ATTACHMENTS

Richards, Susan

From: Mayor Vandersteen
Sent: Tuesday, January 28, 2014 11:49 PM
To: Richards, Susan
Subject: Fwd: Sustainable Sheboygan Task Force

Sue,

Please include this resignation on the next Council Agenda.

Thanks,

Mayor Mike Vandersteen

City of Sheboygan
828 Center Avenue, Suite 301
Sheboygan, WI 53081
Office: 920-459-3317
Cell: 920-207-2410
Mayor.Vandersteen@SheboyganWI.gov
www.SheboyganWI.gov

Begin forwarded message:

> **From:** Vickie Hall <vickie@glaciallakes.org>
> **Date:** January 28, 2014 at 6:41:46 PM CST
> **To:** Jeanne Kliejunas <jkliejunas@hotmail.com>, Mayor Vandersteen <mayor.vandersteen@ci.sheboygan.wi.us>
> **Subject: Sustainable Sheboygan Task Force**
> **Reply-To:** Vickie Hall <vickie@glaciallakes.org>
>
> Dear Mayor Vandersteen and Jeanne,
>
> It has been my pleasure to serve on Sheboygan's Sustainable Task Force as the environmental organization (Glacial Lakes Conservancy) member. Although you already know that I am resigning my position on the task force, I just wanted to let you know how much it meant to me to be instrumental in getting the task force started and to participate to the extent that my work schedule allowed.
>
> As I pack-up and prepare to move out of Wisconsin, I will have many fond memories of the work we did together to save Sheridan Park and make Sheboygan better and better every year.
>
> Good luck with your new green initiatives!
>
> Sincerely,
> Vickie Hall
> 925 N 4th St
> Sheboygan, WI 53081

City of Sheboygan
spirit on the lake.

1.5

January 20, 2014

HONORABLE MEMBERS OF THE COMMON COUNCIL:

I hereby submit the following appointment for your consideration:

Aurora Bonilla to be considered for appointment to the Senior Activity Center Commission to fill the unexpired term of Cher Pao Vang whose term expires 4/28/14.

MAYOR MIKE VANDERSTEEN

Lies over

OFFICE OF MAYOR

CITY HALL
828 Center Ave.
SHEBOYGAN, WI
53081-4495

920/ 459-3317
FAX 920/ 459-0256

II

R. O. No. - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting various license applications.

Susan Richards
City Clerk

COMMERCIAL OPERATOR'S LICENSE (December 31, 2014)

No.	Name	Address
3039	Brian's Lawn Service	1720 Marvin Ct.
2797	D. J. Theisen Landscape Ser.	81 Center, Oostburg

TEMPORARY CLASS "B" BEER LICENSE

No.	Name	Address
1842	Early Bird Rotary Foundation	Fountain Park - one-day event to be held 7/18/14 at Fountain Park (Lobster Boil).
2970	Elizabeth Ann Seaton School	814 Superior Ave. - one-day event to be held 3/1/14 at 2113 N. 22nd St. to include the kitchen, gymnasium and auditorium.

TEMPORARY BEVERAGE OPERATOR'S LICENSE

No.	Name	Address
8883	Hayward, Mary C.	427 Clifton Ave.
0282	Knudtson, Angela C.	516 Euclid Ave.

II

R. O. No. ____ - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting Acknowledgment of Receipts from the State of Wisconsin Tax Appeals Commission for the following:

- J.L. French, LLC Docket No. 14-M-026
- J.L. French, LLC Docket No. 14-M-027
- J.L. French, LLC Docket No. 14-M-028
- Allotech International, LLC Docket No. 14-M-029

Susan Richards
City Clerk

STATE OF WISCONSIN

TAX APPEALS COMMISSION

J.L. FRENCH, LLC,	DOCKET NOS. 14-M-026, 14-M-027 AND 14-M-028
Petitioner,	
vs.	
WISCONSIN DEPARTMENT OF REVENUE,	ACKNOWLEDGMENT OF RECEIPT
Respondent.	

RECEIPT IS ACKNOWLEDGED in relating to the above-entitled matters as follows:

Items Received:	3 Petitions
Date Received:	January 24, 2014
By:	Certified Mail date stamped January 23, 2014
Filing Fees Received:	3 $25 fees

The docket numbers shown above are assigned to these matters and should be placed on all subsequent correspondence relating to these matters.

Copies of your petitions are being sent to the Office of General Counsel of the Wisconsin Department of Revenue and the clerk of the municipality listed on the Notices of Determination.

Dated at Madison, Wisconsin, this 24th day of January, 2014.

WISCONSIN TAX APPEALS COMMISSION

Bonnie Jorstad, Clerk
5005 University Avenue - Suite 110
Madison, Wisconsin 53705
608-266-1391

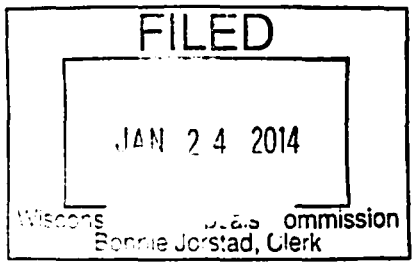
Please note that the files of the Tax Appeals Commission may be subject to open records request. Parties should keep this in mind when submitting documentation to the Commission and should avoid the inclusion of non-essential personal information, such as social security numbers and tax returns.

For guidance in these proceedings, please visit www.wisbar.org/taxappeals or see Ch. 73.01 of the Wisconsin Statutes and Wisconsin Administrative Code Chapter TA 1 - Practice and Procedures before the Tax Appeals Commission.

cc: Attorney Margaret M. Derus
Susan Richards w/enc.
Wisconsin Dept. of Revenue w/enc.

14-M-026

Reinhart
Attorneys at Law



Reinhart Boerner Van Deuren s.c.
P.O. Box 2965
Milwaukee, WI 53201-2965

1000 North Water Street
Suite 1700
Milwaukee, WI 53202

Telephone: 414-298-1000
Facsimile: 414-298-8097
Toll Free: 800-553-6215
reinhartlaw.com

January 23, 2014

Margaret M. Derus, Esq.
Direct Dial: 414-298-8304
mderus@reinhartlaw.com

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Bonnie Jorstad, Clerk
Wisconsin Tax Appeals Commission
5005 University Avenue
Suite 110
Madison, WI 53705

Dear Ms. Jorstad:

Re: *J.L. French LLC v. Wisconsin Department of Revenue*

I enclose for filing the following documents to appeal the State Board of Assessors' denial of J.L. French's objection to the 2013 assessed value of its real property located at 4243 Gateway Drive, Sheboygan, Wisconsin (State ID #81-59-281-R000001365):

1. An original and five copies of a Petition for Review of Determination by State Board of Assessors for Manufacturing Property (Real Property Assessment).

2. A check made payable to the Wisconsin Tax Appeals Commission in the amount of $25.00 for the required filing fee.

I would appreciate it if you would stamp the extra copy of the Petition for Review with the date of filing and return the date stamped copy to me in the enclosed self-addressed return envelope. Thank you.

Yours very truly,

Margaret M. Derus

Margaret M. Derus

11428011

Encs.

14-M-026

STATE OF WISCONSIN TAX APPEALS COMMISSION

J.L. French LLC
3101 South Taylor Drive
P.O. Box 1024
Sheboygan, WI 53082

Petitioner,

vs.

WISCONSIN DEPARTMENT OF REVENUE
PO BOX 8907
MADISON, WISCONSIN 53708

Respondent.

PETITION FOR REVIEW OF DETERMINATION BY STATE BOARD OF ASSESSORS FOR MANUFACTURING PROPERTY
~~(Personal Property Assessment)~~
(Real Property Assessment)
~~(Manufacturing Penalty Assessment)~~

FILED
JAN 24 2014
Wisconsin Tax Appeals Commission
Bonnie Jorstad, Clerk

TO: THE WISCONSIN TAX APPEALS COMMISSION:

The above named petitioner hereby petitions the Wisconsin Tax Appeals Commission for review of the determination of the State Board of Assessors dated: January 15, 2014

1.	Full name, address & telephone number of petitioner: J.L. French LLC 3101 South Taylor Drive P.O. Box 1024 Sheboygan, WI 53082 (920) 458-0140	2.	Computer nos. shown on Assessment notice: State ID No. 81-59-281-R000001365
3.	Address of personal property: 4243 Gateway Drive Sheboygan, WI 53082	4.	Assessment date: January 1, 2013

5. Value as determined by the State Board of Assessors: (Personal Property Assessment Only) Not Applicable

Manufacturer's stock	Furniture & fixtures
Boats & watercraft	All others
Machinery & equipment	Total value

6. Value as determined by the State Board of Assessors: (Real Property Assessment Only) **A copy of the Determination of the State Board of Assessors is at Attachment II**

Land	$650,000
Improvement	$11,259,100
Total	$11,909,100

7. Penalty amount: (Manufacturing Penalty Assessment Only)

Not Applicable

Date Wisconsin Standard Manufacturing Property Report Form was filed:

8.	On a separate sheet, please provide a statement of the nature of the petitioner's objection and the facts upon which petitioner relies. **See Attachment I, Response to Question 8**
9.	Petitioner's opinion of the value as of the assessment date: (Real Property Assessment Only)

Land	$562,500
Improvements	$6,387,500
Total	$6,950,000

10.	Petitioner's opinion of the value as of the assessment date: (Personal Property Assessment Only) **Not Applicable**

Manufacturer's stock	Furniture & fixtures
Boats & watercraft	All others
Machinery & equipment	Total value

11. Was subject property appraised within the past 5 years? ☒ Yes ☐ No

If Yes **See Attachment I, Responses to Questions 8 & 11.**

A. Date of appraisal: **See Attachment I**

B. Appraised value: **See Attachment I**

C. Name and address of appraiser: **See Attachment I**

D. Will testimony concerning this appraisal be presented at the hearing?
See Attachment I
☒ Yes ☐ No

E. If so, will a copy of the appraisal be offered? ☒ Yes ☐ No
See Attachment I

F. Will comparable sales be offered as evidence at the hearing?
See Attachment I
☒ Yes ☐ No

If yes, attach a schedule listing the seller's name, the purchaser's name, address of the property, date of sale, purchase price, and any special circumstances surrounding the sale.

12. Name, address and telephone number of the petitioner's representative, if any:
Margaret M. Derus, Esq.
Reinhart Boerner Van Deuren s.c., 1000 North Water Street, Suite 1700, Milwaukee, WI 53202
(414) 298-8304

Signature of owner/representative:
Margaret M Derus
Attorney for Petitioner

This form must be filed with the Tax Appeals Commission within 60 days from the date of the determination of the State Board of Assessors. A $25.00 filing fee payable to the Tax Appeals Commission must be filed with this form. The Tax Appeals Commission Address is:

Dated: 01/23/14

Wisconsin Tax Appeals Commission
Suite 110
5005 University Avenue
Madison, WI 53705

(608) 266-1391

PETITION FOR REVIEW OF DETERMINATION BY STATE BOARD OF ASSESSORS FOR MANUFACTURING PROPERTY

J.L. FRENCH LLC
v.
WISCONSIN DEPARTMENT OF REVENUE

ATTACHMENT I
RESPONSES TO QUESTIONS 8 AND 11

Response to Question 8 – Petitioner's Objection

The Department of Revenue's assessed value of the subject property as of January 1, 2013 of $11,909,100 exceeds the full value of the property that could ordinarily be obtained therefore at private sale as determined in accordance with professionally acceptable appraisal practices as required under Wisconsin Statutes § 70.32. Upon information and belief, the Department's assessment was based on sales of properties that were not comparable to the subject property, were not appropriately adjusted in the Department's sales approach and did not consider sales that were more recent and more comparable to the subject property. In addition, the Department's cost approach was not based on reliable data and did not adequately address various obsolescence factors.

Upon information and belief, the Department relied, at least in part, on its "Summary Appraisal Report" as of January 1, 2009, January 1, 2010 and January 1, 2011 dated September 14, 2012. Its "Summary Appraisal Report" is fundamentally flawed in that it contained the errors identified above as well as other errors and is not in compliance with accepted appraisal practices in numerous ways. The Department's appraisal and subsequent reliance on it for the 2013 valuation of Petitioner's real property is, therefore, unreliable and the assessment does not reflect the actual market value of the subject property on January 1, 2013.

The Petitioner's opinion of value reflects the full market value of the subject property and is based on the consideration of the three approaches to valuation, including the sales comparison approach, the cost approach and the income approach. As required under Wisconsin Statutes § 70.32(1) and cases interpreting that statute, the Petitioner's opinion of value is based primarily on the sales of comparable properties in recent years. As such, it reflects the full market value of the subject property as of the January 1, 2013 assessment date. Information about sales of comparable properties on which Petitioner relies was provided to the Respondent in connection with the Petitioner's appeal of the assessed value of the property for the years 2009, 2010 and 2011, along with appraisal reports of the value of the property as of January 1, 2009, 2010, 2011 and 2012.

Petitioner currently has actions pending in the Tax Appeals Commission related to the Department's assessed value of Petitioner's property for 2009 (Docket No. 10-M-105), for 2010 (Docket No. 11-M-063), for 2011 (Docket No. 11-M-319) and for

2012 (Docket No. 13-M-072). Copies of the appraisals with sales data have been entered as evidence in the 2009, 2010 and 2011 cases.

Response to Question 11 – Appraisals

An Appraisal Report of the market value of the subject property as of January 1, 2009 and as of January 1, 2010 and an Appraisal Report as of January 1, 2011 have been produced to the Respondent in connection with the Petitioner's appeals of assessed values for the years 2009, 2010 and 2011, which were heard by the Wisconsin Tax Appeals Commission on April 17-18, 2013 (Docket Nos. 10-M-105, 11-M-063 and 11-M-319, respectively). A decision is pending in those cases. The Summary Appraisal Reports produced to the Respondent were prepared by Valuation Research Corporation ("VRC") and report a value of the subject property of $7,330,000 as of January 1, 2009, $7,000,000 as of January 1, 2010 and $7,000,000 as of January 1, 2011.

An appraisal of the market value of the subject property as of January 1, 2012 has also been completed and an Appraisal Report prepared by VRC. The 2012 VRC Appraisal Report reports a value of the subject property as of January 1, 2012 of $6,950,000 and has been produced to the Department. Petitioner anticipates that it may proffer into evidence the 2012 VRC Summary Appraisal Report and testimony of the appraiser at a hearing in this matter.

Petitioner is not aware of any other completed full value market appraisals of the subject property within the past five years that have been performed in compliance with Wisconsin property tax law. However, in connection with a request for production of documents by Respondent in discovery in the 2009 and 2010 valuation appeals currently pending with the Commission, Petitioner produced an appraisal that was prepared in connection with the fresh start accounting for Petitioner's bankruptcy actions. That appraisal is a Fresh Start Accounting Appraisal as of September 25, 2009. Petitioner has not yet determined whether it will proffer the 2009 Fresh Start Accounting Appraisal or any portion thereof at a hearing in this matter. The Respondent also prepared an Appraisal Report with its values of the subject property as of January 1, 2009, January 1, 2010 and January 1, 2011 which was entered into evidence at the hearing before the Tax Appeals Commission related to those years.

PETITION FOR REVIEW OF DETERMINATION BY STATE BOARD OF ASSESSORS FOR MANUFACTURING PROPERTY

J.L. FRENCH LLC
v.
WISCONSIN DEPARTMENT OF REVENUE

ATTACHMENT II
DETERMINATION OF STATE BOARD OF ASSESSORS

Attached hereto is a copy of the Notice of Determination of the State Board of Assessors for the subject property as of January 1, 2013 dated January 15, 2014.

STATE BOARD OF ASSESSORS
NOTICE OF DETERMINATION

JL FRENCH LLC, PETITIONER
APPEAL NO. 81-038-REO-13
STATE IDENTIFICATION NO. 81-59-281-R000001365

VS

WISCONSIN DEPARTMENT OF REVENUE
RESPONDENT

TO: J.L. French LLC
3101 S. Taylor Dr.
PO Box 1024
Sheboygan, WI 53082

AND Susan Richards, Clerk
City of Sheboygan
828 Center Ave.
Sheboygan, WI 53081-4442

PLEASE TAKE NOTICE that the objection to the 2013 assessment for the above-listed parcel has been reviewed by the State Board of Assessors pursuant to sec. 70.995(8)(a), Wis. Stats., and that this Board has determined that the property in question be assessed as follows:

AGGREGATE RATIO: 1.106793820

	ORIGINAL FULL VALUE ASSESSMENT	REVISED FULL VALUE ASSESSMENT	ORIGINAL EQUATED VALUE ASSESSMENT	REVISED EQUATED VALUE ASSESSMENT
Land	650,000		719,400	
Improvements	11,259,100		12,461,500	
Total	11,909,100	No Change	13,180,900	N/A

There will not be Interest paid per sec. 70.511(2)(b), Wis. Stats.

You shall be deemed to have accepted this determination unless you notify the Wisconsin Tax Appeals Commission of your desire to present testimony before that Commission challenging the assessed value here determined. The proper forms may be obtained by writing or calling:

Wisconsin Tax Appeals Commission
5005 University Ave., Suite 110
Madison, WI 53705
(608) 266-1391

APPEALS MUST BE FILED WITH THE TAX APPEALS COMMISSION WITHIN 60 DAYS OF THE DATE ON THIS ORDER as set forth in sec. 73.01(5), Wis. Stats.

Dated at Madison, Wisconsin, this 15th day of January 2014.

cc: Margaret M. Derus, Authorized Agent
Reinhardt Boerner Van Deuren S.C.
1000 North Water St. Ste. 1700
PO Box 2965
Milwaukee, WI 53201-2965

STATE OF WISCONSIN
STATE BOARD OF ASSESSORS

By: Timothy J. Drasic
Timothy J. Drasic, Chairman

Cfml41

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF RETURN ADDRESS, FOLD AT DOTTED LINE

CERTIFIED MAIL

7196 9008 9111 9852 2963

US POSTAGE PITNEY BOWES

ZIP 53202 $ 007.97⁰
02 1W
0001368927 JAN 23 2014

FIRST CLASS MAIL

Reinhart
Attorneys at Law

Reinhart Boerner Van Deuren s.c.
1000 North Water Street
P.O. Box 2965
Milwaukee, WI 53201-2965

FILED
JAN 24 2014
Wisconsin Tax Appeals Commission
Bonnie Jorstad, Clerk

Bonnie Jorstad, Clerk
Wisconsin Tax Appeals Commission
5005 University Avenue
Suite 110
Madison, WI 53705

STATE OF WISCONSIN

TAX APPEALS COMMISSION

J.L. FRENCH, LLC,	DOCKET NOS. 14-M-026, 14-M-027 AND 14-M-028
Petitioner,	
vs.	
WISCONSIN DEPARTMENT OF REVENUE,	ACKNOWLEDGMENT OF RECEIPT
Respondent.	

RECEIPT IS ACKNOWLEDGED in relating to the above-entitled matters as follows:

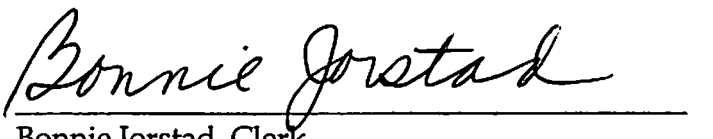
Items Received:	3 Petitions
Date Received:	January 24, 2014
By:	Certified Mail date stamped January 23, 2014
Filing Fees Received:	3 $25 fees

The docket numbers shown above are assigned to these matters and should be placed on all subsequent correspondence relating to these matters.

Copies of your petitions are being sent to the Office of General Counsel of the Wisconsin Department of Revenue and the clerk of the municipality listed on the Notices of Determination.

Dated at Madison, Wisconsin, this 24th day of January, 2014.

WISCONSIN TAX APPEALS COMMISSION



Bonnie Jorstad, Clerk
5005 University Avenue - Suite 110
Madison, Wisconsin 53705
608-266-1391

Please note that the files of the Tax Appeals Commission may be subject to open records request. Parties should keep this in mind when submitting documentation to the Commission and should avoid the inclusion of non-essential personal information, such as social security numbers and tax returns.

For guidance in these proceedings, please visit www.wisbar.org/taxappeals or see Ch. 73.01 of the Wisconsin Statutes and Wisconsin Administrative Code Chapter TA 1 - Practice and Procedures before the Tax Appeals Commission.

cc: Attorney Margaret M. Derus
Susan Richards w/enc.
Wisconsin Dept. of Revenue w/enc.

14-M-027

Reinhart
Attorneys at Law

FILED
JAN 24 2014
Wisconsin State Tax Commission
Bonnie Jorstad, Clerk

Reinhart Boerner Van Deuren s.c.
P.O. Box 2965
Milwaukee, WI 53201-2965

1000 North Water Street
Suite 1700
Milwaukee, WI 53202

Telephone: 414-298-1000
Facsimile: 414-298-8097
Toll Free: 800-553-6215
reinhartlaw.com

January 23, 2014

Margaret M. Derus, Esq.
Direct Dial: 414-298-8304
mderus@reinhartlaw.com

SENT BY CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Bonnie Jorstad, Clerk
Wisconsin Tax Appeals Commission
5005 University Avenue
Suite 110
Madison, WI 53705

Dear Ms. Jorstad:

Re: J.L. French LLC v. Wisconsin Department of Revenue
Allotech International v. Wisconsin Department of Revenue

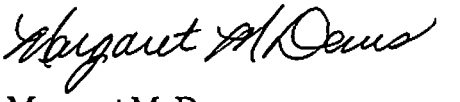
I enclose for filing an original and five copies of each of the following documents to appeal the State Board of Assessors' denial of Petitioners' Objections to the 2013 assessed values of their personal property:

- Petition for Review of Determination by State Board of Assessors for Manufacturing Property (Personal Property Assessment) – J.L. French, LLC, State ID No. 81-59-281-P000013309;
- Petition for Review of Determination by State Board of Assessors for Manufacturing Property (Personal Property Assessment) – J.L. French, LLC, State ID No. 81-59-281-P000013310; and
- Petition for Review of Determination by State Board of Assessors for Manufacturing Property (Personal Property Assessment) – Allotech International, State ID No. 81-59-281-P000013284.

I also enclose a check made payable to the Wisconsin Tax Appeals Commission for $75.00 for the filing fees of $25.00 each for the three Petitions for Review.

I would appreciate it if you would stamp the extra copy of each of the Petitions with the date of filing and return the date stamped copies to me in the enclosed self-addressed return envelope. Thank you.

Yours very truly,



Margaret M. Derus

11434619

Encs.

14-M-027

STATE OF WISCONSIN **TAX APPEALS COMMISSION**

J.L. French LLC
3101 South Taylor Drive
P.O. Box 1024
Sheboygan, WI 53082

Petitioner,

vs.

WISCONSIN DEPARTMENT OF REVENUE
PO BOX 8907
MADISON, WISCONSIN 53708

Respondent.

PETITION FOR REVIEW OF DETERMINATION BY STATE BOARD OF ASSESSORS FOR MANUFACTURING PROPERTY
(Personal Property Assessment)
~~(Real Property Assessment)~~
~~(Manufacturing Penalty Assessment)~~

FILED
JAN 2 4 2014
Wisconsin Tax Appeals Commission
Bonnie Jorstad, Clerk

TO: THE WISCONSIN TAX APPEALS COMMISSION:

The above named petitioner hereby petitions the Wisconsin Tax Appeals Commission for review of the determination of the State Board of Assessors dated: January 15, 2014

1.	Full name, address & telephone number of petitioner: J.L. French LLC 3101 South Taylor Drive P.O. Box 1024 Sheboygan, WI 53082 (920) 458-0140	2.	Computer nos. shown on Assessment notice: State ID No. 81-59-281-P000013309
3.	Address of personal property: 3101 South Taylor Drive Sheboygan, WI 53082	4.	Assessment date: January 1, 2013

5. Value as determined by the State Board of Assessors: (Personal Property Assessment Only) See Attachment II for the Notice of Determination

Manufacturer's stock	Furniture & fixtures $458,400
Boats & watercraft	All others $56,800
Machinery & equipment $579,400	Total value $1,094,600

6. Value as determined by the State Board of Assessors: (Real Property Assessment Only) **Not applicable**

Land	
Improvement	
Total	

7. Penalty amount: (Manufacturing Penalty Assessment Only)

Not Applicable

Date Wisconsin Standard Manufacturing Property Report Form was filed:

8.	On a separate sheet, please provide a statement of the nature of the petitioner's objection and the facts upon which petitioner relies. **See Statement I Attached**
9.	Petitioner's opinion of the value as of the assessment date: (Real Property Assessment Only) **Not Applicable**

Land	
Improvements	
Total	

10. Petitioner's opinion of the value as of the assessment date: (Personal Property Assessment Only)

Manufacturer's stock	Furniture & fixtures $256,777
Boats & watercraft	All others $56,802
Machinery & equipment $80,537	Total value $394,116

11. Was subject property appraised within the past 5 years? ☒ Yes ☐ No

If Yes **See Statement II, Attached**

A. Date of appraisal: **See Statement II**

B. Appraised value: **See Statement II**

C. Name and address of appraiser: **Valuation Research Corporation, 330 East Kilbourn Avenue, Milwaukee, WI 53202**

D. Will testimony concerning this appraisal be presented at the hearing?
See Statement II
☐ Yes ☐ No

E. If so, will a copy of the appraisal be offered? ☐ Yes ☐ No
See Statement II

F. Will comparable sales be offered as evidence at the hearing?
See Statement II
☐ Yes ☐ No

If yes, attach a schedule listing the seller's name, the purchaser's name, address of the property, date of sale, purchase price, and any special circumstances surrounding the sale.

12.	Name, address and telephone number of the petitioner's representative, if any: Margaret M. Derus, Esq. Reinhart Boerner Van Deuren s.c., 1000 North Water Street, Suite 1700, Milwaukee, WI 53202 (414) 298-8304	Signature of owner/representative: Margaret M Derus Attorney for Petitioner

This form must be filed with the Tax Appeals Commission within 60 days from the date of the determination of the State Board of Assessors. A $25.00 filing fee payable to the Tax Appeals Commission must be filed with this form. The Tax Appeals Commission Address is:

Dated: 1/23/14

Wisconsin Tax Appeals Commission
Suite 110
5005 University Avenue
Madison, WI 53705

(608) 266-1391

PETITION FOR REVIEW OF DETERMINATION BY STATE BOARD OF ASSESSORS FOR MANUFACTURING PERSONAL PROPERTY ASSESSMENT

J.L. FRENCH, LLC
Personal Property Computer Number: 81-59-281-P000013309

ATTACHMENT I

Statement I: Response to Question 8, Nature of Objection and Facts Relied Upon

The Department of Revenue's assessed value of the subject personal property exceeds the true cash value of the property as of January 1, 2013 as determined in accordance with Wisconsin Statutes §§ 70.995(8)(b), 70.32(1) and 70.34.

The Petitioner's opinion of the true cash value of its personal property located at 3101 South Taylor Drive (the "Subject Property") takes into account the value of the Subject Property as appraised as of May 15, 2012. The 2012 appraisal of the Petitioner's property resulted in adjustments to the Petitioner's books and records to the then-current full market value of its property, including the Subject Property. Adjustments for acquisitions, deletions and depreciation through January 1, 2013 were made. This value was reported on the Petitioner's books and records and on its 2013 Manufacturing Personal Property Return. Spreadsheets with information of the market value of the Petitioner's Wisconsin assets by account and location have been provided to the Department. The full value of the Subject Property was reported on the 2013 Manufacturing Personal Property Return as filed with the Department in accordance with Wisconsin Statutes § 70.995(12)(a) and (b).

Statement II: Response to Question 11, Appraisals

In connection with the acquisition by Nemak of J.L. French, Nemak engaged a valuation firm to perform a valuation analysis and appraisal of all of J.L. French's assets, including the personal property that is the subject of this Petition for Review. The valuation was performed by Valuation Research Corporation. It issued a report of its analysis and valuation in J.L. French Automotive Castings, Inc., Fair Value Report, reporting the value of the assets as of May 15, 2012.

Information for and values of the J.L. French assets were included in spreadsheets of all of the J.L. French assets and were identified with the location of each of the assets. Those spreadsheets formed the basis for reporting the true cash value of the Subject Property on the Petitioner's books and records and on Petitioner's 2013 Manufacturing Personal Property Return filed with the Department of Revenue.

Copies of said 2012 Valuation Report and spreadsheets have been provided to the Department.

The Petitioner has not yet determined whether it will proffer testimony concerning said 2012 Valuation Report and spreadsheets at the hearing in this matter.

PETITION FOR REVIEW OF DETERMINATION BY STATE BOARD OF ASSESSORS FOR MANUFACTURING PERSONAL PROPERTY ASSESSMENT

J.L. FRENCH, LLC
Personal Property Computer Number: 81-59-281-P000013309

ATTACHMENT II

Attached hereto is a copy of the Notice of Determination of the State Board of Assessors for the subject property as of January 1, 2013 dated January 15, 2014.

STATE BOARD OF ASSESSORS
NOTICE OF DETERMINATION

JL FRENCH LLC, PETITIONER
APPEAL NO. 81-034-PPO-13
STATE IDENTIFICATION NO. 81-59-281-P000013309

VS

WISCONSIN DEPARTMENT OF REVENUE,
RESPONDENT

TO: JL French LLC
3101 South Taylor Dr.
PO Box 1024
Sheboygan, WI 53082

AND Susan Richards, Clerk
City of Sheboygan
828 Center Ave.
Sheboygan, WI 53081-4442

PLEASE TAKE NOTICE that the objection to the 2013 assessment for the above-listed account has been reviewed by the State Board of Assessors pursuant to sec. 70.995 (8)(a), Wis. Stats., and that this Board has determined that the property in question be assessed as follows:

AGGREGATE RATIO: 1.106793820

	ORIGINAL FULL VALUE ASSESSMENT	REVISED FULL VALUE ASSESSMENT	ORIGINAL EQUATED VALUE ASSESSMENT	REVISED EQUATED VALUE ASSESSMENT
Boats & Watercraft	0		0	
Machinery & Equipment	579,400		641,300	
Furniture & Fixtures	458,400		507,400	
All Other	56,800		62,900	
Buildings on Leased Land	0		0	
Total	1,094,600	No Change	1,211,600	N/A
Exempt Computers	589,300		N/A	N/A

There will not be interest paid per sec. 70.511(2)(b), Wis. Stats.

You shall be deemed to have accepted this determination unless you notify the Wisconsin Tax Appeals Commission of your desire to present testimony before that Commission challenging the assessed value here determined. The proper forms may be obtained by writing or calling:

Wisconsin Tax Appeals Commission
5005 University Ave., Suite 110
Madison, WI 53705
(608) 266-1391

APPEALS MUST BE FILED WITH THE TAX APPEALS COMMISSION WITHIN 60 DAYS OF THE DATE ON THIS ORDER as set forth in sec. 73.01(5), Wis. Stats.

Dated at Madison, Wisconsin, this 15th day of January 2014.

cc: Margaret M. Derus, Authorized Agent
Reinhart Boerner Van Deuren S.C.
PO Box 2695
Milwaukee, WI 53204-2695

STATE OF WISCONSIN
STATE BOARD OF ASSESSORS

By: Timothy J. Drascic
Timothy J. Drascic, Chairman

FIRST • CLASS

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF RETURN ADDRESS. FOLD AT DOTTED LINE

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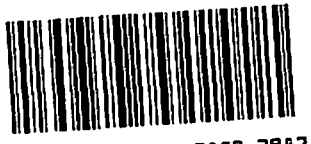

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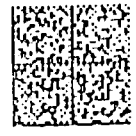

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FILED
JAN 24 2014
Wisconsin Tax Appeals Commission
Bonnie Jorstad, Clerk

Reinhart
Attorneys at Law

Reinhart Boerner Van Deuren s.c.
1000 North Water Street
P.O. Box 2965
Milwaukee, WI 53201-2965

Bonnie Jorstad, Clerk
Wisconsin Tax Appeals Commission
5005 University Avenue
Suite 110
Madison, WI 53705

STATE OF WISCONSIN

TAX APPEALS COMMISSION

J.L. FRENCH, LLC,	**DOCKET NOS. 14-M-026, 14-M-027 AND 14-M-028**
Petitioner,	
vs.	
WISCONSIN DEPARTMENT OF REVENUE,	**ACKNOWLEDGMENT OF RECEIPT**
Respondent.	

RECEIPT IS ACKNOWLEDGED in relating to the above-entitled matters as follows:

Items Received:	3 Petitions
Date Received:	January 24, 2014
By:	Certified Mail date stamped January 23, 2014
Filing Fees Received:	3 $25 fees

The docket numbers shown above are assigned to these matters and should be placed on all subsequent correspondence relating to these matters.

Copies of your petitions are being sent to the Office of General Counsel of the Wisconsin Department of Revenue and the clerk of the municipality listed on the Notices of Determination.

Dated at Madison, Wisconsin, this 24th day of January, 2014.

WISCONSIN TAX APPEALS COMMISSION

Bonnie Jorstad, Clerk
5005 University Avenue - Suite 110
Madison, Wisconsin 53705
608-266-1391

Please note that the files of the Tax Appeals Commission may be subject to open records request. Parties should keep this in mind when submitting documentation to the Commission and should avoid the inclusion of non-essential personal information, such as social security numbers and tax returns.

For guidance in these proceedings, please visit www.wisbar.org/taxappeals or see Ch. 73.01 of the Wisconsin Statutes and Wisconsin Administrative Code Chapter TA 1 - Practice and Procedures before the Tax Appeals Commission.

cc: Attorney Margaret M. Derus
Susan Richards w/enc.
Wisconsin Dept. of Revenue w/enc.

14-M-028

Reinhart
Attorneys at Law

Reinhart Boerner Van Deuren s.c.
P.O. Box 2965
Milwaukee, WI 53201-2965

1000 North Water Street
Suite 1700
Milwaukee, WI 53202

Telephone: 414-298-1000
Facsimile: 414-298-8097
Toll Free: 800-553-6215
reinhartlaw.com

January 23, 2014

Margaret M. Derus, Esq.
Direct Dial: 414-298-8304
mderus@reinhartlaw.com

SENT BY CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Bonnie Jorstad, Clerk
Wisconsin Tax Appeals Commission
5005 University Avenue
Suite 110
Madison, WI 53705

Dear Ms. Jorstad:

Re: J.L. French LLC v. Wisconsin Department of Revenue
Allotech International v. Wisconsin Department of Revenue

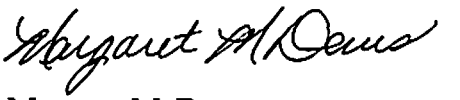
I enclose for filing an original and five copies of each of the following documents to appeal the State Board of Assessors' denial of Petitioners' Objections to the 2013 assessed values of their personal property:

- Petition for Review of Determination by State Board of Assessors for Manufacturing Property (Personal Property Assessment) – J.L. French, LLC, State ID No. 81-59-281-P000013309;
- Petition for Review of Determination by State Board of Assessors for Manufacturing Property (Personal Property Assessment) – J.L. French, LLC, State ID No. 81-59-281-P000013310; and
- Petition for Review of Determination by State Board of Assessors for Manufacturing Property (Personal Property Assessment) – Allotech International, State ID No. 81-59-281-P000013284.

I also enclose a check made payable to the Wisconsin Tax Appeals Commission for $75.00 for the filing fees of $25.00 each for the three Petitions for Review.

I would appreciate it if you would stamp the extra copy of each of the Petitions with the date of filing and return the date stamped copies to me in the enclosed self-addressed return envelope. Thank you.

Yours very truly,



Margaret M. Derus

11434619

Encs.

14-M-028

STATE OF WISCONSIN **TAX APPEALS COMMISSION**

J.L. French LLC
3101 South Taylor Drive
P.O. Box 1024
Sheboygan, WI 53082

Petitioner,

vs.

WISCONSIN DEPARTMENT OF REVENUE
PO BOX 8907
MADISON, WISCONSIN 53708

Respondent.

PETITION FOR REVIEW OF DETERMINATION BY STATE BOARD OF ASSESSORS FOR MANUFACTURING PROPERTY
(Personal Property Assessment)
~~(Real Property Assessment)~~
~~(Manufacturing Penalty Assessment)~~

FILED
JAN 2 4 2014
Wisconsin Tax Appeals Commission
Bonnie Jorstad, Clerk

TO: THE WISCONSIN TAX APPEALS COMMISSION:

The above named petitioner hereby petitions the Wisconsin Tax Appeals Commission for review of the determination of the State Board of Assessors dated: January 15, 2014

1.	Full name, address & telephone number of petitioner: J.L. French LLC 3101 South Taylor Drive P.O. Box 1024 Sheboygan, WI 53082 (920) 458-0140	2.	Computer nos. shown on Assessment notice: State ID No. 81-59-281-P000013310
3.	Address of personal property: 4243 Gateway Drive Sheboygan, WI 53082	4.	Assessment date: January 1, 2013

5. Value as determined by the State Board of Assessors: (Personal Property Assessment Only) **See Attachment II for the Notice of Determination**

Manufacturer's stock	Furniture & fixtures $169,600
Boats & watercraft	All others $443,400
Machinery & equipment $1,159,600	Total value $1,772,600

6. Value as determined by the State Board of Assessors: (Real Property Assessment Only) **Not applicable**

Land	
Improvement	
Total	

7. Penalty amount: (Manufacturing Penalty Assessment Only)

Not Applicable

Date Wisconsin Standard Manufacturing Property Report Form was filed:

8.	On a separate sheet, please provide a statement of the nature of the petitioner's objection and the facts upon which petitioner relies. **See Statement I Attached**
9.	Petitioner's opinion of the value as of the assessment date: (Real Property Assessment Only) **Not Applicable**

Land	
Improvements	
Total	

10. Petitioner's opinion of the value as of the assessment date: (Personal Property Assessment Only)

Manufacturer's stock	Furniture & fixtures $29,974
Boats & watercraft	All others $238,736
Machinery & equipment $116,154	Total value $384,864

11. Was subject property appraised within the past 5 years? ☒ Yes ☐ No

If Yes **See Statement II, Attached**

A. Date of appraisal: **See Statement II**

B. Appraised value: **See Statement II**

C. Name and address of appraiser: **Valuation Research Corporation, 330 Kilbourn Avenue, Milwaukee, WI 53202**

D. Will testimony concerning this appraisal be presented at the hearing?
See Statement II
☐ Yes ☐ No

E. If so, will a copy of the appraisal be offered? ☐ Yes ☐ No
See Statement II

F. Will comparable sales be offered as evidence at the hearing?
See Statement II
☐ Yes ☐ No

If yes, attach a schedule listing the seller's name, the purchaser's name, address of the property, date of sale, purchase price, and any special circumstances surrounding the sale.

12.	Name, address and telephone number of the petitioner's representative, if any: Margaret M. Derus, Esq. Reinhart Boerner Van Deuren s.c., 1000 North Water Street, Suite 1700, Milwaukee, WI 53202 (414) 298-8304	Signature of owner/representative: Margaret M Derus Attorney for Petitioner

This form must be filed with the Tax Appeals Commission within 60 days from the date of the determination of the State Board of Assessors. A $25.00 filing fee payable to the Tax Appeals Commission must be filed with this form. The Tax Appeals Commission Address is:

Dated: 1/23/14

Wisconsin Tax Appeals Commission
Suite 110
5005 University Avenue
Madison, WI 53705

(608) 266-1391

PETITION FOR REVIEW OF DETERMINATION BY STATE BOARD OF ASSESSORS FOR MANUFACTURING PERSONAL PROPERTY ASSESSMENT

J.L. FRENCH, LLC
Personal Property Computer Number: 81-59-281-P000013310

ATTACHMENT I

Statement I: Response to Question 8, Nature of Objection and Facts Relied Upon

The Department of Revenue's assessed value of the subject personal property exceeds the true cash value of the property as of January 1, 2013 as determined in accordance with Wisconsin Statutes §§ 70.995(8)(b), 70.32(1) and 70.34.

The Petitioner's opinion of the true cash value of its personal property located at 4243 Gateway Drive (the "Subject Property") takes into account the value of the Subject Property as appraised as of May 15, 2012. The 2012 appraisal of the Petitioner's property resulted in adjustments to the Petitioner's books and records to the then-current full market value of its property, including the Subject Property. Adjustments for acquisitions, deletions and depreciation through January 1, 2013 were made. This value was reported on the Petitioner's books and records and on its 2013 Manufacturing Personal Property Return. Spreadsheets with information of the market value of the Petitioner's Wisconsin assets by account and location have been provided to the Department. The full value of the Subject Property was reported on the 2013 Manufacturing Personal Property Return as filed with the Department in accordance with Wisconsin Statutes § 70.995(12)(a) and (b).

Statement II: Response to Question 11, Appraisals

In connection with the acquisition by Nemak of J.L. French, Nemak engaged an appraisal firm to perform a valuation analysis and appraisal of all of J.L. French's assets, including the personal property that is the subject of this Petition for Review. The valuation was performed by Valuation Research Corporation. It issued a report of its analysis and valuation in J.L. French Automotive Castings, Inc., Fair Value Report, reporting the value of the assets as of May 15, 2012.

Information for and values of the J.L. French assets were included in spreadsheets of all of the J.L. French assets and were identified with the location of each of the assets. Those spreadsheets formed the basis for reporting the true cash value of the Subject Property on the Petitioner's books and records and on Petitioner's 2013 Manufacturing Personal Property Return filed with the Department of Revenue.

Copies of said 2012 Valuation Report and spreadsheets have been provided to the Department.

The Petitioner has not yet determined whether it will proffer testimony concerning said 2012 Valuation Report and spreadsheets at the hearing in this matter.

PETITION FOR REVIEW OF DETERMINATION BY STATE BOARD OF ASSESSORS FOR MANUFACTURING PERSONAL PROPERTY ASSESSMENT

J.L. FRENCH, LLC
Personal Property Computer Number: 81-59-281-P000013310

ATTACHMENT II

Attached hereto is a copy of the Notice of Determination of the State Board of Assessors for the subject property as of January 1, 2013 dated January 15, 2014.

STATE BOARD OF ASSESSORS
NOTICE OF DETERMINATION

JL FRENC H LLC, PETITIONER
APPEAL NO. 81-035-PPO-13
STATE IDENTIFICATION NO. 81-59-281-P000013310

VS

WISCONSIN DEPARTMENT OF REVENUE,
RESPONDENT

TO: JL French LLC
3101 South Taylor Dr.
PO Box 1024
Sheboygan, WI 53082

AND Susan Richards, Clerk
City of Sheboygan
828 Center Ave.
Sheboygan, WI 53081-4442

PLEASE TAKE NOTICE that the objection to the 2013 assessment for the above-listed account has been reviewed by the State Board of Assessors pursuant to sec. 70.995 (8)(a), Wis. Stats., and that this Board has determined that the property in question be assessed as follows:

AGGREGATE RATIO: 1.106793820

	ORIGINAL FULL VALUE ASSESSMENT	REVISED FULL VALUE ASSESSMENT	ORIGINAL EQUATED VALUE ASSESSMENT	REVISED EQUATED VALUE ASSESSMENT
Boats & Watercraft	0		0	
Machinery & Equipment	1,159,600		1,283,400	
Furniture & Fixtures	169,600		187,700	
All Other	443,400		490,800	
Buildings on Leased Land	0		0	
Total	1,772,600	No Change	1,961,900	N/A
Exempt Computers	273,900		N/A	N/A

There will not be interest paid per sec. 70.511(2)(b), Wis. Stats.

You shall be deemed to have accepted this determination unless you notify the Wisconsin Tax Appeals Commission of your desire to present testimony before that Commission challenging the assessed value here determined. The proper forms may be obtained by writing or calling:

Wisconsin Tax Appeals Commission
5005 University Ave., Suite 110
Madison, WI 53705
(608) 266-1391

APPEALS MUST BE FILED WITH THE TAX APPEALS COMMISSION WITHIN 60 DAYS OF THE DATE ON THIS ORDER as set forth in sec. 73.01(5), Wis. Stats.

Dated at Madison, Wisconsin, this 15th day of January 2014.

cc: Margaret M. Derus, Authorized Agent
Reinhart Boerner Van Deuren S.C.
PO Box 2695
Milwaukee, WI 53204-2695

STATE OF WISCONSIN
STATE BOARD OF ASSESSORS

By: Timothy J. Drascic
Timothy J. Drascic, Chairman

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF RETURN ADDRESS, FOLD AT DOTTED LINE

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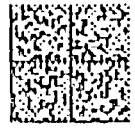

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FILED
JAN 24 2014
Wisconsin Tax Appeals Commission
Bonnie Jorstad, Clerk

Reinhart
Attorneys at Law

Reinhart Boerner Van Deuren s.c.
1000 North Water Street
P.O. Box 2965
Milwaukee, WI 53201-2965

Bonnie Jorstad, Clerk
Wisconsin Tax Appeals Commission
5005 University Avenue
Suite 110
Madison, WI 53705

STATE OF WISCONSIN

TAX APPEALS COMMISSION

ALLOTECH INTERNATIONAL, LLC,	**DOCKET NO. 14-M-029**
Petitioner,	
vs.	
WISCONSIN DEPARTMENT OF REVENUE,	**ACKNOWLEDGMENT OF RECEIPT**
Respondent.	

RECEIPT IS ACKNOWLEDGED in relating to the above-entitled matter as follows:

Item Received:	Petition
Date Received:	January 24, 2014
By:	Certified Mail date stamped January 23, 2014
Filing Fee Received:	$25 fee

The docket number shown above is assigned to this matter and should be placed on all subsequent correspondence relating to this matter.

Copies of your petition are being sent to the Office of General Counsel of the Wisconsin Department of Revenue and the clerk of the municipality listed on the Notice of Determination.

Dated at Madison, Wisconsin, this 24th day of January, 2014.

WISCONSIN TAX APPEALS COMMISSION

Bonnie Jorstad, Clerk
5005 University Avenue - Suite 110
Madison, Wisconsin 53705
608-266-1391

Please note that the files of the Tax Appeals Commission may be subject to open records request. Parties should keep this in mind when submitting documentation to the Commission and should avoid the inclusion of non-essential personal information, such as social security numbers and tax returns.

For guidance in these proceedings, please visit www.wisbar.org/taxappeals or see Ch. 73.01 of the Wisconsin Statutes and Wisconsin Administrative Code Chapter TA 1 - Practice and Procedures before the Tax Appeals Commission.

cc: Attorney Margaret M. Derus
Susan Richards w/enc.
Wisconsin Dept. of Revenue w/enc.

14-M-029

Reinhart
Attorneys at Law

Reinhart Boerner Van Deuren s.c.
P.O. Box 2965
Milwaukee, WI 53201-2965

1000 North Water Street
Suite 1700
Milwaukee, WI 53202

Telephone: 414-298-1000
Facsimile: 414-298-8097
Toll Free: 800-553-6215
reinhartlaw.com

January 23, 2014

Margaret M. Derus, Esq.
Direct Dial: 414-298-8304
mderus@reinhartlaw.com

SENT BY CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Bonnie Jorstad, Clerk
Wisconsin Tax Appeals Commission
5005 University Avenue
Suite 110
Madison, WI 53705

Dear Ms. Jorstad:

Re: J.L. French LLC v. Wisconsin Department of Revenue
Allotech International v. Wisconsin Department of Revenue

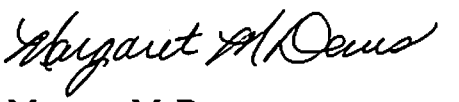
I enclose for filing an original and five copies of each of the following documents to appeal the State Board of Assessors' denial of Petitioners' Objections to the 2013 assessed values of their personal property:

- Petition for Review of Determination by State Board of Assessors for Manufacturing Property (Personal Property Assessment) – J.L. French, LLC, State ID No. 81-59-281-P000013309;
- Petition for Review of Determination by State Board of Assessors for Manufacturing Property (Personal Property Assessment) – J.L. French, LLC, State ID No. 81-59-281-P000013310; and
- Petition for Review of Determination by State Board of Assessors for Manufacturing Property (Personal Property Assessment) – Allotech International, State ID No. 81-59-281-P000013284.

I also enclose a check made payable to the Wisconsin Tax Appeals Commission for $75.00 for the filing fees of $25.00 each for the three Petitions for Review.

I would appreciate it if you would stamp the extra copy of each of the Petitions with the date of filing and return the date stamped copies to me in the enclosed self-addressed return envelope. Thank you.

Yours very truly,



Margaret M. Derus

11434619

Encs.

14-M-029

STATE OF WISCONSIN **TAX APPEALS COMMISSION**

Allotech International
3101 South Taylor Drive
P.O. Box 1024
Sheboygan, WI 53082

Petitioner,

vs.

WISCONSIN DEPARTMENT OF REVENUE
PO BOX 8907
MADISON, WISCONSIN 53708
Respondent.

PETITION FOR REVIEW OF DETERMINATION BY STATE BOARD OF ASSESSORS FOR MANUFACTURING PROPERTY
(Personal Property Assessment)
(Real Property Assessment)
(Manufacturing Penalty Assessment)

FILED
JAN 24 2014
Wisconsin Tax Appeals Commission
Bonnie Jorstad, Clerk

TO: THE WISCONSIN TAX APPEALS COMMISSION:

The above named petitioner hereby petitions the Wisconsin Tax Appeals Commission for review of the determination of the State Board of Assessors dated: January 15, 2014

1.	Full name, address & telephone number of petitioner: Allotech Internationl 3101 South Taylor Drive P.O. Box 1024 Sheboygan, WI 53082 (920) 458-0140	2.	Computer nos. shown on Assessment notice: State ID No. 81-59-281-P000013284
3.	Address of personal property: 4243 Gateway Drive Sheboygan, WI 53082	4.	Assessment date: January 1, 2013

5. Value as determined by the State Board of Assessors: (Personal Property Assessment Only) **See Attachment II for the Notice of Determination**

Manufacturer's stock	Furniture & fixtures $49,200
Boats & watercraft	All others $60,400
Machinery & equipment $456,500	Total value $566,100

6. Value as determined by the State Board of Assessors: (Real Property Assessment Only) **Not applicable**

Land	
Improvement	
Total	

7. Penalty amount: (Manufacturing Penalty Assessment Only)

Not Applicable

Date Wisconsin Standard Manufacturing Property Report Form was filed:

8.	On a separate sheet, please provide a statement of the nature of the petitioner's objection and the facts upon which petitioner relies. **See Statement I Attached**
9.	Petitioner's opinion of the value as of the assessment date: (Real Property Assessment Only) **Not Applicable**

Land	
Improvements	
Total	

10. Petitioner's opinion of the value as of the assessment date: (Personal Property Assessment Only)

Manufacturer's stock	Furniture & fixtures $26,496
Boats & watercraft	All others $30,374
Machinery & equipment $170,086	Total value $226,956

11. Was subject property appraised within the past 5 years? ☒ Yes ☐ No

If Yes **See Statement II, Attached**

A. Date of appraisal: **See Statement II**

B. Appraised value: **See Statement II**

C. Name and address of appraiser: **Valuation Research Corporation, 330 East Kilbourn Avenue, Milwaukee, WI 53202**

D. Will testimony concerning this appraisal be presented at the hearing?
See Statement II
☐ Yes ☐ No

E. If so, will a copy of the appraisal be offered? ☐ Yes ☐ No
See Statement II

F. Will comparable sales be offered as evidence at the hearing?
See Statement II
☐ Yes ☐ No

If yes, attach a schedule listing the seller's name, the purchaser's name, address of the property, date of sale, purchase price, and any special circumstances surrounding the sale.

12.	Name, address and telephone number of the petitioner's representative, if any: Margaret M. Derus, Esq. Reinhart Boerner Van Deuren s.c., 1000 North Water Street, Suite 1700, Milwaukee, WI 53202 (414) 298-8304	Signature of owner/representative: Margaret M Derus Attorney for Petitioner

This form must be filed with the Tax Appeals Commission within 60 days from the date of the determination of the State Board of Assessors. A $25.00 filing fee payable to the Tax Appeals Commission must be filed with this form. The Tax Appeals Commission Address is:

Dated: 1/23/14

Wisconsin Tax Appeals Commission
Suite 110
5005 University Avenue
Madison, WI 53705

(608) 266-1391

PETITION FOR REVIEW OF DETERMINATION BY STATE BOARD OF ASSESSORS FOR MANUFACTURING PERSONAL PROPERTY ASSESSMENT

ALLOTECH INTERNATIONAL

Personal Property Computer Number: 81-59-281-P000013284

ATTACHMENT I

Statement I: Response to Question 8, Nature of Objection and Facts Relied Upon

The Department of Revenue's assessed value of the subject personal property exceeds the true cash value of the property as of January 1, 2013 as determined in accordance with Wisconsin Statutes §§ 70.995(8)(b), 70.32(1) and 70.34.

The Petitioner's opinion of the true cash value of its personal property located at 4243 Gateway Drive (the "Subject Property") takes into account the value of the Subject Property as appraised as of May 15, 2012. The 2012 appraisal of the Petitioner's property resulted in adjustments to the Petitioner's books and records to the then-current full market value of its property, including the Subject Property. Adjustments for acquisitions, deletions and depreciation through January 1, 2013 were made. This value was reported on the Petitioner's books and records and on its 2013 Manufacturing Personal Property Return. Spreadsheets with information of the market value of the Petitioner's Wisconsin assets by account and location have been provided to the Department. The full value of the Subject Property was reported on the 2013 Manufacturing Personal Property Return as filed with the Department in accordance with Wisconsin Statutes § 70.995(12)(a) and (b).

Statement II: Response to Question 11, Appraisals

In connection with the acquisition by Nemak of J.L. French, Nemak engaged an appraisal firm to perform a valuation analysis and appraisal of all of J.L. French's assets, including the Allotech International personal property that is the subject of this Petition for Review. The valuation was performed by Valuation Research Corporation. It issued a report of its analysis and valuation in J.L. French Automotive Castings, Inc., Fair Value Report, reporting the value of the assets as of May 12, 2012. The Petitioner is one of the entities in the J.L. French Corporate Group and its assets were included in said 2012 Valuation Report.

Information for and values of Petitioner's assets were included in spreadsheets of all of the J.L. French Corporate Group assets and were identified with the location of each of the assets. Those spreadsheets formed the basis for reporting the true cash value of the Subject Property on the Petitioner's books and records and on Petitioner's 2012 Manufacturing Personal Property Return filed with the Department of Revenue.

Copies of said 2012 Valuation Report and spreadsheets have been provided to the Department.

The Petitioner has not yet determined whether it will proffer testimony concerning said 2012 Valuation Report and spreadsheets at the hearing in this matter.

PETITION FOR REVIEW OF DETERMINATION BY STATE BOARD OF ASSESSORS FOR MANUFACTURING PERSONAL PROPERTY ASSESSMENT

ALLOTECH INTERNATIONAL
Personal Property Computer Number: 81-59-281-P000013284

ATTACHMENT II

Attached hereto is a copy of the Notice of Determination of the State Board of Assessors for the subject property as of January 1, 2013 dated January 15, 2014.

STATE BOARD OF ASSESSORS
NOTICE OF DETERMINATION

ALLOTECH INTERNATIONAL LLC, PETITIONER
APPEAL NO. 81-036-PPO-13
STATE IDENTIFICATION NO. 81-59-281-P000013284

VS

WISCONSIN DEPARTMENT OF REVENUE,
RESPONDENT

TO: Allotech International LLC
3101 South Taylor Dr.
PO Box 1024
Sheboygan, WI 53082

AND Susan Richards, Clerk
City of Sheboygan
828 Center Ave.
Sheboygan, WI 53081-4442

PLEASE TAKE NOTICE that the objection to the 2013 assessment for the above-listed account has been reviewed by the State Board of Assessors pursuant to sec. 70.995 (8)(a), Wis. Stats., and that this Board has determined that the property in question be assessed as follows:

AGGREGATE RATIO: 1.106793820

	ORIGINAL FULL VALUE ASSESSMENT	REVISED FULL VALUE ASSESSMENT	ORIGINAL EQUATED VALUE ASSESSMENT	REVISED EQUATED VALUE ASSESSMENT
Boats & Watercraft	0		0	
Machinery & Equipment	456,500		505,300	
Furniture & Fixtures	49,200		54,500	
All Other	60,400		66,900	
Buildings on Leased Land	0		0	
Total	566,100	No Change	626,700	N/A
Exempt Computers	358,300		N/A	N/A

There will not be interest paid per sec. 70.511(2)(b), Wis. Stats.

You shall be deemed to have accepted this determination unless you notify the Wisconsin Tax Appeals Commission of your desire to present testimony before that Commission challenging the assessed value here determined. The proper forms may be obtained by writing or calling:

Wisconsin Tax Appeals Commission
5005 University Ave., Suite 110
Madison, WI 53705
(608) 266-1391

APPEALS MUST BE FILED WITH THE TAX APPEALS COMMISSION WITHIN 60 DAYS OF THE DATE ON THIS ORDER as set forth in sec. 73.01(5), Wis. Stats.

Dated at Madison, Wisconsin, this 15th day of January 2014.

cc: Margaret M. Derus, Authorized Agent
Reinhart Boerner Van Deuren S.C.
PO Box 2695
Milwaukee, WI 53204-2695

STATE OF WISCONSIN
STATE BOARD OF ASSESSORS

By: Timothy J. Drascic
Timothy J. Drascic, Chairman

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF RETURN ADDRESS. FOLD AT DOTTED LINE

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JAN 24 2014
Wisconsin Tax Appeals Commission
Bonnie Jorstad, Clerk

Reinhart
Attorneys at Law

Reinhart Boerner Van Deuren s.c.
1000 North Water Street
P.O. Box 2965
Milwaukee, WI 53201-2965

Bonnie Jorstad, Clerk
Wisconsin Tax Appeals Commission
5005 University Avenue
Suite 110
Madison, WI 53705

VI

R. C. No. ____ - 13 - 14. By PUBLIC WORKS. February 3, 2014.

Your Committee to whom was referred R. O. No. 225-13-14 by the City Clerk submitting a communication from the Salvation Army requesting permission to use the parking lot west of the Armory owned by the City for a benefit bike ride being sponsored by The Salvation Army - Sheboygan; recommends that the document be accepted and placed on file and to approve the request.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

II

3.3

R. O. No. 225- 13 - 14. By CITY CLERK. January 6, 2014.

Submitting a communication from The Salvation Army requesting permission to use the parking lot west of the Armory owned by the City for a benefit bike ride being sponsored by The Salvation Army - Sheboygan.

Susan Richards
City Clerk

Park Wks.
Ac & File
approve.

André Cox, General

Paul R. Seiler
Territorial Commander

Major Dan Jennings
Divisional Commander

Daryl and Cherie Mangeri, Lieutenants
Sheboygan Corps Officers

THE SALVATION ARMY

DOING THE MOST GOOD

Founded in 1865 by William and Catherine Booth

Sheboygan Area Corps

P.O. Box 1207

Sheboygan, WI 53082-1207

920.458.3723

Fax 920.458.5140

December 16, 2013

City Clerk Sue Richards
828 Center Avenue
Suite 100
Sheboygan, WI 53081

Dear Ms. Richards,

I am writing to request permission to use the parking lot west of the Armory owned by the City for a benefit bike ride sponsored by The Salvation Army – Sheboygan.

The event will occur on Saturday, July 12, 2014, from 6:00AM – 6:00PM. We anticipate several hundred participants for this event.

Please advise us as to what arrangements need to be made or which committees will need to be contacted in order for us to move forward with this request.

This is the very first time we have sponsored an event of this nature. It is our hope that "The Salvation Ride" will grow into an annual event, one that will benefit the City of Sheboygan and neighboring communities for years to come.

I have included an event flier and brochure for your records.

Thank you for your kind consideration of this request.

Sincerely,

Daryl Mangeri, Lt. daryl_mangeri@usc.salvationarmy.org
Corps Officer

Cc: Robert Radzins, Committee Chairperson
Edward Surek, Advisory Board Chairman
803-2323

Registration Form

The Salvation Ride 2014
One Form per Rider (form may be photocopied)

Office Use Only
Rider # _____
Paid _____
Check# _____
Cash _____

PLEASE PRINT

Name: _____

Address: _____

City/State/Zip: _____

Phone: ( ) _____

Email: _____

Emergency Contact: _____

Phone: ( ) _____

Route Choice: 10 mi 25 mi 50 mi 62.5 mi 100 mi
(Circle One)

	Before June 27	After June 27
☐ Individual	$30	$35
☐ Family*	$20/rider	$25
☐ Corporate Team**	$25/rider	$30
Team Name: _____		
☐ FREE	$100+ in pledges	
	Entry Fee $ _____	

T-Shirt: S M L XL ($10.00) $ _____
Jersey: S M L XL ($70.00) $ _____

TOTAL AMOUNT ENCLOSED: $ _____

Credit Card payment available only online at www.thesalvationride.org. In person and mail-in registration by check or cash only. Please make checks payable to The Salvation Army - Sheboygan and in the memo line write The Salvation Ride.

Please read this disclaimer carefully and sign below:
I, the undersigned, know that The Salvation Ride is a potentially hazardous event, and attend it out of my own free will and choice. In being allowed to participate in this ride, I realize that I may be engaging in activities that involve risk of sickness, serious injury or death to myself or my heirs. I do hereby release, waive, discharge and covenant not to sue The Sheboygan Area Salvation Army, its officers, directors, agents and volunteers, other participants, sponsoring businesses, government agencies, or advertisers from any and all liability to me and my heirs, for any damages or losses on account of injury or death. I will also give my permission for any pictures or video that are taken at the event to be used by The Sheboygan Area Salvation Army in their promotion and advertising materials. I have read, understood and agree to the terms of this agreement.

_____
Participants Signature **Date**

If Participant is a minor, parent or guardian must sign below. I am the legal guardian of participant, and hereby consent to his/her participation. I have read the foregoing release and indemnification agreement, and hereby agree on behalf of myself and the participant to its terms.

_____
Guardian's Signature **Date**

*Family is two adults & children ages 12 and younger.
**A minimum of 5 riders from a business

Ride for FREE & Pledge Raising

Raise pledges to earn FREE registration and FREE Event Apparel. All donations are tax deductible. Pledges must be received by check-in on July 12 to qualify. Please refer to pledge form for details.

Rest stop Information

The 10 mile & 25 mile rides will each have one rest stop, the 50 mile & 62.5 mile rides will have 3 rest stops and the 100 mile ride will have 5 rest stops.

Event Parking

The Armory / Spaceport has parking available on the west side of the building. There will also be street parking available. All parking is available on a first come, first serve basis.

Weather Conditions

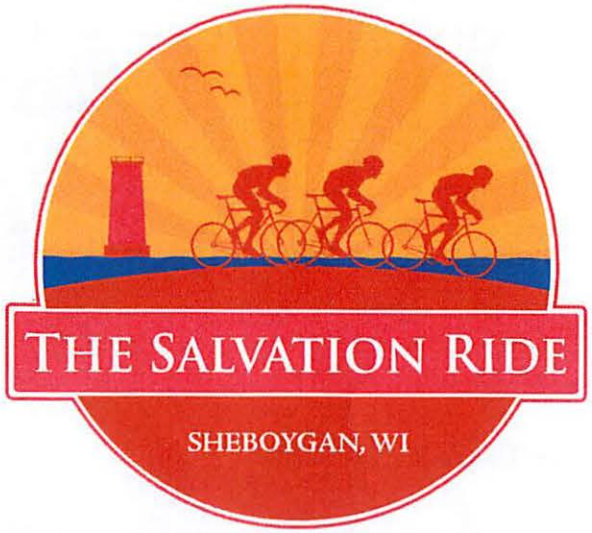
RAIN OR SHINE.

Thank You to our Sponsors

Please patronize the businesses who generously support The Sheboygan Area Salvation Army and The Salvation Ride.

THE SALVATION ARMY
DOING THE MOST GOOD

1ST ANNUAL



TO BENEFIT THE SHEBOYGAN AREA SALVATION ARMY

10, 25, 50, 62.5 & 100 Mile Routes

Saturday July 12, 2014

visit www.thesalvationride.org for more info

THE SALVATION ARMY
DOING THE MOST GOOD

About the Salvation Army

Almost everyone has heard of us. Every year from Thanksgiving until Christmas, there we are, with our red kettles and ringing bells to attract donations to help our cause. But what is our cause? Since December 5, 1895, we have been serving the greater Sheboygan area, including Sheboygan Falls, Kohler, and Howards Grove providing social services to the needy and church programs for adults and children. To gain an additional revenue source to continue to offer all of our diverse and vital programs, we have created a fun, community building event called The Salvation Ride.

About The Salvation Ride

This is a ride, not a race, offering five route options from 10, 25, 50, 62.5 (a metric century), and 100 miles. All routes head south from the Sheboygan Amory / Spaceport. The roads are overall smooth and flat with some minor hills along the way. **All vehicular traffic laws must be adhered to. All participants must wear helmets.** There will be full sag, maintenance, and medical support. Rest stops will be stocked with fruit, cookies, other snacks, Gatorade, and water. Riders will receive a detailed cue sheet and map of the routes and the roads will be marked. All riders will receive a free pair of Wigwam socks and a meal back at the Amory / Spaceport will conclude everyone's ride.

Check-in and Start Times

The 62.5, and 100 mile routes will begin with a mass start at 7:30 a.m., with check in on the day of the ride beginning at 6:30 a.m. The 10, 25, and 50 mile routes will have a mass start at 9:30 a.m. with check in beginning at 8:30 a.m. Early check in for all routes will take place on Friday, July 11th, from 3 – 7 p.m. at the Amory / Spaceport.

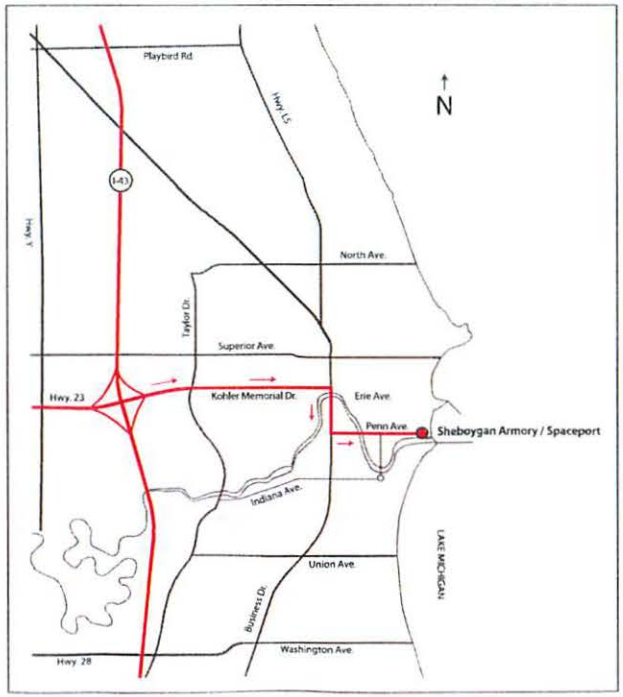
Registration Information

Please refer to the registration form for details on the rates for individuals, families and corporate teams.
There are three registration options: 1) Fill out the printed form and put it in the mail. The mailing address is The Salvation Army PO Box 1207 Sheboygan, WI 53082-1207, 2) Fill out the form online at www.salvationarmy.org and pay by credit card 3) register in person on the Friday before or on the day of the event and pay by check or cash.

Directions to the Armory / Spaceport

From Hwy 43, take Exit 126 East and merge onto Kohler Memorial Drive. Continue East and turn Right onto 14th Street/Business Dr. (By Walgreens) Head South to Pennsylvania Avenue and turn left at the traffic lights. Head East until you reach the Armory/Spaceport, which will be on your left.

516 Broughton Drive, Sheboygan, WI 53081



THE SALVATION RIDE 2014 - PLEDGE FORM

Sponsor Name	Sponsor Address	Sponsor Phone	Pledge	Paid
			$	$
			$	$
			$	$
			$	$
			$	$
			$	$
			$	$
			$	$
			$	$
			$	$
			$	$

All donor pledges are tax deductible. Donations of $250.00 or more will be acknowledged with a tax receipt.

THANK YOU FOR SUPPORTING THE SHEBOYGAN AREA SALVATION ARMY!

Need more pledge sheets? You may photocopy this page or download our pledge form at www.thesalvationride.org. If you raise $100 you will receive FREE registration and a FREE event T-Shirt. Raise $200 or more and you will receive FREE registration and a FREE Salvation Ride custom bicycling jersey.

About the Salvation Army

Almost everyone has heard of us. Every year from Thanksgiving until Christmas, there we are, with our red kettles and ringing bells to attract donations to help our cause. But what is our cause? Since December 5, 1895, we have been serving the greater Sheboygan area, including Sheboygan Falls, Kohler, and Howards Grove providing social services to the needy and church programs for adults and children. To gain an additional revenue source to continue to offer all of our diverse and vital programs, we have created a fun, community building event called The Salvation Ride.

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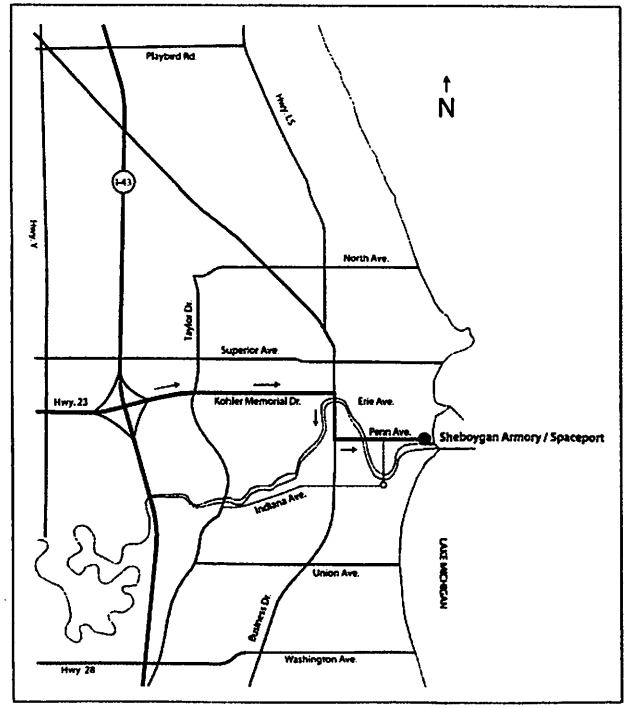
516 Broughton Drive, Sheboygan, WI 53081



THE SALVATION RIDE 2014 - PLEDGE FORM

Sponsor Name	Sponsor Address	Sponsor Phone	Pledge	Paid
			$	$
			$	$
			$	$
			$	$
			$	$
			$	$
			$	$
			$	$
			$	$
			$	$
			$	$

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Need more pledge sheets? You may photocopy this page or download our pledge form at www.thesalvationride.org. If you raise $100 you will receive FREE registration and a FREE event T-Shirt. Raise $200 or more and you will receive FREE registration and a FREE Salvation Ride custom bicycling jersey.

THE SALVATION RIDE

Almost everyone has heard of The Salvation Army. Every year from Thanksgiving until Christmas, there we are, with our red kettles and ringing bells to attract donations to help our cause. But what is our cause? Since December 5, 1895, The Salvation Army has been serving the greater Sheboygan area, including Sheboygan Falls, Kohler, and Howards Grove providing social services to the needy and church programs for adults and children.

To be more specific, in a recent month The Salvation Army was "home" for 42 single men, 17 single women, and 6 families. The food pantry served 225 families, 52 single women, and 68 single men. The free clinic, which offers medical, dental, and vision care, served 40 men and 18 women. Home assistance was given to 35 families, 18 single men, and 14 single women. The Salvation Army also offers a church, pastoral care, social services counseling, a day care, and operates a retail store stocked with donations from the community.

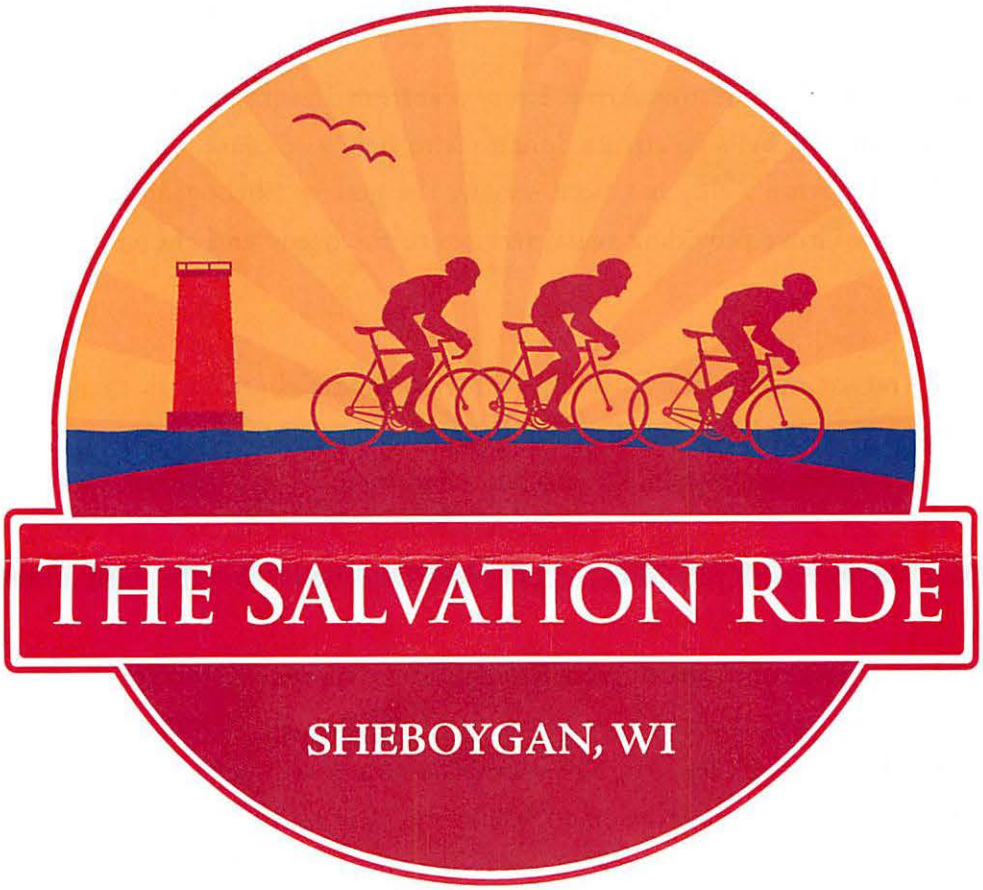
The need for all of these services continues to grow rapidly, but the revenue to fund these programs continues to get harder to secure. Recognizing this, we have come up with a fun, community building way to gain a new revenue stream, a charity bike ride. Called "The Salvation Ride" this event will be held on Saturday, July 12, 2014 beginning and ending at the Sheboygan Armory / Spaceport. The route options will be 10, 25, 50, and 100 miles, plus a metric century (62.5 miles). Details will emerge later in 2013 and more information will be available in January 2014.

We are seeking support from the business community. It is our hope we can have all the expenses to produce the ride paid for before the first rotation of a pedal so all our rider entry fees will be able to be used by The Sheboygan Salvation Army where the need is the greatest. We offer Gold ($1,000 or more), Silver ($500 - $999), and Bronze ($250 - $499) financial sponsorship options. If you support us, we also ask for your business logo to use in our advertising and promotion activities. Please make checks payable to The Salvation Army-Sheboygan and **in the memo write The Salvation Ride.** Mail to P.O. Box 1207 Sheboygan, WI 53082-1207.

We hope we have touched your heart with this letter. We also hope you appreciate how varied and vital the services of The Salvation Army are to the Sheboygan area. Please contact Bob Radzins at 920-783-1020 or e-mail **rradzins@wigwam.com** or contact Jeanne M. Jentsch at 920-694-1268 or e-mail **jeanne_jentsch@usc.salvationarmy.org** to help make "The Salvation Ride" a success next summer. Thank you for your consideration.

THE SALVATION ARMY®

DOING THE MOST GOOD®



TO BENEFIT THE SHEBOYGAN AREA SALVATION ARMY

Saturday July 12, 2014 · Sheboygan, WI · 10, 25, 50, 100 mile & 100 km routes

See reverse side for more details

THE SALVATION ARMY®

DOING THE MOST GOOD®

VIII

R. C. No. ____ - 13 - 14. By PUBLIC WORKS. February 3, 2014.

Your Committee to whom was referred Res. No. 129-13-14 by Alderperson Heidemann to declare the second Saturday in May, International Migratory Bird Day; recommends that the Resolution be passed.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

III

6.5

Res. No. 129 - 13 - 14. By Alderperson Heidemann. January 20, 2014.

A RESOLUTION to declare the second Saturday in May, International Migratory Bird Day.

WHEREAS, migratory birds are some of the most beautiful and easily observed wildlife that share our communities,

WHEREAS, many citizens recognize and welcome migratory songbirds as symbolic harbingers of spring,

WHEREAS, these migrant species also play an important economic role in our community, controlling insect pests and generating millions in recreational dollars statewide,

WHEREAS, migratory birds and their habitats are declining throughout the Americas, facing a growing number of threats on their migration routes and in both their summer and winter homes,

WHEREAS, public awareness and concerns are crucial components of migratory bird conservation,

WHEREAS, citizens enthusiastic about birds, informed about the threats they face, and empowered to help address those threats can directly contribute to maintaining healthy bird populations,

WHEREAS, since 1993 International Migratory Bird Day (IMBD) has become a primary vehicle for focusing public attention on the nearly 350 species that travel between nesting habitats in our communities and throughout North America and their wintering grounds in South and Central America, Mexico, the Caribbean, and the southern U.S.,

WHEREAS, hundreds of thousands of people will observe IMBD, gathering in town squares, community centers, schools, parks, nature centers, and wildlife refuges to learn about birds, take action to conserve them, and simply to have fun,

WHEREAS, while IMBD officially is held each year on the second Saturday in May, its observance is not limited to a single day, and planners are encouraged to schedule activities on the dates best suited to the presence of both migrants and celebrants,

Pl
approve

WHEREAS, IMBD is not only a day to foster appreciation for wild birds and to celebrate and support migratory bird conservation, but also a call to action.

RESOLVED: That the City of Sheboygan declares the second Saturday in May, International Migratory Bird Day.

PW

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

VIII

R. C. No. ____ - 13 - 14. By PUBLIC WORKS. February 3, 2014.

Your Committee to whom was referred Res. No. 128-13-14 by Alderperson Heidemann authorizing advertising for bids for the sanitary sewer relay of N. 20th St. from Cleveland Ave. to Geele Ave.; recommends that the Resolution be passed.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

III

6.4

Res. No. 128 - 13 - 14. By Alderperson Heidemann. January 20, 2014.

A RESOLUTION authorizing advertising for bids for the sanitary sewer relay of N.20th St. from Cleveland Ave. to Geele Ave.

RESOLVED: That the Department of Public Works is hereby authorized and directed to advertise for bids under the five percent (5%) alternative of Section 62.13 (3), Wisconsin Stats, for the sanitary sewer relay of N. 20th St. from Cleveland Ave. to Geele Ave., according to the plans and specifications prepared by the City Engineer, and submit a resume of bids received and accepted to the Common Council for further consideration.

P.W. approve

_____

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

VIII

R. C. No. ____ - 13 - 14. By PUBLIC WORKS. February 3, 2014.

Your Committee to whom was referred Res. No. 127-13-14 by Alderperson Heidemann authorizing for bids for the 2014 Concrete Sidewalk Program; recommends that the Resolution be passed.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

III

63

Res. No. 127 - 13 - 14. By Alderperson Heidemann January 20, 2014.

A RESOLUTION authorizing advertising for bids for the 2014 Concrete Sidewalk Program.

RESOLVED: That the Public Works Department is hereby authorized and directed to advertise for bids under the five percent (5%) alternative of Section 62.13 (3), Wisconsin Stats, for the 2014 Concrete Sidewalk Program aforementioned, according to the plans and specifications prepared by the City Engineer, and submit a resume of bids received and accepted to the Common Council for further consideration.

approve

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

II

R. O. No. _____ - 13 - 14. By CITY PLAN COMMISSION. February 3, 2014.

Your Commission to whom was referred Gen. Ord. No. 51-13-14 by Alderpersons Thiel and Lewandoske and R.O. No. 234-13-14 by City Clerk relative requesting an encroachment for the installation of new underground conduit structures for fiber optic cable (N. 18th St and Erie Ave.); wishes to report this matter was discussed at the special meeting of the City Plan Commission, January 23, 2014, and after due consideration, recommends approval of the Ordinance and the Report of Officer.

_____

Director of Planning and Development

8.3

Gen. Ord. No. 51 - 13 - 14. By Alderpersons Thiel and Lewandoske.
January 20, 2014.

AN ORDINANCE granting ExteNet Systems, Inc., its successors and assigns, the privilege of encroaching upon described portions of N. 18th St. and Erie Ave. in the City of Sheboygan for the purpose of installation of new underground conduit structures for fiber optic cable.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Subject to the terms and conditions contained herein, ExteNet Systems, Inc., its successors and assigns, is hereby granted the privilege of encroaching, in accordance with the sketch attached hereto and made a part hereof.

Section 2. The privilege as granted above is granted only on the condition that by the acceptance of the privilege, the said ExteNet Systems, Inc., its successors and assigns:

a. Shall become primarily responsible and liable for all and any damage to persons or property caused by and arising from the grant and exercise of such privilege.

b. Shall remove the encroachment allowed herein within ten (10) days after notice so to remove given by the State of Wisconsin or the City of Sheboygan; in the event of the failure so to remove, the said ExteNet Systems, Inc., its successors and assigns: shall pay the costs of removal by the State of Wisconsin or the City of Sheboygan, waiving all claim or claims for damages resulting from such removal, whether the removal is done by the said ExteNet Systems, Inc., its successors and assigns, or by the State of Wisconsin or by the City of Sheboygan.

City Plan

c. Shall pay such compensation to the City of Sheboygan for the grant of this privilege as may be determined by a board consisting of the Mayor, the Director of Public Works and the City Attorney; the compensation shall be paid into the General Fund.

d. Shall make such construction and/or alterations and maintain the same subject to the approval of the City Building Inspector and Director of Public Works, and shall waive the right to contest in any manner the validity of this ordinance or the amount of compensation charged.

Section 3. The provisions of §66.045(1)(2) of the Wisconsin Statutes are incorporated herein by reference to all intents and purposes as if set out fully.

Section 4. The City Clerk is authorized and directed to record a certified copy of this ordinance in the office of the Register of Deeds for Sheboygan County, Wisconsin, the costs thereof to be charged to the General Fund.

Section 5. This ordinance shall take effect and be in full force from and after its passage and publication and upon payment of the consideration to be determined hereunder, provided, however, that in the event of failure to exercise the privilege herein granted and the payment of such consideration within six (6) months from the effective date hereof, then and in that event such privilege shall be rendered null and void.

Scott Lowandowski

Billy A. Vick

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

II

5.4

R. O. No. 234- 13 - 14. By CITY CLERK. January 20, 2014.

Submitting a communication from ExteNet Systems, Inc., requesting an encroachment upon portions of N. 18th St. and Erie Ave. for the purpose of installation of new underground conduit structures for fiber optic cable.

City Plan

Susan Richards

City Clerk

extenet SYSTEMS YOUR NETWORK. EVERYWHERE.

January 7, 2014

JAN 15 '14 PM 1:55

Common Council
City of Sheboygan
828 Center Avenue
Sheboygan, WI 53081

RE: Request for Encroachment: ExteNet Systems, Inc.

Dear Members of the Common Council,

Thank you for the opportunity to make a formal request for an Encroachment into the Sheboygan public right-of-way. ExteNet Systems, Inc. is a telecommunications utility company registered with Wisconsin Public Service Commission. ExteNet is proposing the construction of a fiber-optic telecommunications network within the City of Sheboygan that will include the installation of aerial fiber optic cables onto existing Alliant Energy utility poles as well as the placement of new underground conduit structures within the City of Sheboygan's public right-of-way.

This specific request for an Encroachment is respectfully being made for the January 20th meeting of the Sheboygan Common Council with the following project details:

- **Purpose: Installation of new underground conduit structures for fiber optic cable**

- **Scope: Installation of approximately 2,306 Linear Feet of HDPE Conduit & Fiber Optic Cable, by directional drilling & open cut trenching, at a minimum depth of 36-inches. Place one (3) hand holes (pull boxes) at key pull/splice locations.**

- **Location: Beginning at a proposed ExteNet hand hole located 150 South of SPL of Superior Ave. & 2 feet West of EPL of N. 18th Street, continue West for 57 feet to West Side of N. 18th Street R/W to a point 150 feet South of SPL of Superior Ave. & 7 feet East of WPL of N. 18th Street, continue South at on offset of 7 feet East of WPL for 1,446 feet, crossing SR 23, to a proposed ExteNet hand hole located 33 feet North of SPL of Erie Ave. & 5 feet West of WPL of N. 18th Street; continue West for 397 feet at 33 feet North of SPL of Erie Ave to a R/W variance for alignment of Erie Ave.; At this point, continue West for 75 feet to 95 North of SPL of Erie Ave. & 577 feet West of WPL of N. 18th Street, continue in a Southwest direction for 105 feet to a**

point located 70 feet North of SPL & 677 feet West of WPL of N. 18th Street, continue Southwest for 221 feet, crossing N. 19th Street, to a proposed ExteNet hand hole located 12 feet South of NPL of Erie Ave. & 30 feet West of WPL of N. 19th Street, continue Southwest for 5 feet to an existing Alliant pole (#S15-23-22.1 1/35-14), located 12 feet South of NPL of Erie Ave. & 35 feet West of WPL of N. 19th Street.

- **Total Encroachment Linear Footage: 2,306**
- **Total Encroachment Square Footage: 2,324**

Included with this cover letter are the contact information details for ExteNet Systems (owner of the facility) and our general Contractor, Gabe's Construction. Additionally, a detailed set of construction plans are provided to show project specific details for this Encroachment Request. I hope this information is sufficient for your review and acceptance for the January 20th meeting of the Common Council. Should you require anything additional at this time, please contact me directly at 630-776-3769.

Respectfully,

Timothy Asta Jr., AICP
Director of Municipal Affairs
ExteNet Systems, Inc.

Enclosures

Encroachment Request: Contact Information

I. Owner Contact Information:

Name:	ExteNet Systems, Inc.
Address:	3030 Warrenville Road, Suite 340
City:	Lisle
State:	Illinois
Zip:	60532
Agent:	Timothy Asta Jr., AICP
Agent Title:	Director, Municipal Relations
Email:	tasta@extenetsystems.com
Phone:	(630) 505-3845
Fax:	(630) 577-1332

II. General Contractor's Contact Information:

Company Name:	Gabe's Construction Company
Address:	4804 N. 40th Street
City:	Sheboygan
State:	Wisconsin
Zip:	53083
Primary Contact :	Jeff Rinartz
Primary Contact Title:	Senior Project Engineer
Email:	jrinartz@gabes.com
Primary Contact Phone:	(920) 889-4510
Corporate Phone:	(920) 459-2600

III. State of Wisconsin Diggers Hotline ID: ENS01

IV: Corporate Overview:

ExteNet Systems, Inc. is a telecommunications utility registered with the Wisconsin Public Service Commission as an *Alternate Exchange Carrier.* ExteNet does not provide any telecommunications services directly to the consumer public.

ExteNet has legally secured the necessary Joint Use Agreements with Alliant Energy for the attachment of fiber optic cable and related telecommunications equipment on their existing utility pole structures.

VI

R. C. No. ____ - 13 - 14. By LAW AND LICENSING. February 3, 2014.

Your Committee to whom was referred R. O. No. 241-13-14 by the City Clerk submitting a communication from Asher Heimermann stating his concerns regarding Dave's Who's Inn; recommends that the document be placed on file.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

II

Other Matters

10.2

R. O. No. 241 - 13 - 14. By CITY CLERK. January 20, 2014.

Submitting a communication from Asher Heimermann stating his concerns regarding Dave's Who's Inn.

Law & Res

File

Susan Richards
City Clerk

II

Sunday, January 19, 2014

Law & Licensing Committee
City of Sheboygan
828 Center Avenue
Sheboygan, Wisconsin 53081

Dear members of the Law & Licensing Committee and Common Council:

I am writing to express concerns with Dave's Who's Inn (Alc. Bev. Lic. No. 1089) located at 835 Indiana Avenue. The number of fights and disturbances at the Dave's Who's Inn have been increasing in recent months and I request the Law & Licensing Committee suspend the liquor license for 10 days.

On June 1, 2013, the Sheboygan Police Department and the Sheboygan County Sheriff's Office responded to a fight at Dave's Who's Inn. In that incident, suspects fled officers. The police response was captured on video by Incident Response. On January 1, 2014, officers responded to a fight at Dave's Who's Inn reported shortly after 1 AM. Again, suspects fled officers. That scene was captured on video by Incident Response. On January 19, 2014, officers once again responded to a large fight reported around 2:21 AM. That scene was also captured on video by Incident Response.

In 2012, two warnings were issued to bar owner David A. Repinski:

- A warning was issued by the Law & Licensing Committee on May 15, 2-13 regarding an over-serving incident on March 31, 2012 with the condition that all employees receive structured re-training through the Tavern Safety Coalition.
- A warning was issued by the Law & Licensing Committee on November 27, 2012 regarding the sale of alcohol to underage persons at Dave's Who's Inn on October 12, 2012.

I believe the liquor license should be suspended for at least 10 days. The City of Sheboygan needs to take further action to prevent more serious crimes from occurring at Dave's Who's Inn. It's only a matter of time before a shooting, stabbing or multiple injury incident occurs at this bar. The Law & Licensing Committee has issued warnings to Dave's Who's Inn and it appears problems continue to occur.

I want to thank the Sheboygan Police Department for their efforts and I believe they are trying their best to be proactive but I feel David Repinski has failed to maintain a safe establishment. Dave's Who's Inn attracts crime to the King Park Neighborhood. The bar is located just one block away from Longfellow Elementary School. Safety is the most important thing and I question Dave's Who's Inn on their crime prevention and fire safety plans as on two occasions, up wards of 100 people have been packed inside the

bar. Parking has also become an issue in the neighborhood with cars being parked at the Phillips 66 gas station at 905 Indiana Avenue, right next to gas pumps and cars lining alley ways.

As you may already be aware, Dave's Who's Inn is on the police department's Chronic Nuisance Properties list. What is nuisance activity? An act of harassment, disorderly conduct, fights, lewd and lascivious behavior, prostitution, noise violations among other behaviors. Should the City of Sheboygan allow this bar to continue to operate without any consequences? If Mr. Repinski does not have the ability or man power to maintain peace at his establishment, he should close immediately.

I urge the Law & Licensing Committee and the Common Council suspend the liquor license for Dave's Who's Inn for at least 10 days. Thank you for your attention in this matter.

Sincerely,

Mr. Asher Heimermann
P.O. Box 1021
Sheboygan, WI 53082

VIDEOS:

Fight at Dave's Who's Inn on June 1, 2013
https://www.youtube.com/watch?v=JN4JcRvYubk

Fight at Dave's Who's Inn on January 1, 2014
https://www.youtube.com/watch?v=5sbhyOwLTVI

Fight at Dave's Who's Inn on January 19, 2014
https://www.youtube.com/watch?v=Gnp4PHxgEA0

II

R. O. No. _____ - 13 - 14. By CITY PLAN COMMISSION. February 3, 2014.

Your Commission to whom was referred Gen. Ord. No. 50-13-14 by Alderpersons Thiel and Lewandoske and R. O. No. 233-13-14 by City Clerk relative requesting an encroachment in road right-of-ways for the construction of a private fiber network among the area's health cares; wishes to report this matter was discussed at the special meeting of the City Plan Commission, January 23, 2014, and after due consideration, recommends approval of the Ordinance and the Report of Officer.

_____

Director of Planning and Development

X

8.2

Gen. Ord. No. 50 - 13 - 14. By Alderpersons Thiel and Lewandoske.
January 20, 2014.

AN ORDINANCE granting St. Nicholas Hospital, its successors and assigns, the privilege of encroaching upon described portions of City of Sheboygan road right-of-way located in the area of Superior Ave. and N. Taylor Dr. in the City of Sheboygan for the purpose of constructing a private fiber network among the area's health cares.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Subject to the terms and conditions contained herein, St. Nicholas Hospital, its successors and assigns, is hereby granted the privilege of encroaching upon described portions of City of Sheboygan road right-of-way located in the area of Superior Ave. and N. Taylor Dr. in the City of Sheboygan, in accordance with the sketch attached hereto and made a part hereof.

Section 2. The privilege as granted above is granted only on the condition that by the acceptance of the privilege, the said St. Nicholas Hospital, its successors and assigns,:

a. Shall become primarily responsible and liable for all and any damage to persons or property caused by and arising from the grant and exercise of such privilege.

b. Shall remove the encroachment allowed herein within ten (10) days after notice so to remove given by the State of Wisconsin or the City of Sheboygan; in the event of the failure so to remove, the said St. Nicholas Hospital, its successors and assigns: shall pay the costs of removal by the State of Wisconsin or the City of Sheboygan, waiving all claim or claims for damages resulting from such removal, whether the removal is done by the said St. Nicholas Hospital, its successors and assigns, or by the State of Wisconsin or by the City of Sheboygan.

City Atty
approve

c. Shall pay such compensation to the City of Sheboygan for the grant of this privilege as may be determined by a board consisting of the Mayor, the Director of Public Works and the City Attorney; the compensation shall be paid into the General Fund.

d. Shall make such construction and/or alterations and maintain the same subject to the approval of the City Building Inspector and Director of Public Works, and shall waive the right to contest in any manner the validity of this ordinance or the amount of compensation charged.

Section 3. The provisions of §66.045(1)(2) of the Wisconsin Statutes are incorporated herein by reference to all intents and purposes as if set out fully.

Section 4. The City Clerk is authorized and directed to record a certified copy of this ordinance in the office of the Register of Deeds for Sheboygan County, Wisconsin, the costs thereof to be charged to the General Fund.

Section 5. This ordinance shall take effect and be in full force from and after its passage and publication and upon payment of the consideration to be determined hereunder, provided, however, that in the event of failure to exercise the privilege herein granted and the payment of such consideration within six (6) months from the effective date hereof, then and in that event such privilege shall be rendered null and void.

Scott Lewandowski

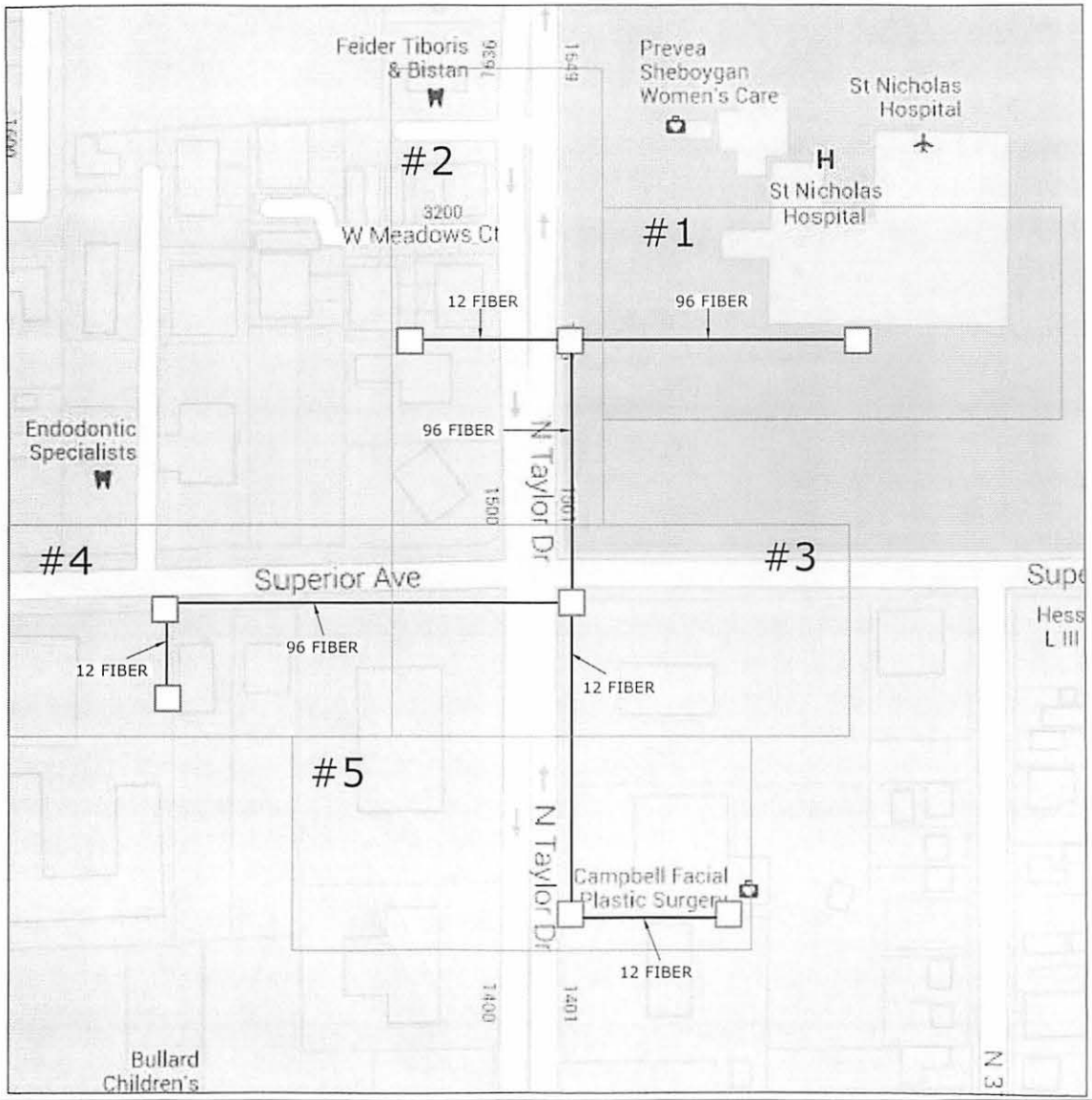
Bob A. [illegible]

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

ST NICHOLAS HOSPITAL BUILD



11/11/2013 10:08:00 AM, Preliminary

ST. NICHOLAS HOSPITAL BUILD

ESTIMATED TOTALS

HANDHOLES:	
30X48X18	1
30X48X36	4
18X24	3
GROUND RODS	8
BORE WITH 2-1.25"	130
BORE WITH 1-1.25"	2372
100' OF 96 FIBER SLACK LOOPS	4
50' OF 12 FIBER SLACK LOOPS	7
96 FIBER PLACED IN DUCT	1377
12 FIBER PLACED IN DUCT	1125
SIDEWALK REPLACEMENT (sqft)	100
8" CORE DRILL	1
BUILDING ENTRANCES	4
TOTAL OF 96 FIBER	1777
TOTAL OF 12 FIBER	1475
TOTAL 1.25" DUCT	2632
TOTAL BORE	2502

LINETYPE LEGEND

- PROPOSED CABLE (BURIED)
- EXISTING CABLE (BURIED)
- EXISTING CABLE (AERIAL)
- PROPOSED CABLE (AERIAL)
- BORE
- FENCE
- CENTERLINE
- EDGE-OF-TRAVEL PORTION
- RIGHT-OF-WAY
- EASEMENT
- WATER MAIN
- TELEPHONE
- FIBER
- COMMUNICATIONS
- SANITARY SEWER
- STORM SEWER
- ELECTRICAL POWER
- CABLE TV
- GAS
- CONDUIT
- EDGE OF BUILDING
- PROPERTY LINE
- WETLAND/WATERWAY POLYGON

SYMBOL LEGEND

- WETLAND BORE PIT
- CELL TOWER
- NEW COIL
- EXISTING COIL
- TREE
- POWER POLE
- COMMUNICATION POLE
- JOINT POLE
- POWER TRANSFORMER/CAPACITOR POLE
- JOINT TRANSFORMER POLE
- PROPOSED NSIGHT POLE
- EXISTING UTILITY PED/CABINET
- BURIED TRANSFORMER
- PROPOSED PED
- WATER VALVE
- HYDRANT
- LIGHT POLE
- TRAFFIC LIGHT
- UTILITY MANHOLE (* = S,E,T,etc.)
- INLET
- EXISTING DOWNGUY & ANCHOR
- PROPOSED DOWNGUY & ANCHOR
- RIGHT-OF-WAY MARKER
- PROPOSED WARNING MARKER
- UTILITY EASEMENT
- SIDEWALK OR PAVEMENT REMOVAL
- CULVERT
- PROPOSED HANDHOLE
- EXISTING HANDHOLE
- PROPOSED GROUND
- EXISTING GROUND
- SPLICE POINT
- AERIAL SLACK LOOP
- SIGN
- BOX CULVERT

11/11/2013 10:08:01 AM, Preliminary

CONT'D PRT 2

STATIONING INFO		HANDHOLE - MARKER- GND			BURIED					STORAGE		AERIAL					REMOVAL/REPLACEMENT			MISC.			
OBJECT	STATION	UH 2 (30X48X18)	BM 53	BM 2 (5/8) (8)	UO 96	UD (1X1X1.25) W/TRACER WIRE	BM 61D (1.25) 1 W/TRACE	BM60 STEEL	UO (1X2X1.25) W/TRACE WIRE	BMSC (100) 96	PMBT (96) 150'	CO 96 (½"EHS)	PE 1-3 (½"EHS)	PF 1-5	BM82 (8')	PM 11	BM 72	BM 73	R 1-10	BM98	WPM 21	BM21	
HH #2		1		1	412		412			1												1	
TOTAL:		1	#	1	412	#	412	####	#	1	#	#	#	#	#	#	#	##	#	#	#	1	####

WARNING: BURIED UTILITIES IN AREA
NOTE: UTILITIES SHOWN ON MAP ARE FOR REFERENCE ONLY CALL FOR LOCATES

	BY	DATE
FIELDED		
PLACE CABLE		
TAB		
FINAL QC		
STAKED		
BUILT		
ASBUILT		

NSIGHT TELSERVICES
ST. NICHOLAS HOSPITAL
FIBER BUILD

SHEET 1 OF 5

MAP NO.

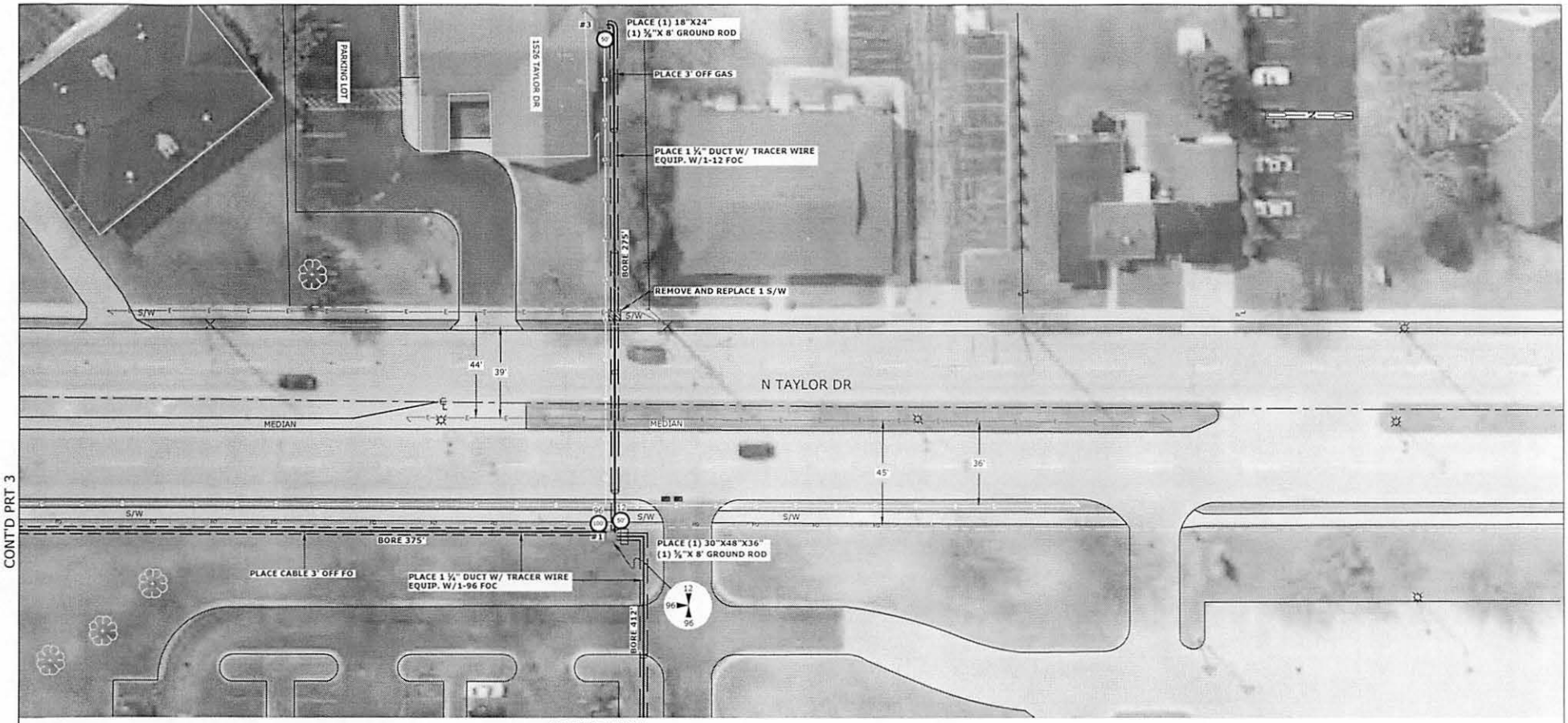
FILE NAME:

P.O.# -

DRAFTING	BY	DATE
BASE DRAFT	BJF	

NOT TO SCALE

11/11/2013 10:08:01 AM, Preliminary



CONT'D PRT 3

CONT'D PRT 1

STATIONING INFO		HANDHOLE - MARKER- GND			BURIED					STORAGE		AERIAL					REMOVAL/REPLACEMENT			MISC.			
OBJECT	STATION	UH 2 (30X48X36)	UH 2 18"X24"	BM 2 (5/8) (8)	UO 96	UD (1X1X1.25) W/TRACER WIRE	BM 61D (1.25) 1 W/TRACE	UO 12	UO (1X2X1.25) W/TRACE WIRE	BMSC (100) 96	BMSC (50) 12	CO 96 (½"EHS)	PE 1-3 (½"EHS)	PF 1-5	BM82 (8')	PM 11	BM 72	BM 73	R 1-10	BM98	WPM 21	BM21	
HH #1		1		1						1	1												
HH #3			1	1			275	275			1							25				1	
TOTAL:		1	1	2	###	#	275	275	#	1	#	#	#	#	#	#	#	25	#	#	#	1	####

WARNING: BURIED UTILITIES IN AREA
NOTE: UTILITIES SHOWN ON MAP ARE FOR REFERENCE ONLY CALL FOR LOCATES

	BY	DATE
FIELDED		
PLACE CABLE		
TAB		
FINAL QC		
STAKED		
BUILT		
ASBUILT		

NSIGHT TELSERVICES
ST. NICHOLAS HOSPITAL
FIBER BUILD

SHEET 2 OF 5

MAP NO.
FILE NAME:
P.O.# -

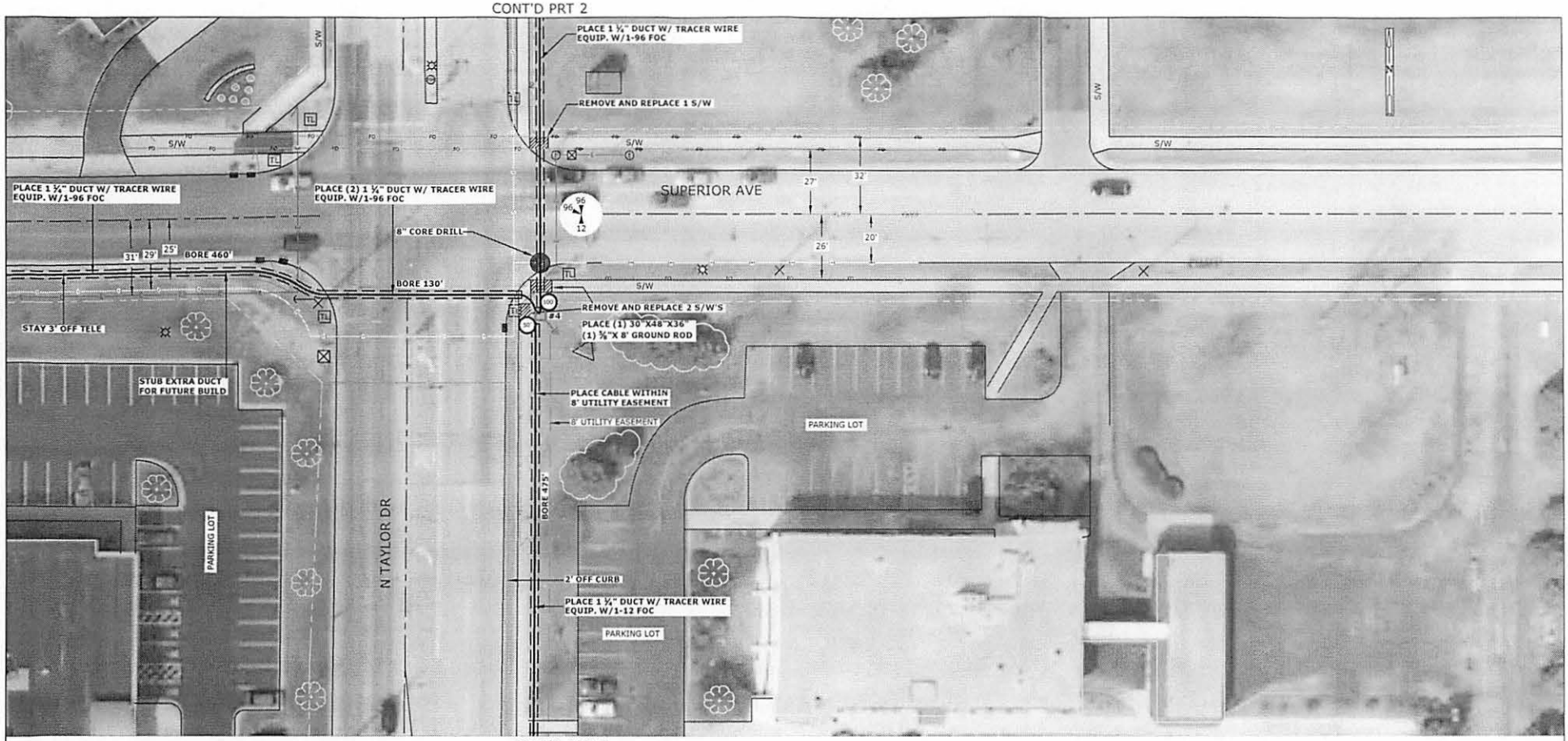
DRAFTING	BY	DATE
BASE DRAFT	BJF	

NOT TO SCALE

11/11/2013 10:08:04 AM, Preliminary

CONT'D PRT 2

CONT'D PRT 4



CONT'D PRT 5

STATIONING INFO		HANDHOLE - MARKER- GND			BURIED					STORAGE		AERIAL					REMOVAL/REPLACEMENT			MISC.			
OBJECT	STATION	UH 2 (30X48X36)	BM 53	BM 2 (5/8) (8)	UO 96	UD (1X2X1.25) W/TRACER WIRE	BM 61D (1.25) 1 W/TRACE	BM60 STEEL	UO (1X2X1.25) W/TRACE WIRE	BMSC (100) 96	BMSC (50) 12	CO 96 (¼"EHS)	PE 1-3 (½"EHS)	PF 1-5	BM82 (8')	PM 11	BM 72	BM 73	R 1-10	BM98	WPM 21		
HH #4		1		1	375		375			1	1							75					
TOTAL:		1	#	1	375	#	375	####	#	1	#	#	#	#	#	#	#	75	#	#	#	####	####

WARNING: BURIED UTILITIES IN AREA
NOTE: UTILITIES SHOWN ON MAP ARE FOR REFERENCE ONLY CALL FOR LOCATES

	BY	DATE
FIELDED		
PLACE CABLE		
TAB		
FINAL QC		
STAKED		
BUILT		
ASBUILT		

NSIGHT TELSERVICES
ST. NICHOLAS HOSPITAL
FIBER BUILD

SHEET 3 OF 5

MAP NO.

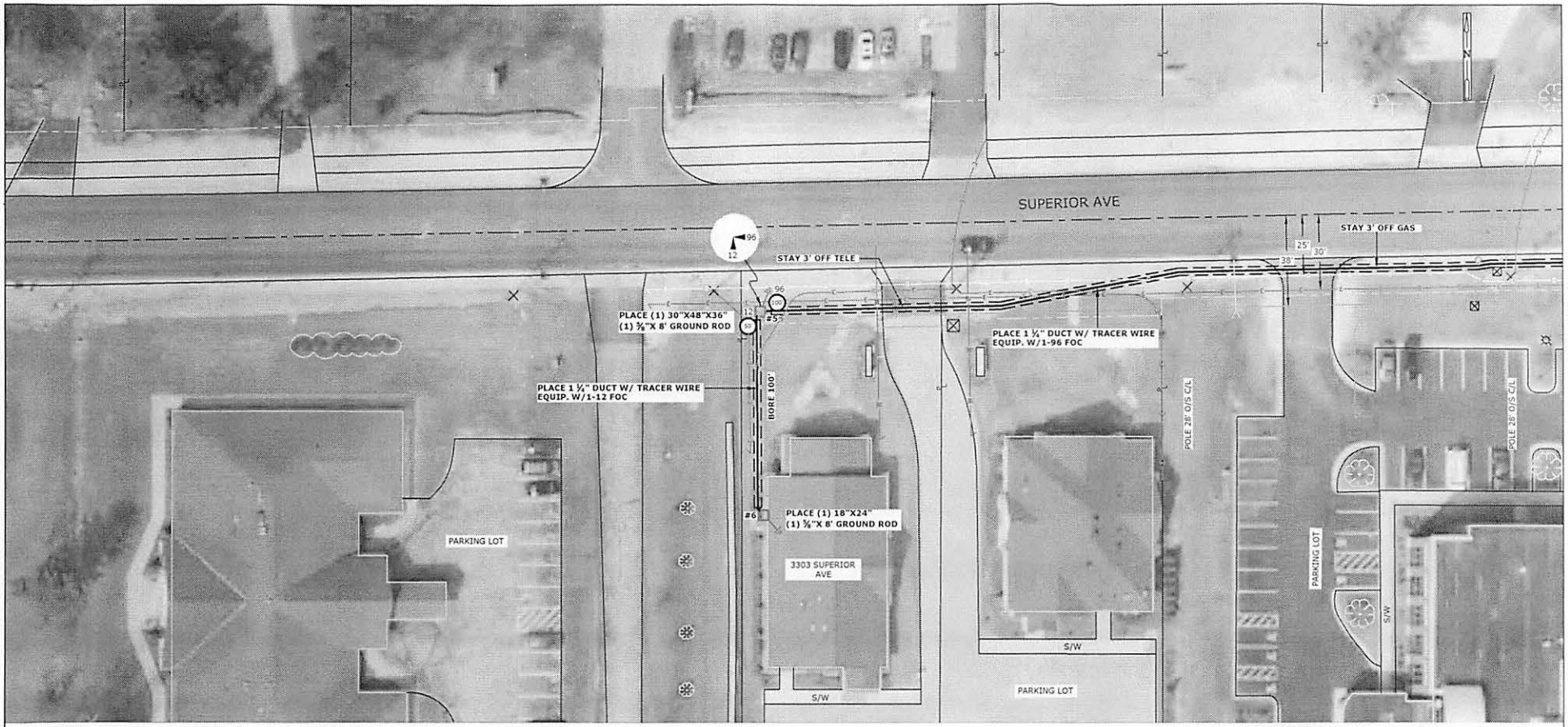
FILE NAME:

P.O.# -

DRAFTING	BY	DATE
BASE DRAFT	BJF	

NOT TO SCALE

11/11/2013 10:08:07 AM, Preliminary



CONT'D PRT 3

CONT'D PRT 5

STATIONING INFO		HANDHOLE - MARKER- GND			BURIED					STORAGE		AERIAL					REMOVAL/REPLACEMENT			MISC.			
OBJECT	STATION	UH 2 (30X48X36)	UH 2 (18X24)	BM 2 (5/8) (8)	UO 96	UO 12	BM 61D (1.25) 1 W/TRACE	BM60 STEEL	BM61D (1X2X1.25) W/TRACE WIRE	BMSC (100) 96	BMSC (50) 12	CO 96 (½"EHS)	PE 1-3 (½"EHS)	PF 1-5	BM82 (8')	PM 11	BM 72	BM 73	R 1-10	BM98	WPM 21	BM21	BMCB 8"
HH #5		1		1	590		460		130	1	1												1
HH #6			1	1		100	100				1											1	
TOTAL:		1	1	2	590	100	560	####	130	1	2	#	#	#	#	#	#	##	#	#	#	1	1

WARNING: BURIED UTILITIES IN AREA
NOTE: UTILITIES SHOWN ON MAP ARE FOR REFERENCE ONLY CALL FOR LOCATES

	BY	DATE
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PLACE CABLE		
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FINAL QC		
STAKED		
BUILT		
ASBUILT		

NSIGHT TELSERVICES
ST. NICHOLAS HOSPITAL
FIBER BUILD

SHEET 4 OF 5

MAP NO.

FILE NAME:

P.O.# -

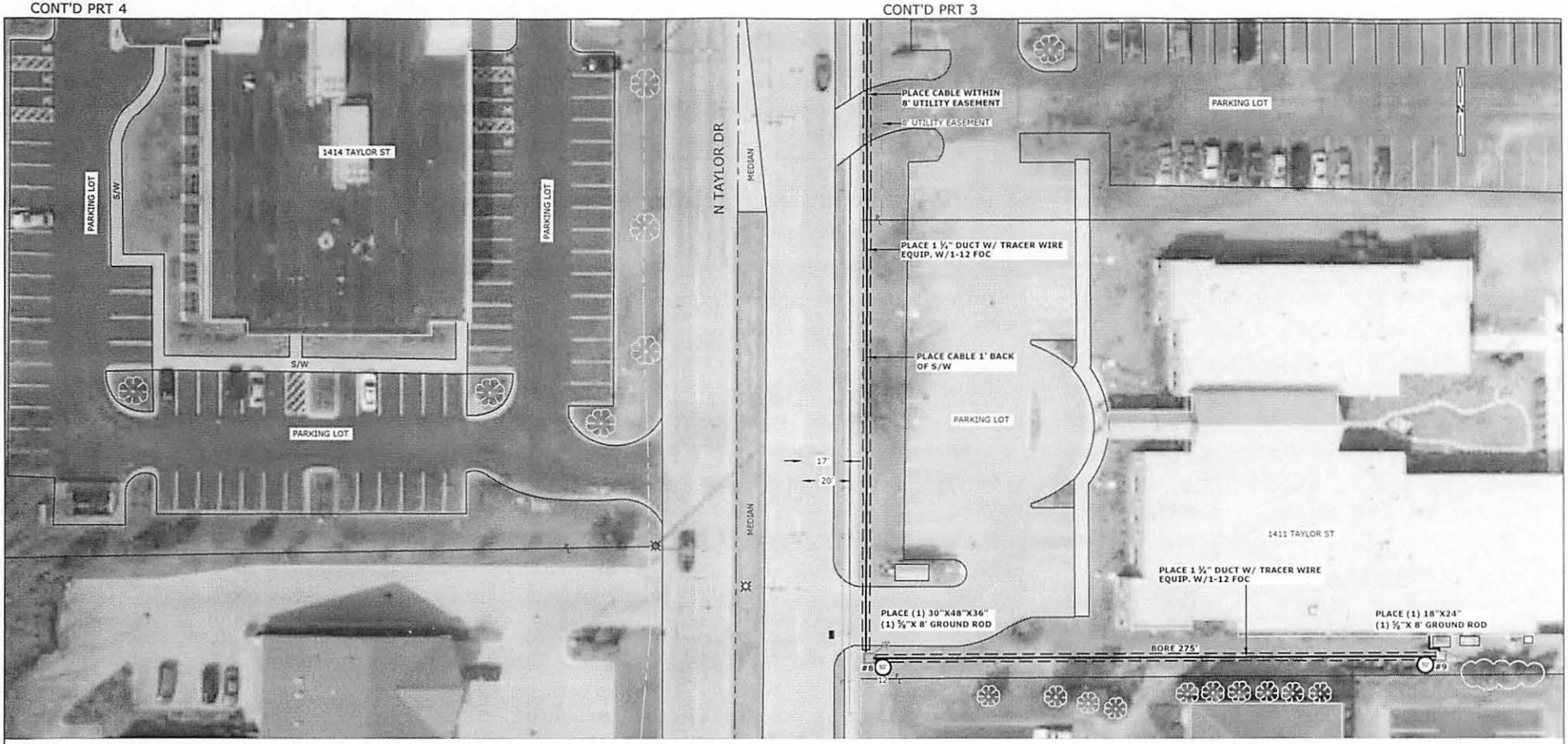
DRAFTING	BY	DATE
BASE DRAFT	BJF	

NOT TO SCALE

11/11/2013 10:08:10 AM, Preliminary

CONT'D PRT 4

CONT'D PRT 3



STATIONING INFO		HANDHOLE - MARKER- GND			BURIED					STORAGE		AERIAL					REMOVAL/REPLACEMENT			MISC.			
OBJECT	STATION	UH 2 (30X48X36) TIER 15	UH 2 (18X24)	BM 2 (5/8) (8)	UO 96	UO 12	BM 61D (1.25) 2 W/TRACE	BM 61D (1.25) 1 W/TRACE	UO (1X2X1.25) W/TRACE WIRE	BMSC (50) 12	PMBT (96) 150'	CO 96 (¼"EHS)	PE 1-3 (¼"EHS)	PF 1-5	BM82 (8')	PM 11	BM 72	BM 73	R 1-10	BM98	WPM 21	BMCB 8"	BM21
HH #8		1		1		475		475		1													
HH #9			1	1		275		275		1													1
TOTAL:		1	1	2	###	750	###	750	#	2	#	#	#	#	#	#	#	###	#	#	#	#	1

WARNING: BURIED UTILITIES IN AREA
NOTE: UTILITIES SHOWN ON MAP ARE FOR REFERENCE ONLY CALL FOR LOCATES

	BY	DATE
FIELDED		
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FINAL QC		
STAKED		
BUILT		
ASBUILT		

NSIGHT TELSERVICES
ST. NICHOLAS HOSPITAL
FIBER BUILD

SHEET 5 OF 5

MAP NO.

FILE NAME:

P.O.# -

DRAFTING	BY	DATE
BASE DRAFT	BJF	

NOT TO SCALE

11/11/2013 10:08:13 AM, Preliminary

ENCROACHMENT REQUEST APPLICATION PROCEDURE

1. Submit a letter, signed by the owner of the building, to the Common Council stating what type of encroachment you want and why it is needed.

2. Submit a map showing the location of the encroachment request. Be sure to show all measurements regarding depth, length, height and the distance from the street right of way. Also show the street and avenue adjacent to the encroachment so we know exactly where it is. All maps and legal descriptions must be obtained from the City of Sheboygan Engineering Dept. located at 2026 New Jersey Ave Municipal Services Building #459-3394. The Engineering Dept. requests a 2 week lead time prior to the Thursday before the following Monday's council meeting in order to have proper time to prepare the documents. **Any submittals occurring less than 2 weeks prior to a council meeting may cause the requested documents to be delayed until the following Council meeting.**

3. Submit the completed paperwork to the City Clerk's office Jan 16, 2014 the Thursday before the Common Council meeting.

4. Your encroachment request will be submitted to the Common Council on Monday, Jan 20, 2014,

5. It will be referred to the City Plan Commission, which will discuss it on Tuesday, Jan 28, 2014

At this time you will be able to state your reasons for the encroachment. Others will be able to speak at the public hearing. **(They will send you a letter advising you of this date and place.)**

6. The Plan Commission will submit their recommendation to the Common Council on Monday, Feb 3rd 2014 at which time the request will be granted or denied.

FEE: THE FEE IS $1.50 PER SQUARE FOOT WITH A MINIMUM FEE OF $100. MULTIPLE ENCROACHMENT REQUESTS FOR THE SAME PARCEL WILL BE BILLED AT $1.50 PER SQUARE FOOT FOR THE SUM TOTAL OF THE SQUARE FOOTAGE, OR THE MINIMUM OF $100, WHICHEVER IS GREATER. THE ONE TIME ENCROACHMENT FEE WILL BE DETERMINED BY THE DEPARTMENT OF PUBLIC WORKS AFTER IT IS RECORDED AT THE REGISTER OF DEEDS.

*PLEASE NOTE: If the encroachment is for an establishment that sells alcohol, and the planned encroachment involves serving alcohol, there must be a "Change of Premise" application filled out by the alcohol license holder at the same time as the submittal of the encroachment documentation. The fee for a "Change of Premises" is $10. The "Change of Premise" will follow a similar timeline as the encroachment.

If you have any further questions regarding your encroachment application and/or your "Change of Premise" application, just call our office at 459-3361, Monday thru Friday, between the hours of 8:00 a.m. and 5:00 p.m.

II

5.3

R. O. No. 233 - 13 - 14. By CITY CLERK. January 20, 2014.

Submitting a communication from Mi-Tech on behalf of St. Nicholas Hospital requesting an encroachment on City of Sheboygan road right-of-way in order to construct a private fiber network among the area's health cares.

Susan Richards
City Clerk

City Plan
Rec & File

mi-TECH
WWW.MI-TECH.US

800.465.8050
Mi-Tech Services, Inc.
1700 Industrial Drive
Green Bay, WI 54302

January 10, 2014

City of Sheboygan
828 Center Ave,
Sheboygan, WI

RE: CITY ROAD UTILITY CONSTRUCTION NOTIFICATION
(Project: ST. NICHOLAS HOSPITAL BUILD)

To Common Council,

St. Nicholas Hospital is respectfully submitting their proposed utility construction plan set and legal description for your review and records. St. Nicholas Hospital is constructing a private fiber network among the area's health cares.

Utility construction for this project will take place within the city road right of way as depicted on the attached plan set. Actual construction activities could commence as early as this winter with completion of construction and restoration planned by spring of 2014.

Please contact me at (920) 621-6074 or matt.peters@hshs.org with questions or concerns regarding this matter.

Thank you,

Matt Peters
St. Nicholas Hospital

Schroeder, Linda

From: Corey Godina <cgodina@mi-tech.us>
Sent: Friday, January 10, 2014 11:17 AM
To: Schroeder, Linda
Cc: Matt.Peters@hshs.org
Subject: FW: St. Nicholas Hospital Fiber Build
Attachments: EXIHIBIT.DOCX; Notification Letter for Sheboygan.docx; St. Nicholas Hospital Fiber Build REVISED 11-8-13.pdf; ENCROACHMENT PROCEDURES - CURRENT.DOC; Notification Letter for Sheboygan.docx

Hi Linda,

I had submitted this encroachment permit application to you last year but there were a couple of hang ups, but now everything looks like it got hammered out between the city and hospital and now we have to go through the encroachment procedure again. I believe last time you put the dates in for me on the encroachment document, could you please do this again.? Below is an email verifying the approval with the city engineer. If you need anything else, please let me know.

Thanks,

I am looking to get into the Encroachment procedure. Attached

Corey Godina | OSP Designer

Mi-Tech Services, Inc.
office: 920.465.8018 | fax: 920.465.8163 | cell: 920.366.5247 cgodina@mi-tech.us | http://www.mi-tech.us

1700 Industrial Dr.
Green Bay, WI 54302

-----Original Message-----
From: Sazama, Ryan [mailto:Ryan.Sazama@sheboyganwi.gov]
Sent: Thursday, January 09, 2014 2:45 PM
To: Peters, Matt T
Cc: Biebel, David; Kolste, Joel; Sandberg, Brian
Subject: RE: St. Nicholas Hospital Fiber Build

Matt:

Our City surveyor had a chance to review the survey/description of your encroachment request and everything has been approved from the Engineering side of everything. Now you must submit the Encroachment Request Application form with all necessary documents to the City Clerks office.

-----Original Message-----
From: Peters, Matt T [mailto:Matt.Peters@hshs.org]
Sent: Thursday, January 02, 2014 10:23 AM
To: Sazama, Ryan
Cc: Schabow, Brett S; Corey Godina (cgodina@mi-tech.us)
Subject: St. Nicholas Hospital Fiber Build

Hi Ryan,
Here are the documents for the St Nicholas Fiber build. Please let me know if you have any questions.

Thank you.

Matt Peters
Technical Analyst - WI Router and Switch Lead Hospital Sisters Health System/Prevea Support Services
1665 Yellow Briar Dr.
De Pere, WI 54115
Office: 920.431.3123
Extension: 43123
Matt.peters@hshs.org
www.hshs.org

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VI

R. C. No. ____ - 13 - 14. By FINANCE. February 3, 2014.

Your Committee to whom was referred R. O. No. 218-13-14 by the City Clerk submitting a claim from the Donegal Insurance Group in regards to the alleged damages to Laura Nisporic's vehicle; recommends that a payment for $3,260.00 be made and to deny the balance of $1,411.87.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

II

3.9

R. O. No. 218 - 13 - 14. By CITY CLERK. January 6, 2014.

Submitting a claim from the Donegal Insurance Group in regards to the alleged damages to Laura Nisporic's vehicle.

Susan Richards
City Clerk

Transmit
pay $3,260 +
deny Inf. $1,411.87

LS Schroeder

Claim # 14-13

1195 River Road
P.O. Box 302
Marietta, PA 17547-0302
(717) 426-1931
www.donegalgroup.com

December 6, 2013

CITY OF SHEBOYGAN
828 CENTER AVE # 206
SHEBOYGAN WI 53081

RE: Your Driver: Brian Scjmitt
Our File No.: AUY-WI-30-13-0374568 (62)
Our Insured: Laura E. Nisporic
Date of Loss: 11/01/13
Amount: $4,671.87

1. [X] Enclosed are papers validating our subrogation. Please issue one check payable to Sheboygan Falls Insurance Company, as subrogee of Laura E. Nisporic.

2. [ ] Our insured sustained an out of pocket loss and would appreciate direct reimbursement.

3. [ ] We inquire again concerning our subrogation. We have had no reply to ours of _____
If you are denying, please state your reason(s): _____
_____ Or your offer is _____
_____ % REASON(S) _____

4. [ ] Your offer is unacceptable. We shall accept _____ % ; REASON(S): _____

5. [ ] Forward your subrogation supporting documents. Indicate clearly the gross paid, deductible, and salvage, if applicable.

6. [ ] Your subrogation is denied REASON(S): _____

7. [ ] We offer % REASON(S):

8. [ ] Additional time is needed for investigation. Diary to/for _____

9. [X] Police Report enclosed.

DONEGAL INSURANCE GROUP

Christine E Richards

CHRISTINE E. RICHARDS
Subrogation Claims Specialist, Recovery Division
1-800-877-0600 Ext. 7374

CER/ber
Enclosure - Proofs
SUB 409 (7/03)

Wisconsin Motor Vehicle Accident Report

P0QV01P

MV4000e 01/2005

PK2011

POLICE # C13-21292

ACCIDENT #

GENERAL INFORMATION

☒ Reportable Accident	☐ On Emergency	☐ Amended	DOT Document Number: P0QV01P
Document Override Number:			
Agency Accident Number:	Police Number: C13-21292		

4 - Accident Date	5 - Time of Accident (Military Time)	6 - Total Units	7 - Total Injured	8 - Total Killed
11/01/2013	0811	03	00	00

14 - On Hwy No.	14 - On Street Name: PENNSYLVANIA AVE	14 - Bus/Frnt/Rmp	15 - Est. Dist: 60	FUM1: F	16 - Hwy. Dir: WEST
16 - Fr/At Hwy No.	16 - From/At Street Name: S WATER ST	16 - Business/Frontage/Ramp			
17 - Structure Type	17 - Structure Number	12 - Latitude	13 - Longitude: -		
60 - First Harmful Event: PARKED MOTOR VEHICLE	63 - Manner of Collision: SIDESWIPE, SAME DIRECTION				
112 - Access Control: NO CONTROL	113 - Road Curvature: STRAIGHT	113 - Road Terrain: LEVEL/FLAT	Surface Type: CONCRETE - 1		
115 - Traffic Way: NOT-PHYSICALLY-DIVIDED-(2-WAY TRAFFIC)					
117 - Relation To Roadway: ON-ROADWAY					
114 - Light Condition: DAYLIGHT	116 - Road Surface Condition: WET	118 - Weather: CLOUDY			
9 ☐ Hit and Run	9 ☐ Government Property	9 ☐ Fire	9 ☒ Photos Taken	9 ☒ Trailer or Towed	
9 ☒ Truck, Bus, or Hazardous Materials	9 ☐ Load Spillage	9 ☐ Construction Zone	9 ☐ Names Exchanged		
101 ☐ Supplemental Reports	102 ☐ Witness Statements	103 ☐ Measurements Taken	79 - E M S Number		

Operator/Pedestrian

OPERATOR/PEDESTRIAN 01

Unit Status	61 - Most Harmful Event: Collision With: PARKED MOTOR VEHICLE	23 - Dir Of Travel: EAST	24 - Speed Limit: 25
36 - Operating as Classified: D CLASS	37 - Endorsements	35 ☐ Operating Commercial Motor Vehicle	
32 - Date Of Birth: 10/05/1976	33 - Sex: MALE		
26 - Address Street & Number: 906 CENTER AVE	26 - PO Box		
27 - City: OOSTBURG	27 - State: WI	27 - Zip Code: 530701176	28 - Telephone Number: (920) 564-1020 EXT.
39 - Seat Position: FRONT-SEAT-LEFT-SIDE-(MC/BIKE DRIVER, TRAIN CONDUCTOR)	40 - Safety Equipment: NONE-USED-VEHICLE-DRIVER/OCCUPANT		
38 - Injury Severity: N - NO APPARENT INJURY	41 - Airbag: NOT APPLICABLE	42 - Ejected: NOT-EJECTED	44 ☐ Medical Transport
43 - Trapped/Extricated: NOT-TRAPPED	92 - Pedestrian Location	92 - Pedestrian Action	
119 - What Driver Was Doing: GOING-STRAIGHT	120 - Traffic Control: NO-CONTROL	62 - No. of Citations Issued: 0	
64 - 1st Statute No.	64 - 2nd Statute No.	64 - 3rd Statute No.	64 - 4th Statute No.	64 - 5th Statute No.
122 - Driver Factors: NOT-APPLICABLE				
88 - Driver or Pedestrian Cond: APPEARED NORMAL	89 - Substance Presence: NEITHER-ALCOHOL-NOR-DRUGS-PRESENT			
90 - Alcohol Test: TEST NOT GIVEN	90 - Alcohol Content	91 - Drug Test: TEST-NOT-GIVEN		

Wisconsin Motor Vehicle Accident Report MV4000e 01/2005 **P0QV01P**

PK2011

81 - Drugs Reported

124 - Highway Factors
NOT-APPLICABLE

Vehicle

VEHICLE 01

21 - Unit Type	Vehicle Type	22 - Total Occupants
TRUCK	PICKUP/UTILITY-TRUCK	1

50 - Year	51 - Make	52 - Model	53 - Body Style	54 - Color	100 - Skidmarks to Impact (Ft)
1996	FORD		CB	BLU	

94 - Vehicle Damage
NONE

95 - Extent Of Damage	96	97 - Vehicle Removed By
NONE	☐ Vehicle Towed Due To Damage	OPERATOR

123 - Vehicle Factors
OTHER

Vehicle Owner

VEH OWNER 01

45 ☐ Vehicle Owner Same As Operator

46 - Vehicle Owner Last Name	46 - First Name	46 - Middle Initial	46 - Suffix	Date Of Birth

46 - Company Name
SHEBOYGAN CITY

47 - Address Street & Number	47 - PO Box
828 CENTER AVE #205	

48 - City	48 - State	48 - Zip Code	49 - Telephone Number
SHEBOYGAN	WI	53081	(920) 459-3440 EXT.

Insurance

INS 01

63 - Liability Insurance Company	60
GOVERNMENT	☐ Policy Holder Same As Owner

61 - Policy Holder Last Name	61 - Policy Holder First Name

61 - Policy Holder Company

School Bus

BUS 01

Bus Travelling to/from	School Name	Body Make	Seating Capacity
○ To ○ From			

School District Contracted With

Operator/Pedestrian

Unit Status	81 - Most Harmful Event: Collision With	23 - Dir Of Travel	24 - Speed Limit
L - LEGALLY PARKED	PARKED MOTOR VEHICLE		25

36 - Operating as Classified	37 - Endorsements	35
D CLASS		☐ Operating Commercial Motor Vehicle

32 - Date Of Birth	33 - Sex

Wisconsin Motor Vehicle Accident Report MV4000e 01/2005 **P0QV01P**

PK2011

OPERATOR/PEDESTRIAN 02

26 - Address Street & Number			26 - PO Box
27 - City	27 - State	27 - Zip Code	28 - Telephone Number
39 - Seat Position: BLANK		40 - Safety Equipment: NOT-APPLICABLE-NONMOTORIST	
38 - Injury Severity	41 - Airbag: NOT APPLICABLE	42 - Ejected: NOT-APPLICABLE	44 ☐ Medical Transport
43 - Trapped/Extricated: NOT-APPLICABLE	92 - Pedestrian Location	92 - Pedestrian Action	
119 - What Driver Was Doing: LEGALLY-PARKED	120 - Traffic Control: NO-CONTROL	62 - No. of Citations Issued: 0	
64 - 1st Statute No.	64 - 2nd Statute No.	64 - 3rd Statute No.	64 - 4th Statute No.	64 - 5th Statute No.
122 - Driver Factors: NOT-APPLICABLE				
88 - Driver or Pedestrian Cond	89 - Substance Presence			
90 - Alcohol Test	90 - Alcohol Content	91 - Drug Test		
91 - Drugs Reported				
124 - Highway Factors: NOT-APPLICABLE				

Vehicle

VEHICLE 02

21 - Unit Type: TRUCK	Vehicle Type: PICKUP/UTILITY-TRUCK				22 - Total Occupants: 0
[redacted]					
50 - Year: 1999	51 - Make: DODG	52 - Model	53 - Body Style: PK	54 - Color: WHI	100 - Skidmarks to Impact (Ft)
94 - Vehicle Damage: REAR DRIVER SIDE, MIDDLE DRIVER SIDE					
95 - Extent Of Damage: VERY-MINOR	96 ☐ Vehicle Towed Due To Damage	97 - Vehicle Removed By: OWNER			
123 - Vehicle Factors: NOT-APPLICABLE					

Vehicle Owner

VEH OWNER 02

45 ☐ Vehicle Owner Same As Operator				
46 - Vehicle Owner Last Name: REINEMANN	46 - First Name: LAURA	46 - Middle Initial: M	46 - Suffix	Date Of Birth: 06/23/1963
46 - Company Name				
47 - Address Street & Number: W4477N CTY A	47 - PO Box			
48 - City: PLYMOUTH	48 - State: WI	48 - Zip Code: 53073	49 - Telephone Number: (920) 976-2382 EXT.	

Insurance

Wisconsin Motor Vehicle Accident Report MV4000e 01/2005 **P0QV01P**

PK2011

INS 02

63 - Liability Insurance Company: NOT-REQUIRED	60 ☐ Policy Holder Same As Owner
61 - Policy Holder Last Name	61 - Policy Holder First Name
61 - Policy Holder Company	

School Bus

BUS 02

Bus Traveling to/from ○ To ○ From	School Name	Body Make	Seating Capacity
School District Contracted With			

Operator/Pedestrian

OPERATOR/PEDESTRIAN 03

Unit Status: L - LEGALLY PARKED	61 - Most Harmful Event: Collision With: PARKED MOTOR VEHICLE	23 - Dir Of Travel	24 - Speed Limit: 25
36 - Operating as Classified: D CLASS	37 - Endorsements	36 ☐ Operating Commercial Motor Vehicle	
[redacted]			
32 - Date Of Birth	33 - Sex		
26 - Address Street & Number		26 - PO Box	
27 - City	27 - State	27 - Zip Code	28 - Telephone Number
39 - Seat Position: BLANK		40 - Safety Equipment: NOT-APPLICABLE-NONMOTORIST	
38 - Injury Severity	41 - Airbag: NOT APPLICABLE	42 - Ejected: NOT-APPLICABLE	44 ☐ Medical Transport
43 - Trapped/Extricated: NOT-APPLICABLE	82 - Pedestrian Location	92 - Pedestrian Action	
119 - What Driver Was Doing: LEGALLY-PARKED	120 - Traffic Control: NO-CONTROL	62 - No. of Citations Issued: 0	
64 - 1st Statute No.	64 - 2nd Statute No.	64 - 3rd Statute No.	64 - 4th Statute No.	64 - 5th Statute No.
122 - Driver Factors: NOT-APPLICABLE			
88 - Driver or Pedestrian Cond	89 - Substance Presence		
90 - Alcohol Test	90 - Alcohol Content	91 - Drug Test	
81 - Drugs Reported			
124 - Highway Factors: NOT-APPLICABLE			

Vehicle

21 - Unit Type: AUTOMOBILE	Vehicle Type: PASSENGER-CAR	22 - Total Occupants: 0
[redacted]		

Wisconsin Motor Vehicle Accident Report MV4000e 01/2005 **P0QV01P**

PK2011

VEHICLE 03

50 - Year	51 - Make	52 - Model	53 - Body Style	54 - Color	100 - Skidmarks to Impact (Ft)
2006	PONT	VIBE		GRY	

94 - Vehicle Damage
REAR DRIVER SIDE, MIDDLE DRIVER SIDE, FRONT DRIVER SIDE

95 - Extent Of Damage	96	97 - Vehicle Removed By
MINOR	☐ Vehicle Towed Due To Damage	OWNER

123 - Vehicle Factors
NOT-APPLICABLE

Vehicle Owner

VEH OWNER 03

45 ☐ Vehicle Owner Same As Operator

46 - Vehicle Owner Last Name	46 - First Name	46 - Middle Initial	46 - Suffix	Date Of Birth
NISPORIC	LAURA	E		09/17/1987

46 - Company Name

47- Address Street & Number	47 - PO Box
2624 PERSHING AVE	

48 - City	48 - State	48 - Zip Code	49 - Telephone Number
SHEBOYGAN	WI	530832727	(920) 334-0228 EXT.

Insurance

INS 03

63 - Liability Insurance Company	60
NOT-REQUIRED	☐ Policy Holder Same As Owner

61 - Policy Holder Last Name	61 - Policy Holder First Name

61 - Policy Holder Company

School Bus

BUS 03

Bus Traveling to/from	School Name	Body Make	Seating Capacity
○ To ○ From			

School District Contracted With

Trailer

TRL 01

106 - Power Unit Number	License Plate Number	Plate Type	State	Expiration Year
01			WI	

Trailer Make	Unit Type	Vehicle Identification Number
	EQMT	1Z9PL1627BR168085

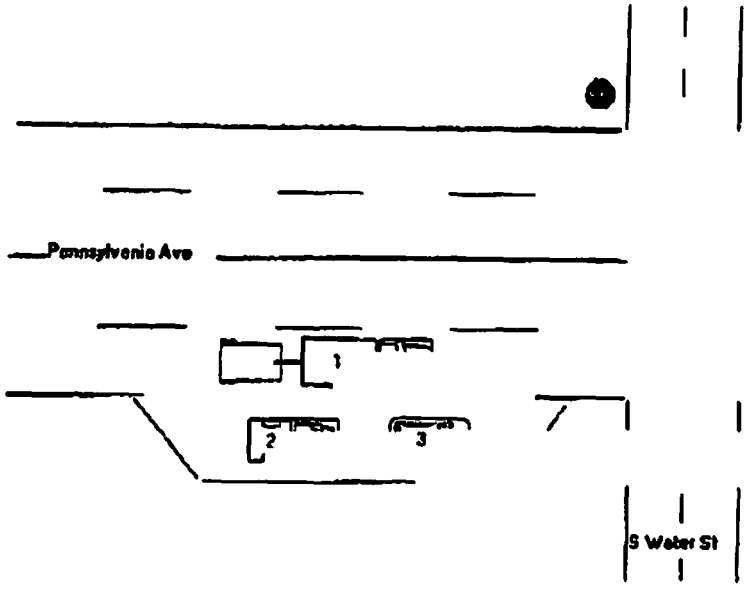
Diagram and Narrative

106 - PHOTOS BY
DPW

Wisconsin Motor Vehicle Accident Report MV4000e 01/2005 **P0QV01P**

PK2011

DIAGRAM AND NARRATIVE



11-1-13 UNIT #1. A CITY MUNICIPAL TRUCK PULLING A LEAF COLLECTION TRAILER, WAS EASTBOUND ON PENN. AVE. APPROACHING S. WATER STREET. AS THE VEHICLE TRAVELED EAST THE LARGE COLLECTION HOSE ON THE RIGHT SIDE OF THE TRAILER CAME FREE. AS #1 CONTINUED EAST THE HOSE STRUCK THE DRIVER SIDE OF UNIT #2 AND THEN UNIT #3, CAUSING DAMAGE TO BOTH. OPERATOR OF #1 ADVISED HE WAS NOT AWARE THE HOSE HAD STRUCK THE VEH.S PARKED ON PENN. AVE.

Officer Information

OFFICER INFORMATION

125 - Officer Last Name	125 - First Name	125 - Middle Initial	131 - Officer ID
ADAMS	DAVE		237

120 - Law Enforcement Agency No.	130 - Law Enforcement Agency Name
6961	SHEBOYGAN POLICE DEPARTMENT

126 - Law Enforcement Agency Address Street & Number: 1316 N 23RD ST

127 - City	127 - State	127 - Zip Code	128 - Telephone Number
SHEBOYGAN	WI	53081	(920) 459-3333 EXT.

132 - Date Notified	133 - Time Notified (Military Time)	134 - Time Arrived (Military Time)	135 - Date Of Report
11/01/2013	0811	0813	11/01/2013

Agency Accident Number	Police Number	19 - Special Study
	C13-21292	

18 - Agency Space: WI DL C14

Truck and Bus

136 ☒ A truck or truck combination > 10,000 lbs GVWR/GCWR	136 ☐ Any vehicle displaying a hazardous materials placard

136 ☐ A vehicle designed to carry 9 or more people, including the driver

136	136	136
☐ Fatal Injury	☐ Medical Transport	☐ One or more vehicles towed from the scene due to disabling damage

Unit Number

Wisconsin Motor Vehicle Accident Report MV4000e 01/2005 **P0QV01P**

PK2011

TRUCK/BUS

137 - Hazardous Materials Class Numbers						
137 - Hazardous Materials "UN" Nos.	Hazardous Material Placard Displayed ☐			Hazardous Cargo Was Released ☐		
137 - Name Of Hazardous Materials in this Load			137 - Name Of Hazardous Materials Released			
138 Interstate Carrier ☐	140 - US DOT No.	140 - ICC MC No.	LC No.	IC No.	141 - Source	
139 - Carrier Name						
142 - Carrier Address			City	State	Zip Code	
143 - GVWR (Lbs)	144 - Total No. of Axles	145 - Vehicle Configuration			147 - Cargo Body Type	
148 - First Event			148 - Second Event			
148 - Third Event			148 - Fourth Event			

STATE ADJUSTMENT ADJUSTERS
614 CROCUS COURT
WEST BEND, WI. 53095
PHONE: 262-338-9495 FAX: 262-338-9495

***** ESTIMATE *****

11/07/2013 01:50 PM

Owner

Owner: LAURA E NISPORIC
Address: 2524 PERSHING AVENUE
City State Zip: SHEBOYGAN, WI 53083
Home/Day: (920)457-0228

Control Information

Claim # : AUY-WI-30-13-0374568
Insured Policy # : AUY-8900864
Loss Date/Time: 11/01/2013 06:00 AM
Loss Type: Collision
Deductible: $500.00
File # : 1113SF11103
Accounting # : 3000176

Ins. Company: Donegal Insurance Group
Company Contact: Sheboygan Falls

Agent: Diane Jung
Address:
Email: djung@sheboyganfallsmutual.com
Work/Day: (800)242-7698x106

Insured: LAURA E NISPORIC
Address:
Home/Day: (920)457-0228

Claim Rep: Diane Jung
Address:
Email: djung@sheboyganfallsmutual.com
Work/Day: (800)242-7698x106

Inspection

Inspection Date: 11/06/2013 01:45 PM
Inspection Type: Field
Inspection Location: O/P
Contact:
Address: 2524 PERSHING AVENUE
Home/Day: (920)457-0228x
City State Zip: SHEBOYGAN, WI 53083
FAX:
Primary Impact: Left Side
Secondary Impact: Left Rear Corner
Driveable: Yes
Rental Assisted:

Assigned Date/Time:
Received Date/Time: 11/04/2013 08:48 PM
First Contact Date/Time:
Appointment Date/Time: 11/05/2013 07:00 AM

Appraiser Name: Jerry Klimo
Appraiser License # : 7343
Address: 614 CROCUS COURT
Work/Day: (262)338-9495
City State Zip: WEST BEND, WI 53095
FAX: (262)338-0242
Email: jerry@stateadjustment.com

Repairer

Repairer: DEAN'S AUTO BODY
Contact: PHIL / TRACY
Address: 1407 N. 29TH STREET
Work/Day: (920)457-5494
City State Zip: SHEBOYGAN, WI 53081
FAX: (920)457-6495
License # :
Regulation ID: TAX39-

Target Complete Date/Time:
Days To Repair: 8

Remarks

AGREED REPAIR PRICE ONLY
THIS ESTIMATE CONTAINS AFTERMARKET, EXCHANGE AND/OR USED REPAIR PARTS
ALL SUPPLEMENTAL REQUESTS REQUIRE PRIOR AUTHORIZATION APROVAL OR INSPECTION.
NO SUPPLEMENTAL WILL BE PAID WITHOUT A SUPPLEMENTAL REQUEST NUMBER.
THIS ESTIMATE IS NOT AN AUTHORIZATION TO REPAIR.

Vehicle

2004 Pontiac Vibe STD 4 DR Wagon
4cyl Gasoline 1.8
4 Speed Automatic

Lic.Plate:	362-RAR	**Lic State:**	WI
Lic Expire:	10/2014	**VIN:**	5Y2SL62874ZU03450
Prod Date:	05/2003	**Mileage:**	119,890
Veh Insp# :		**Mileage Type:**	Actual
Condition:	Good	**Code:**	W2504A
Ext. Color:	MEDIUM SPIRAL GREY EFFECT	**Int. Color:**	
Ext. Refinish:	Two-Stage	**Int. Refinish:**	
Ext. Paint Code:	812K,88	**Int. Trim Code:**	

Options

AM/FM CD Player	Air Conditioning	Bodyside Cladding
Center Console	Cruise Control	Dual Airbags
Fender Flares	Fog Lights	Intermittent Wipers
Keyless Entry System	Lighted Entry System	Power Brakes
Power Door Locks	Power Mirrors	Power Moonroof
Power Steering	Power Windows	Rear Window Defroster
Rear Window Wiper/Washer	Roof/Luggage Rack	Split Folding Rear Seat
Tachometer	Tilt Steering Wheel	Tinted Glass
Velour/Cloth Seats		

Damages

Line	Op	Guide	MC	Description	MFR.Part No.	Price	ADJ%	B%	Hours	R
1	N	16		Front Bumper Cover R&I	Additional Labor				0.5*	SM
				>> DROP LEFT SIDE FOR REFINISH ACCESS						
2	RI	41		Headlamp Assy,Halogen LT	R & I Assembly				0.5	SM
3	BR	103	13	Fender,Front LT	Blend Refinish				1.9	RF
4	RI	401		Flare,Wheel Opening LT	R & I Assembly				0.3	SM
5	I	207		Door Shell,Front LT	Repair				6.0*	SM
6	L	207		Door Shell,Front LT	Refinish				2.3	RF
7	RI	258		Mldg,Front Door Belt LT	R & I Assembly				0.3	SM
8	RI	358		Mldg,Front Door Upper LT	R & I Assembly				0.3	SM
9	RI	377		Mldg,Front Door Lower LT	R & I Assembly				0.4	SM
10	E	47		N/Plate,Front Door LT	88969817 GM Part	$74.28			0.2	SM
11	EU	229		Mirror,Outer R/C LT	Replace Recycled	$75.00*	+25.00		0.3	SM
				>> SHOP LOCATED PART						
12	NG	215		Glass,Front Door T LT	NAGS DD10189-GT	$181.45			1.0	SM
13	RI	227		Handle,Front Door Otr LT	R & I Assembly				0.2	SM
14	I	287		Door Shell,Rear LT	Repair				1.0*	SM
				>> DOOR FRAME						
15	L	287		Door Shell,Rear LT	Refinish				2.2	RF
16	RI	369		Mldg,Rear Door Upper LT	R & I Assembly				0.3	SM

17	RI	327	Mldg,Rear Door Belt LT	R & I Assembly			0.3	SM
18	RI	387	Mldg,Rear Door Lower LT	R & I Assembly			0.4	SM
19	E	564	Tape,Rear Door LT	88969826 GM Part	$33.72		1.3	SM
20	EU	295	Glass,Rear Door T LT	Replace Recycled	$75.00*	+25.00	1.0	SM
			>> SHOP LOCATED PART					
21	RI	305	Handle,RR Door Outer LT	R & I Assembly			0.7	SM
22	BR	311	Panel,Roof Side LT	Blend Refinish			0.8	RF
23	RI	1536	Rail,Luggage Rack LT	R & I Assembly			1.0	SM
24	I	389	Panel,Quarter LT	Repair			12.0*	SM
25	L	389	Panel,Quarter LT	Refinish			2.4	RF
26	BR	397	Door,Fuel Filler LT	Blend Refinish			0.2	RF
27	SB	535	Glass,Quarter Tinted LT	Sublet Repair	$109.25*			SM
28	RI	493	Flare,Wheel Opening LT	R & I Assembly			0.3	SM
29	I	479	Shell,Tailgate	Repair			4.5*	SM
30	L	479	Shell,Tailgate	Refinish			2.0	RF
31	RI	532	Pnl,T/G Finish Upper	R & I Assembly			0.5	SM
32	E	495	N/Plate,Tailgate	88969818 GM Part	$58.58		0.2	SM
33	E	492	Emblem,Tailgate	10348686 GM Part	$37.90		0.2	SM
34	SB	429	Glass,Tailgate Heated	Sublet Repair	$109.37*			SM
35	EU	91	Lens,Tailllamp LT	Replace Recycled	$65.00*	+25.00	0.3	SM
			>> SHOP LOCATED PART					
36	N	566	Rear Bumper Cover R&I	Additional Labor			0.5*	SM
			>> DROP LEFT SIDE FOR REFINISH ACCESS					
37	L	M14	Corrosion Protection	Refinish			0.3*	RF
38	EC	M17	Cover Car Exterior	Replace Economy	$5.00*			RF
39	SB	M60	Hazardous Waste Removal	Sublet Repair	$3.00*			SM
40	N		Retape Mldgs	Additional Labor	$8.00*		0.5*	SM*
41	EC		Temp Repairs	Replace Economy	$9.53*		0.2*	SM*

41 Items

MC	Message
13	INCLUDES 0.6 HOURS FIRST PANEL TWO-STAGE ALLOWANCE

Estimate Total & Entries

Gross Parts		$204.48	
Other Parts		$418.98	
Paint Materials		$435.60	
Line Item Markup		$53.75	
Parts & Material Total			$1,112.81
Tax on Parts & Material	@ 5.000%		$55.64

Labor	**Rate**	**Replace Hrs**	**Repair Hrs**	**Total Hrs**	
Sheet Metal (SM)	$58.00	10.2	25.0	35.2	$2,041.60
Mech/Elec (ME)	$75.00				
Frame (FR)	$62.00				
Refinish (RF)	$58.00	12.1		12.1	$701.80
Paint Materials	$36.00				

Labor Total		47.3 Hours	$2,743.40
Tax on Labor	@ 5.000%	$137.17	
Sublet Repairs		$221.62	
Tax on Sublet	@ 5.000%	$11.08	
Gross Total			**$4,281.72**
Less: Deductible			$500.00-
Net Total			**$3,781.72**

Alternate Parts Y/00/00/00/00/00 CUM 00/00/00/00/00 Zip Code: 53095 SE WISC

Audatex Estimating 7.0.019 ES 11/07/2013 03:03 PM REL 7.0.019 DT 10/01/2013 DB 11/01/2013

2.5 HRS WERE ADDED TO THIS ESTIMATE BASED ON AUDATEX'S TWO-STAGE REFINISH FORMULA.
ESTIMATE CALCULATED USING THE 2.5 HOUR MAXIMUM ALLOWANCE FOR TWO-STAGE REFINISH OF NON-FLEX, EXTERIOR SURFACES.

THIS ESTIMATE HAS BEEN PREPARED BASED ON THE USE OF ONE OR MORE REPLACEMENT PARTS SUPPLIED BY A SOURCE OTHER THAN THE MANUFACTURER OF YOUR MOTOR VEHICLE. WARRANTIES APPLICABLE TO THESE REPLACEMENT PARTS ARE PROVIDED BY THE MANUFACTURER OR DISTRIBUTOR OF THE REPLACEMENT PARTS RATHER THAN BY THE MANUFACTURER OF YOUR MOTOR VEHICLE.

Op Codes

* = User-Entered Value	E = Replace OEM	NG = Replace NAGS
EC = Replace Economy	OE = Replace PXN OE Srpls	UE = Replace OE Surplus
ET = Partial Replace Labor	EP = Replace PXN	EU = Replace Recycled
TE = Partial Replace Price	PM = Replace PXN Reman/Rebilt	UM = Replace Reman/Rebuilt
L = Refinish	PC = Replace PXN Reconditioned	UC = Replace Reconditioned
TT = Two-Tone	SB = Sublet Repair	N = Additional Labor
BR = Blend Refinish	I = Repair	IT = Partial Repair
CG = Chipguard	RI = R & I Assembly	P = Check
AA = Appearance Allowance	RP = Related Prior Damage	

®ARMS Donegal Insurance

Rental Company: ENTERPRISE RENT-A-CAR
Invoice: D042773-4481

Bill To: SYM4481
DONEGAL INSURANCE
ATTN: DIANE JUNG
PO BOX 159
SHEBOYGAN FALLS , WI 53085

RENTER INFORMATION:
Renter: NISPORIC, LAURA

RENTAL INFORMATION:
Rental Branch Location:
ENTERPRISE RENT-A-CAR (4481)
3060 S BUSINESS DR
SHEBOYGAN, WI 530816521
(920) 458-1414

ADDITIONAL CLAIM INFORMATION:
Claim Number :374568
Claim Type: Insured
Vehicle Condition: Driveable
Date Of Loss: 11/1/13
Insured Name: LAURA NISPORIC
Owner's Vehicle: 2004 PONTIAC VIBE
Additional Driver:

Repair Facility:
DEAN'S AUTO BODY
SHEBOYGAN, WI 53081
(920) 457-5494

RENTAL DETAIL:

Rental Period: 11/18/13 to 12/2/13 (15 days)
Billed Period: 11/18/13 to 12/2/13 (15 days)

Products and Services	Rate	Amount
15 DAYS @	25.49	$382.35
Taxes and Surcharges		
15 TRRF	0.52	$7.80
	Total Charges:	$390.15
	Less Amount Received:	$0.00
	Total Amount Due:	**$390.15**

VEHICLES RENTED:

Effective Date and Time	Year	Make	Model	VIN	Starting Mileage	Ending Mileage	Mileage
11/18/13 2:17 PM	2013	HYUN	ELAN	KMHDH4AE7DU780911	23335	23715	380

Rental Invoice

Please Return This Portion with Remittance

Make Payment To:
ENTERPRISE RENT-A-CAR
P.O. BOX 840086
KANSAS CITY, MO 64184-0086
Federal ID: 43-0724835

Total Charges:	$390.15
Less Amount Received:	$0.00
Total Amount Due.....	**$390.15**

Please Include on your check:
Invoice: D042773-4481

Unsaved Work | Help | About | Log Out

Go to (Alt+/) Go

Desktop
Search
Address Book
Claim (AUY-WI-30-13-0374568)
Vacation

| Pol: AUY-8900864 | Ins: LAURA E NISPORIC | DoL: 11/01/2013 | St: Open | Adj: Christine R

Actions
Summary
Workplan
Loss Details
Exposures
Parties Involved
Policy
Financials
Notes
Documents
Surcharging
Litigation
History
FNOL Snapshot
Calendar

Check Details(Up to Financials (Total Incurred: $4,341.92): Checks)
SummaryTransactionsChecksLine Category SummaryReinsurance

Void/Stop

Check		Ir
Pay To The Order Of	LAURA E NISPORIC & DEANS AUTO BODY INC	R
Payment Details		M
1099 Box Number	07-All Other Taxable Payments	
Memo Phrase		C
PA Tort Code		C
Amount	$3,781.72	Ir
Unallocated?	No	T
NAIC Expense Reporting (for Adj #s 400, 800, B00)		P tc
Details		T
Check Number	11860919	S
Remarks Line 1	COLLISION	W
Remarks Line 2		C
Bulk Invoice	<none>	C
Claimant	LAURA E NISPORIC	A
Service Period Start		D
Service Period End		

Payee	Type	Payee Tax ID
DEANS AUTO	Vendor	391869960

Unsaved Work | Help | About | Log Out

Go to (Alt+/) Go

Desktop
Search
Address Book
Claim (AUY-WI-30-13-0374568)
Vacation

| Pol: AUY-8900864 | Ins: LAURA E NISPORIC | DoL: 11/01/2013 | St: Open | Adj: Christine R

Actions
Summary
Workplan
Loss Details
Exposures
Parties Involved
Policy
Financials
Notes
Documents
Surcharging
Litigation
History
FNOL Snapshot
Calendar

Check Details(Up to Financials (Total Incurred: $4,341.92): Checks)
SummaryTransactionsChecksLine Category SummaryReinsurance

Void/Stop

Check		
Pay To The Order Of	ENTERPRISE HOLDINGS INC	
Payment Details		
1099 Box Number	07-All Other Taxable Payments	
Memo Phrase		
PA Tort Code		
Amount	$390.15	
Unallocated?	No	
NAIC Expense Reporting (for Adj #s 400, 800, B00)		
Details		
Check Number	11870350	
Remarks Line 1	RENTAL REIMBURSEMENT	
Remarks Line 2	INV#D042773-4481	
Bulk Invoice	<none>	
Claimant	LAURA E NISPORIC	
Service Period Start		
Service Period End		
	Payee	Type Payee Tax Il
Joint Payees	ENTERPRISE HOLDINGS INC	Vendor430724835

VI

R. C. No. ____ - 13 - 14. By FINANCE. February 3, 2014.

Your Committee to whom was referred R. O. No. 210-13-14 by the City Clerk submitting a claim from Nicholas Noster for alleged damages to his vehicle while parked at 1326 N. 25th Street; recommends that the claim be denied and to direct the City Attorney to send a Notice of Disallowance.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

II

3,5

R. O. No. 210 - 13 - 14. By CITY CLERK. December 16, 2013.

Submitting a claim from Nicholas Noster for alleged damages to his vehicle while parked at 1326 N. 25th Street.

Jenna Demp

City Clerk

DATE RECEIVED 12-9-13

RECEIVED BY R. Schroeder

CLAIM NO. 13-13

CITY OF SHEBOYGAN NOTICE OF DAMAGE OR INJURY

INSTRUCTIONS: TYPE OR PRINT IN BLACK INK

1. Notice of death, injury to persons or to property must be filed not later than 120 days after the occurrence.
2. Attach and sign additional supportive sheets, if necessary.
3. This notice form must be signed and filed with the Office of the City Clerk.
4. TWO ESTIMATES MUST BE ATTACHED IF YOU ARE CLAIMING DAMAGE TO A VEHICLE.

TO CITY OF SHEBOYGAN

1. Name of Claimant: Nicholas Noster
2. Home address of Claimant: 607 Krumrey Street Plymouth WI 53073
3. Home phone number: (414) 828-2469
4. Business address and phone number of Claimant:

   1326 N. 25th Street Sheboygan WI 53081
5. When did damage or injury occur? (date, time of day) 05-01-2013
6. Where did damage or injury occur? (give full description) west parking lot of Fire Station #3, 1326 N 25th St, south side of training tower
7. How did damage or injury occur? (give full description)

   Firefighters were training with hoses on south side of training tower on elevated stairwell and hose fell on hood of car.

   SEE ACCIDENT REPORT
8. If the basis of liability is alleged to be an act or omission of a City officer or employee, complete the following:

   (a) Name of such officer or employee, if known:

   (b) Claimant's statement of the basis of such liability:
9. If the basis of liability is alleged to be a dangerous condition of public property, complete the following:

   (a) Public property alleged to be dangerous:

   (b) Claimant's statement of basis for such liability:

10. Give a description of the injury, property damage or loss, so far as is known at this time. (If there were no injuries, state "NO INJURIES").

NO INJURIES Dent to hood of car from hose Coupling

11. Name and address of any other person injured:

NA

12. Damage estimate: (You are not bound by the amounts provided here.)

Auto: $ 1,003.80

Property: $

Personal injury: $

Other: (Specify below $

TOTAL 1,003.80

Damaged vehicle (if applicable)

Make: Ford Model: Five Hundred Year: 2005 Mileage: 74,463

Names and addresses of witnesses, doctors and hospitals:

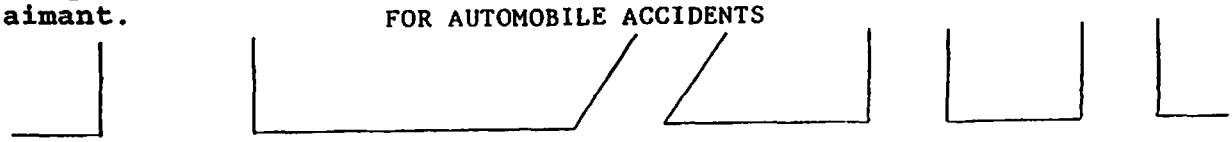
Lt. Patrick Nicolaos

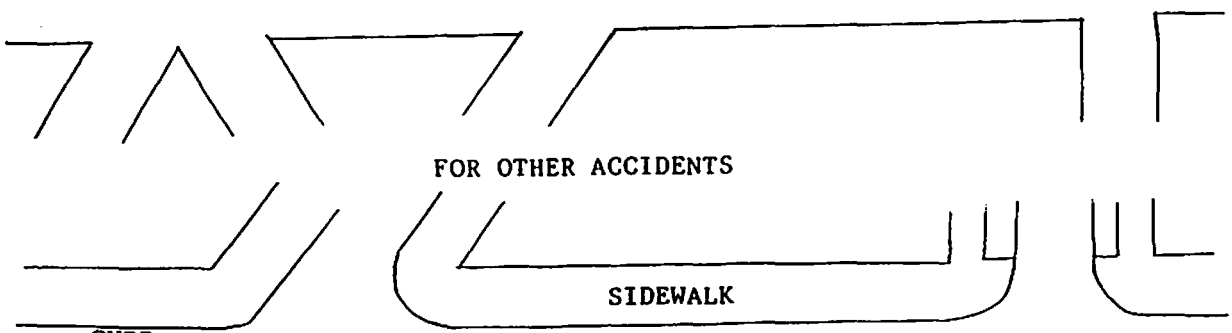
1326 N. 25th Street Sheboygan

FOR ALL ACCIDENT NOTICES, COMPLETE THE FOLLOWING DIAGRAM IN DETAIL. BE SURE TO INCLUDE NAMES OF ALL STREETS, HOUSE NUMBERS, LOCATION OF VEHICLES, INDICATING WHICH IS CITY VEHICLE (IF APPLICABLE), WHICH IS CLAIMANT'S VEHICLE, LOCATION OF INDIVIDUALS, ETC.

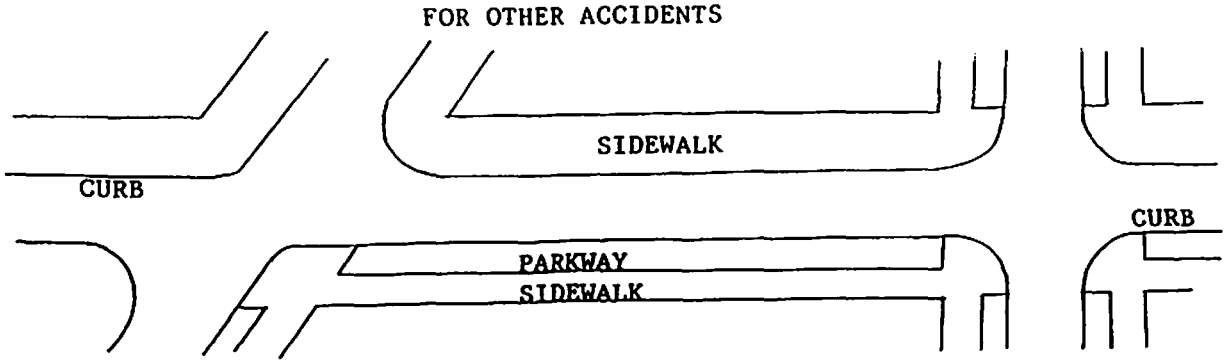
NOTE: If diagrams below do not fit the situation, attach hereto a proper diagram signed by the Claimant.

FOR AUTOMOBILE ACCIDENTS





FOR OTHER ACCIDENTS



SIGNATURE OF CLAIMANT: Date: 12-05-2013

DATE RECEIVED 12-9-13

RECEIVED BY L Schroeder

CLAIM NO. 13-13

CLAIM

Claimant's Name:	Nicholas Noster	Auto	$ 1,003.80
Claimant's Address:	607 Krumrey St	Property	$
	Plymouth WI 53073	Personal Injury	$
Claimant's Phone No.	414-828-2469	Other (Specify below)	$
		TOTAL	1003.80

PLEASE INCLUDE COPIES OF ALL BILLS, INVOICES, ESTIMATES, ETC.

WARNING: IT IS A CRIMINAL OFFENSE TO FILE A FALSE CLAIM.
(WISCONSIN STATUTES 943.395)

The undersigned hereby makes a claim against the City of Sheboygan arising out of the circumstances described in the Notice of Damage or Injury. The claim is for relief in the form of money damages in the total amount of $ 1,003.80 .

SIGNED: [signature] DATE: 12-05-2013

ADDRESS: 607 Krumrey St

Plymouth WI 53073

SHEBOYGAN FIRE DEPARTMENT

STATION: 3 UNIT #: Rescue 3

TO THE FIRE CHIEF:

In compliance with existing orders, I hereby make report of the accident which

happened to DEPT. EQUIPMENT on May 1, 2013

TIME: 16:00 PLACE: Station 3, south side of training tower.

Explain fully how accident occurred, giving activity at time of accident:

On May 1, 2013 at approximately 1330 hours, Station 3 personnel was training with hose applications, ladders, and pumping operations on the training building and training tower. At approximately 1500 hours we started working on the training tower. While conducting standpipe training we used the outside stairwell and connected 100 feet of 1 ¾" hose to the standpipe on the simulated 2nd floor landing and dragged the hose up the stairwell and entered the fourth floor door and spraying water and using different appliances to test different water pressures and water flows. After training was concluded, and we were picking up, the couplings on the hose was disconnected and the male slipped out of FFP Juday's hand and fell down through the railings and landed on FFP Noster car's hood, causing a dent in the hood on the driver's side middle. It did look like it did slip out of his hand and was hanging from the stair railings. After we noticed the dent and discussed what happened we finish picking up hose and appliances.

Cause of Accident:

The cause of the accident was the 1 ¾" hose slipping out of FFP Juday's hand due to the weight of the water in the hose hanging through the railings of the stairwell.

Witnesses (Names and Address):

Lt. Pat Nicolaus	1506 Hilltop Lane, Plymouth, WI 53073
FFP Nicholas Noster	607 Krumrey St., Plymouth, WI 53073
FFP Michael Lubbert	721 Sommer Dr., Sheboygan, WI 53081
FFP Jordan Juday	3135 North Ave., Sheboygan, WI 53083

Captain Randall Bauer Unit #: 529

Lieutenant Patrick Nicolaus Unit #: 550

Diagram on Reverse

JOE VAN HORN CHEVROLET
3008 EASTERN AVE, PO BOX 238
PLYMOUTH, WI 53073
OFFICE: 920-893-6361
FAX: 920-893-0953

***** PRELIMINARY ESTIMATE *****

11/25/2013 10:16 AM

Owner

Owner: NICK NOSTER
Address: 607 KRUMRY ST.
City State Zip: Plymouth, WI 53073
Cell: (414)828-2469
FAX:

Inspection

Inspection Date: 11/25/2013 10:14 AM
Driveable: Yes
Inspection Type:
Rental Assisted:

Company: VAN HORN COLLISION CENTER
Contact: RANDY SCHWALLER
Address: 3008 EASTERN AVENUE
P.O. BOX 238
City State Zip: Plymouth, WI 53073
Email: bodyshop@vanhornchev.com
Appraiser License # :
Work/Day: (920)893-6361x242
Home/Evening:
FAX: (920)893-0953

Repairer

Repairer: VAN HORN COLLISION CENTER
Address: 3008 EASTERN AVENUE
P.O. BOX 238
City State Zip: Plymouth, WI 53073
Email: bodyshop@vanhornchev.com
License # :
Contact:
Work/Day: (920)893-6361x242
Work/Day:
FAX: (920)893-0953
Regulation ID: TAX ID # 39-1052356

Target Complete Date/Time:
Days To Repair: 3

Vehicle

2005 Ford Five Hundred SEL 4 DR Sedan
6cyl Gasoline 3.0
6-Speed Automatic

Lic.Plate: 765-SFF
Lic Expire:
Prod Date:
Veh Insp# :
Condition:
Ext. Color: RED MET.
Ext. Refinish: Two-Stage
Lic State: WI
VIN: 1FAFP24115G151552
Mileage: 81,686
Mileage Type: Actual
Code: P3123D
Int. Color:
Int. Refinish: Two-Stage

Options

AM/FM In-dash CD Changer	Air Conditioning	Alarm System
Aluminum/Alloy Wheels	Anti-Lock Brakes	Auto Load Leveling
Automatic Dimming Mirror	Center Console	Cruise Control

Dual Airbags	Dual Power Seats	Dual Zone Auto A/C
Fog Lights	Heated Power Mirrors	Intermittent Wipers
Keyless Entry System	Leather Steering Wheel	Lighted Entry System
MP3 Player	Overhead Console	Perimeter Alarm System
Power Brakes	Power Door Locks	Power Steering
Power Windows	Rear Window Defroster	Rem Trunk-L/Gate Release
Strg Wheel Radio Control	Tachometer	Tilt Steering Wheel
Tinted Glass	Traction Control System	Trip Computer
Velour/Cloth Seats	Wood Interior Trim	

Damages

Line	Op	Guide	MC	Description	MFR.Part No.	Price	ADJ%	B%	Hours	R
Front Bumper										
1	N	6		Front Bumper Cover R&I	Additional Labor				0.5*	SM
				>> DROP LT SIDE ONLY FOR PAINT WORK TO FENDER						
Front Body And Windshield										
2	I	83		Panel,Hood	Repair				5.0*	SM
				Aluminum						
				>> ALUMINUM HOOD REPAIR						
3	L	83	13	Panel,Hood	Refinish				4.2	RF
					3.0 Surface					
					0.6 Two-stage setup					
					0.6 Two-stage					
4	BR	103		Fender,Front LT	Blend Refinish				1.1	RF
					0.7 Blend					
					0.4 Two-stage					
Manual Entries										
5	EC			CAR COVER	Replace Economy	$5.00*				SM
6	EC			HAZ WASTE	Replace Economy	$5.00*				SM
6	Items									

MC	Message
13	INCLUDES 0.6 HOURS FIRST PANEL TWO-STAGE ALLOWANCE

Estimate Total & Entries

Other Parts	$10.00	
Paint Materials	$180.20	
Parts & Material Total		$190.20
Tax on Parts & Material	@ 5.000%	$9.51

Labor	Rate	Replace Hrs	Repair Hrs	Total Hrs	
Sheet Metal (SM)	$54.00		5.5	5.5	$297.00
Mech/Elec (ME)	$86.00				
Frame (FR)	$65.00				
Refinish (RF)	$54.00	5.3		5.3	$286.20
Paint Materials	$34.00				

Labor Total		10.8 Hours	$583.20
Tax on Labor	@ 5.000%	$29.16	
Gross Total			**$812.07**
Net Total			**$812.07**

Alternate Parts Y/00/00/00/00/00 CUM 00/00/00/00/00 Zip Code: 53073 Default

Audatex Estimating 7.0.123 ES 11/25/2013 10:21 AM REL 7.0.123 DT 11/01/2013 DB 11/15/2013

1.6 HRS WERE ADDED TO THIS ESTIMATE BASED ON AUDATEX'S TWO-STAGE REFINISH FORMULA.

THIS ESTIMATE HAS BEEN PREPARED BASED ON THE USE OF ONE OR MORE REPLACEMENT PARTS SUPPLIED BY A SOURCE OTHER THAN THE MANUFACTURER OF YOUR MOTOR VEHICLE. WARRANTIES APPLICABLE TO THESE REPLACEMENT PARTS ARE PROVIDED BY THE MANUFACTURER OR DISTRIBUTOR OF THE REPLACEMENT PARTS RATHER THAN BY THE MANUFACTURER OF YOUR MOTOR VEHICLE.

Op Codes

* = User-Entered Value	E = Replace OEM	NG = Replace NAGS
EC = Replace Economy	OE = Replace PXN OE Srpls	UE = Replace OE Surplus
ET = Partial Replace Labor	EP = Replace PXN	EU = Replace Recycled
TE = Partial Replace Price	PM = Replace PXN Reman/Rebilt	UM = Replace Reman/Rebuilt
L = Refinish	PC = Replace PXN Reconditioned	UC = Replace Reconditioned
TT = Two-Tone	SB = Sublet Repair	N = Additional Labor
BR = Blend Refinish	I = Repair	IT = Partial Repair
CG = Chipguard	RI = R & I Assembly	P = Check
AA = Appearance Allowance	RP = Related Prior Damage	

MIKE BURKART FORD
3110 COUNTY RD PP PO BOX 318
PLYMOUTH, WI 53073
920-893-6961 OR 920-458-9611 FAX: 920-892-6761
QUALITY COLLISION REPAIRS AND MORE

***** PRELIMINARY ESTIMATE *****

05/02/2013 10:52 AM

Owner

Owner: NICK NOSTER
Address: 607 KREUMREY ST
City State Zip: Plymouth, WI 53073
Home/Day: (414)828-2469
FAX:

Control Information

Company Contact: CITY OF SHEBOYGAN

Inspection

Inspection Date: 05/02/2013 10:53 AM
Primary Impact: Hood
Inspection Type:
Secondary Impact:

Repairer

Repairer: MARK LEONHARD
Address: 3110 COUNTY RD PP
City State Zip: Plymouth, WI 53073
Contact:
Work/Day: (920)893-6961
Work/Day: (920)458-9611
FAX: (920)892-6761

Vehicle

2005 Ford Five Hundred SEL 4 DR Sedan
6cyl Gasoline 3.0
6-Speed Automatic

Lic.Plate: 765-SFF
Lic Expire:
Prod Date:
Veh Insp# :
Condition:
Ext. Color: G2 RED PEARL
Ext. Refinish: Two-Stage
Lic State: WI
VIN: 1FAFP24115G151552
Mileage: 74,463
Mileage Type: Actual
Code: P3123D
Int. Color:
Int. Refinish: Two-Stage

Options

AM/FM In-dash CD Changer	Air Conditioning	Alarm System
Aluminum/Alloy Wheels	Anti-Lock Brakes	Auto Load Leveling
Automatic Dimming Mirror	Center Console	Cruise Control
Dual Airbags	Dual Power Seats	Dual Zone Auto A/C
Fog Lights	Heated Power Mirrors	Intermittent Wipers
Keyless Entry System	Leather Steering Wheel	Lighted Entry System
MP3 Player	Overhead Console	Perimeter Alarm System
Power Brakes	Power Door Locks	Power Steering
Power Windows	Rear Window Defroster	Rem Trunk-L/Gate Release
Strg Wheel Radio Control	Tachometer	Tilt Steering Wheel
Tinted Glass	Traction Control System	Trip Computer

Velour/Cloth Seats | Wood Interior Trim

Damages

Line	Op	Guide	MC	Description	MFR.Part No.	Price	ADJ%	B%	Hours	R
1	N	6		Front Bumper Cover R&I	Additional Labor				1.2	SM
2	RI	41		Headlamp Assy,Halogen LT	R & I Assembly				0.2	SM
3	I	83		Panel,Hood Aluminum	Repair				3.0*	SM
4	L	83	13	Panel,Hood	Refinish 3.0 Surface 0.6 Two-stage setup 0.6 Two-stage				4.2	RF
5	RI	86		Pad,Insulator Hood	R & I Assembly				0.3	SM
6	BR	103		Fender,Front LT	Blend Refinish 0.7 Blend 0.4 Two-stage				1.1	RF
7	RI	139		Guard,Fender Mud LT	R & I Assembly				0.2	SM
8	RI	113		Skirt,Inner Fender LT >> LOOSEN AROUND WHEEL OPENING	R & I Assembly				0.3*	SM
9	EC	M14		Corrosion Protection	Replace Economy	$6.00*			0.1*	SM
10	EC	M17		Cover Car Exterior	Replace Economy	$6.00*			0.1*	SM
11	I	M60		Hazardous Waste Removal	Sublet Repair	$6.00*				SM
12	N			Clean For Delivery	Additional Labor				0.5*	SM
13	L			Feather,prime,and bloc	Refinish				1.0*	SM
14	I			DENIB AND BUFF	Repair				0.5*	SM*
14	Items									

MC	Message
13	INCLUDES 0.6 HOURS FIRST PANEL TWO-STAGE ALLOWANCE

Estimate Total & Entries

Other Parts	$12.00	
Paint Materials	$201.40	
Parts & Material Total		$213.40
Tax on Parts & Material	@ 5.000%	$10.67

Labor	Rate	Replace Hrs	Repair Hrs	Total Hrs	
Sheet Metal (SM)	$58.00	2.2	5.2	7.4	$429.20
Mech/Elec (ME)	$88.00				
Frame (FR)	$65.00				
Refinish (RF)	$58.00	5.3		5.3	$307.40
Paint Materials	$38.00				

Labor Total	12.7 Hours		$736.60
Tax on Labor	@ 5.000%	$36.83	
Sublet Repairs		$6.00	
Tax on Sublet	@ 5.000%	$0.30	
Gross Total			$1,003.80
Net Total			$1,003.80

Alternate Parts Y/00/00/00/00/00 CUM 00/00/00/00/00 Zip Code: 53073 Default

VI

R. C. No. ____ - 13 - 14. By FINANCE. February 3, 2014.

Your Committee to whom was referred R. O. No. 208-13-14 by the City Clerk submitting a claim from Bret Froh for alleged damages to his vehicle; recommends that the claim be denied and to direct the City Attorney to send a Notice of Disallowance.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

II

3,3

R. O. No. 208- 13 - 14. By CITY CLERK. December 16, 2013.

Submitting a claim from Bret Froh for alleged damages to his vehicle.

Finance
Deny

City Clerk

DATE RECEIVED 12-9-13

RECEIVED BY L Schroeder

CLAIM NO. 12-13

CITY OF SHEBOYGAN NOTICE OF DAMAGE OR INJURY

INSTRUCTIONS: TYPE OR PRINT IN BLACK INK

1. Notice of death, injury to persons or to property must be filed not later than 120 days after the occurrence.
2. Attach and sign additional supportive sheets, if necessary.
3. This notice form must be signed and filed with the Office of the City Clerk.
4. **TWO ESTIMATES MUST BE ATTACHED IF YOU ARE CLAIMING DAMAGE TO A VEHICLE.**

TO CITY OF SHEBOYGAN

1. Name of Claimant: Brad M Frah
2. Home address of Claimant: 328 St. Clair ave.
3. Home phone number: 920-889-9650
4. Business address and phone number of Claimant:
5. When did damage or injury occur? (date, time of day) 10/12/13
6. Where did damage or injury occur? (give full description) 7th and Erie ave.
7. How did damage or injury occur? (give full description) I had been arrested for unpaid fines, police officers moved my ~~car~~ car and during the process ripped my door handle off the driver door.
8. If the basis of liability is alleged to be an act or omission of a City officer or employee, complete the following:

   (a) Name of such officer or employee, if known: ~~Officer~~ TPR J REESE

   (b) Claimant's statement of the basis of such liability: TPR J REESE was the cop that pulled me over but there were a few officers on the scene. The handle was placed on my driver seat with the doors locked so I know it was them
9. If the basis of liability is alleged to be a dangerous condition of public property, complete the following:

   (a) Public property alleged to be dangerous:

   (b) Claimant's statement of basis for such liability:

10. Give a description of the injury, property damage or loss, so far as is known at this time. (If there were no injuries, state "NO INJURIES").

NO INJURIES.

11. Name and address of any other person injured: _____

12. Damage estimate: (You are not bound by the amounts provided here.)

Auto: $ 197.41

Property: $ _____

Personal injury: $ _____

Other: (Specify below $ _____

TOTAL 197.41

Damaged vehicle (if applicable)

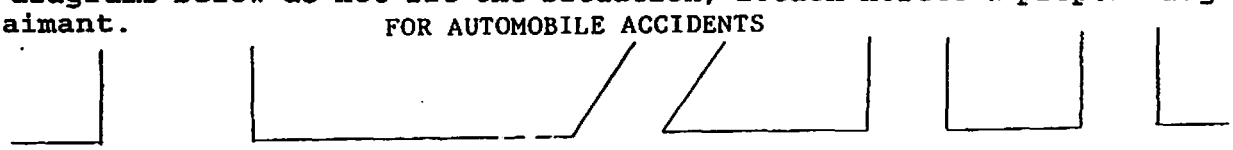
Make: Chrysler Model: 300C Year: 2006 Mileage: _____

Names and addresses of witnesses, doctors and hospitals: _____

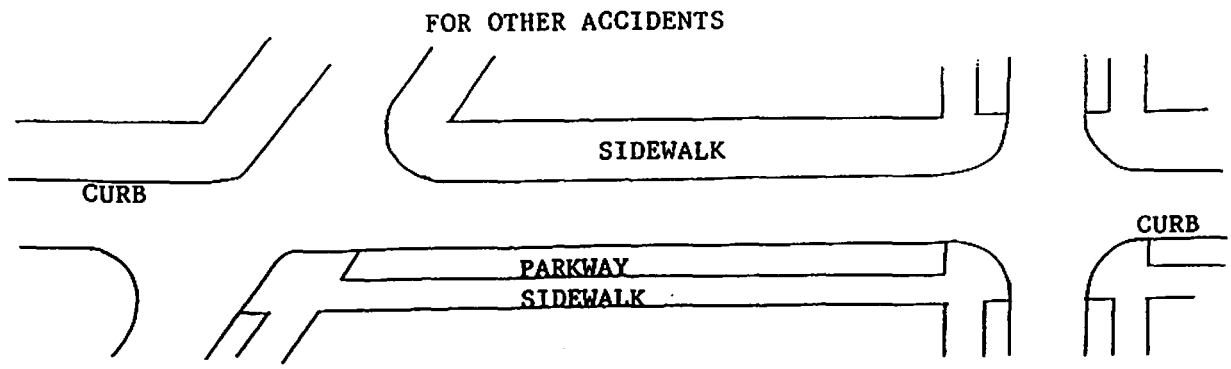
FOR ALL ACCIDENT NOTICES, COMPLETE THE FOLLOWING DIAGRAM IN DETAIL. BE SURE TO INCLUDE NAMES OF ALL STREETS, HOUSE NUMBERS, LOCATION OF VEHICLES, INDICATING WHICH IS CITY VEHICLE (IF APPLICABLE), WHICH IS CLAIMANT'S VEHICLE, LOCATION OF INDIVIDUALS, ETC.

NOTE: If diagrams below do not fit the situation, attach hereto a proper diagram signed by the Claimant.

FOR AUTOMOBILE ACCIDENTS



FOR OTHER ACCIDENTS



SIGNATURE OF CLAIMANT: _____ Date: 10/22/13

DATE RECEIVED 12-9-13

RECEIVED BY L Schueda

CLAIM NO. 12-13

CLAIM

Claimant's Name: Bret Fish

Claimant's Address: 328 St Clair ave

Claimant's Phone No. 889-9650

	197.41
Auto	$ ~~91.57~~
Property	$
Personal Injury	$
Other (Specify below)	$ ~~105.50~~
TOTAL	197.41

Other is labor + taxes

PLEASE INCLUDE COPIES OF ALL BILLS, INVOICES, ESTIMATES, ETC.

WARNING: IT IS A CRIMINAL OFFENSE TO FILE A FALSE CLAIM.
(WISCONSIN STATUTES 943.395)

The undersigned hereby makes a claim against the City of Sheboygan arising out of the circumstances described in the Notice of Damage or Injury. The claim is for relief in the form of money damages in the total amount of $ 197.41 .

SIGNED: Bret Fish

DATE: 12/9/13

ADDRESS: 328 St. Clar ave.
Sheboygan, WI. 53081

597058

Estimate of Auto Repairs

AS LISTED FOR LABOR AND MATERIALS
VERBAL AGREEMENTS NOT BINDING – ESTIMATES FREE

OWNER Brett Froh	PHONE NO.	DATE 10-25-13
ADDRESS		EST. NO.
INSURANCE CO. 920-889-4650	PHONE NO.	ORDER NO.
ADDRESS		LICENSE NO.

YEAR/MAKE	MODEL	MILEAGE	MOTOR NO.	SERIAL NO.
2006 Chrysler	300C	108027	5.7L	

QUANTITY	DESCRIPTION OF LABOR OR MATERIAL	PART NO.	MATERIAL	LABOR
1	DRIVERS Front Door HANDLE		91.51	91.51
1	LABOR on HANDLE			87.50

KVINDLOG SERVICES, INC.
104 S. Mill St.
Waldo, WI 53093

PARTS PRICE BASED ON STANDARD CATALOG PROCUREMENT PRICE LISTS. SUBJECT TO CHANGE WITHOUT NOTICE. PROCUREMENT AND DELIVERY CHARGES MAY BE ADDED FOR SPECIAL SERVICE OR ITEMS NOT AVAILABLE LOCALLY.

OLD PARTS REMOVED FROM CARS WILL BE JUNKED UNLESS OTHERWISE INSTRUCTED IN WRITING.
THE ABOVE IS AN ESTIMATE BASED ON OUR INSPECTION AND DOES NOT COVER ADDITIONAL PARTS OR LABOR WHICH MAY BE REQUIRED AFTER THE WORK HAS BEEN OPENED UP. OCCASIONALLY, AFTER WORK HAS STARTED, WORN PARTS ARE DISCOVERED WHICH ARE NOT EVIDENT ON FIRST INSPECTION. BECAUSE OF THIS, THE ABOVE PRICES ARE NOT GUARANTEED.

TOTAL MATERIALS	
TOTAL LABOR	87.50
TOTAL MATERIALS	91.51
Shop Supplies	9.00
TAX	9.40
PAID OUT & SUBLET TOTAL	188.01
SUBLET REPAIRS	
TOTAL	197.41

ESTIMATED BY

ESTIMATE APPROVED BY

AUTHORIZED AND ACCEPTED

BY OWNER OR AGENT

DATE

adams D8104

03-11

VI

R. C. No. ____ - 13 - 14. By FINANCE. February 3, 2014.

Your Committee to whom was referred R. O. No. 209-13-14 by the City Clerk submitting a claim from Laura Nisporic for alleged damages to her vehicle that was parked on Pennsylvania Avenue; recommends that the claim be denied and to direct the City Attorney to send a Notice of Disallowance.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

II

3.4

R. O. No. 209 - 13 - 14. By CITY CLERK. December 16, 2013.

Submitting a claim from Laura Nisporic for alleged damages to her vehicle that was parked on Pennsylvania Avenue.

Denied

City Clerk

DATE RECEIVED 12-5-13 RECEIVED BY LS Schroeder

CLAIM NO. 11-13

CITY OF SHEBOYGAN NOTICE OF DAMAGE OR INJURY

INSTRUCTIONS: TYPE OR PRINT IN BLACK INK

1. Notice of death, injury to persons or to property must be filed not later than 120 days after the occurrence.
2. Attach and sign additional supportive sheets, if necessary.
3. This notice form must be signed and filed with the Office of the City Clerk.

4. **TWO ESTIMATES MUST BE ATTACHED IF YOU ARE CLAIMING DAMAGE TO A VEHICLE.**

1. Name of Claimant: Laura Nisporic
2. Home address of Claimant: 2524 Pershing Avenue
3. Home phone number: 920-457-0228
4. Business address and phone number of Claimant: Sheboygan Post office 522 N. 9th St. 920-458-2294
5. When did damage or injury occur? (date, time of day) Nov. 1, 2013 8:30-9:00am
6. Where did damage or injury occur? (give full description) My car was parked just west of S Water Street on Pennsylvania Avenue
7. How did damage or injury occur? (give full description) City vehicle hit my parked car on the left side.
8. If the basis of liability is alleged to be an act or omission of a City officer or employee, complete the following:

   (a) Name of such officer or employee, if known: N/A

   (b) Claimant's statement of the basis of such liability: City vehicle hit my ~~parked~~ legally parked car and the truck parked behind me. We were not in the car.
9. If the basis of liability is alleged to be a dangerous condition of public property, complete the following:

   (a) Public property alleged to be dangerous: N/A

   (b) Claimant's statement of basis for such liability: N/A

10. Give a description of the injury, property damage or loss, so far as is known at this time. (If there were no injuries, state "NO INJURIES").

No Injuries. Car sustained damage along the entire driver's side. (see pictures)

11. Name and address of any other person injured: N/A

12. Damage estimate: (You are not bound by the amounts provided here.)

Auto: $ 4,337.29

Property: $

Personal injury: $

Other: (Specify below $ 390.15

Rental Car TOTAL $4727.44

Damaged vehicle (if applicable)

Make: Pontiac Model: Vibe Year: 2004 Mileage: 119875

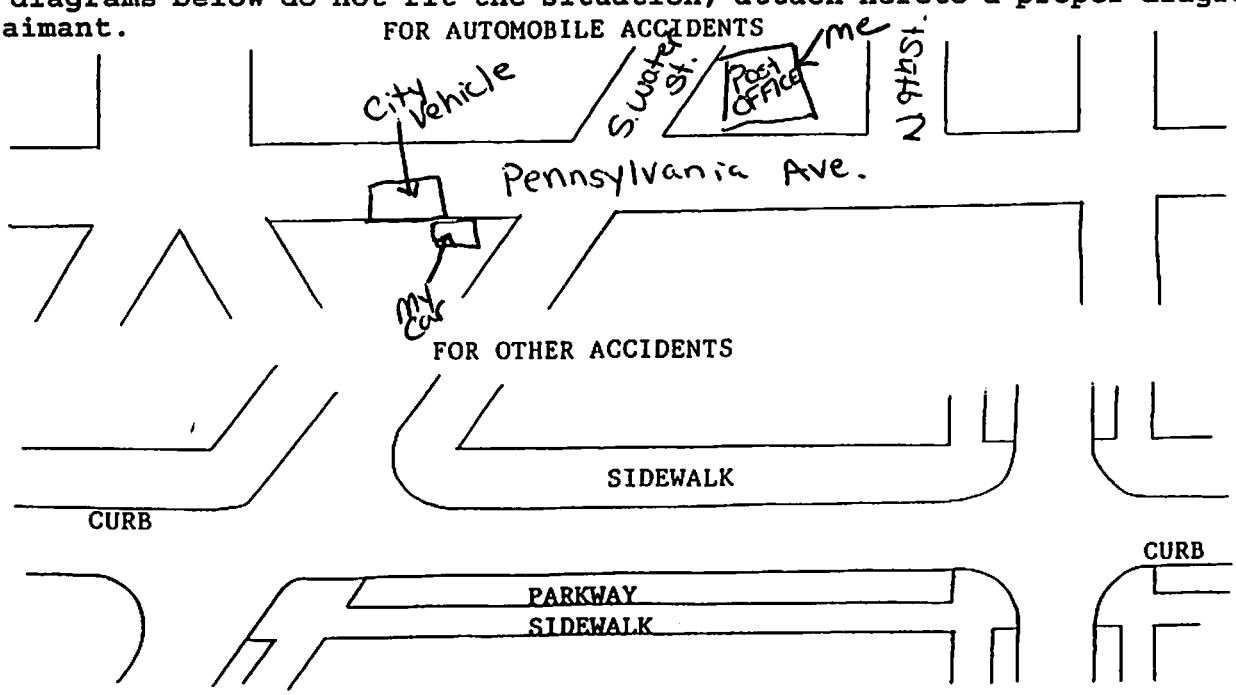
Names and addresses of witnesses, doctors and hospitals:

N/A

FOR ALL ACCIDENT NOTICES, COMPLETE THE FOLLOWING DIAGRAM IN DETAIL. BE SURE TO INCLUDE NAMES OF ALL STREETS, HOUSE NUMBERS, LOCATION OF VEHICLES, INDICATING WHICH IS CITY VEHICLE (IF APPLICABLE), WHICH IS CLAIMANT'S VEHICLE, LOCATION OF INDIVIDUALS, ETC.

NOTE: If diagrams below do not fit the situation, attach hereto a proper diagram signed by the Claimant.

FOR AUTOMOBILE ACCIDENTS



SIGNATURE OF CLAIMANT: Laura Nispoli Date: 11/19/13

DATE RECEIVED 12-5-13

RECEIVED BY LS Schneider

CLAIM NO. 11-13

CLAIM

Claimant's Name: Laura Nisporic

Claimant's Address: 2524 Pershing Ave
Sheboygan WI 53083

Claimant's Phone No. 920-457-0228

Auto	$ 4,337.29
Property	$
Personal Injury	$
Other (Specify below) Rental Car	$ 390.15
TOTAL	$ 4727.44

PLEASE INCLUDE COPIES OF ALL BILLS, INVOICES, ESTIMATES, ETC.

WARNING: IT IS A CRIMINAL OFFENSE TO FILE A FALSE CLAIM.
(WISCONSIN STATUTES 943.395)

The undersigned hereby makes a claim against the City of Sheboygan arising out of the circumstances described in the Notice of Damage or Injury. The claim is for relief in the form of money damages in the total amount of $ 4727.44 .

SIGNED Laura Nisporic DATE: 11/19/13

ADDRESS: 2524 Pershing Avenue
Sheboygan WI 53083

BY SIGNING THIS I ACKNOWLEDGE I HAVE READ AND UNDERSTAND THE INSTRUCTIONS.

MAIL TO: CLERK'S OFFICE
828 CENTER AVE #100
SHEBOYGAN WI 53081

Invoice

Deans Auto Body

1407 North 29th St.
Sheboygan, WI 53081

Phone (920) 457-5494 Fax (920) 457-6495

No: 13599
Scheduled In Date: 11/18/2013
Delivered Date:
Service Rep: KPHIL BLACK
Page 1
PO No:

Name

NISPORIC, LAURA
2524 PERSHING AVE
Sheboygan, WI 53083-
(920) 457-0228 (920) 334-0228

Service Item

04 Pontiac Vibe STD 4 DR Wagon
Lic: WI 362-RAR
Vin: 5Y2SL62874Z403450 Color: MEDIUM S PIRAL GREY E
Mileage In: 119870 Out:
Paint Code: 812K,88 Trim Code:

Insurance Information

Claim No: AUY-WI-30-13-0374568
Policy No: AUY-8900864
Date of Loss: 11/1/2013
Deductible: 500

Insurance Company

DONEGAL INS. GROUP

Adjuster

JUNG, DIANE

Line No	Operation	Description	Part No.	Type	Amount	Labor Type	Labor Hours	Refinish Hours
1	Additional Labor	Front Bumper Cover R&I	ADDTL LABOR			BL	.5	
2	Remove/Install	Headlamp Assy,Halogen LT	R&I ASSEMBLY			BL	.5	
3	Blend	Fender,Front LT	Blend Refinish					1.9
4	Remove/Install	Flare,Wheel Opening LT	R&I ASSEMBLY			BL	.3	
5	Repair	Door Shell,Front LT	REPAIR			BL	6.0	
6	Refinish	Door Shell,Front LT	Refinish					2.3
7	Remove/Install	Mldg,Front Door Belt LT	R&I ASSEMBLY			BL	.3	
8	Remove/Install	Mldg,Front Door Upper LT	R&I ASSEMBLY			BL	.3	
9	Remove/Install	Mldg,Front Door Lower LT	R&I ASSEMBLY			BL	.4	
10	Remove/Replace	N/Plate,Front Door LT	88969817	TP	74.28	BL	.2	
11	Remove/Replace	Mirror,Outer R/C LT	RECYCLED PART	TP	93.75	BL	.3	
12	Refinish	Mirror,Outer R/C LT	Refinish					.5
13	Remove/Replace	Glass,Front Door T LT	NAGS DD10189-GT	TP	181.65	BL	1.0	
14	Remove/Install	Handle,Front Door Otr LT	R&I ASSEMBLY			BL	.2	
15	Blend	Pnl,Rear Door Outer LT	Blend Refinish					1.1
16	Remove/Install	Mldg,Rear Door Upper LT	R&I ASSEMBLY			BL	.3	
17	Remove/Install	Mldg,Rear Door Belt LT	R&I ASSEMBLY			BL	.3	
18	Remove/Install	Mldg,Rear Door Lower LT	R&I ASSEMBLY			BL	.4	
19	Remove/Install	Pnl,Inner Door Trim LT	R&I ASSEMBLY					
20	Remove/Replace	Tape,Rear Door LT	88969826	TP	33.72	BL	1.3	
21	Remove/Replace	Tape,Rear Door LT	88969828	TP	23.72	BL	.5	
22	Remove/Replace	Glass,Rear Door T LT	RECYCLED PART	TP	93.75	BL	1.0	
23	Remove/Install	Handle,RR Door Outer LT	R&I ASSEMBLY			BL	.7	
24	Blend	Panel,Roof Side LT	Blend Refinish					.8
25	Remove/Install	Rail,Luggage Rack LT	R&I ASSEMBLY			BL	1.0	
26	Repair	Panel,Quarter LT	REPAIR			BL	12.0	
27	Refinish	Panel,Quarter LT	Refinish					2.4
28	Sublet	Glass,Quarter Tinted LT	SUBLET	TP	109.37			
29	Remove/Install	Flare,Wheel Opening LT	R&I ASSEMBLY			BL	.3	
30	Repair	Shell,Tailgate	REPAIR			BL	4.5	
31	Refinish	Shell,Tailgate	Refinish					2.0
32	Remove/Replace	N/Plate,Tailgate	88969818	TP	58.58	BL	.2	
33	Remove/Replace	Emblem,Tailgate	10348686	TP	37.90	BL	.2	
34	Sublet	Glass,Tailgate Heated	SUBLET	TP	109.25			
35	Remove/Install	Mldg,T/Gate Garnish	R&I ASSEMBLY			BL	.5	
36	Remove/Replace	Lens,Taillamp LT	RECYCLED PART	TP	81.25	BL	.3	
37	Additional Labor	Rear Bumper Cover R&I	ADDTL LABOR			BL	.5	

No: 13599

Line No	Operation	Description	Part No.	Type	Amount	Labor Type	Labor Hours	Refinish Hours
38	Refinish	Corrosion Protection	Refinish					.6
39	Remove/Replace	Cover car exterior	AfterMarket	TP	5.00			
40	Additional Labor	De-Nib and polish	Other					
41	Additional Labor	Hazad, waste	Other	TP	3.00			
42	Additional Labor	CLEAN & RETAPE CENTER MLDG	Other	TP	8.00	BL	.5	
43	Repair	R DOOR UPPER FRAME	Other			BL	1.0	
44	Refinish	RF LR DOOR UPPER FRAME	Refinish					.5
45	Additional Labor	LR DOOR MLDG CLEAN RETAPE	Other					
46	Remove/Replace	LR BRAKE LAMP BULB	AfterMarket	TP	9.53	BL	.2	
47		Paint Materials		PM	435.60			

Notes

Type	Description	Qty	Each	Amount	Tax Rate	Tax	Total
BL	Body Labor	35.70	58.00	2,070.60	5.00%	103.53	2,174.13
PM	Paint Materials			435.60	5.00%	21.78	457.38
RL	Refinish Labor	12.10	58.00	701.80	5.00%	35.09	736.89
TP	Taxable Part			922.75	5.00%	46.14	968.89
INVOICE TOTALS				**4,130.75**		**206.54**	**4,337.29**

12/2/2013	Check Sheboygan Falls Check 08-T0011860919	3,781.72
12/2/2013	Check Personal Check 1039	500.00
	Total Payments - 4,281.72	
BALANCE DUE		**$55.57**

An express mechanic's lien is hereby acknowledged on the above vehicle to secure the amount of costs incurred by in collecting amounts owed for repairs on the above vehicle I also hereby make, constitute and appoint you and/or your employees as my true lawful attorney for me and in my name, place, and stead to ask, demand, collect, sign for and receive all such sums of money which are or shall be due owing, payable and belonging to me, or detained from me, related to the vehicle herein described This includes full power and authority to sign my name to all checks, drafts, and/or negotiable instruments related to or arising out of work done by you and/or your employees on the above mentioned vehicle.

Signature: _____ Date: _____

ENTERPRISE RENT-A-CAR INC, 3060 S BUSINESS DR, SHEBOYGAN, WI 530816521 (920) 458-1414

RENTAL AGREEMENT 42773
REF# 6CQWNL

RENTER
NISPORIC, LAURA

DATE & TIME OUT
11/18/2013 02:17 PM
DATE & TIME IN
12/02/2013 04:12 PM

BILLING CYCLE
CALENDAR DAY

VEH #1 2013 HYUN ELAN 4GLS
VIN# KMHDH4AE7DU780911
LIC# 277PBS
MILES DRIVEN 380

BILL TO ACCOUNT
SHEBOYGAN FALLS INS**
ATTN: JUNG, DIANE
PO BOX 159
SHEBOYGAN FALLS, WI 53085

CLAIM INFO
374568
INSURED: NISPORIC LAURA
LOSS DATE: 11/01/2013
INSURED
TYPE CAR: VIBE
SHOP: DEAN'S AUTO BODY**
PHONE: (920) 457-5494
ATTN: LEAH

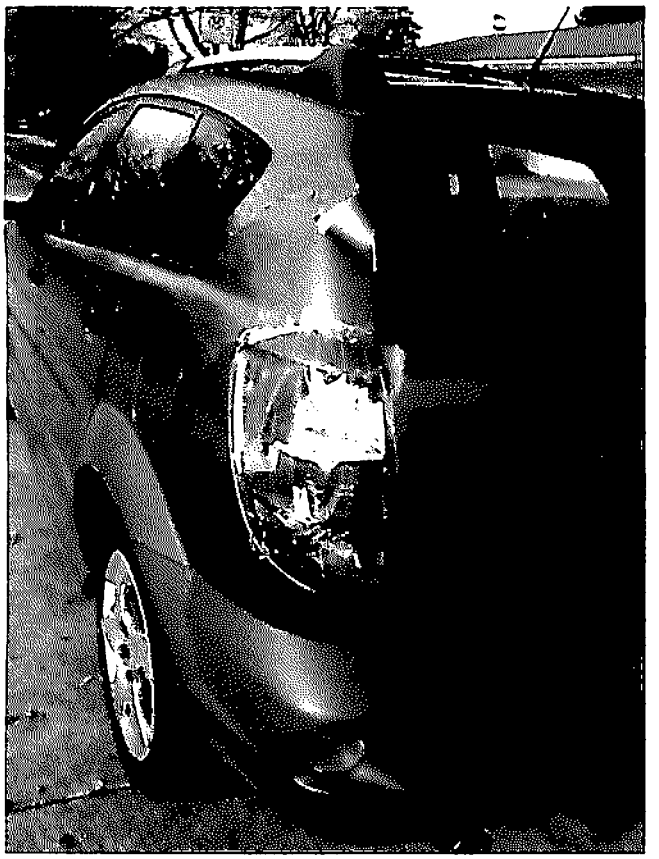
SUMMARY OF CHARGES

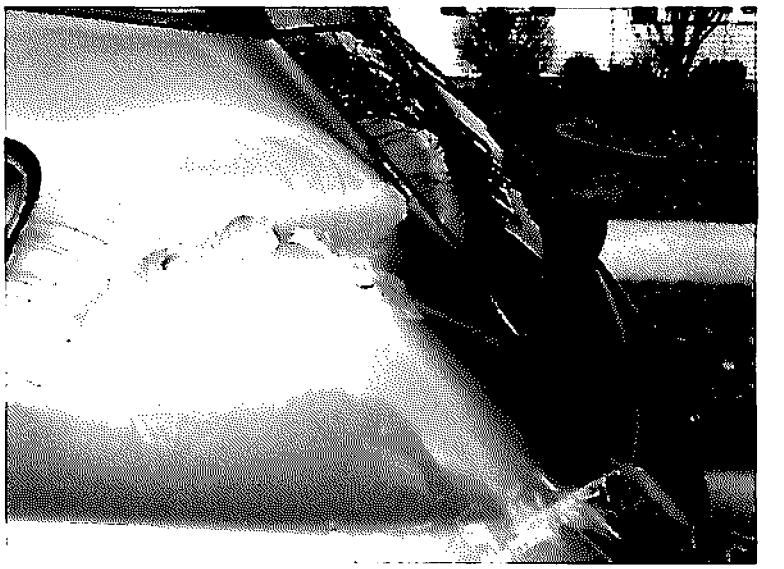
Charge Description	Date	Quantity	Per	Rate	Total
TIME & DISTANCE	11/18 - 12/02	15	DAY	$25.49	$382.35
REFUELING CHARGE	11/18 - 12/02				$0.00
			Subtotal:		**$382.35**
Taxes & Surcharges					
TITLE & REGISTRATIONS RECOVERY FEE	11/18 - 12/02	15	DAY	$0.52	$7.80
			Total Charges:		**$390.15**
Bill-To / Deposits					
SHEBOYGAN FALLS INS**					
TIME & DISTANCE	11/18 - 12/02	15	DAY		
REFUELING CHARGE	11/18 - 12/02				
TITLE & REGISTRATIONS RECOVERY FEE	11/18 - 12/02	15	DAY		
			Subtotal:		**($390.15)**

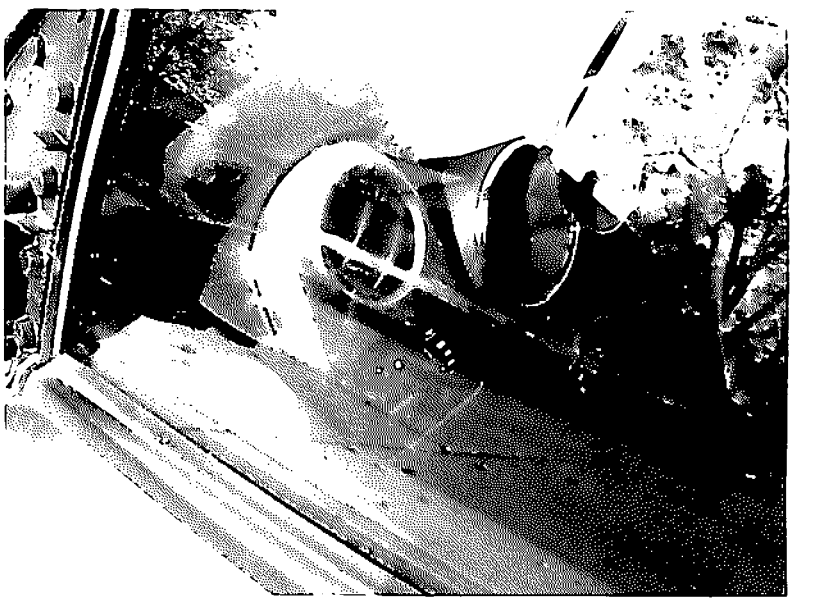
Total Amount Due **$0.00**

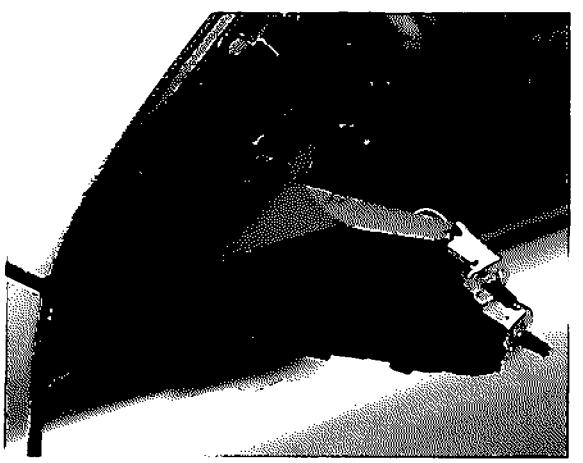
PAYMENT INFORMATION

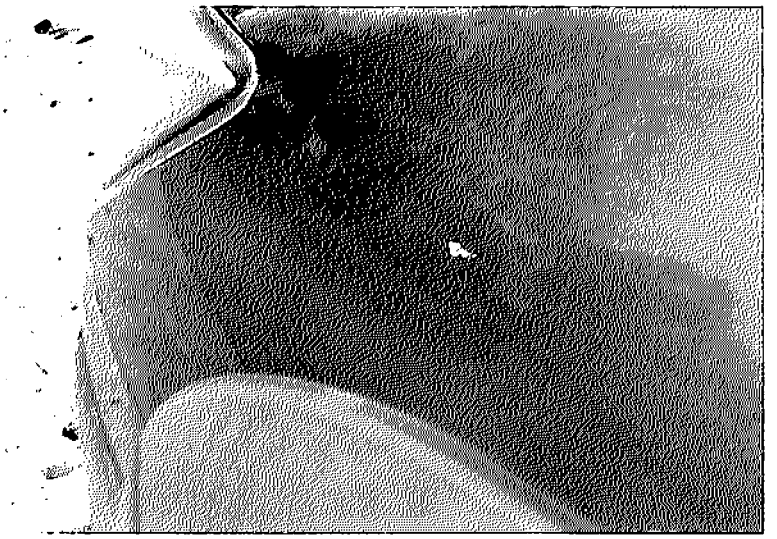
AMOUNT PAID	TYPE	CREDIT CARD NUMBER











STATE ADJUSTMENT ADJUSTERS
614 CROCUS COURT
WEST BEND, WI. 53095
PHONE: 262-338-9495 FAX: 262-338-9495

***** ESTIMATE *****

11/07/2013 01:50 PM

Owner

Owner: LAURA E NISPORIC
Address: 2524 PERSHING AVENUE
City State Zip: SHEBOYGAN, WI 53083
Home/Day: (920)457-0228

Control Information

Claim # : AUY-WI-30-13-0374568
Loss Date/Time: 11/01/2013 06:00 AM
Deductible: $500.00
File # : 1113SF11103
Insured Policy # : AUY-8900864
Loss Type: Collision
Accounting # : 3000176

Ins. Company: Donegal Insurance Group
Company Contact: Sheboygan Falls

Agent: Diane Jung
Address:
Email: djung@sheboyganfallsmutual.com
Work/Day: (800)242-7698x106

Insured: LAURA E NISPORIC
Address:
Home/Day: (920)457-0228

Claim Rep: Diane Jung
Address:
Email: djung@sheboyganfallsmutual.com
Work/Day: (800)242-7698x106

Inspection

Inspection Date: 11/06/2013 01:45 PM
Inspection Location: O/P
Address: 2524 PERSHING AVENUE
City State Zip: SHEBOYGAN, WI 53083
Primary Impact: Left Side
Driveable: Yes
Inspection Type: Field
Contact:
Home/Day: (920)457-0228x
FAX:
Secondary Impact: Left Rear Corner
Rental Assisted:

Assigned Date/Time:
First Contact Date/Time:
Received Date/Time: 11/04/2013 08:48 PM
Appointment Date/Time: 11/05/2013 07:00 AM

Appraiser Name: Jerry Klimo
Address: 614 CROCUS COURT
City State Zip: WEST BEND, WI 53095
Email: jerry@stateadjustment.com
Appraiser License # : 7343
Work/Day: (262)338-9495
FAX: (262)338-0242

Repairer

Repairer: DEAN'S AUTO BODY
Address: 1407 N. 29TH STREET
City State Zip: SHEBOYGAN, WI 53081
License # :
Contact: PHIL / TRACY
Work/Day: (920)457-5494
FAX: (920)457-6495
Regulation ID: TAX39-

Target Complete Date/Time:
Days To Repair: 8

Remarks

AGREED REPAIR PRICE ONLY
THIS ESTIMATE CONTAINS AFTERMARKET, EXCHANGE AND/OR USED REPAIR PARTS
ALL SUPPLEMENTAL REQUESTS REQUIRE PRIOR AUTHORIZATION APROVAL OR INSPECTION.
NO SUPPLEMENTAL WILL BE PAID WITHOUT A SUPPLEMENTAL REQUEST NUMBER.
THIS ESTIMATE IS NOT AN AUTHORIZATION TO REPAIR.

Vehicle

2004 Pontiac Vibe STD 4 DR Wagon
4cyl Gasoline 1.8
4 Speed Automatic

Lic.Plate:	362-RAR	**Lic State:**	WI
Lic Expire:	10/2014	**VIN:**	5Y2SL62874ZU03450
Prod Date:	05/2003	**Mileage:**	119,890
Veh Insp# :		**Mileage Type:**	Actual
Condition:	Good	**Code:**	W2504A
Ext. Color:	MEDIUM SPIRAL GREY EFFECT	**Int. Color:**	
Ext. Refinish:	Two-Stage	**Int. Refinish:**	
Ext. Paint Code:	812K,88	**Int. Trim Code:**	

Options

AM/FM CD Player	Air Conditioning	Bodyside Cladding
Center Console	Cruise Control	Dual Airbags
Fender Flares	Fog Lights	Intermittent Wipers
Keyless Entry System	Lighted Entry System	Power Brakes
Power Door Locks	Power Mirrors	Power Moonroof
Power Steering	Power Windows	Rear Window Defroster
Rear Window Wiper/Washer	Roof/Luggage Rack	Split Folding Rear Seat
Tachometer	Tilt Steering Wheel	Tinted Glass
Velour/Cloth Seats		

Damages

Line	Op	Guide	MC	Description	MFR.Part No.	Price	ADJ%	B%	Hours	R
1	N	16		Front Bumper Cover R&I	Additional Labor				0.5*	SM
				>> DROP LEFT SIDE FOR REFINISH ACCESS						
2	RI	41		Headlamp Assy,Halogen LT	R & I Assembly				0.5	SM
3	BR	103	13	Fender,Front LT	Blend Refinish				1.9	RF
4	RI	401		Flare,Wheel Opening LT	R & I Assembly				0.3	SM
5	I	207		Door Shell,Front LT	Repair				6.0*	SM
6	L	207		Door Shell,Front LT	Refinish				2.3	RF
7	RI	258		Mldg,Front Door Belt LT	R & I Assembly				0.3	SM
8	RI	358		Mldg,Front Door Upper LT	R & I Assembly				0.3	SM
9	RI	377		Mldg,Front Door Lower LT	R & I Assembly				0.4	SM
10	E	47		N/Plate,Front Door LT	88969817 GM Part	$74.28			0.2	SM
11	EU	229		Mirror,Outer R/C LT	Replace Recycled	$75.00*	+25.00		0.3	SM
				>> SHOP LOCATED PART						
12	NG	215		Glass,Front Door T LT	NAGS DD10189-GT	$181.45			1.0	SM
13	RI	227		Handle,Front Door Otr LT	R & I Assembly				0.2	SM
14	I	287		Door Shell,Rear LT	Repair				1.0*	SM
				>> DOOR FRAME						
15	L	287		Door Shell,Rear LT	Refinish				2.2	RF
16	RI	369		Mldg,Rear Door Upper LT	R & I Assembly				0.3	SM

17	RI	327	Mldg,Rear Door Belt LT	R & I Assembly			0.3	SM
18	RI	387	Mldg,Rear Door Lower LT	R & I Assembly			0.4	SM
19	E	564	Tape,Rear Door LT	88969826 GM Part	$33.72		1.3	SM
20	EU	295	Glass,Rear Door T LT	Replace Recycled	$75.00*	+25.00	1.0	SM
			>> SHOP LOCATED PART					
21	RI	305	Handle,RR Door Outer LT	R & I Assembly			0.7	SM
22	BR	311	Panel,Roof Side LT	Blend Refinish			0.8	RF
23	RI	1536	Rail,Luggage Rack LT	R & I Assembly			1.0	SM
24	I	389	Panel,Quarter LT	Repair			12.0*	SM
25	L	389	Panel,Quarter LT	Refinish			2.4	RF
26	BR	397	Door,Fuel Filler LT	Blend Refinish			0.2	RF
27	SB	535	Glass,Quarter Tinted LT	Sublet Repair	$109.25*			SM
28	RI	493	Flare,Wheel Opening LT	R & I Assembly			0.3	SM
29	I	479	Shell,Tailgate	Repair			4.5*	SM
30	L	479	Shell,Tailgate	Refinish			2.0	RF
31	RI	532	Pnl,T/G Finish Upper	R & I Assembly			0.5	SM
32	E	495	N/Plate,Tailgate	88969818 GM Part	$58.58		0.2	SM
33	E	492	Emblem,Tailgate	10348686 GM Part	$37.90		0.2	SM
34	SB	429	Glass,Tailgate Heated	Sublet Repair	$109.37*			SM
35	EU	91	Lens,Taillamp LT	Replace Recycled	$65.00*	+25.00	0.3	SM
			>> SHOP LOCATED PART					
36	N	566	Rear Bumper Cover R&I	Additional Labor			0.5*	SM
			>> DROP LEFT SIDE FOR REFINISH ACCESS					
37	L	M14	Corrosion Protection	Refinish			0.3*	RF
38	EC	M17	Cover Car Exterior	Replace Economy	$5.00*			RF
39	SB	M60	Hazardous Waste Removal	Sublet Repair	$3.00*			SM
40	N		Retape Mldgs	Additional Labor	$8.00*		0.5*	SM*
41	EC		Temp Repairs	Replace Economy	$9.53*		0.2*	SM*

41 Items

MC	Message
13	INCLUDES 0.6 HOURS FIRST PANEL TWO-STAGE ALLOWANCE

Estimate Total & Entries

Gross Parts		$204.48	
Other Parts		$418.98	
Paint Materials		$435.60	
Line Item Markup		$53.75	
Parts & Material Total			$1,112.81
Tax on Parts & Material	@ 5.000%		$55.64

Labor	**Rate**	**Replace Hrs**	**Repair Hrs**	**Total Hrs**	
Sheet Metal (SM)	$58.00	10.2	25.0	35.2	$2,041.60
Mech/Elec (ME)	$75.00				
Frame (FR)	$62.00				
Refinish (RF)	$58.00	12.1		12.1	$701.80
Paint Materials	$36.00				

Labor Total		47.3 Hours	$2,743.40
Tax on Labor	@ 5.000%	$137.17	
Sublet Repairs		$221.62	
Tax on Sublet	@ 5.000%	$11.08	
Gross Total			**$4,281.72**
Less: Deductible			$500.00-
Net Total			**$3,781.72**

Alternate Parts Y/00/00/00/00/00 CUM 00/00/00/00/00 Zip Code: 53095 SE WISC

Audatex Estimating 7.0.019 ES 11/07/2013 03:03 PM REL 7.0.019 DT 10/01/2013 DB 11/01/2013

2.5 HRS WERE ADDED TO THIS ESTIMATE BASED ON AUDATEX'S TWO-STAGE REFINISH FORMULA.
ESTIMATE CALCULATED USING THE 2.5 HOUR MAXIMUM ALLOWANCE FOR TWO-STAGE REFINISH OF NON-FLEX, EXTERIOR SURFACES.

THIS ESTIMATE HAS BEEN PREPARED BASED ON THE USE OF ONE OR MORE REPLACEMENT PARTS SUPPLIED BY A SOURCE OTHER THAN THE MANUFACTURER OF YOUR MOTOR VEHICLE. WARRANTIES APPLICABLE TO THESE REPLACEMENT PARTS ARE PROVIDED BY THE MANUFACTURER OR DISTRIBUTOR OF THE REPLACEMENT PARTS RATHER THAN BY THE MANUFACTURER OF YOUR MOTOR VEHICLE.

Op Codes

* = User-Entered Value	E = Replace OEM	NG = Replace NAGS
EC = Replace Economy	OE = Replace PXN OE Srpls	UE = Replace OE Surplus
ET = Partial Replace Labor	EP = Replace PXN	EU = Replace Recycled
TE = Partial Replace Price	PM = Replace PXN Reman/Rebit	UM = Replace Reman/Rebuilt
L = Refinish	PC = Replace PXN Reconditioned	UC = Replace Reconditioned
TT = Two-Tone	SB = Sublet Repair	N = Additional Labor
BR = Blend Refinish	I = Repair	IT = Partial Repair
CG = Chipguard	RI = R & I Assembly	P = Check
AA = Appearance Allowance	RP = Related Prior Damage	

VIII

R. C. No. ____ - 13 - 14. By FINANCE. February 3, 2014.

Your Committee to whom was referred Res. No. 112-13-14 by Alderperson Hammond accepting a deed from Sheboygan County of a parcel of land along the Sheboygan River at the new Interurban Pedestrian Trail; recommends passing the Resolution.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

III

4.5

Res. No. 112- 13 - 14. By Alderperson Hammond. December 16, 2013.

A RESOLUTION accepting a deed from Sheboygan County of a parcel of land along the Sheboygan River at the new Interurban Pedestrian Trail.

RESOLVED, that the City hereby accepts the quit claim deed from Sheboygan County, a copy of which is attached hereto and incorporated herein.

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

State Bar of Wisconsin Form 3-2003

QUIT CLAIM DEED

Document Number | Document Name

THIS DEED, made between **Sheboygan County, Wisconsin, a municipal corporation,**

("Grantor," whether one or more), and **City of Sheboygan, a Wisconsin municipal corporation**

("Grantee," whether one or more).
Grantor quit claims to Grantee the following described real estate, together with the rents, profits, fixtures and other appurtenant interests, in **Sheboygan** County, State of Wisconsin ("Property") (if more space is needed, please attach addendum):

See attached for Legal Description.

This transaction was authorized by the Sheboygan County Board pursuant to Resolution No. 15 (2013/14) adopted on October 22, 2013.

Conveyance is exempt from fee and transfer return pursuant to §77.25(2) and §77.255 of Wisconsin Statutes.

Recording Area

Name and Return Address
City of Sheboygan
828 Center Avenue
Sheboygan, WI 53081

Part of 59281-205940
Parcel Identification Number (PIN)

This **is not** homestead property.
(is) (is not)

Dated _____.

_____ (SEAL)
* _____

_____ (SEAL)
* _____

SHEBOYGAN COUNTY
By:

_____ (SEAL)
* **Jon G. Dolson, County Clerk**

_____ (SEAL)
* **Roger Te Stroete, County Board Chairperson**

AUTHENTICATION

Signature(s) _____

_____

authenticated on _____.

_____
* _____

TITLE: MEMBER STATE BAR OF WISCONSIN
(If not, _____
authorized by Wis. Stat. § 706.06)

THIS INSTRUMENT DRAFTED BY:
Attorney Carl K. Buesing (ak)
Sheboygan County Corporation Counsel

ACKNOWLEDGMENT

STATE OF **WISCONSIN**)
) ss.
SHEBOYGAN COUNTY)

Personally came before me on December 9, 2013, the above-named **Jon G. Dolson, County Clerk, and Roger Te Stroete, County Board Chairperson,** to me known to be the person(s) who executed the foregoing instrument and acknowledged the same.

Cheryl L. Savon
* Cheryl L. Savon **(Print Name)**
Notary Public, State of **Wisconsin**
My commission (is permanent) (expires: 08-30-2015)

(Signatures may be authenticated or acknowledged. Both are not necessary.)

NOTE: THIS IS A STANDARD FORM. ANY MODIFICATION TO THIS FORM SHOULD BE CLEARLY IDENTIFIED.

Legal Description:

Part of Lot 1, Block 90 ½, Original Plat of the City of Sheboygan, Sheboygan County, Wisconsin.

Commencing at the point where the West line of North 13th Street intersects the centerline of vacated North Water Street; thence S00°05'57"W, along the West line of North 13th Street, and the East line of Lot 1, Block 90 ½, 193.36 feet to the point of beginning:

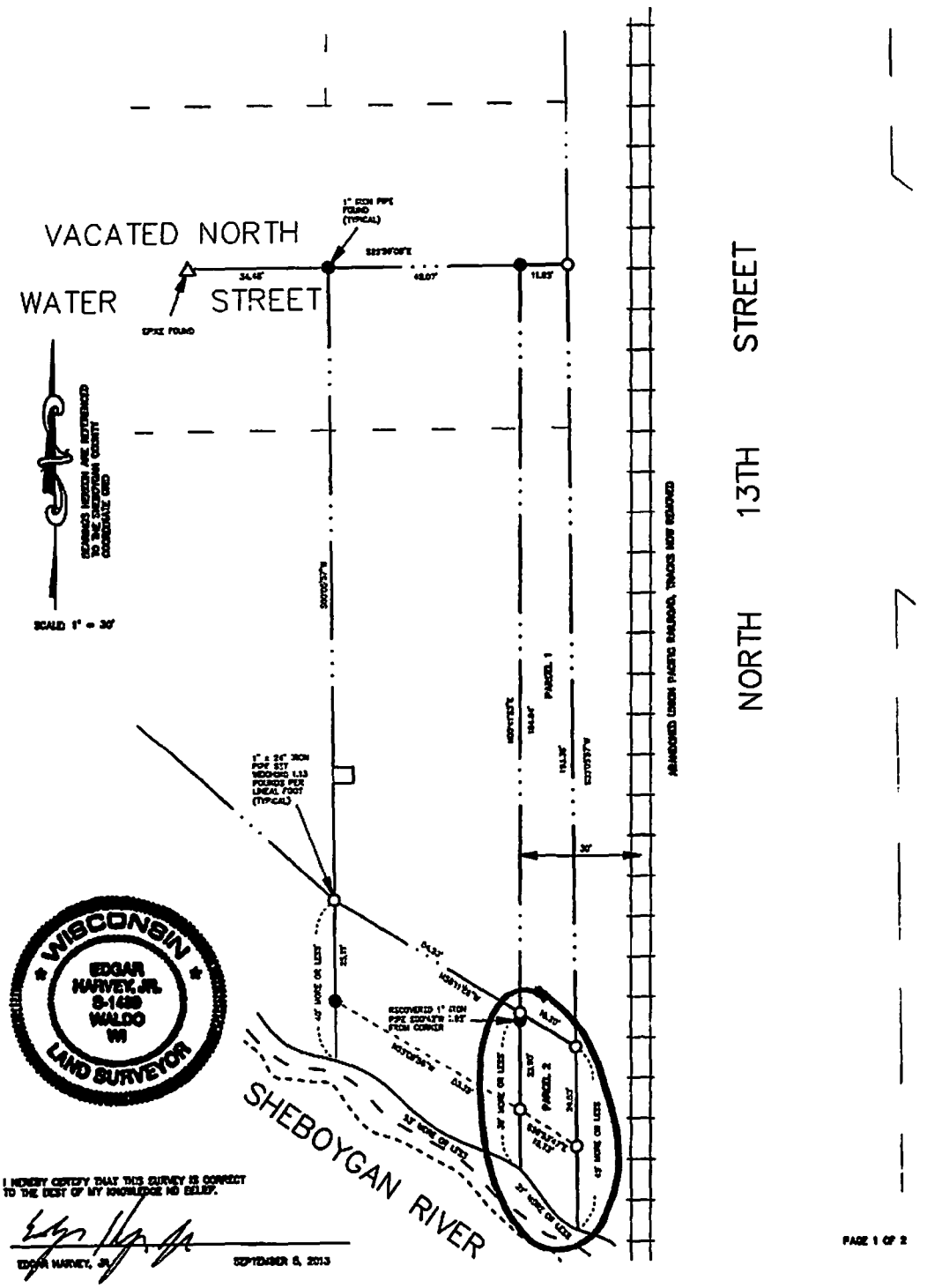
Thence continuing S00°05'57"W, along the East line of Lot 1, Block 90 ½ , 45 feet, more or less, to the water's edge of the Sheboygan River; thence northwesterly along the water's edge of the Sheboygan River, 21 feet, more or less, to a point which is 30.00 feet westerly, measured at right angles from the centerline of the abandoned Union Pacific Railroad (formerly the Chicago and Northwestern Railroad) main track; thence N00°41'53"E, along a line which is 30.00 feet westerly, measured at right angles from the centerline of the abandoned Union Pacific Railroad main track, 39 feet, more or less; thence S58°11'56"E, 16.20 feet to the point of beginning, and containing 600 square feet of land, more or less.

Parcel Identification No.: Part of 59281-205940

Grantee, by recording this Deed, agrees that the above-described premises shall merge with the property it owns adjacent to the above-described property and shall hereafter be considered as one. All future descriptions will describe the premises as one unit in order to comply with Section 71.08(a)(1)C. of the Sheboygan County Subdivision Ordinance. [The Subject Property shall be merged with the adjacent parcel (PIN: 59281-205947)].

PLAT OF SURVEY

PART OF LOT ONE, BLOCK 90 ½, AND PART OF THE SOUTH ½ OF VACATED NORTH WATER STREET, ORIGINAL PLAT OF THE CITY OF SHEBOYGAN



I HEREBY CERTIFY THAT THIS SURVEY IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

EDGAR HARVEY, JR. SEPTEMBER 6, 2013

Description of Parcel 1 (Sheboygan County to Millennium Properties, Inc.)

Part of lot 1, block 90 ½ and part of the south ½ of vacated North Water Street, Original Plat of the City of Sheboygan, Sheboygan County, Wisconsin.

Beginning at the point where the west line of North 13th Street intersects the centerline of vacated North Water Street; thence S00°05'57"W, along the west line of North 13thStreet, and the east line of lot 1, block 90 ½ , 193.36 feet; thence N58°11'56"W 16.20 feet to a point which is 30.00 feet westerly, measured at right angles from the centerline of the abandoned Union Pacific Railroad (formerly the Chicago and Northwestern Railroad) main track; thence N00°41'53"E, along a line which is 30.00 feet westerly, measured at right angles from the centerline of the abandoned Union Pacific Railroad main track, 184.84 feet to the centerline of vacated North Water Street; thence S89°59'08"E, along said centerline, 11.85 feet to the point of beginning, and containing 2428 square feet of land.

Description of Parcel 2 (Sheboygan County to City of Sheboygan)

Part of lot 1, block 90 ½, Original Plat of the City of Sheboygan, Sheboygan County, Wisconsin.

Commencing at the point where the west line of North 13th Street intersects the centerline of vacated North Water Street; thence S00°05'57"W, along the west line of North 13thStreet, and the east line of lot 1, block 90 ½ , 193.36 feet to the point of beginning:

Thence, continuing S00°05'57"W, along the east line of lot 1, block 90 ½ , 45 feet, more or less to the water's edge of the Sheboygan River; thence northwesterly, along the water's edge of the Sheboygan River, 21 feet, more or less to a point which is 30.00 feet westerly, measured at right angles from the centerline of the abandoned Union Pacific Railroad (formerly the Chicago and Northwestern Railroad) main track; thence N00°41'53"E, along a line which is 30.00 feet westerly, measured at right angles from the centerline of the abandoned Union Pacific Railroad main track, 39 feet more or less; thence S58°11'56"E 16.20 feet to the point of beginning, and containing 600 square feet of land, more or less.

VII.

R. C. No. ____ - 13 - 14. By LAW AND LICENSING. February 3, 2014.

Your Committee to whom was referred, pursuant to R. O. No. 240-13-14 by the City Clerk, submitting license applications for the period ending June 30, 2014 and June 30, 2015; recommends that the following licenses be granted with various caveats (indicated below):

"CLASS B" LIQUOR LICENSE (June 30, 2014)

No.	Name	Address
*3035	Retro Bar & Grill	1509 S. 12th St.

***Grant contingent upon the application being corrected, and with a warning to include all violations on future applications.**

3036	Shipwrecked Bar & Grill	902 Indiana Ave.

BEVERAGE OPERATOR'S LICENSE (June 30, 2015)

No.	Name
0267	Aguirre, Amber M.
*0274	Campbell, Justin S.

***Grant contingent upon the application being corrected, and with a warning to include all violations on future applications.**

5713	Cheney, Lisa M.
0277	Christian, Michael D.
0272	Dedlow, Heather E.
9376	Goltry, Rosemary T.
5390	Lukaszewski, Tanya M.
0273	Penninan, Ben M.
0265	Phillips, Carter L.
*0275	Pool, Samantha L.

***Grant contingent upon the application being corrected, and with a warning to include all violations on future applications.**

*0276	Puch, Cassandra J.

***Grant with instructions to correct the application.**

9459	Thompson, Timothy J.
0270	Valind, Stephanie J.

TAXICAB OPERATOR'S LICENSE (June 30, 2014)

No.	Name
0266	Isherwood, Seleena M.

_____ _____

_____ _____

_____ _____

Committee.

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

VII

R. C. No. ____ - 13 - 14. By LAW AND LICENSING. February 3, 2014.

Your Committee to whom was referred, pursuant to R. O. No. 219-13-14 by the City Clerk, submitting license application for the period ending June 30, 2014 and June 30, 2015; recommends that the following licenses be granted with various caveats (indicated below):

BEVERAGE OPERATOR'S LICENSE (June 30, 2015)

No.	Name	Address
8927	Udovich, Kendra L.	1226 Main Ave.

TAXICAB OPERATOR'S LICENSE (June 30, 2014)

No.	Name	Address
*0256	Krueger, Mark A.	1444A S. 19th St.

***Grant contingent upon the application being corrected, and with a warning to include all violations on future applications.**

_____ _____

_____ _____

_____ _____

Committee.

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

VI

R. C. No. ____ - 13 - 14. By PUBLIC WORKS. February 3, 2014.

Your Committee to whom was referred R. O. No. 214-13-14 by the City Clerk submitting a communication from Maria Weeks and Charles Ries Jr. in regards to holding a flea market for 2014 in Kiwanis Park; recommends that the document be placed on file.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

II

3.7

R. O. No. 214 - 13 - 14. By CITY CLERK. December 16, 2013.

Submitting a communication from Maria Weeks and Charles Ries Jr. in regards to holding a flea market for 2014 in Kiwanis Park.

Put. File

City Clerk

December 4, 2013

Dear City Council:

Hi, this is Maria Weeks, I spoke with Cinda several times to ask her what we would need to know about city ordinances in order to start a flea market business in Sheboygan. During our conversation, she asked me to send a letter of introduction explaining who we are, what we want to do and when, where and how we would do it--so I went through each item in detail just to try and cover everything.

Who we are:
We, Charles Ries Jr. and Maria Weeks, started Anunnaki Asylum Studio as a General Partnership and prior to this idea of running a flea market, we sold handmade products at flea markets for a number of years. Our product lines ranged from wood products, fabric crafts, jewelry, incense, candles and more. Having learned a lot from our early flea market experiences, we plan to expand our business and start running our own annual weekly flea market at a South end of Kiwanis Park in Sheboygan.

To introduce us individually, I, Maria have had extensive experience setting up events as the owner of a small local record label. From 1998 to 2008 I was responsible for co-organizing many music events including several grassroots music festivals with attendance reaching in excess of 2000 people. Among my other achievements, I also organized musical performance set times, set up booths for vendor sales, created and distributed promotional materials for the bands, and set up tours both in the US and Europe. Because of my experience organizing, time management, event promotion and attending to the needs of vendors and customers, my assets really align with running a profitable weekly flea market business. In addition, I also possess my BA in Expressive and Therapeutic Arts from Marian University where I learned to facilitate expressive and artistic activities for varied populations and I feel strongly about the beneficial nature of art and expression as a contributor to positive health. I currently attend Lakeland College and am pursing my Master of Arts in Counseling.

My general partner Charles Ries Jr. has cultivated a lot of valuable experience in construction, having worked for 16+ years installing roofing and siding. During that experience he earned physical strength during teardown and cleanup, extensive experience with precise 3 dimensional measuring and installation while siding and roofing. He also perfected many artisan disciplines including: highly detailed wood burning techniques, lapidary artisanship, fabric dying, macramé weaving and candle making. Because he is visually and spatially aware he will contribute well to this flea market project by managing the aesthetic layout of the booths. Because he is physically fit, he will be able to attend to the physical setup and cleanup work that a flea market will require. He will also be able to relate socially to many of the artisan vendors because he likely has similar skill sets and interests they have.

As a team historically we've worked together on several large projects over the last 5 years, proving to be a productive and functional team in all of previous endeavors. As a 2-person team we worked to take down a 2 story granary to reclaim the wood for wood products and projects. We've worked together as a flea market duo, first manufacturing wood products, fabric crafts, jewelry, incense and candles, then coming to the flea markets to show them off! We've also worked together to set up an art show raising money and local awareness for A.S.T.O.P. sexual abuse prevention organization and now have our sights set on running a flea market ourselves! It's a big dream but I think we're ready!

What we would like to do:
We hope as our business endeavor, to create a fun, lively and festive flea market for local vendors and regional customers. We would like our flea market to focus on handmade wares, homegrown fruits and vegetables, art and music created by local artists, artisans and musicians. We hope to reach entrepreneurs of all financial backgrounds by offering reasonably priced full and half seasons booth reservations as well as a number of booths set aside weekly for those who arrive the day of the market. We will provide researching ordinances and required permits and signage laws, site reservations, organization, setup, promotion, on-site hands on assistance and care during each flea market event for both the vendors and customers. As a gesture of community and good will we would like to reserve only one hot food vendor booth and offer it free to local charities who might wish to raise money for their charitable cause. In addition we will host a regularly scheduled raffle of donated vendor wares to raise money also for a local charity. We will also provide donuts and hot coffee to the vendors for free each week to make it a welcoming perk of the event.

When we would like to do it:
Sunday's
March X 2014-October X 2014
9am - 1pm

Why we chose a flea market business in Sheboygan:
The reasons for wanting to put together a flea market in Sheboygan are multifold. When we first started researching annual weekend flea markets, we found markets scattered all over Wisconsin, but none occurring in Sheboygan. Secondly, we worked as flea market vendors for several years in other towns and realized that many towns are now known for their tourism and hospitality largely because the community comes together for a weekly annual market. By creating a festive event weekly and compiling all of the best creative assets of Sheboygan it could positively impact the Sheboygan tourism identity. This seemed like a wonderful gift to deliver unto Sheboygan using our skills and assets--since it is a town flourishing with creative energy and natural treasures.

We also feel that by having an annual weekly flea market we would be able to help small entrepreneurs who aren't quite ready for their own shingle, but have something to contribute or share. We remember how eager we felt when we were ready to share our unique wares and how much flea markets helped us early on and want to pay that feeling

forward. Also, since Charles has lived in the Sheboygan area much of his life and has brought me often to enjoy the Sheboygan area, we both feel strongly that we want to contribute our personal skills and assets to the vital energy to the local commerce.

Also since we want to help promotion local commerce in Sheboygan we would like to provide an area for local businesses to contribute and display pamphlets and business cards on sight, well as, of course, an open invitation for local business to reserve an outdoor booth as an extension of themselves. We will strive to create an enjoyable atmosphere that encourages visitors to stick around, shop and explore Sheboygan's local shops and natural treasures. Our long term goal involves making this market an annual mainstay--a platform for us to be able to contribute positively to the local community by creating a joyful event for people to attend for a good many years to come--eventually infused as a tradition in the area!

How we will pull it off:
We'll begin by gathering information about local ordinances and obtain any permits that might be necessary for the various vendor types (from you, the Sheboyan City Council). Next, we will reserve the park, and begin to determine legality of placing signs around town on the days that the market is occurring. After we know what rules we need to abide by in order to set this up right, then we will begin to promote the market . We will do this by posting the flea market information online on flea market hubs and social media sites and this will alert both potential vendors and customers. We will use our current business website as a means of providing people access to the necessary application documents and will be available to field any questions. In order to make it easy for vendors we will arrive early on market days to mark out booth perimeters and groom each booth prior to the event. The day of each weekly market, we will also act as greeters, guiding people to their spaces and remaining physically available to assist them with their initial setup and to answer any questions they may have. We will promote well and make sure that people living in the Sheboygan, Fond du Lac, Manitowoc and Port Washington communities and beyond are aware of the market prior to the opening of the 2014 season. Our advertising will involve online promotion on social media and flea market hubs, we will also submit flyers and ads locally to places that are welcoming of them, newspaper ads and potentially radio ads as our reach spreads. We will also encourage vendors to promote locally and online. We will remain committed to the market for the entire season from March til October, and we will make sure to follow the community rules and not impeding on other regularly scheduled local activities (therefore holding respect for tradition).

I think this lays out all of the things I can think of to share--I'm not sure if you'll have more questions as we go, but I'm around if you do! I can be reached at mtweeks93@marianuniversity.edu and also at 920-266-7759. I'm looking forward to learning about how we can work within the local ordinances and to obtain the necessary permits so we can begin hosting this fun weekly flea market business in Sheboygan! Thanks for your time and help along the way!

Maria Weeks and Charles Ries, Jr.

CJ!

VIII

R. C. No. ____ - 13 - 14. By PUBLIC WORKS. February 3, 2014.

Your Committee to whom was referred Res. No. 130-13-14 by Alderperson Heidemann authorizing the appropriate City Officials to enter into contract with Spectrum Lighting, LTD, for the purposes of supplying replacement light poles at the Sheboygan Business Center; recommends that the Resolution be passed.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

III

6.6

Res. No. 130 - 13 - 14. By Alderperson Heidemann. January 20, 2014.

A RESOLUTION authorizing the appropriate City Officials to enter into contract with Spectrum Lighting, LTD, for the purposes of supplying replacement light poles at the Sheboygan Business Center.

WHEREAS, it is necessary to waive the competitive bid requirements for this work due to the City standardizing its street lights for uniformity and ease of maintenance as well as to match existing lights in the Business Center.

WHEREAS, Spectrum Lighting is the distributor of Valmont street light poles, which has been predominantly used in the City of Sheboygan and is currently installed in other sections of the Business Center.

RESOLVED, by the City Council of the City of Sheboygan that the appropriate City Officials are hereby authorized to waive the competitive bid requirements and enter into contract with Spectrum Lighting, LTD, for supplying the purchase of street lighting poles at a cost of $43,720 in payment of same from the Industrial Park Development Fund.

P.W. approve

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

SPECTRUM SL LIGHTING, LTD.

N8 W22520 Johnson Drive-Unit E • Waukesha, WI 53186 • (262) 970-0300 • Fax (262) 970-0350

To:	Job Name: CITY OF SHEBOYGAN Project Name: INDUSTRIAL PARK

Qty	Type	Mfg	Description	Unit Price	Extd.Price
40		VALM	VALMONT CAT# 2908-45806T4-D1-313	$1,093.00	$43,720.00
			*FREIGHT ALLOWED FOR QUANTITY QUOTED		
			*CURRENT LEADTIME IS 6-8 WEEKS AFTER RECEIPT OF ORDER		
			*POLE WILL BE DRILLED FOR ONE GARDCO FIXTURE 180 DEGREES FROM THE HANDHOLE.		
			TOTAL:		$43,720.00

Printed: 12/03/13 14:47:55 Per: Tom Tews Email:

II

R. O. No. _____ - 13 - 14. By CITY PLAN COMMISSION. February 3, 2014.

Your Commission to whom was referred Gen. Ord. No. 54-13-14 by Ald. Thiel and Lewandoske and R.O. No. 237-13-14 by City Clerk amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District classification of property located at 1714 Cambridge Ave from (UI) Urban Industrial to (UC) Urban Commercial; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, January 28, 2014, and after due consideration, recommends approval of the General Ordinance and Report of Officer.

_____

Director of Planning and Development

X

Other Matters

10.8

Gen. Ord. No. 54 - 13 - 14. By Alderpersons Thiel and Lewandoske.
January 20, 2014.

AN ORDINANCE amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located at 1714 Cambridge Ave. from UI Urban Industrial to UC Urban Commercial Classification.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Appendix A, Chapter 15 of the Sheboygan Zoning Ordinance establishing zoning districts and prescribing zoning standards and regulations is hereby amended by changing the Official Zoning Map thereof and Use District Classification of the following described lands from UI Urban Industrial to UC Urban Commercial Classification:

Property located at 1714 Cambridge Ave.

Section 15, T15N, R23E
All of Lots 2-5 and 10-14, and part of Lot 6, and the adjacent vacated alleys in Block 3, of Driving Park Addition No. 1, City of Sheboygan, Sheboygan County, Wisconsin.

Section 2. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

City Plan

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

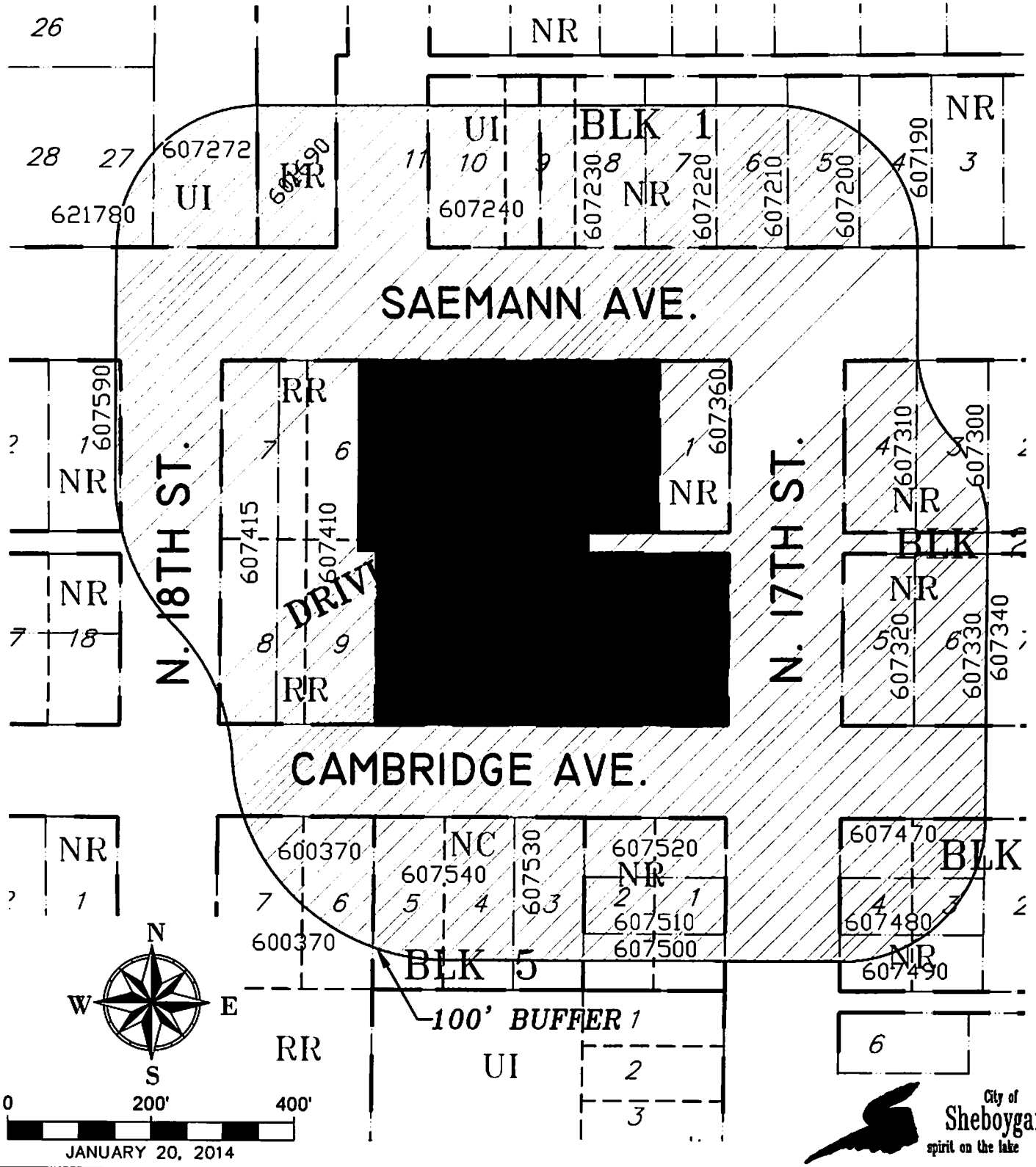
Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

PROPOSED ZONING CHANGE
FROM UI & NR TO UC

SECTION 15, T. 15 N., R. 23 E.

All of Lots 2-5 & 10-14, and part of Lot 6, and the adjacent vacated alleys in Block 3, of Driving Park Addition No. 1, City of Sheboygan, Sheboygan County, Wisconsin.



II

Other Matters 10.7

R. O. No. 237 - 13 - 14. By CITY CLERK. January 20, 2014.

Submitting an application from American Orthodontics requesting a zoning change for property located at 1714 Cambridge Ave. from UI Urban Industrial to UC Urban Commercial Classification.

Susan Richards
City Clerk

City Plan

OFFICE USE ONLY
APPLICATION NO.: _____
RECEIPT NO.: _____
FILING FEE: $200.00 (Payable to City of Sheboygan)

CITY OF SHEBOYGAN
APPLICATION FOR
AMENDMENT OF OFFICIAL ZONING MAP

(Requirements Per Section 15.903)
Revised May, 2012

Completed application is to be filed with the Office of the City Clerk, City Hall, 828 Center Avenue. Application will not be processed if all required attachments and filing fee of $200 (payable to the City of Sheboygan) is not submitted along with a complete and legible application. Application filing fee is non-refundable.

1. APPLICANT INFORMATION

APPLICANT: American Orthodontics. PHONE NO.: (920) 457-5051
ADDRESS: 3524 Washington Avenue E-MAIL: rriesterer@americanortho.com

OWNER OF SITE: AMERICAN ORTHODONTICS PHONE NO.: (920) 457-5051

2. DESCRIPTION OF THE SUBJECT SITE

ADDRESS OF PROPERTY AFFECTED:

1714 Cambridge Avenue

LEGAL DESCRIPTION: ALL OF LOTS 2-5 & 10-12, AND PART OF VACATED EAST WEST ALLEY, BLOCK 3, DRIVING PARK ADDITION NO. 1,
SECTION 15, TOWNSHIP 15 N, RANGE 23 E

PARCEL NO. 607430 & PART OF 607410 MAP NO. _____

EXISTING ZONING DISTRICT CLASSIFICATION:

(UI) Urban industrial

PROPOSED ZONING DISTRICT CLASSIFICATION:

(UC) Urban Commercial

BRIEF DESCRIPTION OF THE **EXISTING** OPERATION OR USE:
The site consists of a 20,600 square foot single story building with associated paved parking for (50) vehicles. The present floor plan consists of individual office space, conference rooms, file and office supply storage areas and miscellaneous common spaces. The original building floor plan consisted of manufacturing space and general office space.

207-4829
Kurt Davis

BRIEF DESCRIPTION OF THE **PROPOSED** OPERATION OR USE:

The proposed existing building will be internally modified to incorporate individual medical office/examination rooms, meeting rooms, pharmacy and common space. All revisions will be confined to existing building footprint.

3. JUSTIFICATION OF THE PROPOSED ZONING MAP AMENDMENT

How does the proposed Official Zoning Map amendment further the purposes of the Zoning Ordinance as outlined in Section 15.005 and, for flood plains or wetlands, the applicable rules and regulations of the Wisconsin Department of Natural Resources and the Federal Emergency Management Agency?
The existing (UI) Urban Industrial designation applied to the property when the function of the facility was mainly manufacturing. There is no longer a manufacturing component to the property. The original internal floor plan has since been modified to incorporate office space and eliminate the manufacturing component entirely. Based upon the proposed clinical use of the space, rezoning to (UC) Urban Commercial would be appropriate for the proposed scheduled use. Furthermore, rezoning of the parcel would link surrounding business uses districts along Saemann Avenue to the east and Cambridge Avenue to the south and southwest.

Which of the following factors has arisen that are not properly addressed on the current Official Zoning Map? (Provide explanation in space provided below.)

- ☐ The designations of the Official Zoning Map should be brought into conformity with the Comprehensive Master Plan.

- ☐ A mistake was made in mapping on the Official Zoning Map. (An area is developing in a manner and purpose different from that for which it is mapped.) *NOTE: If this reason is cited, it must be demonstrated that the discussed inconsistency between actual land use and designated zoning is not intended, as the City may intend to stop an undesirable land use pattern from spreading.*

- ☐ Factors have changed, (such as the availability of new data, the presence of new roads or other infrastructure, additional development, annexation, or other zoning changes), making the subject property more appropriate for a different zoning district.

- ☐ Growth patterns or rates have changed, thereby creating the need for an amendment to the Official Zoning Map.

- ☐ Explain: Given the existing use of the building in conjunction with the proposed similar use, the (UI) Urban Industrial designation limits the allowable occupancy

How does the proposed amendment to the Official Zoning Map maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property?

The (UC) Urban Commercial designation is more in line with surrounding property designations and existing property use. The proposed clinic would provide medical needs for the surrounding residential area.

Indicate reasons why the applicant believes the proposed map amendment is in harmony with the recommendations of the City of Sheboygan Comprehensive Plan.

The map amendment will allow for the proposed clinical use to provide services needed within the surrounding residential districts. The clinical services provided would not be allowed under the current zoning designation and therefore would not allow for the clinic to receive a Conditional Use permit with the City of Sheboygan.

4. CERTIFICATE

I hereby certify that all the above statements and attachments submitted hereto are true and correct to the best of my knowledge and belief.

Joseph Bronoski — January 16, 2014

APPLICANT'S SIGNATURE **DATE**

Joseph Bronoski

PRINT ABOVE NAME

APPLICATION SUBMITTAL REQUIREMENTS

A copy of the current zoning map of the subject property and vicinity showing:

- ☐ The property proposed to be rezoned.
- ☐ All lot dimensions of the subject property.
- ☐ All other lands within 200 feet of the subject property.
- ☐ Map size not more than 11" X 17" and map scale not less than 1" = 600'.
- ☐ Graphic scale and north arrow.

American Orthodontics
3524 Washington Avenue
Sheboygan, WI 53081

www.americanortho.com

1 800 558 7687
+1 920 457 5051 office
+1 920 457 1485 fax

January 16, 2014

Steve Sokolowski
Planning and Zoning
City of Sheboygan
828 Center Avenue
Sheboygan, WI

Dear Steve:

American Orthodontics Corporation, the owner of the property located at 1712 North 17th Street, 1704 N. 17th Street and 1714 Cambridge Avenue, Sheboygan, Wisconsin (collectively the "Property"), authorize Abacus Architects, Inc. to submit a rezone application for the Property.

Sincerely,

Kristine Blommel
CFO

CLK322B

City Of Sheboygan
City Clerk's Office

**** General Receipt ****

Receipt No: 140083
License No: 0000
Date: 01/16/2014
Received By: LSS
Received From: ABACUS ARCHITECTS
Memo:
Method of Payment: $200.00 Check No. 5259
Total Received: $200.00

Fee Description	Fee
Zoning Change	200.00

This document signifies receipt of fees in the amount indicated above.

SAEMANN AVE

N. 17TH ST

CAMBRIDGE AVE

railroad tracks

EXISTING BUILDING

EXISTING BUILDING (1714 Cambridge Ave)

TOTAL AREA 58514 sq ft 1.34 Acres

GAR

HOUSE F.F.75.34 (1712 N 17th St)

CHURCH BUILDING F.F.75.42 (1704 N 17th St)

N89°58'21"E 213.97'

N89°52'57"W 49.66'

S89°52'57"E 99.75'

N89°52'06"W 250.50'

N00°07'01"E

S00°00'35"W

S00°00'00"W

● = 1" iron pipe found

▲ = P.K. nail set

= Existing grade elevation

= pedestal

= guy anchor

= gas meter

= utility pole

= water valve / shutoff

Topographic Survey for Lakeshore Community Healthcare

All of Lots 2-5, 10-14, and part of Lot 6 and vacated alleys, Block 3, Driving Park Addition No. 1, City of Sheboygan, Sheboygan County, Wisconsin.

30 0 30

Scale: 1" = 30'

I, John M. DuMez, Wisconsin Registered Land Surveyor, certify that I have surveyed the described property and that the map shown is a true and accurate representation thereof to the best of my knowledge and belief.

/ / 2013

John M. DuMez - WI Registered Land Surveyor S-2267 Date

The certification contained on this document shall not apply to copies.

Composite Surveying & Mapping Oostburg, Wisconsin (920) 564-6812

TAX KEY No 59281607430, 59281607440, 59281607435

ADDRESS: 1714 Cambridge Ave

PATH: c:\projects\lakecommhealth\cm_ortho\dwg\

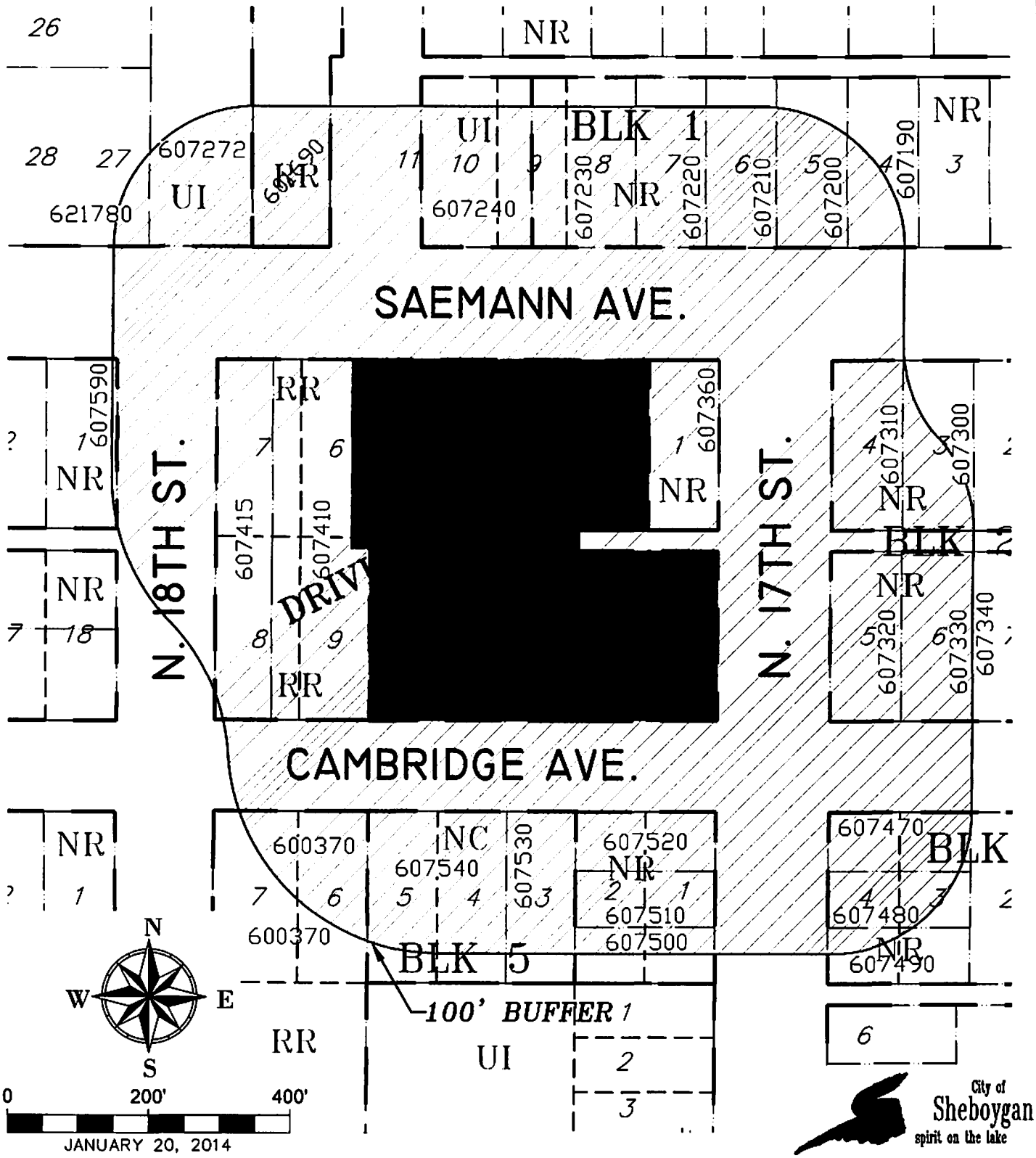
DRAWN BY: jdm

PROJECT 3318

PROPOSED ZONING CHANGE
FROM UI & NR TO UC

SECTION 15, T. 15 N., R. 23 E.

All of Lots 2-5 & 10-14, and part of Lot 6, and the adjacent vacated alleys in Block 3, of Driving Park Addition No. 1, City of Sheboygan, Sheboygan County, Wisconsin.



II

R. O. No. _____ - 13 - 14. By CITY PLAN COMMISSION. February 3, 2014.

Your Commission to whom was referred Gen. Ord. No. 53-13-14 by Ald. Thiel and Lewandoske and R.O. No. 236-13-14 by City Clerk amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District classification of property located at 1704 N 17th St from (NR-6) Neighborhood Residential 1 to (UC) Urban Commercial; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, January 28, 2014, and after due consideration, recommends approval of the General Ordinance and Report of Officer.

_____

Director of Planning and Development

X

Other Matters

10.b

Gen. Ord. No. 53 - 13 - 14. By Alderpersons Thiel and Lewandoske.
January 20, 2014.

AN ORDINANCE amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located at 1704 N. 17th St. from NR Neighborhood Residential to UC Urban Commercial Classification.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Appendix A, Chapter 15 of the Sheboygan Zoning Ordinance establishing zoning districts and prescribing zoning standards and regulations is hereby amended by changing the Official Zoning Map thereof and Use District Classification of the following described lands from NR Neighborhood Residential to UC Urban Commercial Classification:

Property located at 1704 N. 17th St.

Section 15, T15N, R23E
All of Lots 2-5 and 10-14, and part of Lot 6, and the adjacent vacated alleys in Block 3, of Driving Park Addition No. 1, City of Sheboygan, Sheboygan County, Wisconsin.

Section 2. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

City Plan

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

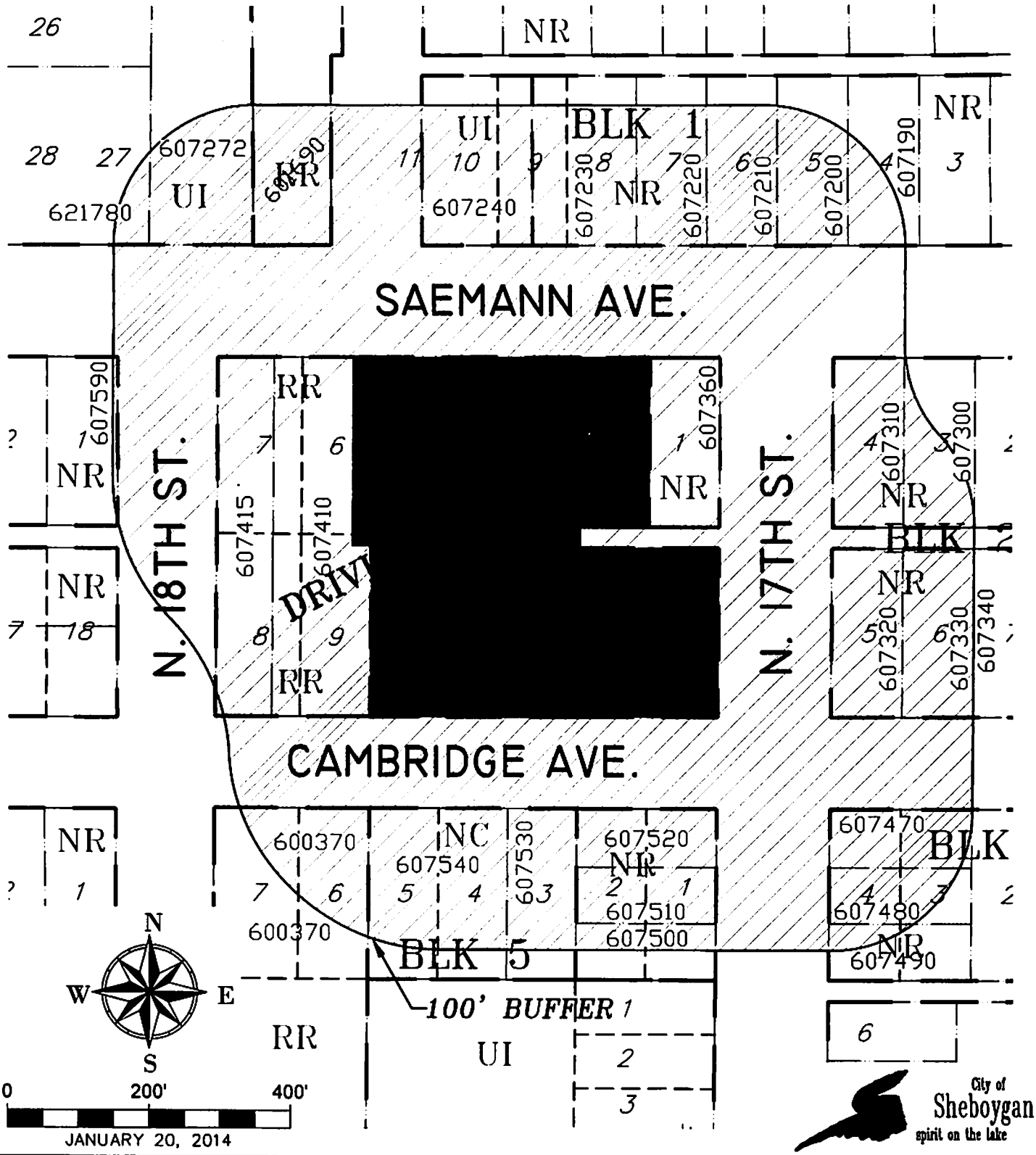
Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

PROPOSED ZONING CHANGE
FROM UI & NR TO UC

SECTION 15, T. 15 N., R. 23 E.

All of Lots 2-5 & 10-14, and part of Lot 6, and the adjacent vacated alleys in Block 3, of Driving Park Addition No. 1, City of Sheboygan, Sheboygan County, Wisconsin.



II

Other Matters 10.5

R. O. No. 236 - 13 - 14. By CITY CLERK. January 20, 2014.

Submitting an application from American Orthodontics requesting a zoning change for property located at 1704 N. 17th St. from NR Neighborhood Residential to UC Urban Commercial Classification.

City Plan

Susan Richards
City Clerk

OFFICE USE ONLY
APPLICATION NO.: _____
RECEIPT NO.: 140086
FILING FEE: $200.00 (Payable to City of Sheboygan)

CITY OF SHEBOYGAN
APPLICATION FOR
AMENDMENT OF OFFICIAL ZONING MAP

(Requirements Per Section 15.903)
Revised May, 2012

Completed application is to be filed with the Office of the City Clerk, City Hall, 828 Center Avenue. Application will not be processed if all required attachments and filing fee of $200 (payable to the City of Sheboygan) is not submitted along with a complete and legible application. Application filing fee is non-refundable.

1. APPLICANT INFORMATION

APPLICANT: American Orthodontics. PHONE NO.: (920) 457-5051
ADDRESS: 3524 Washington Avenue E-MAIL: rriesterer@americanortho.com

OWNER OF SITE: AMERICAN ORTHODONTICS PHONE NO.: (920) 457-5051

2. DESCRIPTION OF THE SUBJECT SITE

ADDRESS OF PROPERTY AFFECTED:

1704 North 17th Street

LEGAL DESCRIPTION: PART OF LOTS 13 AND 14, BLOCK 3, DRIVING PARK ADDITION NO. 1,
SECTION 15, TOWNSHIP 15 N, RANGE 23 E

PARCEL NO. 607435 MAP NO. _____

EXISTING ZONING DISTRICT CLASSIFICATION:

(NR) Neighborhood Residential

PROPOSED ZONING DISTRICT CLASSIFICATION:

(UC) Urban Commercial

BRIEF DESCRIPTION OF THE **EXISTING** OPERATION OR USE:
The site consists of a single 7,000 square foot single story church structure. The church has since been closed and the facility has been vacated.

BRIEF DESCRIPTION OF THE **PROPOSED** OPERATION OR USE:

The proposed rezoning will allow for the parcel to ultimately be incorporated into a single lot with the adjacent property at 1714 Cambridge Avenue. The proposed rezoning will allow for the existing church structure to be raised, properties to be merged by Certified Survey Map or Lot Consolidation and provide the owner of 1714 Cambridge Avenue the ability for future parking lot or building expansion without encountering setback and building restrictions due to common lot lines.

3. JUSTIFICATION OF THE PROPOSED ZONING MAP AMENDMENT

How does the proposed Official Zoning Map amendment further the purposes of the Zoning Ordinance as outlined in Section 15.005 and, for flood plains or wetlands, the applicable rules and regulations of the Wisconsin Department of Natural Resources and the Federal Emergency Management Agency?

The proposed rezoning to (UC) Urban Commercial will allow for the parcel to be ultimately combined with 1714 Cambridge Avenue and eliminate a nonconforming designation as well as all internal lot line restrictions and setbacks.

Which of the following factors has arisen that are not properly addressed on the current Official Zoning Map? (Provide explanation in space provided below.)

- ☐ The designations of the Official Zoning Map should be brought into conformity with the Comprehensive Master Plan.
- ☐ A mistake was made in mapping on the Official Zoning Map. (An area is developing in a manner and purpose different from that for which it is mapped.) *NOTE: If this reason is cited, it must be demonstrated that the discussed inconsistency between actual land use and designated zoning is not intended, as the City may intend to stop an undesirable land use pattern from spreading.*
- ☐ Factors have changed, (such as the availability of new data, the presence of new roads or other infrastructure, additional development, annexation, or other zoning changes), making the subject property more appropriate for a different zoning district.
- ☐ Growth patterns or rates have changed, thereby creating the need for an amendment to the Official Zoning Map.
- ☐ Explain: The property owner will own the adjacent property at 1714 Cambridge Avenue. The proposed rezoning of 1704 North 17th Street will align with the proposed rezoning of 1714 Cambridge Avenue.

How does the proposed amendment to the Official Zoning Map maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property?

The (UC) Urban Commercial designation will allow for 1704 North 17th Street to be consolidated with the proposed rezoning of 1714 Cambridge Avenue and thereby when the parcel are combined by Certified Survey Map or Lot Consolidation it eliminates a non-conforming condition.

Indicate reasons why the applicant believes the proposed map amendment is in harmony with the recommendations of the City of Sheboygan Comprehensive Plan.

See above

4. CERTIFICATE

I hereby certify that all the above statements and attachments submitted hereto are true and correct to the best of my knowledge and belief.

January 16, 2014

APPLICANT'S SIGNATURE **DATE**

Joseph Bronoski

PRINT ABOVE NAME

APPLICATION SUBMITTAL REQUIREMENTS

A copy of the current zoning map of the subject property and vicinity showing:

- ☐ The property proposed to be rezoned.
- ☐ All lot dimensions of the subject property.
- ☐ All other lands within 200 feet of the subject property.
- ☐ Map size not more than 11" X 17" and map scale not less than 1" = 600'.
- ☐ Graphic scale and north arrow.

AO AMERICAN ORTHODONTICS

American Orthodontics
3524 Washington Avenue
Sheboygan, WI 53081

www.americanortho.com

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+1 920 457 5051 office
+1 920 457 1485 fax

January 16, 2014

Steve Sokolowski
Planning and Zoning
City of Sheboygan
828 Center Avenue
Sheboygan, WI

Dear Steve:

American Orthodontics Corporation, the owner of the property located at 1712 North 17th Street, 1704 N. 17th Street and 1714 Cambridge Avenue, Sheboygan, Wisconsin (collectively the "Property"), authorize Abacus Architects, Inc. to submit a rezone application for the Property.

Sincerely,

Kristine Blommel
CFO

CLK322B

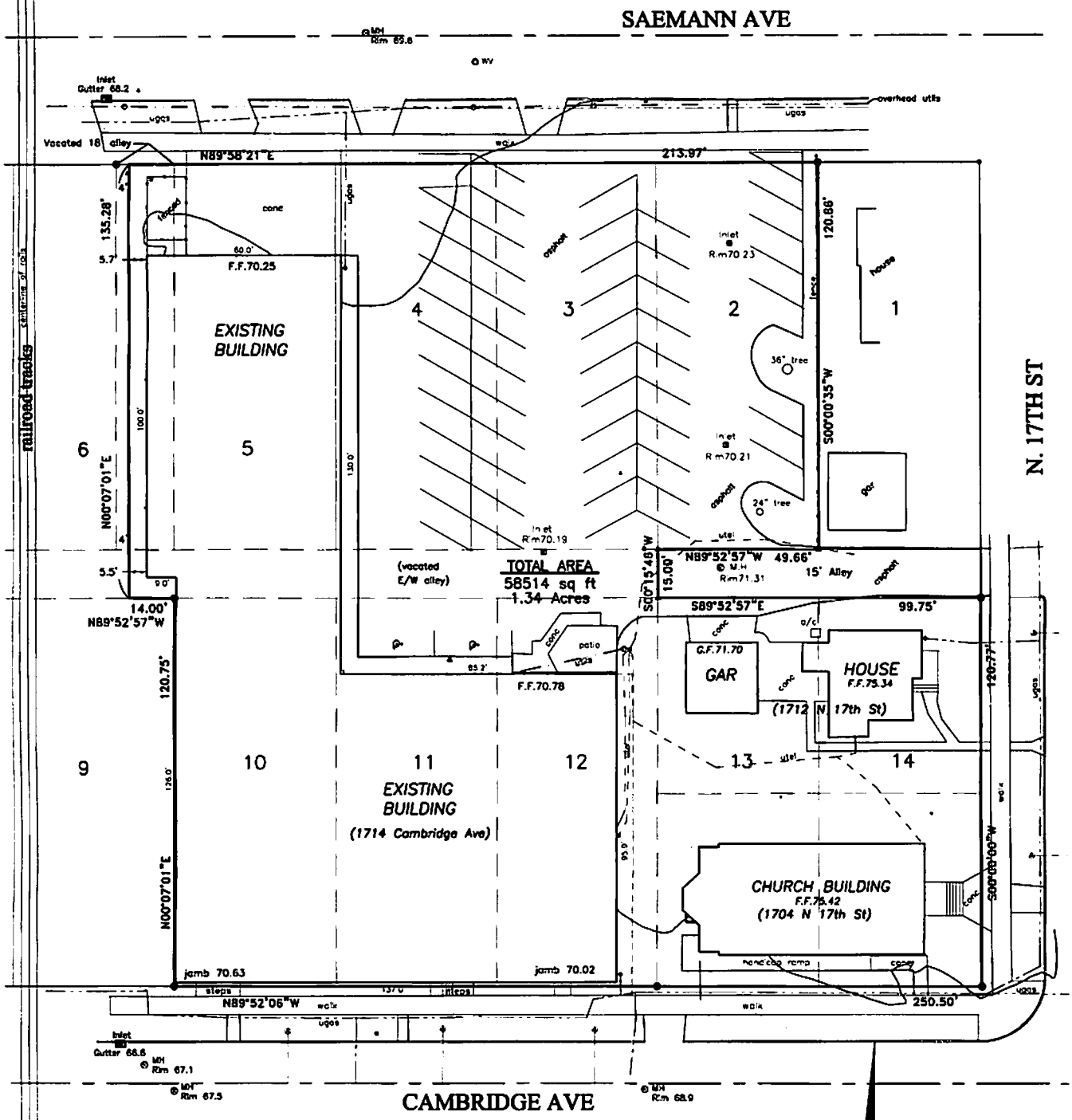
City Of Sheboygan
City Clerk's Office

**** General Receipt ****

Receipt No: 140086
License No: 0000
Date: 01/17/2014
Received By: SLS
Received From: ABACUS ARCHITECTS, INC.
Memo: AMENDMENT OF OFFICIAL ZONING MAP
Method of Payment: $200.00 Check No. 5261
Total Received: $200.00

Fee Description	Fee
Zoning Change	200.00

This document signifies receipt of fees in the amount indicated above.



● = 1" iron pipe found
▲ = P.K. nail set
^{60} = Existing grade elevation
■ = pedestal
△ = guy anchor
◆ = gas meter
○ = utility pole
⊗ = water valve / shutoff

Topographic Survey
for
Lakeshore Community Healthcare

All of Lots 2-5, 10-14, and part of Lot 6 and vacated alleys,
Block 3, Driving Park Addition No. 1, City of Sheboygan,
Sheboygan County, Wisconsin.

30 0 30
Scale: 1" = 30'

I, John M. DuMez, Wisconsin Registered Land Surveyor, certify that I have surveyed the described property and that the map shown is a true and accurate representation thereof to the best of my knowledge and belief.

/ / 2013

John M. DuMez - WI Registered Land Surveyor S-2267 Date

The certification contained on this document shall not apply to copies.

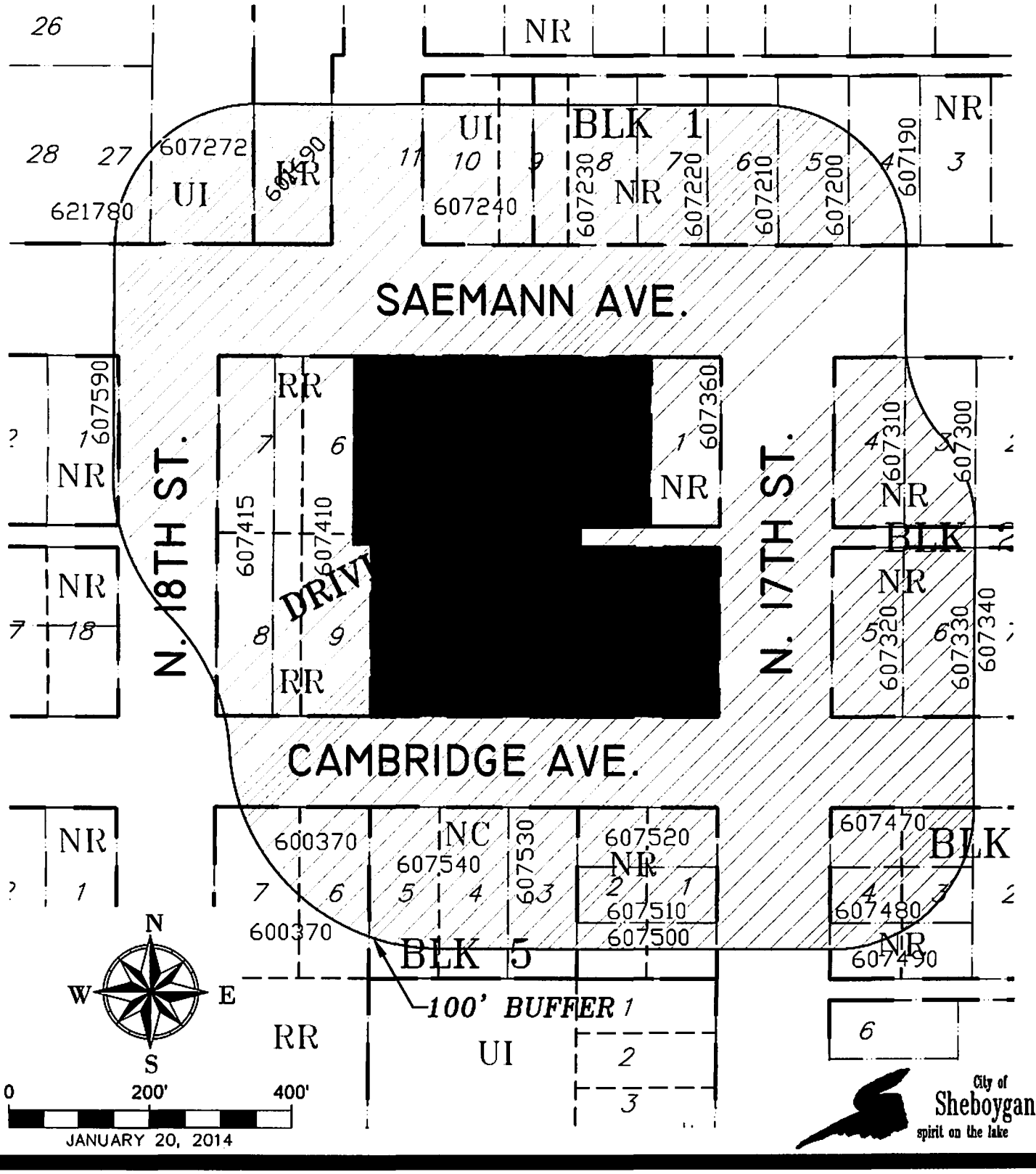
Compsite
Surveying & Mapping
Oostburg, Wisconsin
(920) 564-6812

TAX KEY No. 59281607430, 59281607440, 59281607435
ADDRESS: 1714 Cambridge Ave
PATH: c:\projects\lakecommhealth\am_ortho\dwg\
DRAWN BY: jdm
PROJECT: 3318

PROPOSED ZONING CHANGE
FROM UI & NR TO UC

SECTION 15, T. 15 N., R. 23 E.

All of Lots 2-5 & 10-14, and part of Lot 6, and the adjacent vacated alleys in Block 3, of Driving Park Addition No. 1, City of Sheboygan, Sheboygan County, Wisconsin.



II

R. O. No. ____ - 13 - 14. By CITY PLAN COMMISSION. February 3, 2014.

Your Commission to whom was referred Gen. Ord. No. 52-13-14 by Ald. Thiel and Lewandoske and R.O. No. 235-13-14 by City Clerk amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District classification of property located at 1712 N 17th Street from (NR-6) Neighborhood Residential to (UC) Urban Commercial; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, January 28, 2014, and after due consideration, recommends approval of the General Ordinance and Report of Officer.

_____

Director of Planning and Development

X

Other Matters

10.4

Gen. Ord. No. 52 - 13 - 14. By Alderpersons Thiel and Lewandoske.
January 20, 2014.

AN ORDINANCE amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located at 1712 N. 17th St. from Class NR-6 Neighborhood Residential to Class UC-Urban Commercial Classification.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Appendix A, Chapter 15 of the Sheboygan Zoning Ordinance establishing zoning districts and prescribing zoning standards and regulations is hereby amended by changing the Official Zoning Map thereof and Use District Classification of the following described lands from Class NR-6 Neighborhood Residential to Class UC-Urban Commercial Classification:

Property located at 1712 N. 17th St.

Section 15, T15N, R23E
All of Lots 2-5 and 10-14, and part of Lot 6, and the adjacent vacated alleys in Block 3, of Driving Park Addition No. 1, City of Sheboygan, Sheboygan County, Wisconsin.

Section 2. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

City Plan

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

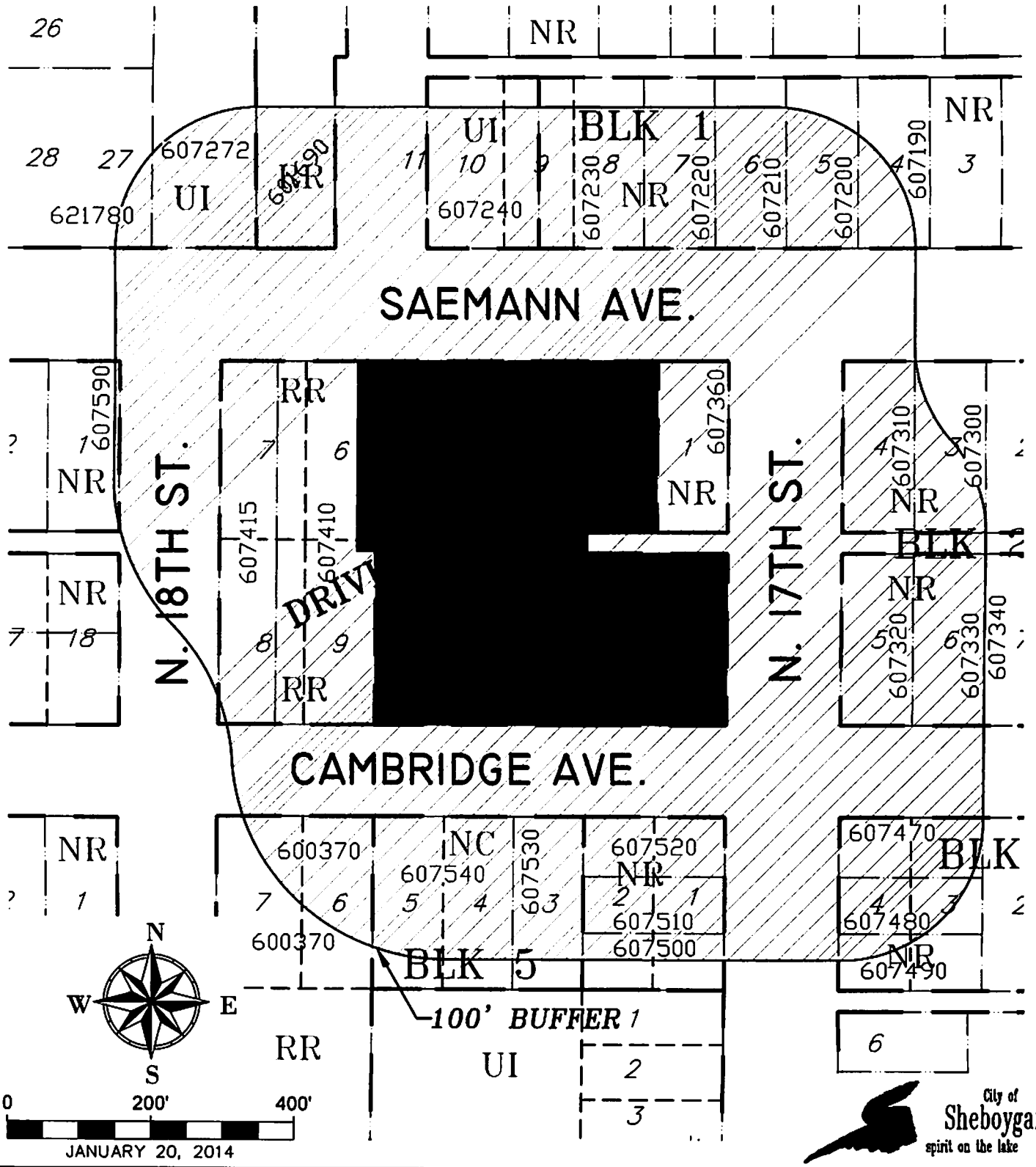
Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

PROPOSED ZONING CHANGE
FROM UI & NR TO UC

SECTION 15, T. 15 N., R. 23 E.

All of Lots 2-5 & 10-14, and part of Lot 6, and the adjacent vacated alleys in Block 3, of Driving Park Addition No. 1, City of Sheboygan, Sheboygan County, Wisconsin.



II

Other Matters 10.3

R. O. No. 235 - 13 - 14. By CITY CLERK. January 20, 2014.

Submitting an application from American Orthodontics requesting a zoning change for property located at 1712 N. 17th St. from NR-6 Neighborhood Residential to UC Urban Commercial Classification.

Susan Richards
City Clerk

City Plan

OFFICE USE ONLY
APPLICATION NO.: _____
RECEIPT NO.: 140085
FILING FEE: $200.00 (Payable to City of Sheboygan)

CITY OF SHEBOYGAN
APPLICATION FOR
AMENDMENT OF OFFICIAL ZONING MAP

(Requirements Per Section 15.903)
Revised May, 2012

Completed application is to be filed with the Office of the City Clerk, City Hall, 828 Center Avenue. Application will not be processed if all required attachments and filing fee of $200 (payable to the City of Sheboygan) is not submitted along with a complete and legible application. Application filing fee is non-refundable.

1. APPLICANT INFORMATION

APPLICANT: American Orthodontics. PHONE NO.: (920) 457-5051
ADDRESS: 3524 Washington Avenue E-MAIL: rriesterer@americanortho.com

OWNER OF SITE: AMERICAN ORTHODONTICS PHONE NO.: (920) 457-5051

2. DESCRIPTION OF THE SUBJECT SITE

ADDRESS OF PROPERTY AFFECTED:

1712 North 17th Street

LEGAL DESCRIPTION: PART OF LOTS 13 AND 14, BLOCK 3, DRIVING PARK ADDITION NO. 1,
SECTION 15, TOWNSHIP 15 N, RANGE 23 E

PARCEL NO. 607440 MAP NO. _____

EXISTING ZONING DISTRICT CLASSIFICATION:

(NR-6) Neighborhood Residential

PROPOSED ZONING DISTRICT CLASSIFICATION:

(UC) Urban Commercial

BRIEF DESCRIPTION OF THE **EXISTING** OPERATION OR USE:
The site consists of a single family residence

BRIEF DESCRIPTION OF THE **PROPOSED** OPERATION OR USE:

The proposed rezoning will allow for the parcel to ultimately be merged by Certified Survey Map or Lot Consolidation into a single lot with the adjacent property at 1714 Cambridge Avenue. The existing residence will remain unchanged.

3. JUSTIFICATION OF THE PROPOSED ZONING MAP AMENDMENT

How does the proposed Official Zoning Map amendment further the purposes of the Zoning Ordinance as outlined in Section 15.005 and, for flood plains or wetlands, the applicable rules and regulations of the Wisconsin Department of Natural Resources and the Federal Emergency Management Agency?

The proposed rezoning to (UC) Urban Commercial will allow for the parcel to be ultimately combined with 1714 Cambridge Avenue and eliminate a nonconforming designation as well as all internal lot line restrictions and setbacks.

Which of the following factors has arisen that are not properly addressed on the current Official Zoning Map? (Provide explanation in space provided below.)

- ☐ The designations of the Official Zoning Map should be brought into conformity with the Comprehensive Master Plan.
- ☐ A mistake was made in mapping on the Official Zoning Map. (An area is developing in a manner and purpose different from that for which it is mapped.) *NOTE: If this reason is cited, it must be demonstrated that the discussed inconsistency between actual land use and designated zoning is not intended, as the City may intend to stop an undesirable land use pattern from spreading.*
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- ☐ Growth patterns or rates have changed, thereby creating the need for an amendment to the Official Zoning Map.
- ☐ Explain: The property owner will own the adjacent property at 1714 Cambridge Avenue. The proposed rezoning of 1712 North 17th Street will align with the proposed rezoning of 1714 Cambridge Avenue.

How does the proposed amendment to the Official Zoning Map maintain the desired

consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property?

The (UC) Urban Commercial designation will allow for 1712 North 17th Street to be consolidated with the proposed rezoning of 1714 Cambridge Avenue and thereby when the parcel are combined by Certified Survey Map or Lot Consolidation it eliminates a non-conforming condition.

Indicate reasons why the applicant believes the proposed map amendment is in harmony with the recommendations of the City of Sheboygan Comprehensive Plan.

See above

4. CERTIFICATE

I hereby certify that all the above statements and attachments submitted hereto are true and correct to the best of my knowledge and belief.

January 16, 2014

APPLICANT'S SIGNATURE **DATE**

Joseph Bronoski

PRINT ABOVE NAME

APPLICATION SUBMITTAL REQUIREMENTS

A copy of the current zoning map of the subject property and vicinity showing:

- ☐ The property proposed to be rezoned.
- ☐ All lot dimensions of the subject property.
- ☐ All other lands within 200 feet of the subject property.
- ☐ Map size not more than 11" X 17" and map scale not less than 1" = 600'.
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January 16, 2014

Steve Sokolowski
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Sheboygan, WI

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Sincerely,

Kristine Blommel
CFO

CLK322B

City Of Sheboygan

City Clerk's Office

**** General Receipt ****

Receipt No: 140085
License No: 0000
Date: 01/17/2014
Received By: SLS
Received From: ABACUS ARCHITECTS, INC
Memo: AMENDMENT OF OFFICIAL ZONING MAP
Method of Payment: $200.00 Check No. 5260
Total Received: $200.00

Fee Description	Fee
Zoning Change	200.00

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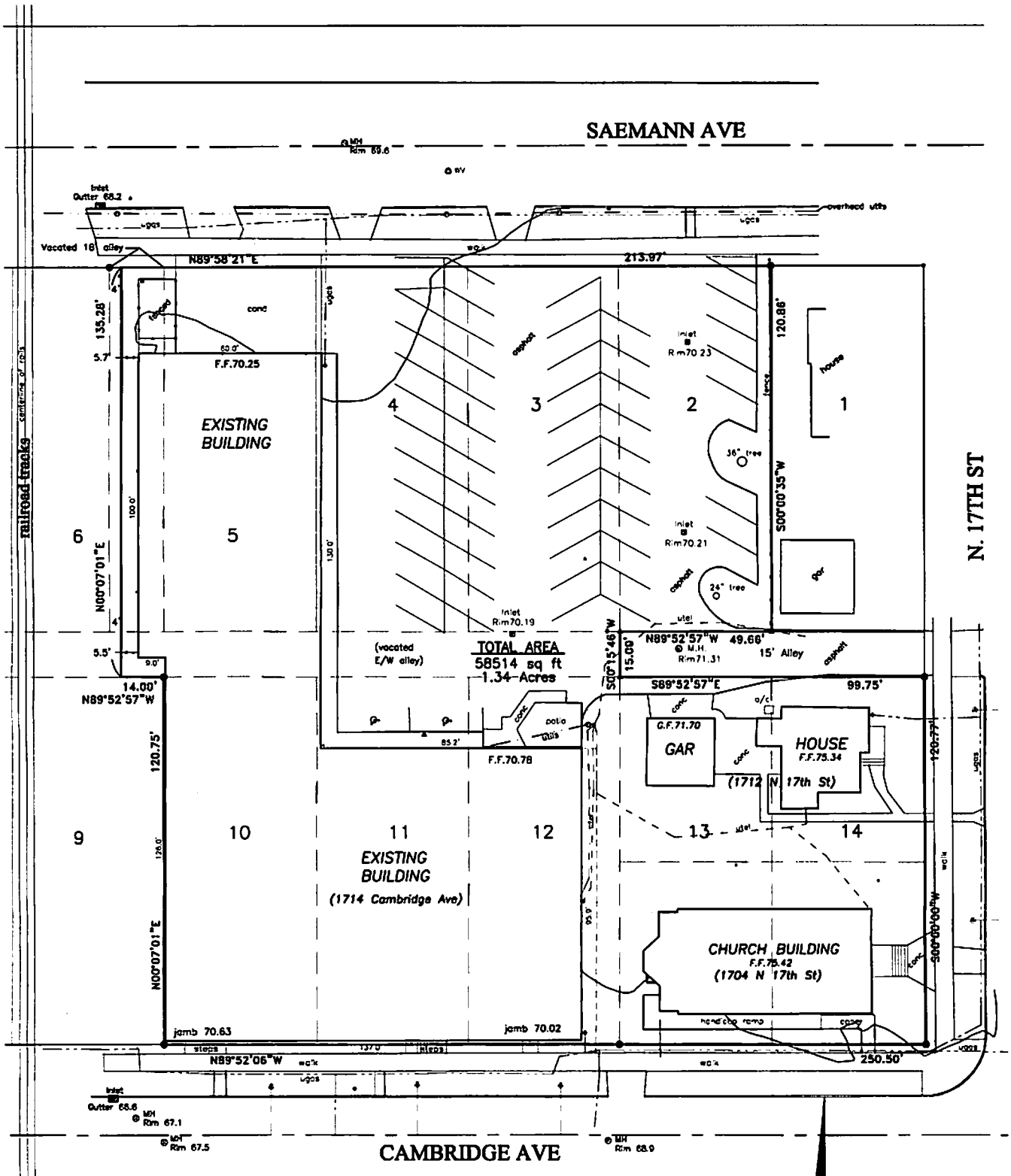

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⊗ = water valve / shutoff

Topographic Survey
for
Lakeshore Community Healthcare

All of Lots 2-5, 10-14, and part of Lot 6 and vacated alleys, Block 3, Driving Park Addition No. 1, City of Sheboygan, Sheboygan County, Wisconsin.

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Scale: 1" = 30'

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/ / 2013

John M. DuMez - WI Registered Land Surveyor S-2267 Date

The certification contained on this document shall not apply to copies.

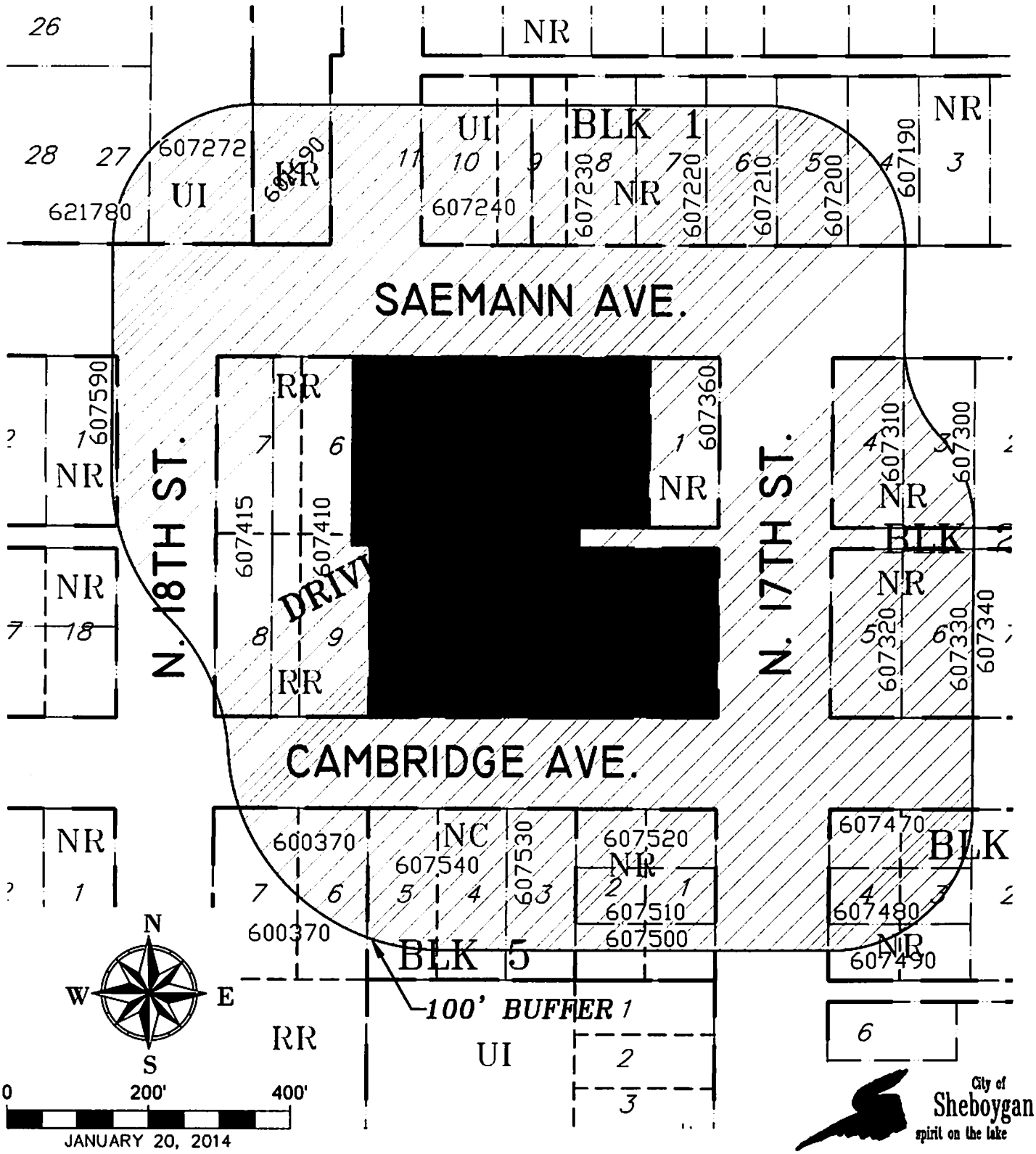
Compsite
Surveying & Mapping
Oostburg, Wisconsin
(920) 564-6812

TAX KEY No 59281607430, 59281607440, 59281607435
ADDRESS: 1714 Cambridge Ave
PATH: c:\projects\lakecommhealth\am_ortho\dwg\
DRAWN BY: jdm
PROJECT 3318

PROPOSED ZONING CHANGE
FROM UI & NR TO UC

SECTION 15, T. 15 N., R. 23 E.

All of Lots 2-5 & 10-14, and part of Lot 6, and the adjacent vacated alleys in Block 3, of Driving Park Addition No. 1, City of Sheboygan, Sheboygan County, Wisconsin.



II

R. O. No. _____ - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a claim from Michael Free, NHA, Meadow View Manor, for alleged damages to the property (basement) from sewage backup.

Susan Richards

City Clerk

DATE RECEIVED 1-29-14 RECEIVED BY LS Schneider

CLAIM NO. 18-13

JAN 29 '14 PM 2:46

CITY OF SHEBOYGAN NOTICE OF DAMAGE OR INJURY

INSTRUCTIONS: TYPE OR PRINT IN BLACK INK

1. Notice of death, injury to persons or to property must be filed not later than 120 days after the occurrence.
2. Attach and sign additional supportive sheets, if necessary.
3. This notice form must be signed and filed with the Office of the City Clerk.
4. **TWO ESTIMATES MUST BE ATTACHED IF YOU ARE CLAIMING DAMAGE TO A VEHICLE.**

1. Name of Claimant: Michael Free, NHA, Meadow View Manor
2. Home address of Claimant: 3613 S. 13th St. Sheboygan WI 53081
3. Home phone number: 920. 458. 4040
4. Business address and phone number of Claimant: 3613 S. 13th St. Sheboygan, WI 53081 920-458-4040
5. When did damage or injury occur? (date, time of day) 01.11.2014 5:30 Am
6. Where did damage or injury occur? (give full description) Sewage back up, flooded 5,021 sq. ft. of basement. Located in basement is medical records, offices, laundry, bathrooms.
7. How did damage or injury occur? (give full description) From what the Fire Department had stated, it was due to a "pipe break" that the city was working to fix. This was not isolated to just Meadow View Manor
8. If the basis of liability is alleged to be an act or omission of a City officer or employee, complete the following:

   (a) Name of such officer or employee, if known: N/A

   (b) Claimant's statement of the basis of such liability: N/A

9. If the basis of liability is alleged to be a dangerous condition of public property, complete the following:

   (a) Public property alleged to be dangerous: N/A

   (b) Claimant's statement of basis for such liability: N/A

10. Give a description of the injury, property damage or loss, so far as is known at this time. (If there were no injuries, state "NO INJURIES").

No injuries. All 5,021 sq ft. of basement needed to be professional cleaned and sanitized for resident safety.

11. Name and address of any other person injured: No injuries.

12. Damage estimate: (You are not bound by the amounts provided here.)

Auto:	$ N/A
Property:	$ 21,827.83
Personal injury:	$ N/A
Other: (Specify below	$ N/A
TOTAL	$ 21,827.83

Damaged vehicle (if applicable)

Make: N/A Model: N/A Year: N/A Mileage: N/A

Names and addresses of witnesses, doctors and hospitals: N/A

FOR ALL ACCIDENT NOTICES, COMPLETE THE FOLLOWING DIAGRAM IN DETAIL. BE SURE TO INCLUDE NAMES OF ALL STREETS, HOUSE NUMBERS, LOCATION OF VEHICLES, INDICATING WHICH IS CITY VEHICLE (IF APPLICABLE), WHICH IS CLAIMANT VEHICLE, LOCATION OF INDIVIDUALS, ETC.

NOTE: If diagrams below do not fit the situation, attach proper diagram and sign.

Please see attached photos of damage. Only one quote could be obtained as it was an unexpected event on a Saturday that required immediate attention by the first availabe cleaning company.

SIGNATURE OF CLAIMANT [signature] NHA, CSW DATE 01-27-2014

BY SIGNING THIS I ACKNOWLEDGE I HAVE READ AND UNDERSTAND THE INSTRUCTIONS

DATE RECEIVED _____ RECEIVED BY _____

CLAIM NO. _____

CLAIM

Claimant's Name: Michael Free, Meadow View Manor

Claimant's Address: 3613 S. 13th St.
Sheboygan WI 53081

Claimant's Phone No. 920.458.4040

Auto	$ N/A
Property	$ 21,827.83
Personal Injury	$ N/A
Other (Specify below)	$ N/A
TOTAL	$ 21,827.83

PLEASE INCLUDE COPIES OF ALL BILLS, INVOICES, ESTIMATES, ETC.

WARNING: IT IS A CRIMINAL OFFENSE TO FILE A FALSE CLAIM. (WISCONSIN STATUTES 943.395)

The undersigned hereby makes a claim against the City of Sheboygan arising out of the circumstances described in the Notice of Damage or Injury. The claim is for relief in the form of money damages in the total amount of $21,827.83.

SIGNED [signature] NHA, CSW DATE: 01-27-2014

ADDRESS: 3613 S. 13th Street
Sheboygan WI 53081

BY SIGNING THIS I ACKNOWLEDGE I HAVE READ AND UNDERSTAND THE INSTRUCTIONS.

MAIL TO: CLERK'S OFFICE
828 CENTER AVE #100
SHEBOYGAN WI 53081

ServiceMASTER Restore

ServiceMaster
Recovery Services
2215 S. 162nd St New Berlin WI 53151
P: (262) 782-3335 / F: (262) 782-4230
(800) 559-9070 www.smrecover.com
Tax ID:39-1355743

COMMERCIAL CLEANING SERVICE INVOICE

BILL TO	SITE ADDRESS
Meadowview Manor 3613 S 13th Street Sheboygan, WI 53083	Meadowview Manor - Wes Souder 3613 S 13th Street Sheboygan, WI 53083

HOME	WORK	CELL	FAX	Concerning Email
	(920) 458-4040	(414) 980-1432		[Concerning Email]

TRUCK	START	FINISH	CREW	REP	JOB	INVOICE	PO Number	DATE	Units Allowed/Taken
	1/11/14		Northshore	mfc	18978	625717	cod	1/18/2014	

SERVICE	ROOM OR ITEM	AREA	CNH	801	SERVICE	PRICE
801 Carpet Cleaning						
802 Furniture Cleaning						
804 Odor Control						
811 Soil Proofing						
813 Carpet Sanitizing						
826 Wall & Ceiling Cleaning						
836 Floor Maintenance	Sub/Pressure washing of Basement level- Northshore environmental					$20,788.41
875 House Wide Cleaning						
825 Other Services (includes Biohazard Clean-up)						
891 Home Care Kits						

Accounting:					
CASH:	CHECK NUMBER:	VISA/MC:	EXP:	SUBTOTAL	$20,788.41
				LESS DISCOUNT(S)	-
Credit card on file may be charged if check is returned NSF.				NEW SUBTOTAL	$20,788.41
**********				TAX	$1,039.42
A Service Charge Of 1.5% Interest Per Month (18 Annual Rate)				FUEL SURCHARGE	-
Will Be Assessed On Balance Due Over 30 Days				TOTAL DUE	$21,827.83

Directions:	Special Notes / Conversations:

Customer Signature

Date

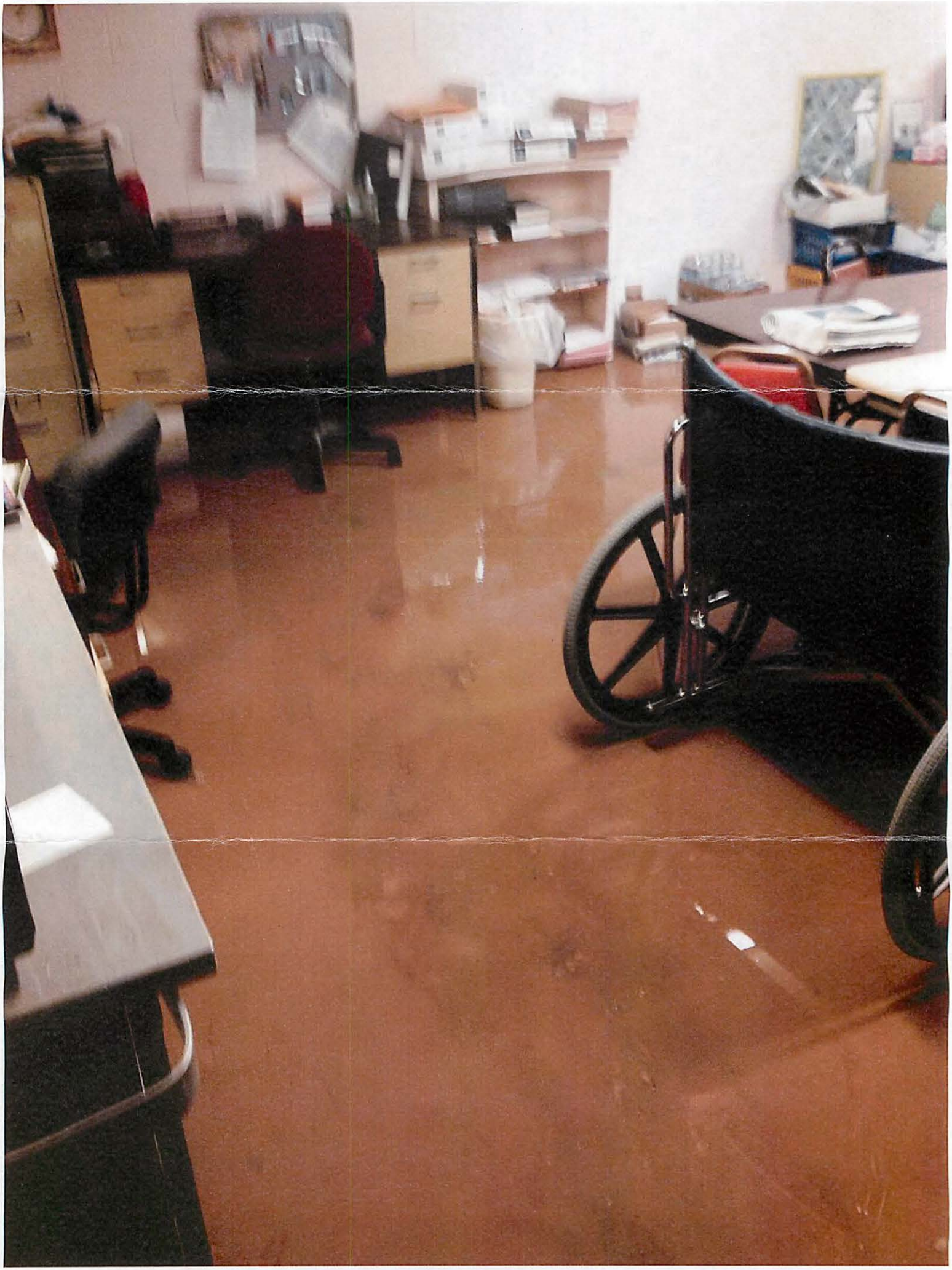
ServiceMaster Recovery Services **FED ID: 391355743**

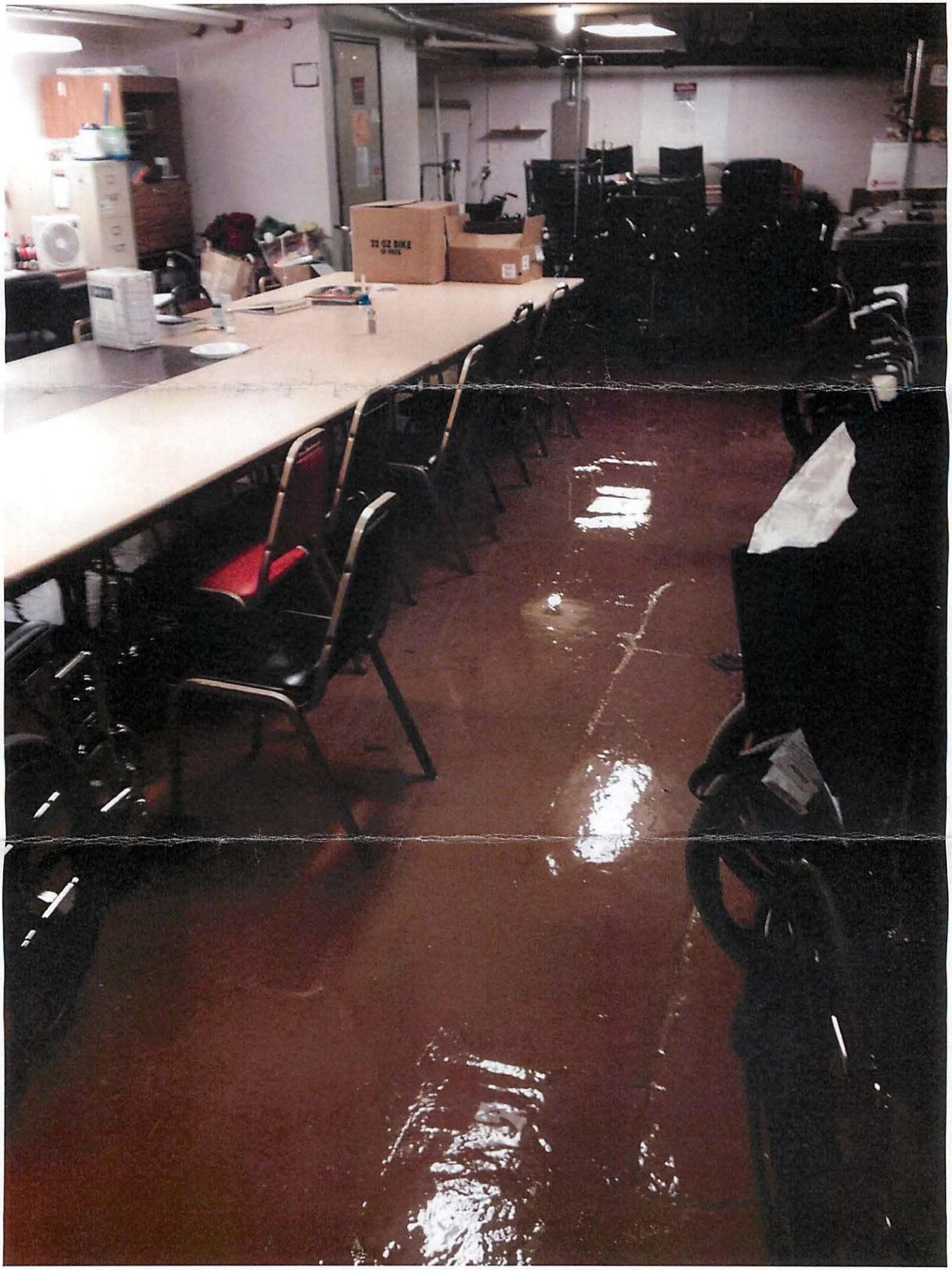
2215 S. 162nd St
New Berlin, WI 53151
800-559-9070

2014-01-16-1634

Equipment usage

DESCRIPTION	QTY	REMOVE	REPLACE	TAX	TOTAL
Emergency service call - after business hours	6.00 EA	0.00	223.44	67.03	1,407.67
This is the call out and mobilize 8 people to respond after hours to a large loss cleaning job.					
Commercial Supervision / Project Management - per hour - after hours	4.00 HR	0.00	127.50	25.50	535.50
After hours Project Manager to run the project for customer satisfaction.					
Add for personal protective equipment - Heavy duty	14.00 EA	0.00	17.77	12.44	261.22
Apply plant-based anti-microbial agent - after hours	5,021.00 SF	0.00	0.28	70.29	1,476.17
Water extract from floor - Cat 3 water - Heavy -aft bus hrs	5,021.00 SF	0.00	1.92	482.02	10,122.34
Clean the surface area with pressure steam	5,021.00 SF	0.00	0.95	238.50	5,008.45
Vac Truck	12.00 HR	0.00	186.00	111.60	2,343.60
Equipment decontamination charge - HVY, per piece of equip	8.00 EA	0.00	78.23	31.29	657.13
Contaminated water dump fee	300.00 EA	0.00	0.05	0.75	15.75
Totals: Equipment usage				1,039.42	21,827.83
Line Item Totals: 2014-01-16-1634				**1,039.42**	**21,827.83**





II

R. O. No. ____ - 13 - 14. By CITY CLERK. January 20, 2014.

Submitting a communication from James Turner requesting a waiver from the Sex Offender Residency restrictions in order to live at 1811 S. 21st St.

_____
City Clerk

Date 1-21-2014

My name is JAMES Turner.

I am requesting a waiver to the Sexual Residency Requirements so I may live at 1811 S 21st ST Sheboygan wis 53081.

Signature James Turner JR

Phone No 920.331 1028

II

R. O. No. - 13 - 14. By CHIEF OF POLICE. February 3, 2014.

Pursuant to section 54-65 of the Municipal Code, I herewith submit my quarterly report showing the activities of my department for the period commencing October 1, 2013 and ending December 31, 2013.

Part I Crimes	OCT		NOV		DEC		2013 TOTAL 4th QTR Actual Offenses	2012 TOTAL 4th QTR Actual Offenses
	Actual Offenses	Cleared	Actual Offenses	Cleared	Actual Offenses	Cleared		
Homicide	0	0	0	0	0	0	0	0
Rape	3	2	2	0	1	0	6	4
Robbery	1	1	2	1	0	0	3	5
Aggravated Assault	9	6	11	7	6	6	26	26
Burglary	11	1	14	6	16	5	41	85
Theft	83	42	90	52	91	49	264	266
Vehicle Theft	6	2	0	1	1	1	7	9
Arson	1	0	0	0	0	0	1	3
Total Part I Crimes	**114**	**54**	**119**	**67**	**115**	**61**	**348**	**398**
Total Current *Actual Offenses*		**348**	Total Current *Cleared*			**182**		
Same Quarter Last Year		**468**	Same Quarter Last Year			**228**		

Traffic Arrests	
OCT	256
NOV	225
DEC	207
Current Quarter	688
Same Quarter Last Year	703

Other Arrests	
OCT	392
NOV	342
DEC	301
Current Quarter	1035
Same Quarter Last Year	1126

Accidents Investigations	
Current Quarter	478
Same Quarter Last Year	411

Total Arrests	
Current Quarter	1723
Same Quarter Last Year	1829

Property	OCT	NOV	DEC	Current Quarter	Same Quarter Last Year
Value Property Stolen	68970	49245	22373	140,588	115001
Value Property Recovered	25882	7340	9493	42,715	32298
Percent Recovered	38	15	42	30	28

Chief of Police Christopher D. Domagalski

II

R. O. No. _____ - 13 - 14. By CHIEF OF POLICE. February 3, 2014.

Pursuant to section 54-65 of the Municipal Code, I herewith submit my quarterly report showing the activities of my department for the period commencing January 1, 2013 and ending December 31, 2013.

SHEBOYGAN POLICE DEPARTMENT
ANNUAL REPORT 2013

Part I Crimes	2013 TOTAL Reported	2012 TOTAL Reported
Homicide	1	3
Rape	19	20
Robbery	14	21
Aggravated Assault	97	127
Burglary	187	260
Theft	1023	1204
Vehicle Theft	31	42
Arson	6	5
Total Part I Crimes	**1378**	**1682**

*Part 2 Crime

Traffic Arrests	
Current Year	2,777
Last Year	2991

Other Arrests	
Current Year	7,529
Last Year	4686

Accidents Investigations	
Current Year	1840
Last Year	1560

Total Arrests	
Current Year	10,306
Last Year	7677

Property	Current Year	Last Year
Value Property Stolen	622369	773682
Value Property Recovered	182407	169178
Percent Recovered	29	22

Chief of Police Christopher D. Domagalski

II

R. O. No. ____ - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a communication from James Reinl regarding taking down a "No Parking Anytime" sign in the alley behind 512 S. Water St.

Susan Richards

City Clerk

TO; CITY OF SHEBOYGAN COMMON COUNCIL FROM; James Reinl

Jan. 25, 2014

Enclosed are 8 letters I sent to my Alderwoman, Mary Lynne Donohue. They will save questions. There are 3 stages to my letters; first are letters sent before a meeting with City Engineer, janitor at Golden Harbor and Mary Lynne; second, the meeting; and third, after the meeting.

Point is: " We want the "No Parking Any Time " taken down (removed). Enzo-Jel; Enzo-Pak; Harbor Heights all got along with the alley the way it was. Even Semi trucks were IN AND OUT. When Enzo moved out and H arbor Heights wanted to buy the city council and us neighbors sat down and talked about the parking. The city said there would be more parking for us and they were right. The reason being Harbor has their own lot with few residents with cars. The city people relized we on water had 12 families, 8 houses and only 2 driveways (one driveway vacant), and we are ON A SNOW EMERGENCY ROUTE. The alley is short term parking for us.

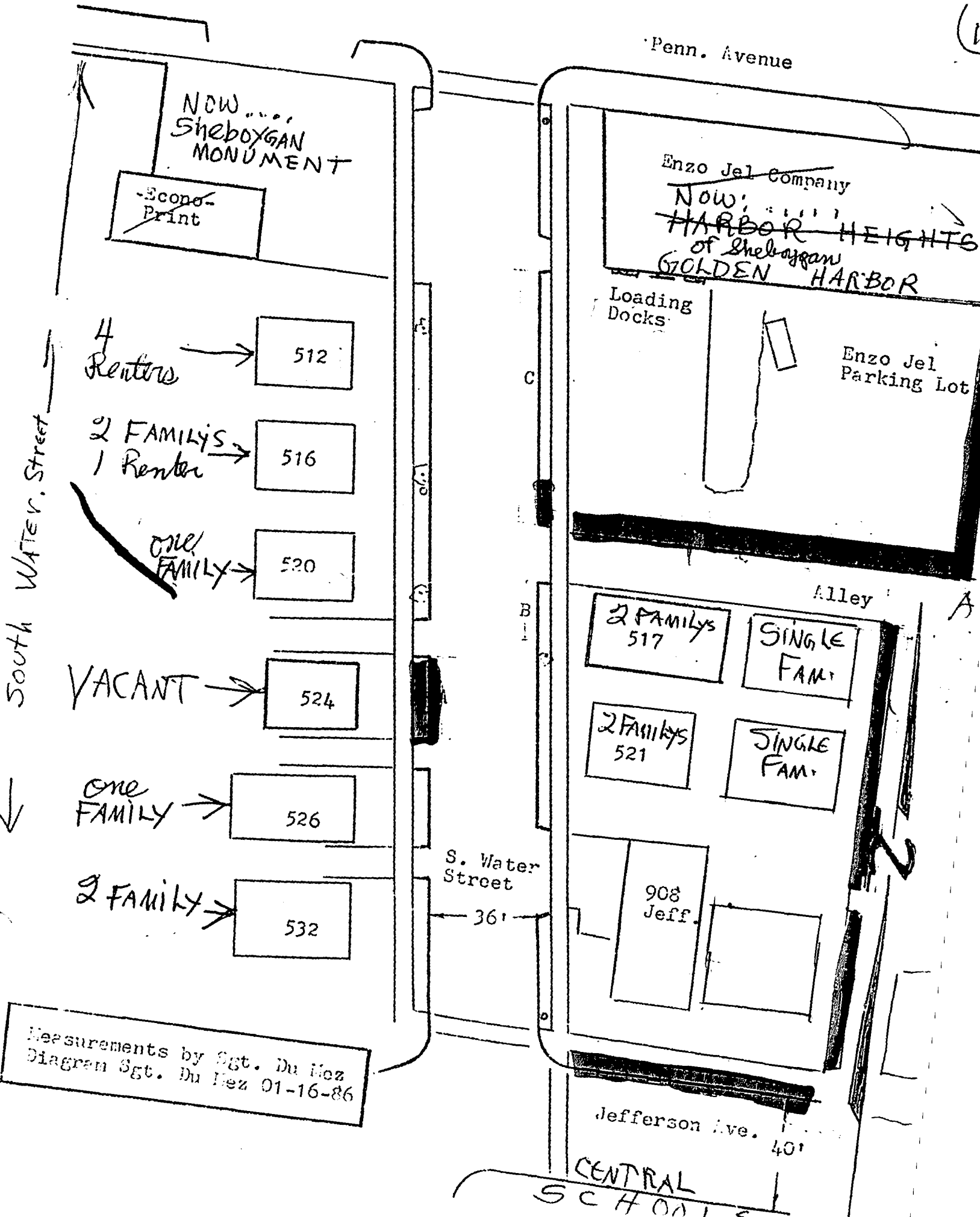
Golden Harbor moved in and has a maintenance man that kept complaining about cars occasionally being in the alley where WE LIVE, and finally his boss got wind of it and decided they wanted the whole alley for themselves. We had a meeting and he lied about towing cars away. He said the alley was obstructed which it was not. Emergency vehicles and delivery vehicles get in and out just fine. Snow plowers have to come numerous times so they are used to that. In regard to as little more expense for that, with people in nursing home paying 2\3 grand to live there, it shouldn't be a problem.

So in closing I'm asking to "Please take sign down." This alley IS NOT A MAIN THOUGHERFARE. It's just an alley in an older part of town used by residents that were here long before Golden Harbor and paid their taxes for years. We need it open to make life a little easier for us as it was since forever.

Sincerely,

James Reinl

Mr. James Reinl
512 S. Water St.
Sheboygan, WI 53081


Penn. Avenue
NOW.... Sheboygan MONUMENT
~~Scono Print~~
Enzo Jel Company
NOW: ~~HARBOR HEIGHTS~~ of Sheboygan GOLDEN HARBOR
Loading Docks
Enzo Jel Parking Lot
4 Renters
512
2 FAMILYS 1 Renter
516
one FAMILY
520
South Water Street
VACANT
524
one FAMILY
526
2 FAMILY
532
S. Water Street
36'
Alley
2 FAMILYS 517
SINGLE FAM.
2 FAMILYS 521
SINGLE FAM.
908 Jeff.
Jefferson Ave.
40'
CENTRAL SCHOOLS
Measurements by Sgt. Du Mez
Diagram Sgt. Du Mez 01-16-86

One more thing we have to contend with. (2)

DURING the day we want to park for the next day. But can't cause others are parked there.

Not very neat at nite when son tells me at 10 PM "DAD, HAV 2 moves your car.

also

When people park "for the next day" at 7, 8, 9 or 10 O'clock - those spots R taken. Now it's a 2/3 block walk to PARK the Vett.

the alley was always an "out" for us. a quick place to park.

Jim Reid - 12-5-13

(2½)

PETITION TO: TAKE DOWN "NO PARKING" SIGN FROM 515 S WATER ALLEY

	SIGNATURES	Tel. #'s
00	James Reinl	(920) 946-1480
512	Mary J Reinl	(920) 918-4504
	Joe Hersart	(920) 395-2426
	Jon Berry	(920) 547-0677
	LAND LORD	
	NANCE Nancy Stein	452-2679
516	[illegible] Brandee Curtis	287-9521
	CHUCK Charles Schmitt	889-4415
	LAND LORD	
532		
	LAND LORD	
517	Crissy Sons	331-5453
	LAND LORD	
	X Richard Cruz	(920) 980-3214
527		
	LAND LORD	
	LAND OWNER	
524	Helen	
528	DOUG	~~331-0065~~
523 →	X RONALD SAFSIND	331-0065

FOR our Alderwoman: MARY LYNNE DONOHUE

526	[illegible]	717-8580

(6

To: Alderwoman Mary Lynne Donohue

512 S. Water St.
Sheboygan, Wis.
Jan. 23, 2014

Thanks for the meeting. I would like to point out some things that Kevin said that were not true

He said that there were about 3 times he had to "tow away vehicles." Not true! At 512 N. Water we have 4 people renting and living. One works during the day the rest of us are there. Had he towed we surely WOULD NOT HAVE MISSED THAT.

He said he put notes on cars to keep alley clear. I don't know if he did but my son nor I I ever received one and I couldn't find anyone who did. But the alley is always clear it must just bother him to see anyone parked any where.

Kevin said one person was using overnight parking already. He would've let that young Chickie park there anyway, irregardless of.

Kevin mentioned my trailer parked in the alley. My trailer is not over sized and I surely could not park more than 24 hours with Mr. Eagle eye watching close. The last time I had my trailer at 512 was July (6 months ago). I need a trailer here occasionally to help people move. I live here remember? Kevin does not.

As for the police department and their survey on that alley, They can slant the report any which way they like or whomever called WANTED IT SLANTED. That alley is perfectly suited for the little traffic that it receives and there is lots of room to pass . This is for us (you know) the people that live here and were homesteading long before king Kevin and Harbor Heights were here.

So in closing I'd like to appeal to the harbor Heights people to change the smoking area to someplace else where king Kevin can not survey the area where we live and make it worse for us. In regard to parking in their yard, I'm doing them a favor not parking there because of the liability issue. the insurance company would surly nix that.

So in closing I'm saying "Please take the (No parking) sign down" so we have a place to park for moving in and out, a place to park temporarily to do our neighbor work or play, whatever. We live here and need that option to make life "just a little bit easier." Why should (in America) a big money making business come along in our neighborhood, take our half of our alley away and push us all over the place. WE WERE HERE FIRST. The previous owners (all of them) Never insisted closing our alley. Thanks a lot.

The sign down not just for winter (which is the hardest on us) but ALL YEAR.

Sincerely,
James Reinl
James Reinl

P.S. When Harbor Heights had a mason contractor patching the building Kevin was so concerned over the time he spent there, and where his equipment was parked, I believe he even called the police dept on him. (nice guy eh?)

Mr. James Reinl 395-2426
512 S. Water St.
Sheboygan, WI 53081
JAN 21 '14 PM 1:04

IN REGARD TO NEW GENERAL ORDENSE NUMBER; 30-13-14 September 16,2013

I am a resident at 512 South Water street. I first noticed the alley sign December 1st and immediately sent a letter to my Alderwoman Mary Lynne Donohue stating that I wanted the sign removed because of the hardship it causes.

This is one of the old sections of town and parking is a real problem here. There are 8 houses; 12 families, and 2 room renters I am aware of, plus 2 houses and 2 families on South 9th Street with no garages and only 3 driveways for all these people.

Winter especially is a bad time for parking. We are on an emergency route so we have park 2/3 blocks away during a snow emergency at the public meters. During the day we try to "park for tomorrow" but cannot if someone is parked on the side we need. Normally we could park in the alley for a short time. Can't now because of the sign.

When people who live next to alley have to unload groceries, pick someone up or move in or out, they can't park in the alley, BECAUSE OF THE NO PARKING SIGN.

When Enzo Pak was here you could park in the alley. When previous owners were here, we could park in the alley. Now new people take over Harbor Heights and they want the whole alley to themselves. So they snuck in an ordinance with no input from anyone but the police dept.

I'm talking input from people that were here way before Harbor Heights. On Water Sr. In 4 houses there are people that lived there first. To one lady it's her homestead, born and raised here and even worked at Enzo Jel.. I myself have been here since 1983.

In closing I'd like to say I WANT THE SIGN DOWN. We need that option of parking in this area where parking is at a mimium. We use it all the time. we've lived through all the restrictions and we realize them, but putting up the sign makes it MUCH HARDER for us. This new business comes in our neighborhood wants to push us residents around. We were here first. We need some consideration here.

JANUARY 21, 2014

Thank you,
Jim Reinl

James A. Reinl

II

To: My alderman and alderwoman for 4th district; 13/14 ward.

We at 512 S. water Street were all set for Dec. 1st flip/flop parking. Then we noticed a sign in the alley South of Harbor Heights nursing home. We in this neighborhood use this alley all winter because besides flip/flop parking we are at a very distinct disadvantage. We have NO DRIVEWAYS OR NO GARAGES. THIS AFFECTS NINE FAMLIES. We finagle to get the alley spots all winter till March 1st. If we don't get an alley spot we have to park 2 blocks away. Another thing that makes it bad is THIS IS A SNOW EMERGENCY ROUTE. So we can't leave our cars on at least one side till the plows come through. We have to completely remove our cars right away when there is a snow emergency.

So I asking for the sign to immediately be taken down. I've been living here since 1983, we've had our problems but this too much. We NEED THIS ALLY OPEN. Harbor heights and Enzo Jell got along all this while till now. This is only because of a new handyman for the Harbor Heights who is overly concerned about the parking. When ambulances or fire trucks come they park all over the place WITH NO PROBLEM.

Respectfully yours,

James A. Reinl

James A. Reinl
512 South Water Street
Sheboygan, Wisconsin 53081
Land phone 395-2426
Cell 946-1480
11/27/13

Today is the first day we noticed the sign in the alley, and I am wasting no time to write to you because of what I consider A SERIOUS [ROBLEM.

Why is flop/parking so bad? With no driveways if we park wrong we get a ticket. This is normal. But if the weather is below zero we have to make a special trip outside, start the car, warm it up and move to the other side. If we go nowhere for 2/3 days the cars STILL HAVE TO BE MOVED. Or if the car don't start we have to call it in till the weather breaks (warms up). We tolerate this because it's the law, even though it's quite a hardship for us.

II

(3)

R James Reinl
512 S. Water St.
Sheboygan, WI 53081

James Reinl

To: Alderwoman Mary Lynne Donohue
12/6/13

In regard to previous letters I sent I'd like to add that the sign in the alley reads "NO PARKING IN THE ALLEY. Don't the people on the South side of the alley own it up to the middle? Harbor wouldn't own the whole alley then.

In regard to the plowing, the people that plow come back and forth all the time and we move our vehicles as soon as we can. They have to come back for any little dusting so alley is usually clear.

I did snow plowing for Quality State Oil and owned a snow plow myself at one time, so I know a little about it. I was a teamster driver for 16 years too.

At this time I'd like to complement whoever took over the city plowing situation 2 years ago. Before that there was plowing done DURING DAY which really was confusing and problematic.

I'd like to bring up the flip-flop parking at this time. It's such a problem if your:

Looking for a place on the correct side so you can (park for tomorrow), when all the spaces are used up, or;

In the evening going out to park and all the spaces are taken. (not the nicest time when your son comes in about 10 P.M. and says "dad you have to move your car, weather it's zero out or raining or snowing.) At this time I would park 2/3 blocks away, I'd have no choice. If the alley was open and usually was, no problem.

Some days don't have to use car but Still have to MOVE IT. No matter how cold or snowy or rainy—have to find a spot to park & move ~~it~~ the car anyway.

Sometimes car don't start, I'd call it in that day, that's all I could do.

II

(4

To: Alderwomen Mary Lynne Donohue
12/13/13

12/13/14

Madam:

It's been 13 days since flip/flop (FF) started.. This is how it affected me so far:
4 days had to move my pick-up truck just because of FF;
3 days I had to park 2/3 blocks away:
1 day had to jump start my son's car because of FF.

I've tolerated winter here since 1983, but that No Parking sign really fouls things up. If the alley was open to parking, life would've been a lot easier. That's why I'm writing, because I hate writing, but deem this to be very important to me, my son, and the neighbors. Every time I have to move my truck, he has to move his car too. He's on disability and I'm retired so we would not have to move our every day except for the FF (PARKING).

I
son
cars

The reason I'm writing is because I'd like to get something done as soon as possible. I'll be canvassing the neighbors this weekend.

Sincerely,

James (Jim) Reinl

James A. Reinl
512 S. Water St.
Sheboygan, WI 53081

Mr. James Reinl
512 S. Water St.
Sheboygan, WI 53081

(5

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Winter especially is a bad time for parking. We are on an emergency route so we have park 2/3 blocks away during a snow emergency at the public meters. During the day we try to "park for tomorrow" but cannot if someone is parked on the side we need. Normally we could park in the alley for a short time. Can't now because of the sign.

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When Enzo Pak was here you could park in the alley. When previous owners were here, we could park in the alley. Now new people take over Harbor Heights and they want the whole alley to themselves. So they snuck in an ordinance with no input from anyone but the police dept.

I'm talking input from people that were here way before Harbor Heights. On Water Sr. In 4 houses there are people that lived there first. To one lady it's her homestead, born and raised here and even worked at Enzo Jel.. I myself have been here since 1983.

In closing I'd like to say I WANT THE SIGN DOWN. We need that option of parking in this area where parking is at a mimium. We use it all the time. we've lived through all the restrictions and we realize them, but putting up the sign makes it MUCH HARDER for us. This new business comes in our neighborhood wants to push us residents around. We were here first. We need some consideration here.

Thank you,
Jim Reinl

JANUARY 21, 2014
James A. Reinl

II

R. O. No. _____ - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a communication from State Farm Claims on behalf of their insured Murray and Penny Patz in reference to an alleged loss sustained by their insured on January 11, 2014.

Susan Richards
City Clerk

21109

INS100D - Insurance Investigation Information (Part I & II) 1/21/14
Option: C (A)dd (C)hange (D)elete (I)nquire (N)otes (R)esults 16:43:33

Claim Number ..... : 15-13 Status: OI + OPEN FOR INVESTIGATION
Claimant Name (L, F, MI) . : STATE FARM M.PATZ
Date of Accident ..... : 1/11 2014
Type of Occurance ..... : __ +
Location of Occurance .... : __ +
Coverage Description ..... : __ +
Type of City Vehicle ..... : __ +
Description of Damages ... : STATE FARM CLAIM #49-393M-091

Amount of Claim ..... : Pending?: Y (Y)es
Date Notice of Injury Filed:
Date Claim Filed ..... : 1/21 2014
Represented by ..... :
Date Submitted to Council : 2/03 2014
Cross Reference Claim No. :
R.O. Number ..... :
Date Referred to Risk Mgmt :
Date of Committee Report . :
R.C. Number ..... :
Risk Mgmt Decision ..... :
F3=Main Menu F5=Refresh F10=Help

State M paid to enter as a claim. Apparently as we have a record - Don't know how you can make a document out of it - Linda

Emailed to AAY-Amodeo Sukke

1-2014

Claim 15-13
LS Schroeder

Providing Insurance and Financial Services
Home Office, Bloomington, IL

State Farm®

January 11, 2014

Department Of Public Works
3333 Lakeshore Dr
Sheboygan WI 53081-6961

State Farm Claims
PO Box 52268
Phoenix AZ 85072-2268

RE:	Claim Number:	49-393M-091
	Date of Loss:	January 11, 2014
	Our Insured:	Murray and Penny Patz
	Loss Location:	Sheboygan, WI

To Whom It May Concern:

We are writing to you in reference to a loss sustained by our insured on January 11, 2014.

To date, the total amount of the loss has not been determined. However, our investigation indicates you may be legally liable for this loss and we will look to you for reimbursement once the final amount of damages is known.

If you have insurance, please refer this letter to your insurance company immediately. Please complete the attached form and advise us of your insurance company's name, address, telephone number, and your policy number. If you do not have insurance, please contact us to discuss this matter further.

In order to assist you in evaluating and processing the subrogation claim we are asserting, we may provide nonpublic personal information about our customer. We are sharing this information to effect, administer, or enforce a transaction authorized by the consumer. However, you are neither authorized nor permitted to: (1) use the customer information we provide for any purpose other than to evaluate and process the subrogation claim, or (2) disclose or share the customer information we provide for any purpose other than to evaluate and process the subrogation claim.

Thank you for your cooperation in this matter.

Schroeder, Linda

From: Biebel, David
Sent: Monday, January 20, 2014 5:46 PM
To: Schroeder, Linda; McLean, Steve
Cc: Kolste, Joel
Subject: RE: CLAIM

I am not sure, but I think it looks related to a sewer backwater that occurred on Saturday January 11, 2014. I will check with Joel Kolste on the name and location. Thanks David

From: Schroeder, Linda
Sent: Monday, January 20, 2014 5:18 PM
To: McLean, Steve; Biebel, David
Subject: CLAIM

I have nothing on this.

Due to the mailing address, does this concern the Wastewater Plant?

Dave do you know anything about this?

Steve – I will send the hard copy up Tuesday.

Linda

Sincerely,

Matthew D. Strotman

Matthew D Strotman
Claim Representative
(866) 445-7015 Ext. 4023273955
Fax: (888) 429-5076

per Steve - we do not fill out - 1-20-14 Loren

State Farm Fire and Casualty Company

Enclosure(s): Return Envelope

Name: _____

Address: _____

_____

Our Claim Number: 49-393M-091

Please complete this page and return it to us in the enclosed envelope.

Name of your insurance company: _____

Address of insurance company: _____

_____

Phone number of your insurance company: _____

Your policy number: _____

Your agent's name and phone number: _____

_____

Have you reported this loss to your insurance company? Y ___ N ___

If yes, what is the claim number your insurance company has assigned to this loss?

_____

Thank you for your cooperation.

II

R. O. No. ____ - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a communication from Pat Fale requesting a 15′ wide driveway easement so that he would be able to purchase parcel numbers 59024361806 and 07.

Susan Richards

City Clerk

II

1-27-14

To whom it may concern;

I respectfully request that you would grant me a 15' wide driveway easement so that I will be able to potentially purchase partial number 59024361806 & 07 so I could build a house on one lot and possibly a spec house on the other.

I've thought of trying to annex to the city but because I may live on 1 lot and sell the other the potential property tax savings on each completed house would likely be over $500. Annually.

This means a lot to me as I will be retiring soon on a quite a limited income. For resale if I keep these as 2 separate parcels and build a spec home I feel it will have more appeal in the town as opposed to the city. As business people would hope you would understand my reasoning.

I currently live in the City of Sheboygan which I built 4 years ago but the taxes of almost $4000 per year make it difficult to live their once I retire on social security (my only income).

I know there is currently no real advantage to the city of Sheboygan other than goodwill to grant me the easement but the city and the town should not always be at war with one another. A good turn now may benefit you later if you and the town have to negotiate later.

Be advised I am making the city of Sheboygan a better place by purchasing distressed properties repairing and remodeling them then selling them not only increasing the value of the property but also the neighborhood.

I purchased and sold 2 properties in the city (one on N 5th, one on S 17th) last year and hope to do at least 2 more distressed city properties this year.

I ask you to please consider my request for a driveway easement should I purchase these lots.

Cordially

Pat Fale

1207 N. 29th St.

920-918-9801

I-27-14

To whom it may concern:

I respectfully request that you would grant me a 15' wide driveway easement so that I will be able to potentially provide an affordable housing option to my son I would build a house on one lot and possibly a open house on the other.

My thoughts of trying to move to the city has because I may live in Ione and the other the potential property tax savings our kids could have. I know would likely be over 200k. Annually.

This means a lot to me as I will be retiring soon on a little a fixed income. The reason if I keep these as 2 separate parcels and build a open house I feel it will have more appeal in the town as an improvement to the city. As another property would hope you would understand my situation.

I currently live in the city of Stockton which I built 4 years ago. My two kids have of almost grown up year round it is difficult to live single on a single income (my only income).

I know there is currently no real advantage to the city as Stockton. Other than potential to grants and the government but the city and the rural area's always be at war with one another. A good town new may benefit our future if we and the county learn to respective talk.

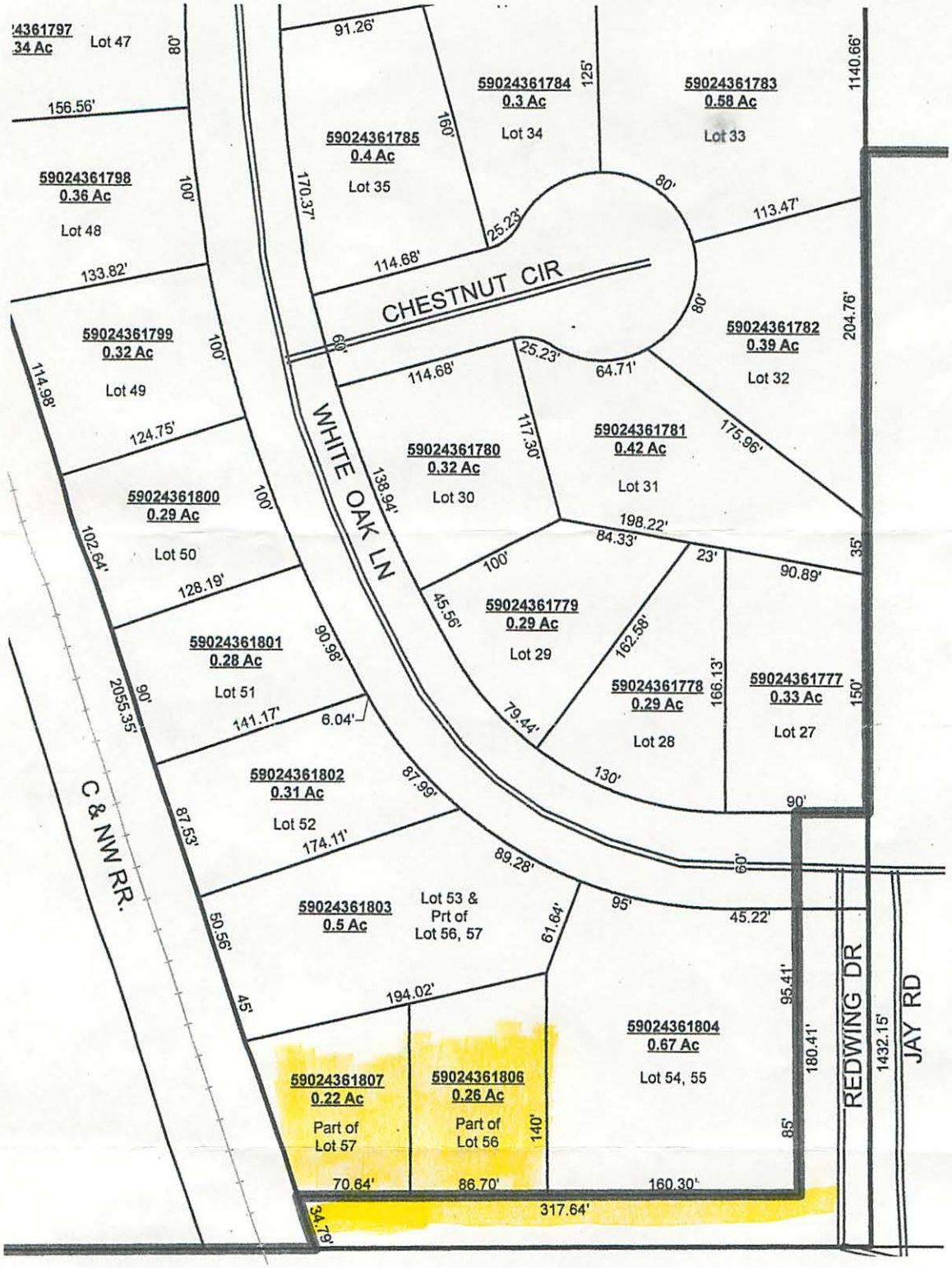
As mentioned I am walking into city of Stockton a better place by provided high density housing for renting and temporarily short term selling. Know selling these only increasing the value of the property but also the neighborhood.

I plan financial and build a property in the city (one on M st, one on S st) for [illegible]

I don't ask to be placed consider any request I am a driven very community oriented [illegible] consider these I.

Sincerely

Dan Fido


'4361797
.34 Ac
Lot 47
08'
156.56'
59024361798
0.36 Ac
Lot 48
100'
133.82'
59024361799
0.32 Ac
Lot 49
100'
114.98'
124.75'
59024361800
0.29 Ac
Lot 50
100'
102.64'
128.19'
59024361801
0.28 Ac
Lot 51
90.98'
90'
2055.35'
141.17'
6.04'
59024361802
0.31 Ac
Lot 52
87.99'
87.53'
174.11'
59024361803
0.5 Ac
Lot 53 &
Prt of
Lot 56, 57
50.56'
45'
194.02'
59024361807
0.22 Ac
Part of
Lot 57
59024361806
0.26 Ac
Part of
Lot 56
140'
70.64'
86.70'
160.30'
317.64'
34.79'
59024361804
0.67 Ac
Lot 54, 55
95.41'
180.41'
85'
89.28'
95'
45.22'
61.64'
60'
90'
C & NW RR.
91.26'
59024361785
0.4 Ac
Lot 35
160'
170.37'
59024361784
0.3 Ac
Lot 34
125'
59024361783
0.58 Ac
Lot 33
1140.66'
80'
113.47'
25.23'
114.68'
CHESTNUT CIR
80'
59024361782
0.39 Ac
Lot 32
204.76'
60'
25.23'
64.71'
114.68'
WHITE OAK LN
117.30'
59024361780
0.32 Ac
Lot 30
138.94'
59024361781
0.42 Ac
Lot 31
175.96'
198.22'
84.33'
23'
35'
90.89'
100'
45.56'
59024361779
0.29 Ac
Lot 29
162.58'
79.44'
130'
59024361778
0.29 Ac
Lot 28
166.13'
59024361777
0.33 Ac
Lot 27
150'
REDWING DR
1432.15'
JAY RD

II

R. O. No. ____ - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a Claim for Excessive Assessment from Reinhart Attorneys At Law on behalf of NRFC Memorial Holdings, LLC, owner of parcel 59281-215850 (3347 Kohler Memorial Dr.).

Susan Richards
City Clerk

LS Schneider
1-22-14

Claim 17-13

Reinhart
Attorneys at Law

Reinhart Boerner Van Deuren s.c.
P.O. Box 2018
Madison, WI 53701-2018

22 East Mifflin Street
Suite 600
Madison, WI 53703

Telephone: 608-229-2200
Fax: 608-229-2100
Toll Free: 800-728-6239
reinhartlaw.com

January 21, 2014

JAN 22 '14 PM 3:14

Don M. Millis, Esq.
Direct Dial: 608-229-2234
dmillis@reinhartlaw.com

CLAIM FOR EXCESSIVE ASSESSMENT

SERVED BY PROCESS SERVER

Sue Richards, Clerk
City of Sheboygan
828 Center Avenue, 2nd Floor
Sheboygan, WI 53081

Dear Clerk: Re: Tax Parcel No. 59281-215850

Now comes Claimant, NRFC Memorial Holdings, LLC, owner of parcel 59281-215850 (the "Property") in Sheboygan, Wisconsin, by Claimant's attorneys Reinhart Boerner Van Deuren s.c., and files this Claim for Excessive Assessment against the City of Sheboygan (the "City"), pursuant to Wis. Stat. § 74.37. You hereby are directed to serve any notice of disallowance on the undersigned agent of the claimant.

1. This Claim is brought under Wis. Stat. § 74.37(3)(d), for a refund of excessive real estate taxes imposed on Claimant by the City for the year 2013, plus statutory interest, with respect to the Property.

2. Claimant is the owner on the Property, is responsible for the payment of property taxes and the prosecution of property tax disputes involving the Property and is authorized to bring this claim in its own name.

3. The City is a body corporate and politic, duly organized as a municipal corporation under Wisconsin law, with its principal office located at 828 Center Avenue, in the City.

4. The Property is located at 3347 Kohler Memorial Drive within the City, and is identified in the City records as Tax Parcel No. 59281-215850.

5. For 2013, property in the City was assessed at 110.679% of its fair market value as of January 1, 2013.

6. For 2013, property tax was imposed on property in the City at the rate of $23.9230541 per $1,000 for of the assessed value for Property.

7. For 2013, the City's assessor set the assessment of the Property at $12,424,400.

8. Claimant appealed the 2013 assessment of the Property by filing a timely objection with the City's Board of Review pursuant to Wis. Stat. § 70.47 and otherwise complying with all of the requirements of Wis. Stat. § 70.47, except Wis. Stat. § 70.47(13).

9. The City's Board of Review heard the Claimant's objection and sustained the assessment on the merits at $12,424,400.

10. The City imposed tax on the Property in the amount of $297,230.

11. Claimant is timely paying the property taxes imposed by the City on the Property for 2013, or the required installment thereof.

12. The fair market value of the Property as of January 1, 2013 was no higher than $4,600,000.

13. Based on the assessment ratio of 110.679%, the correct assessment of the Property for 2013 is no higher than $5,091,234.

14. Based on the tax rate of $23.9230541 per $1,000 of assessed value, the correct amount of property tax on the Property for 2013 should be no higher than $121,798.

15. The 2013 assessment of the Property, as set by the City's Board of Review was excessive and, upon information and belief, violated Article VIII, Section 1 (i.e., the Uniformity Clause) of the Wisconsin Constitution. As a result, the property tax imposed on the Property for 2013 was excessive in at least the amount of $175,423.

16. Claimant is entitled to a refund of 2013 tax in the amount of $175,423, or such greater amount as may be determined to be due to Claimant, plus statutory interest.

17. The amount of this claim is $175,423, plus interest thereon.

Dated at Madison, Wisconsin, this 21st day of January, 2014.

Sincerely yours,

Don M. Millis
Agent for Claimant

11319748

II

R. O. No. ____ - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a communication from Atty. Wm. Sonnenburg advising the City that he has been retained by James Kuester for alleged injuries he sustained on a City bus and notifying the City that he will be presenting a claim at a future date.

Susan Richards

City Clerk

Claim #16-13
LS Schroeder

SONNENBURG & ZELPE
ATTORNEYS AT LAW
601 CENTER AVENUE
SHEBOYGAN, WISCONSIN 53081

WM. K. SONNENBURG
SAMUEL ZELPE

DAVID RABINOVITZ (1930-1986)

TELEPHONE: (920) 458-6222
FACSIMILE: (920) 458-3840
SONNENBURGANDZELPE@JUNO.COM

January 21, 2014

Transit Mutual Insurance
c/o City Clerk
Sheboygan City Hall
828 Center Avenue
Sheboygan, WI 53081

Re; Our Client: James Kuester
DOA: 12/23/13
Claim No. SHE 201054

Please be advised that we have been retained by and represent James Kuester, 2224 N. 24th Street, Sheboygan, WI 53081, for injuries that he sustained as the result of the negligence of driver of a City Transit Bus which occurred on December 23, 2013.

We will be presenting a claim at a future date.

Kindly forward this communication to your insurance carrier, Transit Mutual Insurance Company so that they may communicate with us.

Thank you.

Sincerely,

Wm. K. Sonnenburg

Wm. K. Sonnenburg
WKS:ms
CC: James Kuester

III

Res. No. _____ - 13 - 14. By Alderpersons Carlson, Belanger and Dassler. February 3, 2014

A RESOLUTION to authorize a transfer of appropriations in the 2014 Budget.

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfers of appropriations in the 2014 Budget for the purposes of:

Establishing appropriation for purchase of land on New Jersey Ave.:

FROM	TO	AMOUNT
General Fund Unreserved Fund Balance 101-253000	General Fund Land acquisition 10161100-611100	$40,000

_____

_____

_____

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

2nred

III

Res. No. ____ - 13 - 14. By Alderperson Donohue. February 3, 2014.

A RESOLUTION adopting the revised City of Sheboygan Compensation Program for Non-Represented Employees.

RESOLVED: That the Common Council hereby adopts the revised City of Sheboygan Compensation Program for Non-Represented Employees, a copy of which is attached hereto and incorporated herein.

_____

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

CITY OF SHEBOYGAN

COMPENSATION

PROGRAM

FOR

NON-REPRESENTED

EMPLOYEES

Resolution to Amend to Council:	February 3, 2014
Agenda Item Salaries & Grievance Committee:	February 10, 2014
Approval by City Council:	February 17, 2014

(Replaces 2013 Non-Rep Comp Plan adopted by way of Res. 143-12-13, as amended by Res. 8-13-14)

TABLE OF CONTENTS

PAGE

I. EXECUTIVE SUMMARY

In November 2011, the City of Sheboygan's Human Resources Department introduced a new performance management system for Non-Represented employees which incorporated a pay for performance, or merit based, review system, as well as an introduction to goal setting for all non-represented city employees. Based on merit, employees at the lower half of their pay scale may be eligible to receive a compensation increase to their base. Some employees were on a tiered system, where years of service automatically qualified the employee for a pay increase. Employees at or over the top of their pay scale may be eligible for additional compensation (whether merit award or incentive award) in the form of a lump-sum only. Increases were issued to the pay schedule and many employees received an automatic increase. The changes that occurred in the State of Wisconsin with Act 10 caused the City of Sheboygan to evaluate their program and develop a new program.

A complete salary review took place in 2013 by the Human Resources Director, which incorporated salary comparisons by job expectations for a variety of comparable both in the City of Sheboygan public and private sector positions, as well as comparable to other municipalities within Wisconsin of like size and geographic comparison. Based on merit, employees at the lower half of their pay scale may receive a compensation increase to their base. Employees above the midpoint of their pay scale are eligible for a combination of increase to base for merit performance, and one-time lump sum for incentive performance (accomplishing goals and/or projects above and beyond their day-to-day requirements). Employees at or over the top of their pay scale are eligible for additional compensation in the form of a lump-sum only. Since those employees are at top pay, the amount of the lump sum is less than the scale of increases for employees under the top pay.

The 2014 pay scale amounts have remained unchanged from 2013 as the slight variation to market trend increase has not substantially affected the scale.

II. GENERAL COMPENSATION PHILOSOPHY

The salary and benefits provided by the City of Sheboygan to its employees are to attract and retain the most qualified and competent individuals to perform and provide quality public services to the citizens of Sheboygan. For this reason, the City will provide salaries based on internal equity and external competitiveness.

III. GENERAL PROGRAM DEFINITIONS

Department Head: For all purposes defined under this program, department head includes the following officers: Chief Administrative Officer, Chief of Police, Fire Chief, Director of Public Works, Human Resources Director, Planning Director, City Assessor, and Finance Director.

Department Head Advisory Committee: Depending on the issue needing guidance, this committee will be appointed as needed by the Chief Administrative Officer and may include Department Heads, elected officials or other non-represented departmental leaders.

Employee(s): Any active, permanent full-time or permanent part-time, non-elected, non-represented employee, not including seasonal, temporary, extra help, or permanent employees whose regular work schedules are under 600 hours per year.

Employer: The City of Sheboygan.

Market Survey: The gathering, compilation, and analysis of market pay information by the Human Resources Department, or any agency or service contracted by the Human Resources Department, in order to determine the salary ranges for each pay grade.

Pay Grade: A group of one or more classifications which have been assigned the same pay range for compensation purposes. All jobs in a pay grade have the same range minimum, midpoint, and maximum rates.

Performance Appraisal Review: The procedure used by the employee's supervisor and/or department head to evaluate the employee's performance (using the prescribed forms and process) for the period following the employee's last performance appraisal.

Program: Except where another program is specifically referred to, the compensation program for non-represented employees.

Salary Range: The pay range assigned to a specific pay grade, and which includes a defined minimum, midpoint, and maximum rate of pay. The range is based upon a market survey.

IV. ROLE OF THE HUMAN RESOURCES DEPARTMENT IN COMPENSATION ADMINISTRATION

The Human Resources Department shall be responsible for the following compensation administration activities:

1. Developing, implementing, and monitoring organization-wide compensation policies, procedures and programs, and ensuring adherence to them.

2. Developing and maintaining current job analysis and job description information throughout the organization, continually monitoring changes to the jobs, and revising analyses and job descriptions as appropriate.

3. Providing analysis and recommendations to support the annual compensation policies to be made by the Common Council as described in Section VII.

4. Providing compensation administration reports and data needed for effective program review and control.

5. Developing recommendations for and implementation of approved pay rates, pay structures and pay practices; reviewing market data to determine changes necessary to ensure that the organization is competitive within the relevant municipal and private sector labor markets.

6. Ensuring compliance with wage and hour laws and regulations.

7. Consulting with managers, supervisors, and employees on compensation and performance management problems and issues.

8. Developing, implementing and monitoring performance management policies, procedures and programs. This includes developing and reviewing the effectiveness of performance appraisal activities, and ensuring that employees receive timely and accurate appraisals.

9. Preparing updates to the compensation program document contained herein for council review and approval, and providing this information to all employees covered by the program.

10. Educating employees on the current compensation program.

V. ROLE OF THE INDIVIDUAL DEPARTMENT IN COMPENSATION ADMINISTRATION

The individual departments shall be responsible for the following compensation administration activities:

1. Ensuring that approved compensation administration policies, programs, and procedures are followed in all divisions within the department.

2. Reviewing and approving all job descriptions and ensuring that the Human Resources Department is informed of all new and changed jobs so that jobs can be re-analyzed and new job descriptions can be developed.

3. Reviewing each employee's performance at least once a year and recommending any salary increase deemed appropriate. This task requires discussing the performance review and rating with the individual employee and submitting the required appraisal forms to the Human Resources Department for review and discussion of pay adjustments.

4. Recommending revisions in compensation administration policies, procedures, and practices to the Human Resources Director when deficiencies and problems are identified.

VI. ROLE OF THE DEPARTMENT HEAD ADVISORY COMMITTEE IN COMPENSATION ADMINISTRATION

The role of the Department Head Advisory Committee in compensation is one of providing a broad-based review of, and input into, overall compensation activities. The Department Head Advisory Committee on this issue includes the Chief Administrative Officer, all Department Heads, the City Attorney, the Mayor, and the City Clerk. The Human Resources Director acts as chairperson.

The Department Head Advisory Committee will perform two (2) specific roles:

1. At the request of the Human Resources Director, provide counsel and assistance with regard to the integrity and effectiveness of the compensation program for non-represented employees;

2. Review and provide input into the annual major pay policy recommendations made by the Human Resources Director, before presentation to the Salaries and Grievances Committee (see Section VII).

All recommendations of the Department Head Advisory Committee shall be non-binding to the Human Resources Director, and for matters which come before them, the Salaries and Grievances Committee.

VII. ROLE OF THE SALARIES AND GRIEVANCES COMMITTEE IN COMPENSATION ADMINISTRATION

The Salaries and Grievances Committee shall be responsible for the overall administration of the compensation plan in coordination with the Human Resources Director, the Department Head Advisory Committee, the Common Council and other appropriate resources.

The Salaries and Grievances Committee performs the following functions:

1. Approves, subject to Common Council approval, annual recommendations made by the Human Resources Director, after input from the Department Head Advisory Committee, regarding major pay policy decisions including:

    a. range adjustments

    b. across-the-board increases, (if applicable)

    c. merit increase annual budget

2. Approval of all inequity and promotional increases provided they are within the salary grade range.

3. Approves all modifications to the compensation program described herein, for final approval by the Common Council.

VIII. ROLE OF THE COMMON COUNCIL IN COMPENSATION ADMINISTRATION

Each year, the Common Council shall make three (3) major pay policy decisions:

1. How much if any, pay ranges should be adjusted to be externally and internally competitive;

2. How much, if any, should be budgeted for across-the-board adjustments (if necessary to maintain internal equity);

3. How much should be budgeted for merit increases;

These decisions shall be made based on information and recommendations provided by the Human Resources Director, after input from the Department Head Advisory Committee, and approval of the Salaries and Grievances Committee.

In addition, upon recommendation of the Human Resources Director and the Salaries and Grievances Committee, the Common Council shall approve all changes to the overall compensation program described herein.

IX. SALARY STRUCTURE

The City salary structure consists of a specified number of salary ranges for which range minimum, midpoint, and maximum rates of pay are established.

MINIMUM RATE

The salary for any employee shall not be less than the minimum established for their pay grade.

MIDPOINT RATE

The rate which is halfway between the range minimum and maximum in a pay grade. This rate approximates the salary rate that is competitive with the external labor market for both municipal and private industries for a fully qualified employee performing the full range of position responsibilities in a satisfactory manner.

MAXIMUM RATE

The maximum rate, the top rate for a pay grade, is the maximum base salary the City will pay a position. The base salary for any incumbent shall not exceed the maximum rate established for his/her pay grade. Upon implementation of this pay plan, an employee receiving a salary at or in excess of the maximum rate will not be eligible for any pay adjustments until their base rate of pay falls below the maximum for the pay range. Such employees, however, may be eligible to receive a lump sum merit bonus, if warranted, which will not change their rate of pay.

The salaried exempt and non-exempt range spread shall be 20% plus or minus the midpoint as determined by the salary survey. The DPW Labor Workforce salary is a range based on market average, not a 20% plus or minus midpoint. See attached Exhibit#7, 2014 Non-Rep Pay Scale.

Assignment of classifications to the proper salary range is based on the market analysis results described in Section XI.

The salary structure shall be reviewed once each year, and may be adjusted by the Salaries and Grievances Committee based on recommendation of the Human Resources Director. This recommendation will be based on the following factors:

1. Known or reasonably anticipated range adjustments for the next year reported by comparable employers used in the market analysis;

2. Analysis of economic conditions faced by the City Government (e.g. loss of shared revenues); and

3. Range adjustments occurring in the City's union contracts or reasonably anticipated by the Human Resources Director.

4. The Consumer Price Index (CPI) as determined by WDOR (Wisconsin Department of Revenue)

Achieving consistency with the City's stated pay policy (see Section X. A.) and consideration of the above four (4) factors will be the basis of the recommendation.

X. EXTERNAL RELATIONSHIP

A. POLICY

The City's policy is to place its total salary practice at or near the prevailing market practice for jobs of similar content within the City's chosen market as defined herein. The City's policy includes a desire to provide salary advancement opportunities which recognize changes in the economy, differences in performance, and salary levels which are fair compared to the City's internal market (pay levels in the union groups) and local private sector like positions.

B. SALARY SURVEYS

The City's objective is to maintain a level of pay that is competitive with the level of pay for similar skills in other similar public jurisdictions and private sector for which it competes for employees in the marketplace. The City achieves this competitiveness through a systematic method of determining what other jurisdictions in its market pay.

Specific external relationships shall be determined in general every three (3) years, or for a specific job whenever:

1. A salary range midpoint of a classification is insufficient to attract qualified candidates for employment;

2. A continuing turnover pattern in a classification can be directly linked to established compensation levels; or

3. Management deems that specific external relationships must be examined.

C. COMPOSITION OF THE MARKET

The City of Sheboygan recognizes the importance of correctly surveying the market, in order to:

1. Set pay levels which attract a sufficient quantity of qualified applicants to fill open positions.

2. Retain its high-performing, valuable employees over time, in order to recoup training investments, optimize organizational effectiveness, and minimize unwanted turnover.

Market data shall be gathered directly from other cities through public information requests or as part of a participant or direct consultation of other qualified surveys which include, but are limited to, the following jurisdictions:

Appleton	Beloit	Eau Claire	Fond du Lac	LaCrosse
Janesville	Manitowoc	Oshkosh	Sheboygan County	Washington County
Calumet County		Central Wisconsin		

These jurisdictions were selected based on one or more of the following criteria: similar populations; similar per capita income; and close proximity to Sheboygan. The City shall periodically re-examine the appropriateness of the market base should circumstances arise which the City believes merit the need for such a re-examination.

D. MARKET ANALYSIS PROCESS

As required, the Human Resources Department will work with the department heads to update position descriptions. At a minimum, the position descriptions will contain the following information:

1. Purpose of position.
2. Description of essential functions of the job.
3. Description of marginal functions of the job.
4. Statement of required education and experience.
5. Description of knowledge, skills, and abilities required for the job.

A survey instrument will be created which includes short descriptions of each job and asks for relevant market data including, but not limited to, range minimums, midpoints, maximums, and actual rates.

The survey will be sent to the market jurisdictions, with follow-up contacts as necessary. Every reasonable attempt will be made to obtain this information.

1. The Human Resources Director will gather pay data from relevant positions within the City's current workforce as a comparable – that is the "internal market".

2. Relevant market data will also be reviewed with both municipal and private industry employers in the area. Wherever possible, the City of Sheboygan will participate in qualified surveys being performed either through other municipalities or will hire an outside agent to perform a survey if necessary. In addition, the Human Resources Department will perform a direct information search, gathering applicable data directly from other municipalities through a public information data request.

3. An adjustment shall be made, if necessary, to the compiled data so that survey information is relevant for the applicable year.

XI. ASSIGNMENT OF POSITIONS TO SALARY GRADES

A. POLICY

It is the intent of the City to provide a compensation program which relates the pay ranges for its classifications to the pay practices in the defined market. Therefore, the assignment of classifications to pay grades within the pay structure shall be based on market data whenever possible.

B. PROCESS

The Human Resources Director shall place positions into the appropriate salary grade where the midpoint of the grade is closest to the "market estimate" pay rate identified through the survey process. The market estimate rate, which could also be referred to as the prevailing rate in the market, is the calculated rate of pay which most closely approximates the worth of that position in the market at the time of the survey.

In an effort to maintain internal equity within the pay structure, the Human Resources Director shall identify the appropriate pay grade for positions for which there are insufficient market data using reasonable comparison of such jobs with other City jobs.

The assignment of classifications to pay grades shall be recommended by the Human Resources Director and approved by Common Council. No employee's salary will exceed the maximum rate in his/her assigned salary range. If assignment to a grade leads to this occurrence, the situation will be resolved as described in Section XII, letter B,5.

At any time, when the applicable criteria indicate the need for a focused market analysis of a specific classification, the relevant market data from the City's market base shall be examined. Should the market data establish the need for a different pay grade assignment, the Human Resources Director make such recommendation to Common Council for their approval.

In some cases, the City may determine that a different market base is warranted, given the specific circumstances of the position and the current market conditions.

XII. WAGE AND SALARY GUIDELINES

A. POLICY

The City recognizes the importance of consistency in determining wages and salaries for its employees. The intent of this policy is to provide guidelines for department heads to follow in the case of a new employee or change in employee status.

B. GUIDELINES

1. Salary Offers to New Employees

Once the best-qualified candidate for the position is identified, the department head and Human Resources Director will determine the starting salary that will be offered to the individual. The Department Head or Human Resources Department shall make a conditional offer of employment to the candidate (conditional offers inasmuch as they are contingent on the City of Sheboygan's verification of reference information, completion of any background check, successful completion of any post-offer medical examination/drug screen, and submission of satisfactory employment eligibility documentation required by law and approval by the Salaries and Grievances Committee).

The Human Resources Director shall have the authority to approve a salary offer up to the midpoint of the salary range. Any recommendation which exceeds this amount must be approved by the Salaries and Grievances Committee. Such recommendations should be based on employment market realities and/or individual qualifications. Because the salary range minimum rate for each grade is linked to the midpoint but does not automatically represent the amount for which individuals can be attracted to public service, some flexibility in setting hiring levels may be necessary to remain competitive.

The following guidelines shall apply to these situations:

a.) Given the law of supply and demand, once a candidate is chosen, the employee's current rate of pay or most recent rate will be taken into consideration at the time an offer is made.

b.) Generally speaking, applicants who barely meet or barely exceed the minimum education and experience requirements shall be hired at the range minimum rate for the pay grade in which their position has been placed.

c.) Applicants who exceed the minimum requirements of the position as specified in the job description by at least two (2) years of experience may be hired at a salary no higher than the upper half of the range between minimum and midpoint (2nd quartile).

d.) Applicants with five (5) or more years of experience over the minimum requirements may be hired at a salary which is no higher than the lower half of the range between midpoint and maximum (3rd quartile).

e.) Before an offer is made to an applicant, it must be approved, in consultation with the respective department head, by the Human Resources Director. Any department head desiring to hire an applicant under items a) or b), above, must request special approval from the Human Resources Director who shall, when necessary, forward such request to the Salaries and Grievances Committee. The maximum of the salary range shall not be exceeded.

Note: Additional years of education that exceed the minimum requirements and are directly related to the position may be used to equate with additional years of experience for determining placement in the range.

2. **Salary upon Promotion**
A promotion is defined as a change by an employee from one position to another which has a higher salary range. At a minimum, promoted employees shall be placed at either the minimum rate in the new salary range, or their current salary, whichever is greater. The promoted employee will be eligible for up to a 10% base salary increase upon promotion, at the hiring department head's discretion. All promotional salary offers must be approved by the Human Resources Director.

3. **Salary upon Demotion**
When an employee is unable to perform the position they hold, they will either be laid off or demoted. Each situation is unique as it depends on availability of additional positions and/or the employees qualifications. Generally, if an employee is demoted, they will experience a pay reduction. The demoted employee will need to demonstrate the ability to perform the essential functions in a new position and will be paid an appropriate level of pay considering their abilities and the payscale of the new position.

4. **Salary upon Transfer**
An employee who transfers or is transferred from one classification to another classification in the same pay grade shall receive no salary adjustment, provided the transferred employee can perform the essential functions of the new position.

5. **Salary upon Change in Pay Grade Due to Market Survey Analysis**
When, as a result of the market survey analysis periodically undertaken by the City, an employee's classification is placed into a different pay grade, there will be no salary

adjustment. If the employee's present salary is at the top pay for the grade or more than the new range maximum, the employee will not be eligible for an increases to his/her base pay while his/her salary equals or exceeds the range maximum. Such employees, however, will be eligible for a lump sum merit bonus (actual amounts are identified on the Merit Adjustment Schedule).

6. **Equity Adjustments (This section replaces Compression Adjustments)**
The concept of compression will be reviewed based on market data for a position rather than a reporting structure. This allows for increase reporting flexibility while acknowledging that pay is market driven rather than a factor of reporting structure. Equity adjustments are usually a one-time adjustment to realign the employee's salary to market value for the position and takes into consideration the number of direct reports an employee may have, as well as the duties assigned to that position.

7. **Part-Time Employment**
Part-time employees are those in which the employee is normally scheduled to work less than forty (40) hours in a work week. This includes intermittent positions working up to eight (8) hours per day on an irregular and uncertain schedule which alternately begins, ceases, and begins again as the needs of the City require. Part-time employees shall be hired at a pay grade which is equivalent to or compatible with the hiring rates established for similar full-time classifications. Permanent part-time employees shall be eligible for salary increases under the same manner as full-time employees (see Section XII, B. 5.).

XIII. COMPENSATION ADMINISTRATION

A. POLICY ON SALARY INCREASES

The purpose of the City's pay increase policy is to establish and maintain an appropriate relationship between an employee's performance and pay. The system provides management with a mechanism to recognize individual accomplishments and to relate them to pay increases. The Merit Adjustment Program is intended to reward employee growth in a job as well as to differentiate in levels of performance and contribution.

Generally speaking, temporary and/or seasonal part-time employees may be paid at market rate due to the temporary nature of the position, even with returning employees. The position may or may not qualify for an increase from one year to the next.

The City's pay increase policy is designed to attract and retain high-quality employees, to reward employees in accordance with performance on the job, and to motivate employees to their highest level of performance. Above all else, the City treats its employees as individuals and as members of the team by allowing employees to influence their pay opportunities through performance on the job.

Employees are encouraged at all times to work to the best of their abilities, to find ways to eliminate unnecessary work, and to discuss with their supervisor how tasks can be better performed. The result of employee contribution is a more productive City government -- a City more able to meet its obligations to the citizenry, respond to changes in technology and in the workplace, and a City that understands and satisfies the needs of its customers. The City's

success and its ability to support its compensation practices depend on employee efforts and contributions.

B. PERFORMANCE EVALUATION

The City of Sheboygan recognizes the importance of recognizing an employee's efforts and follows a merit increase program where an employees pay is affected by their performance. The City Council approved a 2.5% increase to budget for payroll (see 2014 Council approved budget). Depending on where an employee falls within their pay scale, an employee has the ability to earn **up to a total of 2.5%** through exceptional performance in both the completion of their day-to-day activities and in the performance and accomplishments of the goals or special projects they have throughout the year.

Each employee will receive a performance review every 12 months, either based on their employment anniversary or their most recent promotional move. The review form has 4 categories of performance: Unacceptable, Below, Successfully Achieved and Exceeds. The 2014 paper form is attached (see Exhibit #3), Yearly Performance Evaluation. A move to an electronic form is anticipated. The content will remain the same as the paper form.

Goals are also established during the evaluation process, primarily by the supervisor with input from the employee. Wherever possible, goals are SMART (Specific, Measurable, Attainable, Relevant, and Time-bound). Supervisors and/or Department Heads and the employee need to document the employee's goals for the upcoming evaluation year, and may use one of two goals template listed in Exhibit #4.

C. MERIT ADJUSTMENTS BASED ON PERFORMANCE EVALUATIONS

Merit adjustments are granted to employees to encourage efficiency and to reward performance when the City's economic conditions permit. Merit increases <u>are not automatic</u>; nor does an employee acquire any right to an increase because of length of service or time in a job. Merit adjustments are based upon his/her supervisor's appraisal of the employee's performance in relation to established performance standards and goals. A merit adjustment should reflect a performance level that has been consistently demonstrated over a meaningful period of time, typically 12 months. If merit adjustments are awarded to the employee based on their performance, any pay increase will be issued on the first payroll following their employment anniversary.

1. Establishment of the Merit Increase Budget

The overall funding for the Merit Increase program budget shall be determined by the Common Council on an annual basis, following recommendation by the Human Resources Director with approval of the Salaries and Grievances Committee. The size of the budget will be based primarily on the economic conditions currently experienced by the City and any other factors deemed relevant by the Common Council.

2. **Merit Increase Amount**
Once the budget has been approved, it is up to each supervisor and/or department head to approve the amount granted to the employee. The City establishes the percentage guidelines in the merit adjustment on an annual basis and the amounts, therefore, are subject to change. The amount identified in 2014 is 2.5%.

All merit increase adjustments shall be based on documented performance with higher increase percentages being reserved for performance that has overwhelmingly exceeded performance expectations. The actual size of the merit increase shall follow the percentage guidelines in the Merit Adjustment Schedule found in Exhibit #5. All merit adjustment requests made by department heads for individual employees are subject to appropriate documentation which is reviewed by the Human Resources Director.

The City shall review the merit adjustment amount every year. This review will be conducted by the Human Resources Director with approval with the Salaries and Grievances Committee. All changes to the schedule shall be subject to the approval of the Common Council.

3. **Merit Adjustments Applied to Current Salary**
The merit adjustment percentage will be applied directly to the employee's current salary, whereas in the past, the merit adjustment was applied to the midpoint of an employee's current grade which resulted in employees often never reaching the fair market rate for the position because the midpoint was adjusted at the same percent as the merit adjustment. Salary ranges will be reviewed periodically to insure the City's pay ranges remain competitive while the merit adjustment schedule is reviewed annually based upon additional factors.

Base wage adjustments provides newer employees and those in the lower part of the wage scale the opportunity to reach the midpoint, or fair market value, at a rate which reflects their job performance. (i.e. the better the performance the faster they reach the midpoint). It also allows above average and outstanding performances to exceed the midpoint which would be expected for employees who constantly perform at those levels, as well as those who either have greater experience levels when starting the position or those who have a greater length of time on the job.

4. **Frequency of Merit Reviews**
Consideration for merit adjustments shall be once every twelve (12) months.

   A. **Employees Returning from a Leave of Absence or Rehired**
   If an employee is off work on a qualified Leave Of Absence at the time the performance evaluation and applicable merit or incentive increase is due, upon return from leave to "active duty", the employee will receive any identified increase effective from the first date returned to active duty. Employees not returning to work, that is, employees who do not return to active duty, are not eligible for retroactive pay.

5. **Performance Appraisal Review Procedures**
All employees shall be evaluated by their department head a minimum of once per year. The employee's supervisor shall evaluate each employee's performance for the period following the employee's last performance appraisal review and recommend a merit adjustment for the employee that is consistent with the established merit adjustment amount, using the performance appraisal process (Exhibit #1) and appropriate form (Exhibit #3). In addition, the employee will be provided a feedback opportunity by completing an Employee Questionnaire Form (Exhibit #2).

6. **Delayed or Denied Merit Adjustments**
Department heads may deny or delay merit adjustments if employees are not performing in a fully capable manner. When merit adjustments are delayed or denied, a plan of action for improvement and a target date shall be set by the supervisor. Special performance appraisals are conducted when improvements have been noted or when the target date has been reached. Under no circumstance shall the period of time be shorter than three (3) months or longer than the employee's next scheduled review date. If the employee is then performing in a fully capable manner, the merit adjustment deemed appropriate by the department head may be granted. No adjustment shall be given on a retroactive basis, however. The decision to grant or deny a delayed merit adjustment must be made within thirty (30) days of the employee's review date. Employees normal review dates are not advanced by this denial/delay.

7. **Merit Increases Effective Date**
Except in the case of delayed or denied increases, the effective date for application of the merit adjustment increase shall be the beginning of the next applicable payroll following the employee's anniversary date (all salaries and wages shall be paid biweekly for salaries and wages earned during the biweekly period preceding the most current biweekly period (i.e. two-week holdback).

8. **Performance Appraisal Appeal Process**
Following a completed Performance Evaluation, the supervisor will notify the employees of the appropriate merit adjustment. If the employee is not in agreement with the merit adjustment identified, the employee may request a meeting with the Department Head. If the employee continues to be dissatisfied, the employee may request a meeting with the Human Resources Director. A final appeal will be allowed in front of the Salaries and Grievances Committee. The employee will need to complete a *Notice of Evaluation Appeal Form* (Exhibit#6) which is then submitted to the Human Resources Director. The Human Resources Director will promptly submit the Notice of Evaluation Appeal Form to the Salaries and Grievances Committee. The Salaries and Grievances Committee will schedule a meeting with the employee and the employee's department head to hear the employee's appeal, after which the Salaries and Grievances Committee will either confirm the recommended merit adjustment or approve a new merit adjustment for the employee based upon additional objective facts. The decision will be confirmed in writing to the employee as indicated on the Salaries and Grievances Committee's Merit Adjustment Form, and this decision shall be final.

The fact that an employee has requested a further review by the Salaries and Grievances Committee shall not, in any way, affect the employee's position within the department or as an employee of the City of Sheboygan.

9. **Retroactivity**
   Employees terminating employment for any reason prior to Common Council adoption of an adjustment to the compensation, employment are not entitled to any retroactive application of that adjustment.

10. **Employee and Management Training**
    The Human Resources Department shall conduct periodic training on the performance appraisal process to all supervisors, managers, and department heads responsible for conducting appraisals. The Human Resources Department will conduct periodic employee training on the performance management program in general, particularly if changes to the program occur.

XIV. COMPENSATION PROGRAM REPORTING

A. POLICY

The interests of the Common Council are best served by management reports which accumulate all costs and related information needed in their role as policy-makers who are ultimately responsible for the compensation plan. These reports shall be facilitated by the Human Resources Department which will be responsible for compiling, summarizing and presenting the information to the Salaries and Grievances Committee and Common Council.

B. PROCESS

The report shall be done on an as-needed basis, often as part of the budget process for the next year, and will contain the following information:

1. A breakout of requested annual adjustment dollars by component:

   a. Merit Adjustments

   b. Equity Adjustments

2. Assurance through Human Resources Department review that all employees have been evaluated.

3. A confidential report on the distribution of performance ratings.

4. Any other information deemed pertinent by Council.

XV. PLAN COMMUNICATION AND MANAGEMENT TRAINING:

The City recognizes the importance of ensuring that all employees are fully knowledgeable about the details of the compensation plan. To that end, the Human Resources Department shall be responsible for the following actions:

1. Preparing and distributing plan information for all new employees as part of the orientation process.

2. As plan changes occur pursuant to Council action, preparing information and holding meetings with employees to review all changes, and preparing and distributing individual notification to employees regarding any changes to their compensation. If minor changes are made, or if the change of the Non-Rep Comp Plan consist primarily to identify differences in the merit adjustment guide and/or pay scale, the Human Resources Department will distribute communication via posting a memo with the changes, either in a department or transmitted through intranet communications.

The City also recognizes the need to provide supervisors, managers, and department heads with details of the compensation plan and their important roles in its administration. To this end, the Human Resources Department shall be responsible for providing new, and updating current supervisors, managers, and department heads thorough training in the areas of:

1. City compensation policies and procedures.

2. Sound pay-for-performance practices and City compensation techniques such as the use of pay increase guidelines.

3. Use of the budgeted merit adjustment and methods for forecasting increases.

4. Use of planning worksheets which include individual employee's past performance rating history, past raises, and timing of these raises, to provide the information to allow increases to be based on long-term performance opposed to short-term changes.

Exhibit #1
Performance Evaluation Process

Performance Evaluation Process 2014

On-going organizational success depends on the intellectual capital within the organization. This program is a critical strategic tool for attracting and retaining qualified employees to sustain our City and ensure that the employees of the City are achieving their own personal development goals.

Step 1: Department leaders need to identify current and future needs within their department and provide goals for employees to accomplish those needs. Employee goals may be listed on either a "Goals Template" or the second page of the Performance Evaluation Form 2014.

Step 2: Prior to the review date, manager should provide employee with an Employee Questionnaire Form, which should be completed by the employee and returned to the supervisor prior to the performance evaluation.

Step 3: Complete the Performance Evaluation. Supervisor need to evaluate the performance of the employee using 4 general categories to describe the employee's performance:

EXCEEDS EXPECTATIONS
A level of accomplishments that overwhelmingly go beyond reasonable but demanding standards of performance, particularly in the key areas of responsibility. This employee consistently demonstrates an exceptional level of achievement in the majority of competencies and can demonstrate how this was accomplished.

SUCCESSFULLY ACHIEVED EXPECTATIONS
A level of performance that clearly achieved all major requirements of the position. It reflects good, solid performance expected of those who possess the necessary education, training, and experience for the job. This rating applies to those employees who consistently perform in an effective and professional manner.

NEEDS DEVELOMPENT / IMPROVEMENT
Often a rating reflective of a new employee to the organization or the position, this rating reflects the need for development as not all performance fully meets the requirements of the position. The need for further development and improvement is clearly evident.

UNACCEPTABLE PERFORMANCE
A level of performance which is clearly below minimum job requirements, even when close supervision has been provided. Performance must significantly improve within a designated period of time if the employee is to remain in the position.

Step 4: See the Merit Adjustment Schedules to determine what, if any, eligibility the employee has for a pay increase or lump sum payout based on their overall performance for both a merit increase and an incentive bonus. Complete the Merit Adjustment Form, attain appropriate signatures and forward all completed forms to Human Resources.

Throughout the year, Implement the formal and informal development opportunities through a combination of mentoring, coaching, job rotation, traditional educational programs, seminars and on-line learning solutions.

Exhibit #2
Employee Questionnaire Form

Performance Evaluation Process
Employee Self Evaluation Questionaire

Name_____ **Date**_____
Print

Position_____ **Evaluation Period**_____

As a part of the evaluation process, use this form to review, describe, and evaluate your job performance over the past evaluation period. Share this form with your supervisor prior to your evaluation meeting for submittal with your annual performance evalulation for your file.

1. What were your most significant work-related accomplishments? (Include projects, assignments, new skills or knowledge gained.)
2. How do these accomplishments relate to your key responsibilities and goals for you and our department?
3. What goals were identified to be accomplished but you were unable to achieve and why?
4. What are your goals for the next evaluation period?
5. How will you accomplish these goals? And when do you anticipate completing them?
6. What do you need to accomplish these goals?
7. How can your immediate supervisor and/or management do to help you to accomplish your goals or work more effectively and support your position?
8. What additional training or development would help you improve and/or enhance your work performance?
9. What feedback or suggestions do you have to improve our department or City employment?

Exhibit #3
Performance Evaluation Form

Yearly Performance Evaluation

Name: _____ Clock: _____
Job Title/Grade: _____ Dept: _____
Change Rate from _____ to _____ Eff.Date _____

	UNACCEPTABLE Not Competent in Position	BELOW Working toward Competency in Position	SUCCESSFULLY ACHIEVED Competent in Position	EXCEEDS OVERWHELMINGLY EXCEEDED EXPECTATIONS	COMMENTS:
Quality of Work Measures the ability of the employee to meet quality standards.	Many mistakes. Repeated occurrences of careless work and excessive rework/redoing of assignments.	Needs improvement. Higher than normal amount of rework.	Successfully Achieved Solid performance. Work seldom requires rework.	High quality. Consistently produces top-notch quality in all assignments. Able to master difficult jobs.	
Quantity of Work Measures the ability of the employee to meet production standards.	Fails to meet standards. Very slow on most job assignments. Fails to meet standards of the position.	Below standard. Generally below standard, requires more time to complete assignments than expected.	Achieved standards Successfully Achieved standards and requirements of the position.	Production high. Employee consistently exceeds production standards or goals.	
Job Knowledge Measures the employee's knowledge of the job and standard work practices.	Unwilling/unable Has not learned and/or makes little attempt to improve.	Is still learning job Does not fully understand all job requirements or standard work procedures.	Knows job requirements Follows standard work methods and procedures.	Good job knowledge Knowledge of standard work. Keeps up with new developments.	
Work Area/Safety Measures employee's commitment to safety and continuous improvement.	Does not support Departmental objectives are ignored and/or has minimal regard for safety.	Shows some support of continuous improvement objectives and safety; areas for improvement needed.	Supports Safety objectives Successfully follows safety rules and procedures.	Leads safety Keeps work area in excellent condition and follows safety rules. Goes above and beyond.	
Adaptability Measures employee's ability to adapt to changing work environment and support team initiatives.	Resists change. Slow to adapt to new situations or support cross-functional needs of the department.	Slow to adapt. Some resistance to change. Slow to adapt to cross-functioning initiatives.	Adaptable. Learns job requirements in a normal amount of time. Supports improvement.	Adjusts readily Very adaptable to change. Takes ownership of initiatives.	
Cooperation Measures employee's ability to respond positively to assigned tasks and to work with others.	Does not follow Instructions. Continual friction with others and is hard to work with.	Reluctant to follow directions or instructions. Periodic friction with others.	Follows instructions Cooperates with supervisor and co-workers.	Responds readily to unusual or difficult assignments. Excellent team work.	
Attitude/Work and Co. Measures employee's ability to work toward City objectives of higher productivity without sacrificing quality.	Constantly critical of employer, job assignment, and/or other employees. Has caused dissention among others.	Needs improvement in overall attitude toward the City and/or fellow employees.	Positive Attitude Has positive attitude toward his/her work and the City. Sets a good example for others.	Very positive attitude. Promotes good will. Held in high esteem by co-workers and supervisors and members of the community.	
Dependability Measures the employee's ability to follow job instructions and complete his/her assignment.	Unable or unwilling to follow job instructions and has repeated trouble completing work assignments.	Needs guidance to insure job instructions are followed and work assignments completed.	Generally dependable Can be depended upon to do the job correctly and within standards.	Completes jobs under any conditions to the best of his/her ability.	
Attendance/Punctuality Measures employee's overall attendance and punctuality.	Unreliable attendance. High absence and tardiness rate. Leaves early. Doesn't respond to emergencies.	Often tardy or absent Employee is working towards improvement.	Acceptable attendance. Tardy very seldom. Responds to emergency calls. Willing to stay late when needed.	Very good attendance. At work on time. Willing to help out for emergencies calls.	
OVERALL Performance Based on ratings above, indicate the employee's overall performance rating.	UNACCEPTABLE. Employee's performance is unacceptable to position. (Not Competent)	BELOW MINIMUM. Employee's performance at times fails to meet minimum job requirements. (Working toward Competency)	ACHIEVED. Employee's performance meets all position requirements. (Employee is competent in his/her job)	EXCEEDS. Employee's performance exceeds position requirements. (Employee is very competent in job)	

Supervisor's Signature	Date	Department Head's Signature	Date	Human Resource Signature	Date

Introduction 2013

Exhibit #4

Goals Template
Goals can be listed as part of the Evaluation Form or Listed Separately

Communications Review / Feedback Opportunity

(This section must be completed and signed by the employee)

1. Goals for the next year (supv completes / may use Goals Template):

2. Additional comments

Page 2

I have received an explanation of this evaluation and would like to make the following comments:

Next Review Date _____ _____ _____

Employee's Signature **Date**

DEPARTMENT OF XXX : 2014 YEARLY REVIEW

DATE:
EMPLOYEE:
TITLE:

2014

Measurable Goals, Objectives and Results

Goal:		CAREER
Timeframe:		
Steps:		
Questions:		
Goal:		CROSS TRAINING
Timeframe:		
Steps:		
Questions:		
Goal:		SOFTWARE
Timeframe:		
Steps:		
Questions:		
Goal:		Y DUTY
Timeframe:		
Steps:		

MERIT / INCENTIVE AWARD SCHEDULE 2014

Merit Award:
Employees who report to work every day, are dependable, complete their jobs as needed with solid performance throughout the year have "successfully achieved" or even "exceeded" their performance expectations. Merit is awarded to the employee who achieved or exceeded that which is asked of her/him. Those who underperform will not receive a merit increase.

Merit Award Schedule

Overall Performance	Schedule A (Pay w/in the range)	Schedule B (red circled)
1) Unacceptable	0.00%	0.00%
2) Below Minimum	0.00%	0.00%
3) Successfully Achieved	1.75%	1.00%
4) Exceeds	2.00%	1.25%

With the exception of those who are red circled (employees whose pay is at or above the top pay of their range). Merit Awards amounts are added to base salary. Red circled employees receive a one-time lump sum and qualify for Merit Award Schedule B.

Incentive Award:
Employees who accomplished their pre-established goals or projects/other items above and beyond their normal job expectations may qualify for an additional award.

Incentive Award Schedule

Performance Towards Goals	Schedule C
1) No Goals Listed	N/A
2) Unachieved Goals	0.00%
3) Successfully Achieved	0.25%
4) Exceeds	0.50%

Incentive Schedule C:

1) Those whose pay is less than mid-point for their position will receive the Incentive Award amount added to base wages.

2) Those whose pay is at or above mid-point and/or over the top of their range will receive the Incentive Award as a one-time lump sum.

* An increase to base compensation cannot exceed the pay range. If a portion of the increase brings the employee's pay to the top of the pay range, the additional merit amount would be issued in the form of a lump sum.

**Any requests for increases outside of this schedule require prior approval from Human Resources Director and Chief Administrative Officer

Exhibit #6

CONFIDENTIAL

NOTICE OF EVALUATION/APPEAL

TO: Human Resources Department - Salaries & Grievance Committee

FROM: _____
Employee

_____
Position

DATE: _____

I have reviewed my performance evaluation and my merit adjustment recommendation with my Department Head and Human Resources Director.

I understand that my performance rating is _____ and I qualify for an increase of

_____ percent of my current salary. I would like to discuss my opinion about this rating and merit plan with the committee. I understand that if I request a merit adjustment review by the Salaries and Grievances Committee, my decision will not, in any way, affect my position within the department or as an employee of the City.

I hereby request a further merit adjustment review by the Salaries and Grievances Committee.

_____ _____
Signature of Employee Date

cc: Department Head

01/2014

Exhibit #7
2014 Non-Rep Pay Scale

Non-Represented Exempt & Non-Exempt Salary Grade Ranges 2014 Hourly Pay and Annual Base Salary					
Grade	Q1	Q2		Q3	Q4
	Minimum	Below Midpt	Midpoint	Above Midpt	Maximum
1	11.46 23,828.48	12.89 26,807.04	14.32 29,785.60	15.75 32,764.16	17.18 35,742.72
2	13.12 27,289.60	14.76 30,700.80	16.40 34,112.00	18.04 37,523.20	19.68 40,934.40
3	15.57 32,381.44	17.51 36,429.12	19.46 40,476.80	21.41 44,524.48	23.35 48,572.16
4	16.93 35,210.24	19.04 39,611.52	21.16 44,012.80	23.28 48,414.08	25.39 52,815.36
5	18.34 38,138.88	20.63 42,906.24	22.92 47,673.60	25.21 52,440.96	27.50 57,208.32
6	19.74 41,050.88	22.20 46,182.24	24.67 51,313.60	27.14 56,444.96	29.60 61,576.32
7	21.14 43,962.88	23.78 49,458.24	26.42 54,953.60	29.06 60,448.96	31.70 65,944.32
8	21.99 45,743.36	24.74 51,461.28	27.49 57,179.20	30.24 62,897.12	32.99 68,615.04
9	26.37 54,845.44	29.66 61,701.12	32.96 68,556.80	36.26 75,412.48	39.55 82,268.16
10	28.45 59,171.84	32.00 66,568.32	35.56 73,964.80	39.12 81,361.28	42.67 88,757.76
11	31.65 65,827.84	35.60 74,056.32	39.56 82,284.80	43.52 90,513.28	47.47 98,741.76
12	34.85 72,483.84	39.20 81,544.32	43.56 90,604.80	47.92 99,665.28	52.27 108,725.76
13	38.05 79,139.84	42.80 89,032.32	47.56 98,924.80	52.32 108,817.28	57.07 118,709.76
14	41.30 85,912.32	46.47 96,651.36	51.63 107,390.40	56.79 118,129.44	61.96 128,868.48
15	43.77 91,037.44	49.24 102,417.12	54.71 113,796.80	60.18 125,176.48	65.65 136,556.16
16	46.27 96,245.76	52.06 108,276.48	57.84 120,307.20	63.62 132,337.92	69.41 144,368.64

DPW Labor Workforce 2014 Hourly Pay and Annual Base Salary					
Job Class	Q1	Q2		Q3	Q4
	Minimum	Below Midpoint	Midpoint	Above Midpoint	Maximum
1	17.00 35,360.00	17.83 37,086.40	18.66 38,812.80	19.49 40,539.20	20.32 42,265.60
2	19.00 39,520.00	19.93 41,454.40	20.86 43,388.80	21.79 45,312.80	22.71 47,236.80
3	21.00 43,680.00	22.03 45,812.00	23.05 47,944.00	24.08 50,076.00	25.10 52,208.00
4	23.00 47,840.00	24.13 50,180.00	25.25 52,520.00	26.37 54,849.60	27.49 57,179.20

REVISIONS LOG

REVISION YEAR	DATE INTRODUCED TO SAL & GRIEV	MODIFICATION TO PRIOR NON-REP COMP PLAN	GENERAL ORDINANCE / RESOLUTION / OR OTHER REF DOCUMENT
2014	01-22-2014	1) Modified the merit and incentive adjustment amounts to accommodate the 2014 budgeted increase amount to payroll of 2.5% overall 2) Updated Exec Summary, listed all department head titles (adding changes from 2013 re: appointed and at-will department heads), loosened the evaluation form statement, allowing for a switch to electronic/MUNIS based evaluation process if needed 3) Updated XIII, C, 4 to state that inactive employees out on leave will received increase upon return to active status 4) Miscellaneous date and/or title changes, replacing 2013 with 2014 5) Removed 6-month "evaluation" period as it is obsolete 6) 2014 Wage Scale ranges were NOT modified from 2013, just the date of the salary range was revised.	Resolution ____-13-14

III

Res. No. ____ - 13 - 14. By Alderperson Heidemann. February 3, 2014.

A RESOLUTION authorizing the appropriate City officials to enter into an Intergovernmental Cooperative Agreement between the City of Sheboygan, Town of Sheboygan, and County of Sheboygan, for the County Road LS relocation.

RESOLVED: That the appropriate City officials are hereby authorized to enter into the Intergovernmental Cooperative Agreement between the City of Sheboygan, Town of Sheboygan, and County of Sheboygan, for the County Road LS relocation, a copy of which is attached hereto and incorporated herein.

_____

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

COUNTY ROAD "LS" RELOCATION
INTERGOVERNMENTAL COOPERATIVE AGREEMENT
(City of Sheboygan – Town of Sheboygan – County of Sheboygan)

1. **PARTIES**. The parties to this Agreement are the **CITY OF SHEBOYGAN** (City), a municipal corporation with offices at 828 Center Avenue, Sheboygan, Wisconsin 53081; the **TOWN OF SHEBOYGAN** (Town), a municipal corporation with offices at 1512 North 40th Street, Sheboygan, Wisconsin 53081; and **SHEBOYGAN COUNTY** (County), a Wisconsin governmental body corporate, organized pursuant to Wis. Stat. § 59.01, having its principal offices at 508 New York Avenue, Sheboygan, Wisconsin 53081.

2. **PURPOSE**. It is necessary for safety reasons to relocate the path of County Road "LS.". This will require removals from and additions to the county highway systems by Sheboygan County and Manitowoc County and removals from and additions to the street and road systems of the City of Sheboygan, the Towns of Sheboygan, Mosel and Centerville, and the Village of Cleveland, all as required under Wis. Stat. § 83.025. All of these transactions will require the coordination and the cooperation of the impacted communities and the adoption of jurisdictional transfer resolutions by their governing bodies. This Agreement is intended to memorialize the terms and conditions under which City, Town, Village, and County will be adopting their respective resolutions under Wis. Stat. § 83.025 to accomplish the relocations.

3. **EFFECTIVE DATE**. This Agreement shall become effective on the last date that the governing body of the last impacted community listed in Paragraph 2 adopts its resolution under Wis. Stat. § 83.025 and the provisions of all the jurisdictional transfer resolutions are approved by the Wisconsin Department of Transportation.

4. **AUTHORITY**. This Agreement is entered into between the parties pursuant to Wis. Stat. § 66.0301, authorizing intergovernmental cooperation.

5. **RESPONSIBILITIES OF COUNTY (COUNTY ROAD "LS" FROM MAYFLOWER AVENUE TO EISNER AVENUE).**

A. In the spring of 2014, County shall pulverize and pave County Road "LS" from Mayflower Avenue to Eisner Avenue at County's cost in a manner satisfactory to City, with an expectation that the work performed shall last at least 20 years until major repaving is necessary provided it is properly maintained.

B. County shall adopt a Resolution in a form similar to **Exhibit A** removing County Road "LS" from Mayflower Avenue to Eisner Avenue from the county highway system.

C. Thereafter, County shall relinquish to City all transportation aids that it may subsequently receive for County Road "LS" from Mayflower Avenue to Eisner Avenue.

D. In the event City annexes all of the property adjacent to the current County Road "LS" from Mayflower Avenue to Eisner Avenue between 2014 and 2034, and in the event City decides to engage in a complete reconstruction after the complete annexation, County will contribute financially to the reconstruction in the amount to be agreed upon by County and City within 18 months prior to construction.

6. RESPONSIBILITIES OF CITY (COUNTY ROAD "LS" FROM MAYFLOWER AVENUE TO EISNER AVENUE).

A. City shall adopt a Resolution in a form similar to **Exhibit B** to add the current County Road "LS" from Mayflower Avenue to Eisner Avenue to the city street system.

B. City shall receive any transportation aids which may be available for the current County Road "LS" from Mayflower Avenue to Eisner Avenue, notwithstanding that portions of this road are within the Town.

C. Thereafter, City shall maintain and plow the current County Road "LS" from Mayflower Avenue to Eisner Avenue, notwithstanding that portions of this road are within the Town.

D. City shall be responsible for implementing any street name changes, street sign changes, or address changes that may be required.

7. RESPONSIBILITIES OF TOWN (COUNTY ROAD "LS" FROM MAYFLOWER AVENUE TO EISNER AVENUE).

A. Town shall adopt a resolution in a form similar to **Exhibit C** to renounce any right or interest in making any portion of the current County Road "LS" from Mayflower Avenue to Eisner Avenue a part of the town road system.

B. Town shall assign to City any transportation aids which may otherwise be available to it for the current County Road "LS" from Mayflower Avenue to Eisner Avenue, as a result of portions of this road being within Town.

C. Town shall be relieved of any maintenance and plowing responsibilities for the current County Road "LS" from Mayflower Avenue to Eisner Avenue, notwithstanding that portions of this road are within Town.

D. Town shall cooperate with City in implementing any street name changes, street sign changes, or address changes that may be required.

8. RESPONSIBILITIES OF COUNTY (COUNTY ROAD "LS" FROM EISNER AVENUE TO JAY ROAD).

A. In the spring of 2014, County shall pulverize and pave County Road "LS" from Eisner Avenue to Jay Road at County's cost in a manner satisfactory to Town.

B. County shall deed by Quit Claim Deed to Town the wayside area depicted on the map attached hereto as **Exhibit D**.

C. County shall pave, at County's costs in a manner satisfactory to Town, the current gravel turnaround on the wayside area depicted on the map attached hereto as **Exhibit D**.

D. In the spring of 2014, County shall improve the surface of the bridge at County's cost in a manner satisfactory to Town, the bridge surface on the bridge

over the Pigeon River on the current County Road "LS" from Eisner Avenue to Jay Road.

E. County shall adopt a Resolution in a form similar to **Exhibit A** removing County Road "LS" from Eisner Avenue to Jay Road from the county highway system.

F. Thereafter, County shall relinquish to Town all transportation aids that it may subsequently receive for County Road "LS" from Eisner Avenue to Jay Road.

9. RESPONSIBILITIES OF CITY (COUNTY ROAD "LS" FROM EISNER AVENUE TO JAY ROAD).

A. City shall adopt a Resolution in a form similar to **Exhibit B** to renounce any rights or interest in making any portion of the current County Road "LS" from Eisner Avenue to Jay Road a part of the city street system unless all of the adjacent property is annexed into the City of Sheboygan.

B. City shall assign to Town any transportation aids which may be otherwise be available to it for the current County Road "LS" from Eisner Avenue to Jay Road as a result of portions of this road being within City.

C. City shall be relieved of any maintenance and plowing responsibilities on the current County Road "LS" from Eisner Avenue to Jay Road, notwithstanding that portions of this road are within City.

D. City shall cooperate with Town in implementing any street name changes, street sign changes, or address changes that may be required.

E. If City annexes all of the property adjacent to the current County Road "LS" from Eisner Avenue to Jay Road between 2014 and 2039, it shall agree to accept jurisdictional transfer and pass a Resolution of jurisdictional transfer of the current County Road "LS" from Town to City and shall pay compensation to Town in the amount of Three Hundred Twenty-five Thousand Dollars ($325,000.00), except that for every year between 2014 and 2039 that is completed before the annexation of all of the adjacent properties to the road and the jurisdictional transfer, the Three Hundred Twenty-five Thousand Dollars ($325,000.00) will be reduced by Thirteen Thousand Dollars ($13,000.00) per complete year.

10. RESPONSIBILITIES OF TOWN (COUNTY ROAD "LS" FROM EISNER AVENUE TO JAY ROAD).

A. Town shall adopt a Resolution in a form similar to **Exhibit C** to add the current County Road "LS" from Eisner Avenue to Jay Road as part of the town road system.

B. Town shall receive any transportation aids which may otherwise be available to it for the current County Road "LS" from Eisner Avenue to Jay Road, notwithstanding that portions of this road are within City.

C. Town shall maintain and plow the current County Road "LS" from Eisner Avenue to Jay Road, notwithstanding that portions of this road are within City.

D. Town shall be responsible for implementing any street name changes, street sign changes, or address changes that may be required.

11. RESPONSIBILITIES OF COUNTY (COUNTY ROAD "LS" FROM JAY ROAD TO PLAYBIRD ROAD).

A. In the spring of 2014, County shall pulverize and pave County Road "LS" from Jay Road to Playbird Road at County's cost in a manner satisfactory to Town.

B. County shall adopt a Resolution in a form similar to **Exhibit A** removing County Road "LS" from Jay Road to Playbird Road from the county highway system.

C. Thereafter, County shall relinquish to Town all transportation aids that it may subsequently receive from County Road "LS" from Jay Road to Playbird Road.

12. RESPONSIBILITIES OF TOWN (COUNTY ROAD "LS" FROM JAY ROAD TO PLAYBIRD ROAD).

A. Town shall adopt a Resolution in a form similar to **Exhibit C** to add the current County Road "LS" from Jay Road to Playbird Road as part of the town road system.

B. Town shall receive any transportation aids which may otherwise be available to it for the current County Road "LS" from Jay Road to Playbird Road.

C. Town shall maintain and plow the current County Road "LS" from Jay Road to Playbird Road, notwithstanding that portions of this road are within City.

D. Town shall be responsible for implementing any street name changes, street sign changes, or address changes that may be required.

13. RESPONSIBILITIES OF TOWN (DAIRYLAND DRIVE FROM STATE HIGHWAY 42 TO PLAYBIRD ROAD.

A. Town shall adopt a Resolution in a form similar to **Exhibit C** removing Dairyland Drive from State Highway 42 to Playbird Road from the town road system.

B. In the spring of 2014, Town, at Town's cost, shall hire County to rubblize, gravel, and pave Dairyland Drive from State Highway 42 to Playbird Road.

C. Town shall relinquish to County all transportation aids that it may hereafter receive for Dairyland Drive from State Highway 42 to Playbird Road.

D. Town shall cooperate with County in implementing any street name changes, street sign changes, or address changes that may be required.

14. RESPONSIBILITIES OF COUNTY (DAIRYLAND DRIVE FROM STATE HIGHWAY 42 TO PLAYBIRD ROAD).

A. County shall adopt a Resolution in a form similar to **Exhibit A** to add the current Dairyland Drive from State Highway 42 to Playbird Road as part of the county highway system.

B. County shall receive any transportation aids which may be available for the current Dairyland Drive from State Highway 42 to Playbird Road.

C. County shall maintain and plow the current Dairyland Drive from State Highway 42 to Playbird Road.

D. County shall be responsible for implementing any street name changes, street sign changes, or address changes that may be required.

15. 2013 WISCONSIN ACT 49. This Agreement is intended to be part of the process for implementation of 2013 Wisconsin Act 49 and it is to be interpreted consistent with the goals and objectives of 2013 Wisconsin Act 49. Any funds required to be transferred hereunder shall be transferred as soon as practical based on when work was performed and when funds were received.

16. RESOLUTION OF DISPUTES; CHOICE OF LAW; VENUE. City, Town, and County agree to act promptly and amicably to resolve any disputes that may arise. Each party agrees that the existence of a dispute notwithstanding, it will continue without delay to carry out all of its responsibilities under this Agreement in the accomplishment of all non-disputed work. The laws of the State of Wisconsin shall govern this Agreement. The parties may agree to submit unresolved disputes to arbitration. Any litigation between the parties shall be venued in the Circuit Court of Sheboygan County, except to the extent that the state Circuit Court does not have jurisdiction over a matter in dispute.

17. LIABILITY FOR CERTAIN DAMAGES. Neither party shall be liable to the other for any incidental, consequential, indirect, or special damages arising or resulting from any delay, omission, or error in the electronic transmission or receipt of any data pursuant to this Agreement. Neither party shall be liable to the other for any failure to perform its obligations where such failure results from cause beyond such party's reasonable control.

18. HOLD HARMLESS; INDEMNIFICATION. Each party shall defend, hold harmless, and indemnify the other against any and all claims, liabilities, damages, judgments, causes of action, costs, loss, and expense including reasonable attorneys' fees imposed upon or incurred by the other party arising from or related to the negligent or intentionally tortuous acts or omissions of the indemnifying party's officers, employees, or agents in performing the services pursuant to the Agreement. Each party shall promptly notify the other of any claim arising under this provision, and each party shall fully cooperate with the other in the investigation, resolution, and defense of such claim. This Agreement does not waive any governmental or sovereign immunity. Both parties retain all applicable governmental immunities, defenses, and statutory limitations available, including Wis. Stat. § 893.80, 895.52, and 345.05.

19. SEVERABILITY. If any provision in this Agreement is determined to be void and unenforceable for any reason, the remaining provisions shall remain in full force and effect unless the removal of the severed provision would substantially impair the ability of either party to perform the essential purpose of this Agreement.

20. ENTIRE AGREEMENT. This Agreement constitutes the entire understanding between the parties relating to their relationship and supersedes all prior understandings, oral agreements, negotiations, representations, and agreements relating to the same subject matter.

Approved by the parties by the following authorized representatives:

CITY OF SHEBOYGAN

By:_____ _____
Authorized Representative Date Signed

By:_____ _____
Authorized Representative Date Signed

TOWN OF SHEBOYGAN

By:_____ _____
Authorized Representative Date Signed

By:_____ _____
Authorized Representative Date Signed

SHEBOYGAN COUNTY

By:_____ _____
County Board Chairperson Date Signed

By:_____ _____
County Clerk Date Signed

R:\CLIENT\08299\00014\00069993.DOCX

VIII

R. C. No. ____ - 13 - 14. By FINANCE. February 3, 2014.

Your Committee to whom was referred Res. No. 122-13-14 by Alderperson Hammond authorizing a transfer of appropriations in the 2014 Budget; recommends passing the Resolution.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

III

4.4

Res. No. 122 - 13 - 14. By Alderperson Hammond. January 6, 2014.

A RESOLUTION to authorize a transfer of appropriations in the 2014 Budget.

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfers of appropriations in the 2014 Budget for the purposes of:

Establishing appropriation for Industrial Park Land improvements:

FROM	TO	AMOUNT
Industrial Park Fund Sale of Land 40761100-469111	Industrial Park Fund Land Improvements 40761100-611100	$169,000

Finance Approved

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

VI

R. C. No. ____ - 13 - 14. By FINANCE. February 3, 2014.

Your Committee to whom was referred R. O. No. 239-13-14 by the City Clerk submitting a communication from Meals on Wheels asking to purchase the piece of land immediately north of the property they purchase last year; recommends the Report of Officer be referred to the City Plan Commission.

_____ _____

_____ _____

_____ _____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated_____ 20____. _____, City Clerk

Approved_____ 20____. _____, Mayor

Other Matters

10.9

II

R. O. No. 239 - 13 - 14. By CITY CLERK. January 20, 2014.

Submitting a communication from Meals on Wheels asking to purchase the piece of land immediately north of the property they purchase last year.

Susan Richards

Finance
City Plan Comm.

Fresh Meals On Wheels of Sheboygan County, Inc.

January 17, 2014

Alderperson Don Hammond
President-Sheboygan Common Council
828 Center Ave.
Sheboygan, WI 53081

Dear Alderperson Hammond,

Meals On Wheels of Sheboygan County, Inc. would like to purchase the piece of land immediately north of the property we purchased from the city last year (see attached diagram). This parcel has no street access, no utilities, and no inherent value to any other parties. Meals On Wheels has now acquired the land due north of our existing property and immediately east of the subject property. We are offering $1,000.00 for the parcel, as we have a donor who has pledged that amount, if we can purchase it for an amount not to exceed that amount.

Our continually growing program is unique and our facility now serves as an example for other meal programs in North America. We are delighted to frequently host visitors from throughout the state and region, as it gives us the opportunity to extol Sheboygan County's many strengths. Our area's manufacturing and agricultural abilities are readily apparent and have given us the ability to produce exceptional meals.

We are grateful for every opportunity to better serve the elderly and homebound in our community. Thank you for considering our request.

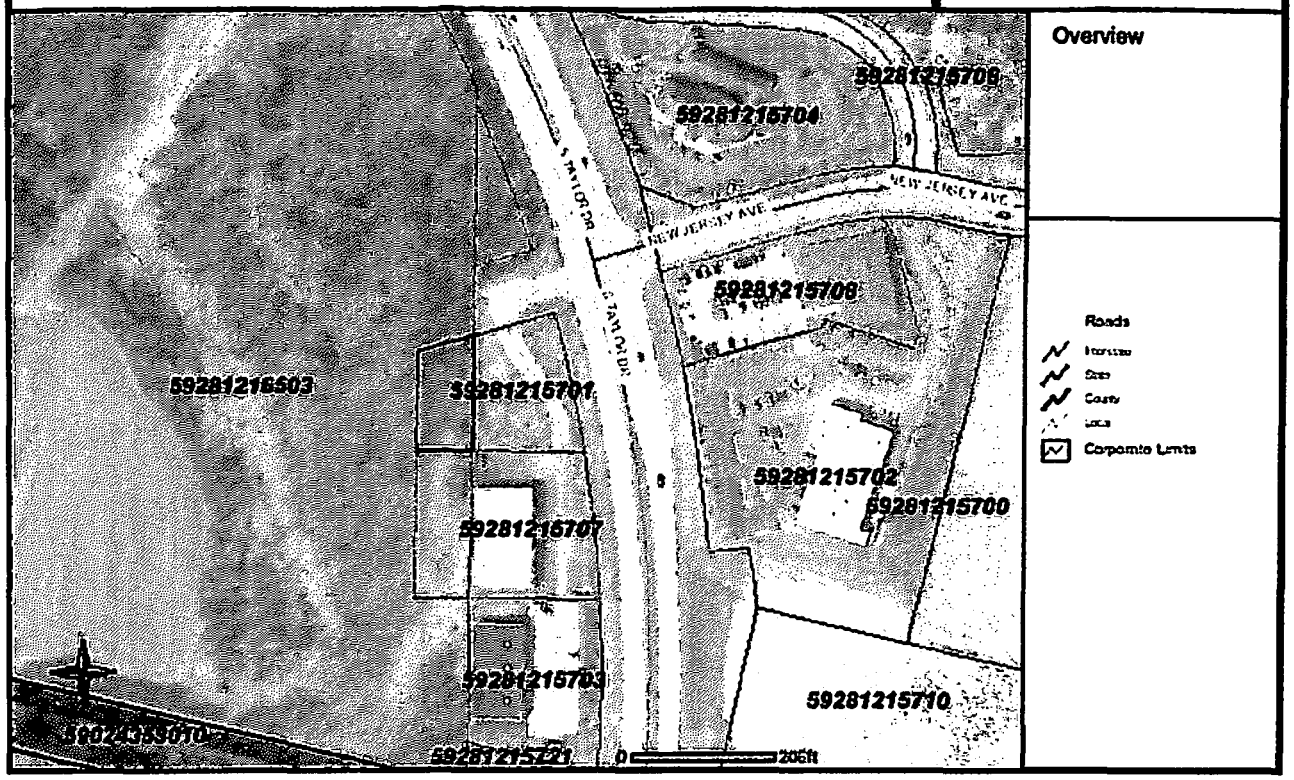
Sincerely,

Gerald Van De Kreeke
President

1004 S. Taylor Drive, Sheboygan, WI 53081
p 920.451.7011 f 920.451.7013 SheboyganMealsOnWheels.org

10.9

ArcIMS HTML Viewer Map



XI

8.1

Gen. Ord. No. 49 - 13 - 14. By Alderpersons VanderWeele and Van Akkeren. January 20, 2014.

AN ORDINANCE amending Gen. Ord. No. 17-13-14 by Alderpersons VanderWeele and Van Akkeren granting ExteNet Systems, Inc., its successors and assigns, the privilege of encroaching upon described portions of the City's right-of-way located in the area of Union Ave. and S. 17th St. in the City of Sheboygan for the purpose of installing new underground conduit structures for fiber optic cable *in order to correct the description.*

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Subject to the terms and conditions contained herein, ExteNet Systems, Inc., its successors and assigns, is hereby granted the privilege of encroaching upon described portions of the City's right-of-way located in the area of Union Ave. and S. 17th St., in the City of Sheboygan, for the purpose of installing new underground conduit structures for fiber optic cable, in accordance with the legal description and sketch attached hereto and made a part hereof.

Description:
Beginning at an existing Alliant Utility Pole (#PNT) located 24 feet East of EPL of South Business Drive & 9 feet South of NPL of Union Avenue, Continue West at on offset of 1 feet South of NPL of Union Avenue for 18 LF to a point 1 foot East of EPL of South Business Drive & 9 feet South of NPL of Union Avenue; Continue South for 45 feet, crossing Union Avenue, to South Side of Union Avenue at an alignment of 9 feet North of SPL of Union Avenue & 2 feet East of EPL of South 17th Street, Continue West for 77 feet, crossing South 17th Street to an alignment located 7 feet East of WPL of South 17th Street & 10 feet south of SPL of Union Avenue; Continue South along and within South 17th Street R/W for a distance of 754 feet at an offset alignment of 7 feet East of WPL of South 17th Street, crossing Oakland Avenue to a proposed ExteNet 24" X 36" hand hole located 12 feet East of WPL of South 17th Street & 1 foot North of NPL of Ashland Avenue; Continue from hand hole 15 feet in a Southwest direction for 15 feet to an existing Alliant pole (#15-23-34.2 9/36), located 1 foot West of WPL of South 17th Street and 13 feet South of NPL of Ashland Avenue.

Total Encroachment Linear Footage: 902
Total Encroachment Square Footage: 908

Section 2. The privilege as granted above is granted only on the condition that by the acceptance of the privilege, the said ExteNet Systems, Inc., its successors and assigns:

Flies over

a. Shall become primarily responsible and liable for all and any damage to persons or property caused by and arising from the grant and exercise of such privilege.

b. Shall remove the encroachment allowed herein within ten (10) days after notice so to remove given by the State of Wisconsin or the City of Sheboygan; in the event of the failure so to remove, the said ExteNet Systems, Inc., its successors and assigns: shall pay the costs of removal by the State of Wisconsin or the City of Sheboygan, waiving all claim or claims for damages resulting from such removal, whether the removal is done by the said ExteNet Systems, Inc., its successors and assigns, , or by the State of Wisconsin or by the City of Sheboygan.

c. Shall pay such compensation to the City of Sheboygan for the grant of this privilege as may be determined by a board consisting of the Mayor, the Director of Public Works and the City Attorney; the compensation shall be paid into the General Fund.

d. Shall make such construction and/or alterations and maintain the same subject to the approval of the City Building Inspector and Director of Public Works, and shall waive the right to contest in any manner the validity of this ordinance or the amount of compensation charged.

Section 3. The provisions of §66.0425(1) thru (5) of the Wisconsin Statutes are incorporated herein by reference to all intents and purposes as if set out fully.

Section 4. The City Clerk is authorized and directed to record a certified copy of this ordinance in the office of the Register of Deeds for Sheboygan County, Wisconsin, the costs thereof to be charged to the General Fund.

Section 5. This ordinance shall take effect and be in full force from and after its passage and publication and upon payment of the consideration to be determined hereunder, provided, however, that in the event of failure to exercise the privilege herein granted and the payment of such consideration within six (6) months from the effective date hereof, then and in that event such privilege shall be rendered null and void.

Lisover

Jodi VanderWeele

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

January 7, 2014

Common Council
City of Sheboygan
828 Center Avenue
Sheboygan, WI 53081

RE: Request for Encroachment: ExteNet Systems, Inc.

Dear Members of the Common Council,

Thank you for the opportunity to make a formal request for an Encroachment into the Sheboygan public right-of-way. ExteNet Systems, Inc. is a telecommunications utility company registered with Wisconsin Public Service Commission. ExteNet is proposing the construction of a fiber-optic telecommunications network within the City of Sheboygan that will include the installation of aerial fiber optic cables onto existing Alliant Energy utility poles as well as the placement of new underground conduit structures within the City of Sheboygan's public right-of-way.

This specific request for an Encroachment is respectfully being made for the January 20th meeting of the Sheboygan Common Council with the following project details:

- **Purpose: Installation of new underground conduit structures for fiber optic cable**

- **Scope: Installation of approximately 902 Linear Feet of HDPE Conduit & Fiber Optic Cable, by directional drilling & open cut trenching, at a minimum depth of 36-inches. Place one (1) hand hole (pull box) at key pull/splice locations.**

- **Location: Beginning at an existing Alliant Utility Pole (#PNT) located 24 feet East of EPL of South Business Drive & 9 feet South of NPL of Union Avenue, Continue West at on offset of 1 feet South of NPL of Union Avenue for 18 LF to a point 1 foot East of EPL of South Business Drive & 9 feet South of NPL of Union Avenue; Continue South for 45 feet, crossing Union Avenue, to South Side of Union Avenue at an alignment of 9 feet North of SPL of Union Avenue & 2 feet East of EPL of South 17th Street, Continue West for 77 feet, crossing South 17th Street to an alignment located 7 feet East of WPL of South 17th Street & 10 feet South of SPL of Union Avenue; Continue South along and within South 17th Street R/W for a distance**

of 754 feet at an offset alignment of 7 feet East of WPL of South 17th Street, crossing Oakland Avenue to a proposed ExteNet 24" x 36" hand hole located 12 feet East of WPL of South 17th Street & 1 foot North of NPL of Ashland Avenue; Continue from hand hole 15 feet in a Southwest direction for 15 feet to an existing Alliant pole (#15-23-34.2 9/36), located 1 foot West of WPL of South 17th Street and 13 feet South of NPL of Ashland Avenue.

- **Total Encroachment Linear Footage: 902**
- **Total Encroachment Square Footage: 908**

Included with this cover letter are the contact information details for ExteNet Systems (owner of the facility) and our general Contractor, Gabe's Construction. Additionally, a detailed set of construction plans are provided to show project specific details for this Encroachment Request. I hope this information is sufficient for your review and acceptance for the January 20th meeting of the Common Council. Should you require anything additional at this time, please contact me directly at 630-776-3769.

Respectfully,

Timothy Asta Jr., AICP
Director of Municipal Affairs
ExteNet Systems, Inc.

Enclosures

Encroachment Request: Contact Information

I. Owner Contact Information:

Name:	ExteNet Systems, Inc.
Address:	3030 Warrenville Road, Suite 340
City:	Lisle
State:	Illinois
Zip:	60532
Agent:	Timothy Asta Jr., AICP
Agent Title:	Director, Municipal Relations
Email:	tasta@extenetsystems.com
Phone:	(630) 505-3845
Fax:	(630) 577-1332

II. General Contractor's Contact Information:

Company Name:	Gabe's Construction Company
Address:	4804 N. 40th Street
City:	Sheboygan
State:	Wisconsin
Zip:	53083
Primary Contact :	Jeff Rinartz
Primary Contact Title:	Senior Project Engineer
Email:	jrinartz@gabes.com
Primary Contact Phone:	(920) 889-4510
Corporate Phone:	(920) 459-2600

III. State of Wisconsin Diggers Hotline ID: ENS01

IV: Corporate Overview:

ExteNet Systems, Inc. is a telecommunications utility registered with the Wisconsin Public Service Commission as an *Alternate Exchange Carrier*. ExteNet does not provide any telecommunications services directly to the consumer public.

ExteNet has legally secured the necessary Joint Use Agreements with Alliant Energy for the attachment of fiber optic cable and related telecommunications equipment on their existing utility pole structures.

COMMON COUNCIL

Official Proceedings of the 2013-2014 Common Council of the City of Sheboygan.

TWENTY-FIRST REGULAR MEETING

The Council met: Monday, February 3, 2014.
Mayor Mike Vandersteen in the Chair:

On call of the roll, the following Alderpersons were present:
Belanger, Bohren, Carlson, Dassler, Donohue, Hammond, Heidemann, Hermann, Lessard, Lewandoske, Matichek, Pentico, Thiel, Van Akkeren, Vander Weele, Versey • 16.
Absent and Excused: None.

On motion by Alderperson Hammond and second by Alderperson Carlson, the reading of the minutes of the Twentieth Regular Meeting held January 20, 2014, was approved as entered on the record, pass all Alderpersons voting "Aye".

RESIGNATION OF COUNCIL APPOINTMENTS

January 28, 2014
Dear Mayor Vandersteen and Jeanne,

It has been my pleasure to serve on Sheboygan's Sustainable Task Force as the environmental organization (Glacial Lakes Conservancy) member. Although you already know that I am resigning my position on the task force, I just wanted to let you know how much it meant to me to be instrumental in getting the task force started and to participate to the extent that my work schedule allowed.
As I pack-up and prepare to move out of Wisconsin, I will have many fond memories of the work we did together to save Sheridan Park and make Sheboygan better and better every year.
Good luck with your new green initiatives!
Sincerely,
Vickie Hall
925 N. 4th St.
Sheboygan, WI 53081

On motion by Alderperson Hammond and second by Alderperson Carlson, the foregoing Council Resignation was accepted and placed on file, on call of the roll:
Ayes: Belanger, Bohren, Carlson, Dassler, Donohue, Hammond, Heidemann, Hermann, Lessard, Lewandoske, Matichek, Pentico, Thiel, Van Akkeren, Vander Weele, Versey • 16.
Nays: None.

CONFIRMATION OF COUNCIL APPOINTMENTS

January 20, 2014
HONORABLE MEMBERS OF THE COMMON COUNCIL:
I hereby submit the following appointment for your consideration:
Aurora Bonilla to be considered for appointment to the Senior Activity Center Commission to fill the unexpired term of Cher Pao Vang whose term expires 4/28/14.
Mayor Mike Vandersteen

On motion by Alderperson Hammond and second by Alderperson Carlson, the foregoing Council Appointment was confirmed, on call of the roll:
Ayes: Belanger, Bohren, Carlson, Dassler, Donohue, Hammond, Heidemann, Hermann, Lessard, Lewandoske, Matichek, Pentico, Thiel, Van Akkeren, Vander Weele, Versey • 16.
Nays: None.

PUBLIC FORUM

Jason Peters, 1225 Kaufman Ave., Joanne Scribner, 3 Seneca Trl., Paul Gruber, 508 Vollrath Blvd., Mike Brunette, 1925 S. 26th St. and Bob Chesebro, 216 Euclid Ave. spoke.

MAYOR'S ANNOUNCEMENTS

On motion by Alderperson Hammond and second by Alderperson Carlson, the following documents notated with an asterick (*****) were accepted and placed on file, accepted and adopted, or passed on call of the roll:
Ayes: Belanger, Bohren, Carlson, Dassler, Donohue, Hammond, Heidemann, Hermann, Lessard, Lewandoske, Matichek, Pentico, Thiel, Van Akkeren, Vander Weele, Versey • 16.
Nays: None.

REPORTS OF OFFICERS

***R. O. No. 246 - 13 - 14. By CITY CLERK. February 3, 2014.**

Submitting various license applications.

COMMERCIAL OPERATOR'S LICENSE (December 31, 2014)

No.	Name	Address
3039	Brian's Lawn Service	1720 Marvin Ct.
2797	D. J. Theisen Landscape Ser.	81 Center, Oostburg

TEMPORARY CLASS "B" BEER LICENSE

No.	Name	Address
1842	Early Bird Rotary Foundation	Fountain Park – one-day event to be held 7/18/14 at Fountain Park (Lobster Boil).
2970	Elizabeth Ann Seaton School	814 Superior Ave. – one-day event to be held 3/1/14 at 2113 N. 22nd St. to include the kitchen, gymnasium and auditorium.

TEMPORARY BEVERAGE OPERATOR'S LICENSE

No.	Name
8883	Hayward, Mary C.
0282	Knudtson, Angela C.

***R. O. No. 247 - 13 - 14. By CITY CLERK. February 3, 2014.**

Submitting Acknowledgment of Receipts from the State of Wisconsin Tax Appeals Commission for the following:

- J.L. French, LLC Docket No. 14-M-026
- J.L. French, LLC Docket No. 14-M-027
- J.L. French, LLC Docket No. 14-M-028
- Allotech International, LLC Docket No. 14-M-029

***R. O. No. 248 – 13 - 14. By CITY PLAN COMMISSION. February 3, 2014.**

Your Commission to whom was referred Gen. Ord. No. 51-13-14 by Alderpersons Thiel and Lewandoske and R.O. No. 234-13-14 by City Clerk relative requesting an encroachment for the installation of new underground conduit structures for fiber optic cable (N. 18th St and Erie Ave.); wishes to report this matter was discussed at the special meeting of the City Plan Commission, January 23, 2014, and after due consideration, recommends approval of the Ordinance and the Report of Officer.

***R. O. No. 249 – 13 - 14. By CITY PLAN COMMISSION. February 3, 2014.**

Your Commission to whom was referred Gen. Ord. No. 50-13-14 by Alderpersons Thiel and Lewandoske and R. O. No. 233-13-14 by City Clerk relative requesting an encroachment in road right-of-ways for the construction of a private fiber network among the area's health cares; wishes to report this matter was discussed at the special meeting of the City Plan Commission, January 23, 2014, and after due consideration, recommends approval of the Ordinance and the Report of Officer.

R. O. No. 250 – 13 - 14. By CITY PLAN COMMISSION. February 3, 2014.

Your Commission to whom was referred Gen. Ord. No. 54-13-14 by Ald. Thiel and Lewandoske and R.O. No. 237-13-14 by City Clerk amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District classification of property located at 1714 Cambridge Ave from (UI) Urban Industrial to (UC) Urban Commercial; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, January 28, 2014, and after due consideration, recommends approval of the General Ordinance and Report of Officer.

Lies over under the rules to February 17th.

R. O. No. 251 – 13 - 14. By CITY PLAN COMMISSION. February 3, 2014.

Your Commission to whom was referred Gen. Ord. No. 53-13-14 by Ald. Thiel and Lewandoske and R.O. No. 236-13-14 by City Clerk amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District classification of property located at 1704 N 17th St from (NR-6) Neighborhood Residential I to (UC) Urban Commercial; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, January 28, 2014, and after due consideration, recommends approval of the General Ordinance and Report of Officer.

Lies over under the rules to February 17th.

R. O. No. 252 – 13 - 14. By CITY PLAN COMMISSION. February 3, 2014.

Your Commission to whom was referred Gen. Ord. No. 52-13-14 by Ald. Thiel and Lewandoske and R.O. No. 235-13-14 by City Clerk amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to

change the Use District classification of property located at 1712 N 17th Street from (NR-6) Neighborhood Residential to (UC) Urban Commercial; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, January 28, 2014, and after due consideration, recommends approval of the General Ordinance and Report of Officer.

Lies over under the rules to February 17th.

R. O. No. 253 - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a communication from Pat Fale requesting a 15' wide driveway easement so that he would be able to purchase parcel numbers 59024361806 and 07.

Was referred to the City Plan Commission.

R. O. No. 254 - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a claim from Michael Free, NHA, Meadow View Manor, for alleged damages to the property (basement) from sewage backup.

Was referred to the Committee on Finance.

R. O. No. 255 - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a communication from State Farm Claims on behalf of their insured Murray and Penny Patz in reference to an alleged loss sustained by their insured on January 11, 2014.

Was referred to the Committee on Finance.

R. O. No. 256 - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a Claim for Excessive Assessment from Reinhart Attorneys At Law on behalf of NRFC Memorial Holdings, LLC, owner of parcel 59281-215850 (3347 Kohler Memorial Dr.).

Was referred to the Committee on Finance.

R. O. No. 257 - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a communication from Atty. Wm. Sonnenburg advising the City that he has been retained by James Kuester for alleged injuries he sustained on a City bus and notifying the City that he will be presenting a claim at a future date.

Was referred to the Committee on Finance.

R. O. No. 258 - 13 – 14. By CITY CLERK. February 3, 2014.

Submitting various license applications for the period ending June 30, 2014 and June 30, 2015.

Was referred to the Committee on Law and Licensing.

R. O. No. 259 - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a communication from James Turner requesting a waiver from the Sex Offender Residency restrictions in order to live at 1811 S. 21st St.

Was referred to the Committee on Public Protection and Safety.

R. O. No. 260 - 13 – 14. By CHIEF OF POLICE. February 3, 2014.

Pursuant to section 54-65 of the Municipal Code, I herewith submit my quarterly report showing the activities of my department for the period commencing October 1, 2013 and ending December 31, 2013.

Was referred to the Committee on Public Protection and Safety.

R. O. No. 261 - 13 – 14. By CHIEF OF POLICE. February 3, 2014.

Pursuant to section 54-65 of the Municipal Code, I herewith submit my quarterly report showing the activities of my department for the period commencing January 1, 2013 and ending December 31, 2013.

Was referred to the Committee on Public Protection and Safety.

R. O. No. 262 - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a communication from James Reinl regarding taking down a "No Parking Anytime" sign in the alley behind 512 S. Water St.

Was referred to the Committee on Public Protection and Safety.

R. O. No. 263 - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a communication from the State of Wisconsin Department of Corrections on behalf of Brian Kuhfuss requesting a waiver from the Sex Offender Residency restrictions in order to be placed in a TLP located at 1123/1125 N. 14th St. or 930A Michigan Ave., based on availability.

Was referred to the Committee on Public Protection and Safety.

R. O. No. 264 - 13 - 14. By CITY CLERK. February 3, 2014.

Submitting a communication from the State of Wisconsin Department of Corrections requesting a waiver from the Sex Offender Residency restrictions on behalf of State inmate Martonez Wallace in order to place him in a TLP at 930A Michigan Ave. or 1123/1125 N. 14th St., depending on availability.

Was referred to the Committee on Public Protection and Safety.

RESOLUTIONS INTRODUCED

Res. No. 131 - 13 - 14. By Alderpersons Carlson, Belanger and Dassler. February 3, 2014

A RESOLUTION to authorize a transfer of appropriations in the 2014 Budget.

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfers of appropriations in the 2014 Budget for the purposes of:

Lies over under the rules.

Res. No. 132 - 13 - 14. By Alderperson Donohue. February 3, 2014.

A RESOLUTION adopting the revised City of Sheboygan Compensation Program for Non-Represented Employees.

Was referred to the Committee on Salaries and Grievances.

Res. No. 133 – 13 - 14. By Alderperson Heidemann. February 3, 2014.

A RESOLUTION authorizing the appropriate City officials to enter into an Intergovernmental Cooperative Agreement between the City of Sheboygan, Town of Sheboygan, and County of Sheboygan, for the County Road LS relocation.

Was referred to the Committee on Public Works.

REPORTS OF COMMITTEES

***R. C. No. 290 - 13 - 14. By FINANCE. February 3, 2014.**

Your Committee to whom was referred R. O. No. 209-13-14 by the City Clerk submitting a claim from Laura Nisporic for alleged damages to her vehicle that was parked on Pennsylvania Avenue; recommends that the claim be denied and to direct the City Attorney to send a Notice of Disallowance.

***R. C. No. 291 - 13 - 14. By FINANCE. February 3, 2014.**

Your Committee to whom was referred R. O. No. 208-13-14 by the City Clerk submitting a claim from Bret Froh for alleged damages to his vehicle; recommends that the claim be denied and to direct the City Attorney to send a Notice of Disallowance.

***R. C. No. 292 - 13 - 14. By FINANCE. February 3, 2014.**

Your Committee to whom was referred R. O. No. 210-13-14 by the City Clerk submitting a claim from Nicholas Noster for alleged damages to his vehicle while parked at 1326 N. 25th Street; recommends that the claim be denied and to direct the City Attorney to send a Notice of Disallowance.

***R. C. No. 293 - 13 - 14. By PUBLIC WORKS. February 3, 2014.**

Your Committee to whom was referred R. O. No. 214-13-14 by the City Clerk submitting a communication from Maria Weeks and Charles Ries Jr. in regards to holding a flea market for 2014 in Kiwanis Park; recommends that the document be placed on file.

***R. C. No. 294 - 13 - 14. By FINANCE. February 3, 2014.**

Your Committee to whom was referred R. O. No. 218-13-14 by the City Clerk submitting a claim from the Donegal Insurance Group in regards to the alleged damages to Laura Nisporic's vehicle; recommends that a payment for $3,260.00 be made and to deny the balance of $1,411.87.

***R. C. No. 295 - 13 - 14. By LAW AND LICENSING. February 3, 2014.**

Your Committee to whom was referred, pursuant to R. O. No. 219-13-14 by the City Clerk, submitting license application for the period ending June 30, 2014 and June 30, 2015; recommends that the following licenses be granted with various caveats (indicated below):

BEVERAGE OPERATOR'S LICENSE (June 30, 2015)

No.	Name
8927	Udovich, Kendra L.

TAXICAB OPERATOR'S LICENSE (June 30, 2014)

No.	Name
*0256	Krueger, Mark A.

***Grant contingent upon the application being corrected, and with a warning to include all violations on future applications.**

***R. C. No. 296 - 13 - 14. By PUBLIC WORKS. February 3, 2014.**

Your Committee to whom was referred R. O. No. 225-13-14 by the City Clerk submitting a communication from the Salvation Army requesting permission to use the parking lot west of the Armory owned by the City for a benefit bike ride being sponsored by The Salvation Army – Sheboygan; recommends that the document be accepted and placed on file and to approve the request.

***R. C. No. 297 - 13 - 14. By LAW AND LICENSING. February 3, 2014.**

Your Committee to whom was referred, pursuant to R. O. No. 240-13-14 by the City Clerk, submitting license applications for the period ending June 30, 2014 and June 30, 2015; recommends that the following licenses be granted with various caveats (indicated below):

"CLASS B" LIQUOR LICENSE (June 30, 2014)

No.	Name	Address
*3035	Retro Bar & Grill	1509 S. 12th St.

***Grant contingent upon the application being corrected, and with a warning to include all violations on future applications.**

3036	Shipwrecked Bar & Grill	902 Indiana Ave.

BEVERAGE OPERATOR'S LICENSE (June 30, 2015)

No.	Name
0267	Aguirre, Amber M.
*0274	Campbell, Justin S.

***Grant contingent upon the application being corrected, and with a warning to include all violations on future applications.**

5713	Cheney, Lisa M.
0277	Christian, Michael D.
0272	Dedlow, Heather E.
9376	Goltry, Rosemary T.
5390	Lukaszewski, Tanya M.
0273	Penninan, Ben M.
0265	Phillips, Carter L.
*0275	Pool, Samantha L.

***Grant contingent upon the application being corrected, and with a warning to include all violations on future applications.**

*0276 Puch, Cassandra J.

***Grant with instructions to correct the application.**

9459	Thompson, Timothy J.
0270	Valind, Stephanie J.

TAXICAB OPERATOR'S LICENSE (June 30, 2014)

No.	Name
0266	Isherwood, Seleena M.

***R. C. No. 298 - 13 - 14. By LAW AND LICENSING. February 3, 2014.**

Your Committee to whom was referred R. O. No. 241-13-14 by the City Clerk submitting a communication from Asher Heimermann stating his concerns regarding Dave's Who's Inn; recommends that the document be placed on file.

***R. C. No. 299 - 13 - 14. By FINANCE. February 3, 2014.**

Your Committee to whom was referred Res. No. 112-13-14 by Alderperson Hammond accepting a deed from Sheboygan County of a parcel of land along the Sheboygan River at the new Interurban Pedestrian Trail; recommends passing the Resolution.

R. C. No. 300 - 13 - 14. By FINANCE. February 3, 2014.

Your Committee to whom was referred Res. No. 122-13-14 by Alderperson Hammond authorizing a transfer of appropriations in the 2014 Budget; recommends passing the Resolution.

Was accepted and adopted.

***R. C. No. 301 - 13 - 14. By PUBLIC WORKS. February 3, 2014.**

Your Committee to whom was referred Res. No. 127-13-14 by Alderperson Heidemann authorizing for bids for the 2014 Concrete Sidewalk Program; recommends that the Resolution be passed.

***R. C. No. 302 - 13 - 14. By PUBLIC WORKS. February 3, 2014.**

Your Committee to whom was referred Res. No. 128-13-14 by Alderperson Heidemann authorizing advertising for bids for the sanitary sewer relay of N. 20th St. from Cleveland Ave. to Geele Ave.; recommends that the Resolution be passed.

***R. C. No. 303 - 13 - 14. By PUBLIC WORKS. February 3, 2014.**

Your Committee to whom was referred Res. No. 129-13-14 by Alderperson Heidemann to declare the second Saturday in May, International Migratory Bird Day; recommends that the Resolution be passed.

***R. C. No. 304 - 13 - 14. By PUBLIC WORKS. February 3, 2014.**

Your Committee to whom was referred Res. No. 130-13-14 by Alderperson Heidemann authorizing the appropriate City Officials to enter into contract with Spectrum Lighting, LTD, for the purposes of supplying replacement light poles at the Sheboygan Business Center; recommends that the Resolution be passed.

R. C. No. 305 - 13 - 14. By FINANCE. February 3, 2014.

Your Committee to whom was referred R. O. No. 239-13-14 by the City Clerk submitting a communication from Meals on Wheels asking to purchase the piece of land immediately north of the property they purchase last year; recommends the Report of Officer be referred to the City Plan Commission.

Was referred to the City Plan Commission.

RESOLUTIONS ON SECOND READING

***Res. No. 112 - 13 - 14. By Alderperson Hammond. December 16, 2013.**

A RESOLUTION accepting a deed from Sheboygan County of a parcel of land along the Sheboygan River at the new Interurban Pedestrian Trail.

RESOLVED, that the City hereby accepts the quit claim deed from Sheboygan County, a copy of which is attached hereto and incorporated herein.

Res. No. 122 - 13 - 14. By Alderperson Hammond. January 6, 2014.

A RESOLUTION to authorize a transfer of appropriations in the 2014 Budget.

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfers of appropriations in the 2014 Budget for the purposes of:

Establishing appropriation for Industrial Park Land improvements:

FROM	TO	AMOUNT
Industrial Park Fund	Industrial Park Fund	
Sale of Land	Land Improvements	
40761100-469111	40761100-611100	$169,000

On motion by Alderperson Hammond and second by Alderperson Carlson, the foregoing Resolution was passed on call of the roll:

Ayes: Belanger, Bohren, Carlson, Dassler, Donohue, Hammond, Heidemann, Hermann, Lessard, Lewandoske, Matichek, Pentico, Thiel, Van Akkeren, Vander Weele, Versey • 16.

Nays: None.

***Res. No. 127 - 13 - 14. By Alderperson Heidemann. January 20, 2014.**

A RESOLUTION authorizing advertising for bids for the 2014 Concrete Sidewalk Program.

RESOLVED: That the Public Works Department is hereby authorized and directed to advertise for bids under the five percent (5%) alternative of Section 62.13 (3), Wisconsin Stats, for the 2014 Concrete Sidewalk Program aforementioned, according to the plans and specifications prepared by the City Engineer, and submit a resume of bids received and accepted to the Common Council for further consideration.

***Res. No. 128 - 13 - 14. By Alderperson Heidemann. January 20, 2014.**

A RESOLUTION authorizing advertising for bids for the sanitary sewer relay of N.20th St. from Cleveland Ave. to Geele Ave.

RESOLVED: That the Department of Public Works is hereby authorized and directed to advertise for bids under the five percent (5%) alternative of Section 62.13 (3), Wisconsin Stats, for the sanitary sewer relay of N. 20th St. from Cleveland

Ave. to Geele Ave., according to the plans and specifications prepared by the City Engineer, and submit a resume of bids received and accepted to the Common Council for further consideration.

***Res. No. 129 – 13 - 14. By Alderperson Heidemann. January 20, 2014.**

A RESOLUTION to declare the second Saturday in May, International Migratory Bird Day.

WHEREAS, migratory birds are some of the most beautiful and easily observed wildlife that share our communities,

WHEREAS, many citizens recognize and welcome migratory songbirds as symbolic harbingers of spring,

WHEREAS, these migrant species also play an important economic role in our community, controlling insect pests and generating millions in recreational dollars statewide,

WHEREAS, migratory birds and their habitats are declining throughout the Americas, facing a growing number of threats on their migration routes and in both their summer and winter homes,

WHEREAS, public awareness and concerns are crucial components of migratory bird conservation,

WHEREAS, citizens enthusiastic about birds, informed about the threats they face, and empowered to help address those threats can directly contribute to maintaining healthy bird populations,

WHEREAS, since 1993 International Migratory Bird Day (IMBD) has become a primary vehicle for focusing public attention on the nearly 350 species that travel between nesting habitats in our communities and throughout North America and their wintering grounds in South and Central America, Mexico, the Caribbean, and the southern U.S.,

WHEREAS, hundreds of thousands of people will observe IMBD, gathering in town squares, community centers, schools, parks, nature centers, and wildlife refuges to learn about birds, take action to conserve them, and simply to have fun,

WHEREAS, while IMBD officially is held each year on the second Saturday in May, its observance is not limited to a single day, and planners are encouraged to schedule activities on the dates best suited to the presence of both migrants and celebrants,

WHEREAS, IMBD is not only a day to foster appreciation for wild birds and to celebrate and support migratory bird conservation, but also a call to action.

RESOLVED: That the City of Sheboygan declares the second Saturday in May, International Migratory Bird Day.

***Res. No. 130 - 13 - 14. By Alderperson Heidemann. January 20, 2014.**

A RESOLUTION authorizing the appropriate City Officials to enter into contract with Spectrum Lighting, LTD, for the purposes of supplying replacement light poles at the Sheboygan Business Center.

WHEREAS, it is necessary to waive the competitive bid requirements for this work due to the City standardizing its street lights for uniformity and ease of maintenance as well as to match existing lights in the Business Center.

WHEREAS, Spectrum Lighting is the distributor of Valmont street light poles, which has been predominantly used in the City of Sheboygan and is currently installed in other sections of the Business Center.

RESOLVED, by the City Council of the City of Sheboygan that the appropriate City Officials are hereby authorized to waive the competitive bid requirements and enter into contract with Spectrum Lighting, LTD, for supplying the purchase of street lighting poles at a cost of $43,720 in payment of same from the Industrial Park Development Fund.

ORDINANCES ON SECOND READING

***Gen. Ord. No. 51 – 13 – 14. By Alderpersons Thiel and Lewandoske. January 20, 2014.**

AN ORDINANCE granting ExteNet Systems, Inc., its successors and assigns, the privilege of encroaching upon described portions of N. 18th St. and Erie Ave. in the City of Sheboygan for the purpose of installation of new underground conduit structures for fiber optic cable.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Subject to the terms and conditions contained herein, ExteNet Systems, Inc., its successors and assigns, is hereby granted the privilege of encroaching, in accordance with the sketch attached hereto and made a part hereof.

Section 2. The privilege as granted above is granted only on the condition that by the acceptance of the privilege, the said ExteNet Systems, Inc., its successors and assigns:

a. Shall become primarily responsible and liable for all and any damage to persons or property caused by and arising from the grant and exercise of such privilege.

b. Shall remove the encroachment allowed herein within ten (10) days after notice so to remove given by the State of Wisconsin or the City of Sheboygan; in the event of the failure so to remove, the said ExteNet Systems, Inc., its successors and assigns: shall pay the costs of removal by the State of Wisconsin or the City of Sheboygan, waiving all claim or claims for damages resulting from such removal, whether the removal is done by the said ExteNet Systems, Inc., its successors and assigns, or by the State of Wisconsin or by the City of Sheboygan.

c. Shall pay such compensation to the City of Sheboygan for the grant of this privilege as may be determined by a board consisting of the Mayor, the Director of Public Works and the City Attorney; the compensation shall be paid into the General Fund.

d. Shall make such construction and/or alterations and maintain the same subject to the approval of the City Building Inspector and Director of Public Works, and shall waive the right to contest in any manner the validity of this ordinance or the amount of compensation charged.

Section 3. The provisions of §66.045(1)(2) of the Wisconsin Statutes are incorporated herein by reference to all intents and purposes as if set out fully.

Section 4. The City Clerk is authorized and directed to record a certified copy of this ordinance in the office of the Register of Deeds for Sheboygan County, Wisconsin, the costs thereof to be charged to the General Fund.

Section 5. This ordinance shall take effect and be in full force from and after its passage and publication and upon payment of the consideration to be determined hereunder, provided, however, that in the event of failure to exercise the privilege herein granted and the payment of such consideration within six (6) months from the effective date hereof, then and in that event such privilege shall be rendered null and void.

***Gen. Ord. No. 50 – 13 – 14. By Alderpersons Thiel and Lewandoske. January 20, 2014.**

AN ORDINANCE granting St. Nicholas Hospital, its successors and assigns, the privilege of encroaching upon described portions of City of Sheboygan road right-of-way located in the area of Superior Ave. and N. Taylor Dr. in the City of Sheboygan for the purpose of constructing a private fiber network among the area's health cares.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Subject to the terms and conditions contained herein, St. Nicholas Hospital, its successors and assigns, is hereby granted the privilege of encroaching upon described portions of City of Sheboygan road right-of-way located in the area of Superior Ave. and N. Taylor Dr. in the City of Sheboygan, in accordance with the sketch attached hereto and made a part hereof.

Section 2. The privilege as granted above is granted only on the condition that by the acceptance of the privilege, the said St. Nicholas Hospital, its successors and assigns,:

a. Shall become primarily responsible and liable for all and any damage to persons or property caused by and arising from the grant and exercise of such privilege.

b. Shall remove the encroachment allowed herein within ten (10) days after notice so to remove given by the State of Wisconsin or the City of Sheboygan; in the event of the failure so to remove, the said St. Nicholas Hospital, its successors and assigns: shall pay the costs of removal by the State of Wisconsin or the City of Sheboygan, waiving all claim or claims for damages resulting from such removal, whether the removal is done by the said St. Nicholas Hospital, its successors and assigns, or by the State of Wisconsin or by the City of Sheboygan.

c. Shall pay such compensation to the City of Sheboygan for the grant of this privilege as may be determined by a board consisting of the Mayor, the Director of Public Works and the City Attorney; the compensation shall be paid into the General Fund.

d. Shall make such construction and/or alterations and maintain the same subject to the approval of the City Building Inspector and Director of Public Works, and shall waive the right to contest in any manner the validity of this ordinance or the amount of compensation charged.

Section 3. The provisions of §66.045(1)(2) of the Wisconsin Statutes are incorporated herein by reference to all intents and purposes as if set out fully.

Section 4. The City Clerk is authorized and directed to record a certified copy of this ordinance in the office of the Register of Deeds for Sheboygan County, Wisconsin, the costs thereof to be charged to the General Fund.

Section 5. This ordinance shall take effect and be in full force from and after its passage and publication and upon payment of the consideration to be determined hereunder, provided, however, that in the event of failure to exercise the privilege herein granted and the payment of such consideration within six (6) months from the effective date hereof, then and in that event such privilege shall be rendered null and void.

MATTERS LAID OVER

Gen. Ord. No. 49 – 13 - 14. By Alderpersons VanderWeele and Van Akkeren. January 20, 2014.

AN ORDINANCE amending Gen. Ord. No. 17-13-14 by Alderpersons VanderWeele and Van Akkeren granting ExteNet Systems, Inc., its successors and assigns, the privilege of encroaching upon described portions of the City's right-of-way located in the area of Union Ave. and S. 17th St. in the City of Sheboygan for the purpose of installing new underground conduit structures for fiber optic cable *in order to correct the description*.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Subject to the terms and conditions contained herein, ExteNet Systems, Inc., its successors and assigns, is hereby granted the privilege of encroaching upon described portions of the City's right-of-way located in the area of Union Ave. and S. 17th St., in the City of Sheboygan, for the purpose of installing new underground conduit structures for fiber optic cable, in accordance with the legal description and sketch attached hereto and made a part hereof.

Description:

Beginning at an existing Alliant Utility Pole (#PNT) located 24 feet East of EPL of South Business Drive & 9 feet South of NPL of Union Avenue, Continue West at on offset of 1 feet South of NPL of Union Avenue for 18 LF to a point 1 foot East of EPL of South Business Drive & 9 feet South of NPL of Union Avenue; Continue South for 45 feet, crossing Union Avenue, to South Side of Union Avenue at an alignment of 9 feet North of SPL of Union Avenue & 2 feet East of EPL of South 17th Street, Continue West for 77 feet, crossing South 17th Street to an alignment located 7 feet East of WPL of South 17th Street & 10 feet south of SPL of Union Avenue; Continue South along and within South 17th Street R/W for a distance of 754 feet at an offset alignment of 7 feet East of WPL of South 17th Street, crossing Oakland Avenue to a proposed ExteNet 24" X 36" hand hole located 12 feet East of WPL of South 17th Street & 1 foot North of NPL of Ashland Avenue; Continue from hand hole 15 feet in a Southwest direction for 15 feet to an existing Alliant pole (#15-23-34.2 9/36), located 1 foot West of WPL of South 17th Street and 13 feet South of NPL of Ashland Avenue.

Total Encroachment Linear Footage: 902

Total Encroachment Square Footage: 908

Section 2. The privilege as granted above is granted only on the condition that by the acceptance of the privilege, the said ExteNet Systems, Inc., its successors and assigns:

a. Shall become primarily responsible and liable for all and any damage to persons or property caused by and arising from the grant and exercise of such privilege.

b. Shall remove the encroachment allowed herein within ten (10) days after notice so to remove given by the State of Wisconsin or the City of Sheboygan; in the event of the failure so to remove, the said ExteNet Systems, Inc., its successors and assigns: shall pay the costs of removal by the State of Wisconsin or the City of Sheboygan, waiving all claim or claims for damages resulting from such removal, whether the removal is done by the said ExteNet Systems, Inc., its successors and assigns, , or by the State of Wisconsin or by the City of Sheboygan.

c. Shall pay such compensation to the City of Sheboygan for the grant of this privilege as may be determined by a board consisting of the Mayor, the Director of Public Works and the City Attorney; the compensation shall be paid into the General Fund.

d. Shall make such construction and/or alterations and maintain the same subject to the approval of the City Building Inspector and Director of Public Works, and shall waive the right to contest in any manner the validity of this ordinance or the amount of compensation charged.

Section 3. The provisions of §66.0425(1) thru (5) of the Wisconsin Statutes are incorporated herein by reference to all intents and purposes as if set out fully.

Section 4. The City Clerk is authorized and directed to record a certified copy of this ordinance in the office of the Register of Deeds for Sheboygan County, Wisconsin, the costs thereof to be charged to the General Fund.

Section 5. This ordinance shall take effect and be in full force from and after its passage and publication and upon payment of the consideration to be determined hereunder, provided, however, that in the event of failure to exercise the privilege herein granted and the payment of such consideration within six (6) months from the effective date hereof, then and in that event such privilege shall be rendered null and void.

On motion by Alderperson VanderWeele and second by Alderperson Van Akkeren, the foregoing Ordinance was passed on call of the roll:

Ayes: Belanger, Bohren, Carlson, Dassler, Donohue, Hammond, Heidemann, Hermann, Lessard, Lewandoske, Matichek, Pentico, Thiel, Van Akkeren, Vander Weele, Versey • 16.

Nays: None.

CONVENE INTO CLOSED SESSION

A MOTION TO CONVENE IN CLOSED SESSION was made by Alderperson Hammond and second by Alderperson Carlson, under the exemption provided in Sec. 19.85(1)(e), Wis. Stats., for the purpose of deliberating the purchasing of public property where competitive and bargaining reasons require a closed session, passed on call of the roll:

Ayes: Belanger, Bohren, Carlson, Dassler, Donohue, Hammond, Heidemann, Hermann, Lessard, Lewandoske, Matichek, Pentico, Thiel, Van Akkeren, Vander Weele, Versey • 16.

Nays: None.

There being no further business, on motion by Alderperson Hammond and second by Alderperson Carlson, the meeting was then adjourned, on call of the roll:

Ayes: Belanger, Bohren, Carlson, Dassler, Donohue, Hammond, Heidemann, Hermann, Lessard, Lewandoske, Matichek, Pentico, Thiel, Van Akkeren, Vander Weele, Versey • 16.

Nays: None.

Mayor	City Clerk