any licensing year.
- (P) <u>Closing Hours</u>. Closing hours shall be as set by Wisconsin Statutes with the following applicable local options:
 - 1. If a wholesale license, between 5 p.m. and 8 a.m., except on Saturday when the closing hour shall be 9 p.m.
 - 2. If a Retail Class "A" Fermented Malt Beverage License, between 9 p.m. and 6 a.m.
 - 3. If a Retail "Class A" Intoxicating Liquor License, between 9 p.m. and 6 a.m.
- (Q) <u>Local Option</u>. The holder of a Retail "Class B" Liquor License or on "Class C" licensed premises as authorized under s. <u>125.51 (3r) (a)</u> shall be permitted to sell, deal and traffic in intoxicating liquors in the original packages or containers to be consumed off the licensed premises or containers if the licensee seals the container of intoxicating liquor with a tamper-evident seal before the intoxicating liquor is removed from the premises. Off premises sales shall cease at midnight of each day. It is intended by this Section that the packaged sales from Class "B" licensed premises will not be permitted after midnight under the option granted herein and further provided, however, that no single-container sale of fermented malt beverages

- can be made unless originally packaged as a single container or if a smaller package exists within a larger container.
- (R) <u>Full Service Retail Location</u>. The Governing Body may, as a part of its approval process of a full-service retail location, include as conditions of approval any of the provisions of this Chapter and the Municipality's Zoning Code.
- (4) RESTRICTION ON ISSUANCE OF LICENSES OR PERMITS. The following restrictions are imposed on all license and permits issued by the Municipality as authorized by §125.10(1), Wis. Stats. In addition to any provision contained in this Chapter, failure to comply with the following restrictions are grounds for suspension or revocation of any license or permit issued under this Chapter.

(A) Health and Sanitation Requirements.

- 1. No initial or renewal alcohol beverage license or permit shall be issued for any premises which does not conform to the sanitary safety and health requirements of the State Department of Industry, Labor, and Human Relations pertaining to buildings electrical and plumbing; to the rules and regulations of the State Department of Health and Social Services applicable to restaurants, if the premises is licensed to serve food; and to all such rules and regulations as to building, health and sanitation adopted by the Municipality, the County, the State or the Federal government.
- 2. Any violation of any of the restrictions imposed by this subsection relating to Health and Sanitation Requirements may be grounds for suspension or revocation of any license or permit issued under this Chapter.

(B) Delinquent Taxes, Assessments, Forfeitures, and Claims.

- 1. No initial or renewal alcohol beverage license or permit shall be issued for any premises or property which is delinquent in the payment of any taxes, assessments, fees, forfeitures, or other claims of the Municipality.
- 2. No initial or renewal alcohol beverage license or permit shall be issued to any person who is delinquent in the payment of any taxes, assessments, fees, forfeitures, or other claims of the Municipality.
- If at any time the premises, property, and/or person is delinquent in the
 payment of any taxes, assessments, fees, forfeitures, or other claims of the
 Municipality said delinquency shall be grounds for suspension or revocation
 of any license or permit issued under this Chapter.
- (C) <u>Separate Premises or Limited Access Area</u>. Every person, firm or corporation applying for a new or renewal of an existing Class "A" Fermented Malt Beverage License, a "Class A" Intoxicating Liquor License, a "Class A" Liquor (Cider Only) License, a combination Class "A" Fermented Malt Beverage License and "Class A" Liquor (Cider Only) License or combination Class "A" Fermented Malt Beverage License and "Class A" Intoxicating Liquor License shall submit to and receive approval from the Governing Body of a site plan and plan of operation with a diagram or photograph of the proposed or existing sale and display area for the alcohol beverages prior to the issuance of any such license(s) or permit(s). The site plan and

plan of operation shall be such as to ensure that minors do not have reasonable access to acquire alcohol beverages as well as satisfying the following requirements:

- 1. For Class "A" Fermented Malt Beverage Licensees, and for Combination Class "A" Fermented Malt Beverage and "Class A" Liquor (Cider Only) Licensees, one of the following is required:
 - a. An area must be designated for the display of intoxicating liquors and fermented malt beverages and; said area must be able to be closed off from reasonable access during the closing hours set forth in subsection 5(P) below and; the licensee location must have multiple employees on duty at all times while the store is open who are in a position to supervise the sale of the intoxicating liquors and fermented malt beverages and; the licensee shall provide a detailed security plan which will be subject to approval by the Police Chief to ensure that minors do not have reasonable access to acquire intoxicating liquors and fermented malt beverages.

OR:

b. A partition between that portion of the premises used for display and sale of intoxicating liquors and fermented malt beverages and incidental sale of snacks and foods, and that portion of the premises used for sale and display of other merchandise so as to completely separate a self-service liquor department from other departments. Ingress and egress shall not be permitted between such department and other departments by the public except for emergencies.

OR:

- An area for sale and display of intoxicating liquors and fermented malt beverages access to which shall be limited to employees of the licensee only.
- 2. For "Class A" Intoxicating Liquor Licensees, and for Combination Class "A" Fermented Malt Beverage and "Class A" Intoxicating Liquor Licensees one of the following is required:
 - a. An area must be designated for the display of intoxicating liquors and fermented malt beverages and; said area must be able to be closed off from reasonable access during the closing hours set forth in subsection (5)(P) below and; the licensee location must have 4 or more employees on duty at all times while the store is open who are in a position to supervise the sale and prevent the theft of the intoxicating liquors and fermented malt beverages and; the licensee shall provide a detailed security plan which will be subject to approval by the Police Chief to ensure that minors do not have reasonable access to acquire intoxicating liquors and fermented malt beverages and to prevent theft of the beverages. To meet this standard a licensee must demonstrate to the Police Chief, layers of access control, accountability of personnel, and sufficient procedures for dealing with theft to minimize police service impacts from the same.

OR:

- b. A partition between that portion of the premises used for display and sale of intoxicating liquors and fermented malt beverages and incidental sale of snacks and foods, and that portion of the premises used for sale and display of other merchandise so as to completely separate a self-service liquor department from other departments and provide a detailed security plan, which will be subject to approval by the Police Chief to ensure that minors do not have reasonable access to acquire intoxicating liquors and fermented malt beverages and to prevent theft of the beverages. To meet this standard a licensee must demonstrate to the Police Chief, accountability of personnel, and sufficient procedures for dealing with theft to minimize police service impacts from the same. Ingress and egress shall not be permitted between such department and other departments by the public except for emergencies.
- 3. Any violation of any of the restrictions imposed by this subsection relating to Separate Premises or Limited Access Areas may be grounds for suspension or revocation of any license or permit issued under this Chapter.
- (5) MUNICIPAL REGULATION. The following conditions are imposed on all license and permits issued by the Municipality as authorized by §125.10(1), Wis. Stats. In addition to any provision contained in this Chapter, failure to comply with the following conditions is grounds for suspension or revocation of any license or permit issued under this Chapter.
 - (A) <u>Consent to Inspection</u>. Every applicant obtaining a license or permit thereby consents to the entry of the police or other authorized representatives of the Municipality or the State at any reasonable time for the purpose of inspection and search, and consents to the removal from said premises of all things found to be in violation of Municipal Ordinances or Wisconsin Statutes and consents to the introduction of such things as evidence in any prosecution that may be brought for such offenses.
 - (B) <u>Safety and Sanitation Requirements</u>. Every licensed or permitted premises shall be maintained and conducted in a sanitary manner and shall be a safe and proper place for the purpose being used.
 - (C) <u>Orderly Conduct Required</u>. Every licensed or permitted premises shall be conducted in an orderly manner and no disorderly, riotous or indecent conduct shall be allowed.
 - (D) <u>Gambling Prohibited</u>. Gambling shall not be permitted on a licensed or permitted premise, unless authorized by Wisconsin Statutes. Slot machines or other devices of chance are prohibited and shall not be kept on the premises, unless authorized by Wisconsin Statutes.
 - (E) <u>Lewd, Obscene Performances, etc. Prohibited</u>. No licensee or permittee shall advertise, produce, perform or allow any lewd, obscene, or indecent performance of any kind on the premises.
 - (F) <u>Controlled Substance Use Prohibited</u>. Any licensee, permittee, partner, agent, authorized representative or employee who is convicted of the use, possession, delivery or intent to deliver, any controlled substance defined and regulated under

- Chapter 161, Wis. Stats., may be considered grounds for the revocation or suspension of any license provided for in this Chapter.
- (G) Regulation of Entertainment and Entertainers. No Class B licensee or permittee shall employ or permit to perform on the premises any entertainer, except a member of a band, a vocalist, a piano or organ player or a comedian. All such entertainers shall be fully clothed in such a manner as is acceptable in all public places. No licensee or permittee shall allow any entertainment which makes an appeal to prurient interests. Dancing among patrons, but not between patron and employee is permitted upon permit and with the approval of location by the Fire Chief.
- (H) <u>Regulation of Underage Persons</u>. This Chapter is also intended to incorporate as ordinance violations, the regulations of underage persons under §125.10(2), Wis. Stats.
- (I) <u>Sales by Clubs</u>. No club shall sell alcoholic beverages except to members and to guests invited by members.
- (J) <u>Consumption on premises</u>. The holder of every alcohol beverage license shall make every effort to discourage the premises patrons from taking alcohol beverages out of the premises when the beverage is sold for consumption on the premises.
- (K) Open Carry. No person shall possess an opened container of alcohol beverage or drink an alcohol beverage in any vehicle, alley, park, public street or other public place except at community functions or events authorized by specific action of the Governing Body or public places for which a license or permit has been granted.
- (L) <u>Violations by Agents and Employees</u>. A violation of this Chapter by an authorized agent or employee of the licensee or permittee shall constitute a violation by the licensee or permittee.
- (M) <u>Municipal Ordinance Violations.</u> Any license or permittee holder, who is convicted of violating any Municipal Ordinance, such violation is grounds for the revocation or suspension of the license or permit.
- (N) <u>False Information in an Application</u>. If a person knowingly provides materially false information in an application for a license or permit under this Chapter or on a full-service retail outlet form, and if a person materially violates any representation made in an affidavit under §125.20(6)(a)6. or (c) 4. Wis. Stats., such action is grounds for the revocation or suspension of the license or permit.
- (6) REVOCATION AND SUSPENSION OF LICENSES. Suspension or Revocation of any licenses or permits issued under this Chapter is governed by §125.12, Wis. Stats.
- (7) PENALTIES.
 - (A) General Penalty Provisions.
 - 1. Any person who violates a provision of Chapter 125 Wis. Stats., for which a penalty is not specified shall be penalized not less than \$100.00 and up to not more than \$1,000 or imprisoned for up to 90 days in jail or both for each day that a violation is determined to exist.

- 2. A license issued in violation of Chapter 125, Wis. Stats. is void.
- 3. Any person who violates §125.04(1), Wis. Stats. by selling, manufacturing or distributing alcohol beverages without an appropriate license shall be penalized not less than \$100.00 and up to not more than \$10,000 or imprisoned for not more than 9 months or both for each day that a violation is determined to exist.
- 4. Any person who sells, or possesses with intent to sell, intoxicating liquor without holding the appropriate license or permit may be penalized not less than \$100.00 and up to not more than \$10,000 or imprisoned for not more than 9 months or both for each day that a violation is determined to exist.
- 5. Any person who gives away alcoholic beverages or using any other means to evade the laws relating to the sale of alcohol beverages may be penalized not less than \$100.00 and up to not more than \$10,000 or imprisoned for not more than nine months or both for each day that a violation is determined to exist.
- 6. Any licensee who allows another person to use his or her license to sell alcohol beverages, shall have his or her license revoked.
- (B) <u>Specific Penalties Provisions</u>. Chapter 125 Wis. Stats., includes specific penalties which are incorporated herein pursuant to Section 1 above.

CITY OF PEWAUKEE COMMON COUNCIL AGENDA ITEM 7.

August 19, 2024

DATE:

DEPARTMENT:	Clerk/Treasurer
PROVIDED BY:	
SUBJECT:	
	le Action to Determine Whether or Not the First Meeting In September should be Cancelled or ay, September 3rd. [Mayor Bierce]
BACKGROUND:	
FINANCIAL IMPAC	CT:
RECOMMENDED N	MOTION:

CITY OF PEWAUKEE COMMON COUNCIL AGENDA ITEM 8.

DATE: August 19, 2024

DEPARTMENT: Clerk/Treasurer

PROVIDED BY:

SUBJECT:

Discussion and Possible Action to Reschedule the November 4, 2024 Regular Common Council Meeting to November 11, 2024 [Tarczewski]

BACKGROUND:

The Presidential Election is Tuesday, November 5, 2024 and since it is a large election staff would like to get the Council Chambers set up for the Election ahead of time. Also, rescheduling the Council Meeting to November 11, 2024 would allow the City to hold the 2025 Budget Public Hearing so that there isn't any delays in getting the tax bills processed.

Also consider starting the meeting at 6:00 p.m. This has typically been done for the purpose of allowing extra discussion or the Budget if needed.

Thank you for your consideration.

FINANCIAL IMPACT:

RECOMMENDED MOTION:

Reschedule the first meeting of November to November 11, 2024 at 6:00 p.m.

CITY OF PEWAUKEE COMMON COUNCIL AGENDA ITEM 9.

DATE: August 19, 2024

DEPARTMENT: Clerk/Treasurer

PROVIDED BY:

SUBJECT:

Discussion and Possible Action Regarding the 2025 Budget Process, Including Scheduling Workshops and the Budget Hearing [Klein, Fuchs, Mayor Bierce]

BACKGROUND:

Please Note: Due to the Presidential Election that is scheduled for Tuesday, November 5th, 2024 the Clerk is asking that Council please consider CANCELLING the Council meeting on November 4th and reschedule it for the following Monday, November 11th and to old the Budget Hearing on that day as well.

FINANCIAL IMPACT:

RECOMMENDED MOTION:

ATTACHMENTS:

Description

Proposed Schedule 2025

PROPOSED 2025 BUDGET TIME-TABLE

JULY 2024

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
21	22	23	24	25	26	27
		Court 7:30 a.m.	Email Sent to Department Heads to Start Budget			
28	29	30	31			

AUGUST 2024

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
				1	2	3
4	5 Common Council Meeting 6:30 p.m.	6 Court 7:30 a.m.	7	8 Public Works Meeting 4:00 p.m.	9	10
11	12	13 FALL PARTISAN PRIMARY ELECTION	14 Joint Park & Recreation Meeting 6:30 p.m.	15	16 DEADLINE TO RETURN PROPOSED BUDGET	17
18	Common Council Meeting 6:30 p.m.	20	21 Joint Library Board Meeting 6:30 p.m.	22 Employee Appreciation Luncheon 12:00 p.m.	23	24
25 TBD Schedule Tourism Commission Meeting this Week	26	27	28	29	30	31

SEPTEMBER 2024

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
1	2 LABOR DAY Offices Closed	3 Common Council Meeting 6:30 p.m.	4	5	6	7
8 TBD Department Heads to Meet with the Mayor by the end of this week	9	10 Court 7:30 a.m.	Joint Park & Recreation Meeting 6:30 p.m.	12	13	14
15	16 Common Council Meeting 6:30 p.m.	17	18 Joint Library Board Meeting 6:30 p.m.	19 Plan Commission Meeting 6:00 p.m.	20	21
22 TBD Meet with Finance Committee Sometime this week	23	24	25	26	27	28
29	30					

OCTOBER 2024

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
		1	2	3	4	5
6	Common Council Meeting 6:30 p.m.	8 Court 7:30 a.m.	Joint Park & Recreation Meeting 6:30 p.m.	10	11	12
13	14 BUDGET WORKSHOP 6:00 p.m.	15	16 Joint Library Board Meeting 6:30 p.m.	17 Plan Commission Meeting 6:00 p.m.	18	19
20	21 Common Council Meeting 6:30 p.m.	22 Court 7:30 a.m.	23 Deadline to get Budget Public Hearing Notice to the Newspaper for 11/11	24	25	26 Public Notice for Budget Public Hearing in Newspaper (15 days prior)
27	28 BUDGET WORKSHOP 6:00 p.m. (if needed)	29	30	31		

NOVEMBER 2024

		110				
SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
					1	2
3	A Reschedule this Meeting????	5 PRESIDENTIAL ELECTION	6	7	8	9
10	11 BUDGET PUBLIC HEARING Special Common Council Meeting 6:00 p.m.	12 Court 7:30 a.m.	13 Joint Park & Recreation Meeting 6:30 p.m.	14	15	16
17	18 Common Council Meeting 6:30 p.m.	19	20 Joint Library Board Meeting 6:30 p.m.	21 Plan Commission Meeting 6:00 p.m.	22	23
24	25	26	27	28 THANKSGIVING Offices Closed	29 THANKSGIVING Offices Closed	30

CITY OF PEWAUKEE COMMON COUNCIL AGENDA ITEM •

DATE:	August 19, 2024
DEPARTMENT:	Clerk/Treasurer
PROVIDED BY:	
SUBJECT:	
or conduc	(e): Deliberating or negotiating the purchasing of public properties, the investing of public funds, ting other specified public business, whenever competitive or bargaining reasons require a closed pecifically related to the Joint Library Contract with the Village of Pewaukee.
BACKGROUND:	
FINANCIAL IMPA	CT:
RECOMMENDED	MOTION: