

*****ATTACHMENTS*****

III

DIRECT REFERRAL TO PUBLIC WORKS COMMITTEE

Res. No. 24 - 21 - 22. By Alderpersons Dekker and Perrella. June 29, 2021.

A RESOLUTION authorizing the appropriate City officials to execute a Permanent Easement, Underground Utility Easements, and a Temporary Easement between the City of Sheboygan and its Board of Water Commissioners, that are specific to the new Raw Water Improvements Project.

RESOLVED: That the Mayor and City Clerk are hereby authorized to execute the three (3) Easement documents, copies of which are attached.

Public Works

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

IN WITNESS WHEREOF, GRANTEE has caused the execution of this document on the ____ day of July, 2021.

GRANTEE:
BOARD OF WATER COMMISSIONERS
OF THE CITY OF SHEBOYGAN

BY: _____
Gerald R. Van De Kreeke
President

ATTEST: _____
Mark J. Smith
Secretary

STATE OF WISCONSIN)
)SS.
COUNTY OF SHEBOYGAN)

Personally came before me, this ____ day of July, 2021, Gerald R. Van De Kreeke and Mark J. Smith of the above-named board, to me known to be the persons who executed the foregoing instrument, and to me known to be such President and Secretary of the Board of Water Commissioners of the City of Sheboygan, and acknowledged that they executed the foregoing instrument as such officers of said board, by its authority.

Notary Public, State of Wisconsin
My commission expires _____

This document is authorized by and in accordance with Res. No. -21-22 .

This instrument drafted by:
Charles C. Adams
City Attorney
Sheboygan, WI 53081
WI State Bar No. 1021454

EXHIBIT A.2
PERMANENT UTILITY EASEMENT

A parcel of land located in the southeast quarter of Section 14, T15N, R23E, City of Sheboygan, Sheboygan County, Wisconsin, and being a part of Vollrath Park, more particularly described as follows:

Commencing at the SW corner of Block 7, Corson and Mallmann's Subdivision; thence N. 01°-48'-57" W. along the west line of said Block 7, 119.50 feet to the south right-of-way line of Park Avenue; thence N.00°-35'-44" W. 548.0 feet; thence easterly at a right angle N. 89°-01'-12" E, 52.10 feet, this point being also the northwesterly corner of the Sheboygan Water Utility property and the point of beginning of the PERMANENT EASEMENT; thence the following bearings and distances along the north property line of said property: N. 33°-25'-00" E. 83.84 feet, thence N. 61°-00' 11" E. 87.30 feet to a Lake Michigan rock revetment; thence northwesterly N. 42°-10'-35" W along the top of said Lake Michigan rock revetment 271.99 feet; Thence S. 47°-54'-57" W , 92.41 feet; thence S. 37°-47'-49" E, 203.56 feet; thence S. 05°-57'-14" W, 34.09 feet, thence S. 54°-34'-11" W, 35.85 feet, thence S. 02°-39'-01" E, 35.16 feet, thence S. 58°-38'-25" E, 46.16 feet to the west line of the Sheboygan Water Utility property, thence N. 10°-54'-05" W along said west line, 23.17 feet to the northwesterly corner of the Sheboygan Water Utility property and the point of beginning.

This parcel containing **30,315 SF**, or 0.69 Acre more or less.

**EXHIBIT B.2
UTILITY EASEMENTS**

Utility Easement #1

A parcel of land located in the southeast quarter of Section 14, T15N, R23E, City of Sheboygan, Sheboygan County, Wisconsin, and being a part of Vollrath Park, more particularly described as follows:

Commencing at the SW corner of Block 7, Corson and Mallmann's Subdivision; thence N. 01°-48'-57" W. along the west line of said Block 7, 119.50 feet to the south right-of-way line of Park Avenue; thence N. 00°-35'-44" W. 525.21 feet; thence easterly at a right angle N. 89°-24'-16" E, 56.25 feet, to the point of beginning of the UTILITY EASEMENT; thence S. 10°-54'-02" E. 96.46 feet; thence S. 39°-15'-25" E. 33.13 feet; thence N. 83°-53'-32" W. 54.53 feet; thence N. 06°-32'-23" E. 69.85 feet; thence N. 16°-18'-53" W. 62.75; thence S. 58°-38'-25" E. 28.92 feet to the point of beginning.

This parcel containing **3067 SF**, or 0.07 Acres more or less.

Utility Easement #2

A parcel of land located in the southeast quarter of Section 14, T15N, R23E, City of Sheboygan, Sheboygan County, Wisconsin, and being a part of Vollrath Park, more particularly described as follows:

Commencing at the SW corner of Block 7, Corson and Mallmann's Subdivision; thence N. 01°-48'-57" W. along the west line of said Block 7, 119.50 feet to the south right-of-way line of Park Avenue; thence N. 00°-35'-44" W. 586.63 feet; thence easterly at a right angle N. 89°-01'-12" E, 18.67 feet to the point of beginning of the UTILITY EASEMENT; thence N. 16°-07' 16" W. 10.72 feet; thence N. 06°-53' 13" E. 73.90 feet; thence S. 37°-47' 49" E., 39.22 feet; thence S. 05°-57' 14" W. 34.09 feet; thence S. 54°-34' 11" W. 32.38 feet to the point of beginning.

This parcel containing **1666 SF**, or 0.04 Acres more or less.

Utility Easement #3

A parcel of land located in the southeast quarter of Section 14, T15N, R23E, City of Sheboygan, Sheboygan County, Wisconsin, and being a part of Vollrath Park, more particularly described as follows:

Commencing at the SW corner of Block 7, Corson and Mallmann's Subdivision; thence N. 01°-48'-57" W. along the west line of said Block 7, 119.50 feet to the south right-of-way line of Park Avenue; thence N. 00°-35'-44" W. 548.0 feet; thence easterly at a right angle N. 89°-01'-12" E, 52.10 feet, this point being also the northwesterly corner of the Sheboygan Water Utility property; thence N. 33°-25'-00" E, 83.84 feet along the property boundary for Sheboygan Water Utility, thence N. 61°-00'-11" E, 87.30 feet along said property boundary; thence N. 42°-10'-35" W., 271.99 feet along the rock revetment of Lake Michigan; thence S. 47°-54'-57" W., 24.68 feet to the point of beginning of the UTILITY EASEMENT; thence S. 47°-54'-57" W., 21.42 feet; thence N. 87°-38'-24" W., 25.82 feet; thence N. 44°-28'-24" W., 40.59 feet; thence N. 47°-50'-53" E, 15.01 feet along the Southeasterly boundary of VOLLRATH BOULEVARD Right-of-way as referenced to CSM A-19009 filed 06-26-90; thence S. 44°-28'-24" E, 34.05 feet; thence S. 87°-38'-24" E, 35.18 feet to the point of beginning.

This parcel containing **1017 SF**, or 0.02 Acres more or less.

Utility Easement #4

A parcel of land located in the southeast quarter of Section 14, T15N, R23E, City of Sheboygan, Sheboygan County, Wisconsin, and being a part of Vollrath Park, more particularly described as follows:

Commencing at the SW corner of Block 7, Corson and Mallmann's Subdivision; thence N. 01°-48'-57" W. along the west line of said Block 7, 119.50 feet to the south right-of-way line of Park Avenue; thence N. 00°-35'-44" W. 548.0 feet; thence easterly at a right angle N. 89°-01'-12" E, 52.10 feet, this point being also the northwesterly corner of the Sheboygan Water Utility property; thence N. 33°-25'-00" E, 83.84 feet along the property boundary for Sheboygan Water Utility, thence N. 61°-00'-11" E, 87.30 feet along said property boundary; thence N. 42°-10'-35" W., 271.99 feet along the rock revetment of Lake Michigan; thence S. 47°-54'-57" W., 92.41 feet; thence S. 37°-47'-49" E., 22.84 feet to the point of beginning of the UTILITY EASEMENT; thence S. 37°-47'-49" E., 17.50 feet; thence S. 83°-13'-56" W., 64.71 feet; thence S. 89°-05'-43" W., 93.07 feet; thence N. 47°-50'-53" E., 22.75 feet along the Southeasterly boundary of VOLLRATH BOULEVARD Right-of-way as referenced to CSM A-19009 filed 06-26-90; thence N. 89°-05'-43" E., 75.20 feet; thence N. 83°-13'-56" E., 54.92 feet to the point of beginning.

This parcel containing **2159 SF**, or 0.05 Acres more or less.

IN WITNESS WHEREOF, GRANTEE has caused the execution of this document on the ____ day of July, 2021.

GRANTEE:
BOARD OF WATER COMMISSIONERS
OF THE CITY OF SHEBOYGAN

BY: _____
Gerald R. Van De Kreeke
President

ATTEST: _____
Mark J. Smith
Secretary

STATE OF WISCONSIN)
)SS.
COUNTY OF SHEBOYGAN)

Personally came before me, this ____ day of July, 2021, Gerald R. Van De Kreeke and Mark J. Smith of the above-named board, to me known to be the persons who executed the foregoing instrument, and to me known to be such President and Secretary of the Board of Water Commissioners of the City of Sheboygan, and acknowledged that they executed the foregoing instrument as such officers of said board, by its authority.

Notary Public, State of Wisconsin
My commission expires _____

This document is authorized by and in accordance with Res. No. ____-21-22.

This instrument drafted by:
Charles C. Adams
City Attorney
Sheboygan, WI 53081
WI State Bar No. 1021454

**EXHIBIT C.2
TEMPORARY EASEMENT**

A parcel of land located in the southeast quarter of Section 14, T15N, R23E, City of Sheboygan, Sheboygan County, Wisconsin, and being a part of Vollrath Park, more particularly described as follows:

Commencing at the SW corner of Block 7, Corson and Mallmann's Subdivision; thence N. 01°-48'-57" W. along the west line of said Block 7, 119.50 feet to the south right-of-way line of Park Avenue; thence N.00°-35'-44" W. 549.52 feet; thence easterly at a right angle N. 89°-01'-12" E, 17.09 feet, this point being also along the westerly line of the Permanent Utility Easement and the point of beginning of the TEMPORARY EASEMENT; thence the following bearings and distances along the west property line of said property: N. 02°-39'-01" W. 35.16 feet; thence N. 54°-34'-11" E. 35.85 feet; thence N. 05°-57'-14" E. , 34.09 feet; thence N. 37°-47'-49" W, 203.56 feet; thence N. 47°-54'-57" E, 92.41 feet to a Lake Michigan rock revetment; thence northwesterly N. 42°-10'-35" W, along the top of said Lake Michigan rock revetment 58.71 feet to the south line of Vollrath Blvd.; Thence S. 47°-50'-53" W, 97.95 feet along said south line, thence S. 37°-47'-40" E, 214.09 feet, thence S. 41°-18'-51" W, 147.13 feet, thence S06°-13'-10" W, 20.40 feet, thence N. 84°-47'-19" E, 105.66 feet to the westerly line of the Permanent Utility Easement and the point of beginning.

This parcel containing **16,927 SF**, or 0.38 Acre more or less.

CITY OF SHEBOYGAN

REQUEST FOR PUBLIC WORKS COMMITTEE CONSIDERATION

ITEM DESCRIPTION: A resolution authorizing the appropriate City officials to execute a Permanent Easement, Underground Utility Easements, and a Temporary Easement between the City of Sheboygan and its board of Water Commissioners, that are specific to the new Raw Water Improvements Project.

REPORT PREPARED BY: Ryan Sazama, City Engineer

REPORT DATE: June 24, 2021

MEETING DATE: June 29, 2021

FISCAL SUMMARY:

Budget Line Item: N/A
Budget Summary: N/A
Budget Expenditure: N/A
Budgeted Revenue: N/A

STATUTORY REFERENCE:

Wisconsin Statutes: N/A
Municipal Code: N/A

BACKGROUND / ANALYSIS: The Sheboygan Water Utility is in the process of updating their Raw Water Intake Infrastructure and pump station. The project is tentatively scheduled to start in the Spring of 2022 and be completed in the fall of 2023. As part of these upgrades, the Sheboygan Water Utility will need several easements in Vollrath Park from the City of Sheboygan to successfully complete the project.

STAFF COMMENTS: City staff recommends Public Works Committee refer the resolution to the Marina, Parks & Forestry Commission so that they can go through their process under Sheboygan Municipal Code 74-2(a) (regarding the taking of a park for non-park use).

ACTION REQUESTED: Motion to recommend the Marina, Parks & Forestry Commission review Res. No. 24-21-22 authorizing the appropriate City officials to execute a Permanent Easement, Underground Utility Easements, and a Temporary Easement between the City of Sheboygan and its board of Water Commissioners, that are specific to the new Raw Water Improvements Project and go through process under Sheboygan Municipal Code 74-2(a) (regarding the taking of a park for non-park use) and refer to Public Works Committee.

ATTACHMENTS:

- I. Res. No. 24-21-22
- II. Easements

III

DIRECT REFERRAL TO PUBLIC WORKS COMMITTEE

Res. No. 25 - 21 - 22. By Alderpersons Dekker and Perella. June 29, 2021.

A RESOLUTION authorizing the Purchasing Agent to issue a purchase order for the purchase of (1) Bobcat Brand Toolcat Tool Carrier vehicle and related attachments for the Department of Public Works Motor Vehicle Fleet.

WHEREAS, the Department of Public Works ("Department") currently has a 2016 model Wacker-Neuson medium size end loader ("Loader");

WHEREAS, since new, the Loader has proven itself to be less than stable due to its high center of gravity and narrow wheelbase width; and

WHEREAS, due to safety concerns with the Loader, the Loader has been removed from service; and

WHEREAS, the Department currently has several Bobcat Brand Toolcat Tool Carrier vehicles ("Toolcat"), which have proven to be both safe and effective; and

WHEREAS, state law and the City's Procurement Policy allows the City to join with other units of government in cooperative purchasing plans when the best interest of the City would be served; and

WHEREAS, an additional Toolcat is available from Miller Implements under the Sourcewell National Purchasing Plan; and

WHEREAS, Miller Implements has offered the City \$30,850.00 if it trades in the Loader toward the purchase of an additional Toolcat; and

WHEREAS, based upon the most recent pre-owned market data for Loaders of similar age and hours of usage, the trade-in offer from Miller Implements is fair and reasonable; and

WHEREAS, with the trade-in applied against the Sourcewell pricing, the net cost for the Toolcat, related attachments, setup, and delivery is \$25,881.51.

NOW, THEREFORE, BE IT RESOLVED: That the Purchasing Agent is authorized to issue a Purchase Order to Miller Implements for the purchase of the Toolcat in the amount of \$25,881.51.

BE IT FURTHER RESOLVED: That the Council understands that this Purchase Order will be subject to the terms and conditions set forth in Sourcewell Contract # 040319-CEC, a copy of which is available at sourcewell-mn.gov.

Public Works

BE IT FURTHER RESOLVED: That the appropriate City officials are hereby authorized to draw funds for the Toolcat in the amount of \$25,881.51 from Account No. 70136100-641100.

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

REQUEST FOR PUBLIC WORKS COMMITTEE CONSIDERATION

ITEM DESCRIPTION: A resolution authorizing the Purchasing Agent to issue a purchase order for the purchase of (1) Bobcat Brand Toolcat Tool Carrier vehicle and related attachments for the Department of Public Works Motor Vehicle Fleet.

REPORT PREPARED BY: Bernard R. Rammer Purchasing Agent

REPORT DATE: June 24, 2021

MEETING DATE: June 29, 2021

FISCAL SUMMARY:

STATUTORY REFERENCE:

Budget Line Item: Motor Vehicle Fund
Budget Summary: 70136100-641100
Budget Expenditure: \$ 25,881.51
Budgeted Revenue: N/A

Wisconsin Statutes: N/A
Municipal Code: N/A

BACKGROUND / ANALYSIS: The Motor Vehicle Department currently has a 2016 Model Wacker-Neuson medium-duty end-loader. The loader has proven itself to be less than stable due to its narrow stance and high center of gravity. Due to safety concerns, the Motor Vehicle Division has removed the unit from service. The Motor Vehicle Division has several Bobcat brand Toolcat tool carriers that are very safe to operate and have increased versatility over the medium duty end loader. The Department wishes to purchase a Bobcat Toolcat tool carrier and attachments to replace the unsafe loader and trade in the loader towards the sale.

STAFF COMMENTS: The Bobcat dealer Miller Implement of St. Nazianz, WI has offered the city a trade-in discount of \$ 30,850.00 for the end loader to be used toward the purchase of the Toolcat tool carrier. Staff performed a search of current market data and has found this to be a fair offer. This purchase will increase staff safety and enhance flexibility with regards to operations.

ACTION REQUESTED: Motion to recommend the Common Council adopt Res. No. 25-21-22 authorizing the Purchasing Agent to issue a purchase order for the purchase of (1) Bobcat Brand Toolcat Tool Carrier vehicle and related attachments for the Department of Public Works Motor Vehicle Fleet.

ATTACHMENTS:

- I. Res. No. 25-21-22

II

3.5

R. O. No. 35 - 21 - 22. By CITY CLERK. June 21, 2021.

Submitting a communication from Charles Paul regarding seagulls nesting on the roof of the old Pick 'n Save building.

PW

CITY CLERK

6-9-21

JUN 9 '21 PM 1:04

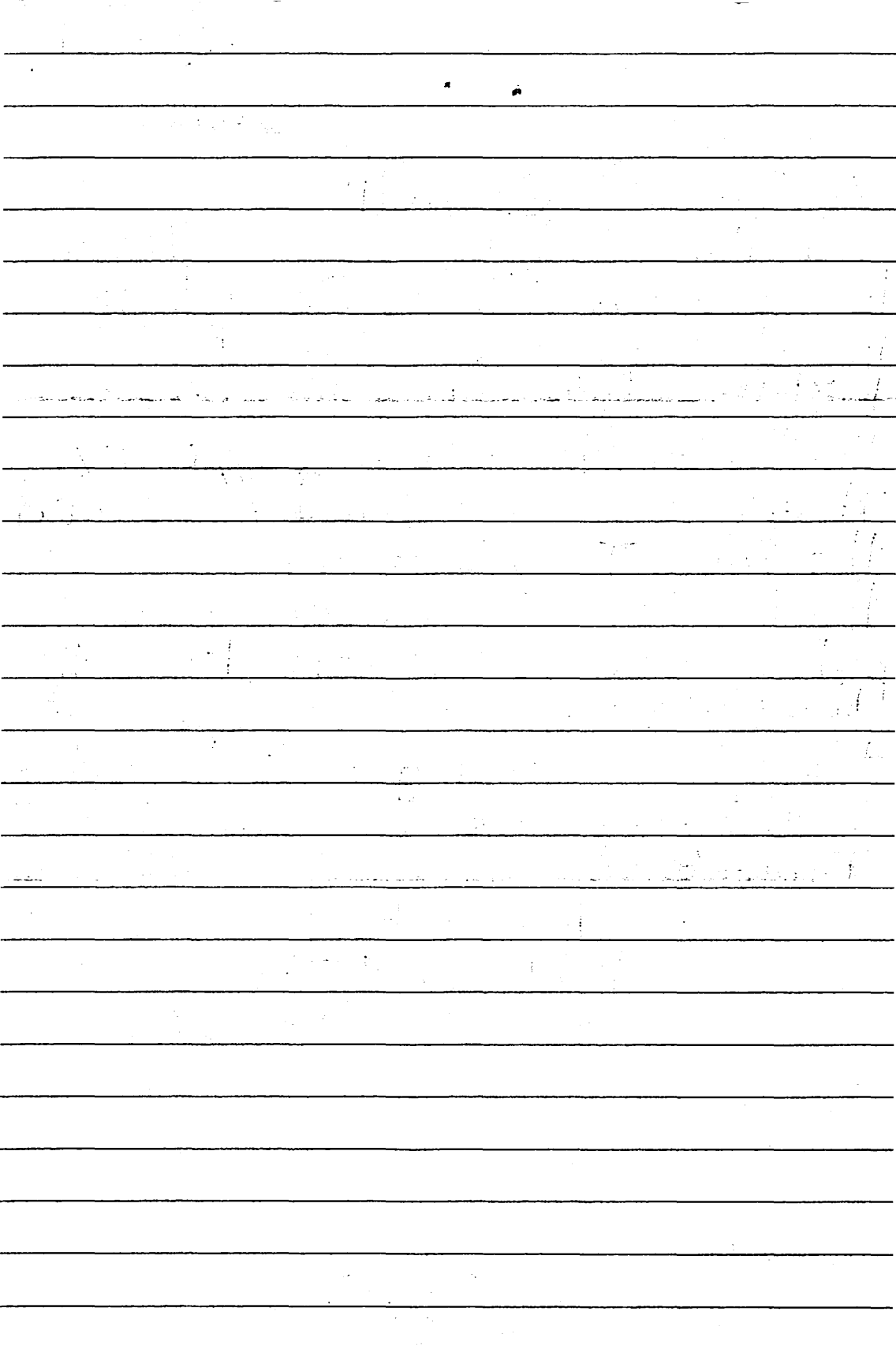
To Common Council:

I live at 2528 So. 18th St. There is a problem with the Seagulls nesting on the roof of the old Pict-Sav. building. Lots of bird droppings & feathers. Also very noisy, many times until 1:30 AM. I had called the DNR. They said the owner of the building could be contacted to put up a screen of some kind in the fall of the year to prevent them from building nests in spring. Could you please look into this?
Thanks.

Charles Paul

H-Ph. 920-457-2335

M-Ph. 920-918-5651



6-9-21

JUN 9 '21 PM 1:04

To Common Council:

I live at 2528 So. 18th St. There is a problem with the Seagulls nesting on the roof of the old Pict-Sav. building. Lots of bird droppings & feathers. Also very noisy, many times until 1:30 AM. I had called the DNR. They said the owner of the building could be contacted to put up a screen of some kind in the fall of the year to prevent them from building nests in spring. Could you please look into this?
Thanks.

Charles Paul

H-Ph. 920-457-2335

M-Ph. 920-918-5651