

COMMON COUNCIL AGENDA
March 27, 2023
REEDSBURG CITY HALL COUNCIL CHAMBERS
6:00 PM

DUE TO THE RESTRICTIONS CAUSED BY THE COVID-19 PANDEMIC, SOME VOTING MEMBERS MAY BE PRESENT VIA TELECONFERENCE OR VIDEO CONFERENCE, AS PROVIDED BY THE RECOMMENDATIONS OF THE WISCONSIN DEPARTMENT OF JUSTICE. [HTTPS://WWW.DOJ.STATE.WI.US/NEWS-RELEASES/OFFICE-OPEN-GOVERNMENT-ADVISORY-CORONAVIRUS-DISEASE-2019-COVID-19-AND-OPEN-MEETINGS](https://www.doj.state.wi.us/news-releases/office-open-government-advisory-coronavirus-disease-2019-covid-19-and-open-meetings)

CALL TO ORDER:

ROLL CALL:

PLEDGE OF ALLEGIANCE:

THE COUNCIL WILL RECEIVE INFORMATION ON NON-AGENDA TOPICS BROUGHT BEFORE THE COUNCIL BY MEMBERS OF THE PUBLIC. THE COUNCIL WILL NOT DISCUSS THESE TOPICS, AND WILL NOT TAKE ACTION ON ANY OF THEM AT THIS MEETING.

I. CONSENT AGENDA (ONE MOTION APPROVES ALL ITEMS):

1. Approve minutes for the meeting held on March 13, 2023
2. Approve/Deny Application for Temporary Class B/Class B Retailer's License for Sacred Heart School, 545 N. Oak Street, for the Sacred Heart Athletic Brat Feed on April 22, 2023.
3. Approve/Deny: Appointment of David Moon to the Police & Fire Commission

II. GENERAL BUSINESS:

1. Approve/Deny: Legal Services Agreement with Boardman & Clark LLP for legal services related to the Wastewater Treatment Plant construction as required by the USDA.
2. Approve/Deny: First Reading and set a Public Hearing for April 24, 2023 on Ordinance 1954-23, amending Chapter 104 to Establish a Summer Common Council Meeting Schedule.
3. Approve/Deny: Second Reading and Public Hearing for Ordinance 1953 - Amending Chapter 349 Intoxicating Liquor and Fermented Beverages.

III. RECOMMENDATIONS FROM BOARDS, COMMITTEES AND COMMISSIONS:

1. Plan Commission: Approve/Deny: Second Reading and Public Hearing for Ordinance 1952-23, rezoning parcel 276-0928-00000 - Lot 2, 330-2nd Street, from B-1 BUsiness to B-3 Business. Application: First Presbyterian Church of Reedsburg
2. Public Works: Approve/Deny: 2023 Asphalt Pavement Bid
3. Public Works: Approve/Deny: 2023 Crushed Aggregate Bid
4. Public Works: Approve/Deny: 2023 Curb & Gutter Bid
5. Public Works: Approve/Deny: 2023 Equipment Bid



The City of Reedsburg does not discriminate on the basis of disability in the admissions or access to, or treatment of or employment in, its programs or activities. Disability-related aids or services, including printed information in alternate formats, to enable persons with disabilities to participate in public meetings and programs are available by calling (608) 524-6404. To be able to meet the needs of a request for a different format contact the City Clerk-Treasurer at 134 S. Locust Street, Reedsburg, WI at least 48 hours prior to the commencement of the meeting so that any necessary arrangements can be made to accommodate each request.

IV. COMMISSION, COMMITTEE, BOARD AND STAFF REPORTS:

1. 2nd Meeting Committees: Parks & Recreation, Public Works, Utility Commission, Plan Commission, CDA (any other committees or commissions with reports).

V. OFFICE OF THE MAYOR:

VI. ADJOURN:



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City of Reedsburg Meeting of the Common Council
March 13, 2023

Present: Mayor Dave Estes, Alderpersons Sonny Hyde, Craig Braunschweig, Jason Schulte (via Zoom), Mike Gargano (via Zoom), Phil Peterson, Dave Knudsen, Tom Seamonson, and Adam Kaney.
Absent: Alderperson Missy Frenz
Others Present: City Administrator Tim Becker, Finance Director/City Clerk-Treasurer Jacob Crosetto, Police Chief Pat Cummings, City Attorney Maximilian Buckner, Public Works Director Steve Zibell, Parks and Recreation Director Matt Scott, Building Inspector/Zoning Administrator Brian Duvalle, Citizens, Press.

Mayor Dave Estes called the regular session of the Common Council to order at 6:00 p.m. in the Common Council Chambers.

Approve Consent Agenda: consisting of the minutes from the Common Council meeting held on February 27, 2023; approval of February 2023 Payment Report; and February 2023 Building Permit Report

Motion: Braunschweig, Second: Kaney to approve the consent agenda. Motion carried 8-0.

GENERAL BUSINESS:

- A. Approve/Deny: Resolution 4505-23 rescinding Resolution 4496-23 regarding the termination of TID 4.
 - a. **Motion: Schulte, Second: Braunschweig to approve Resolution 4505-23 as presented. Motion carried 8-0.**
- B. Approve/Deny: Claim filed by Jody Krohn for damage to vehicle by Public Works.
 - a. **Motion: Kaney, Second: Knudsen to approve the Claim as as presented and recommended by CVMIC. Motion carried 8-0.**

Motion: Seamonson, Second: Kaney to adjourn.
Motion carried 8-0. Meeting adjourned at 6:07 p.m.

Respectfully submitted,

Jacob Crosetto
City Clerk-Treasurer/Finance Director

Application for Temporary Class "B" / "Class B" Retailer's License

See Additional Information on reverse side. Contact the municipal clerk if you have questions.

FEE \$ 10.00

Application Date: 3/9/23
County of Sauk

☐ Town ☐ Village ☒ City of Reedsburg

The named organization applies for: (check appropriate box(es).)

☒ A Temporary Class "B" license to sell fermented malt beverages at picnics or similar gatherings under s. 125.26(6), Wis. Stats.

☐ A Temporary "Class B" license to sell wine at picnics or similar gatherings under s. 125.51(10), Wis. Stats.

at the premises described below during a special event beginning Sat. 4/22 and ending Sat. 4/22 and agrees to comply with all laws, resolutions, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages and/or wine if the license is granted.

1. Organization (check appropriate box) →

- ☐ Bona fide Club ☒ Church ☐ Lodge/Society
☐ Veteran's Organization ☐ Fair Association or Agricultural Society
☐ Chamber of Commerce or similar Civic or Trade Organization organized under ch. 181, Wis. Stats.

(a) Name Sacred Heart School

(b) Address Oak Street
(Street) ☐ Town ☐ Village ☐ City

(c) Date organized 4/22/23

(d) If corporation, give date of incorporation _____

(e) If the named organization is not required to hold a Wisconsin seller's permit pursuant to s. 77.54 (7m), Wis. Stats., check this box: ☐

(f) Names and addresses of all officers:

President Tim Brandt

Vice President Pat Andera

Secretary Scott Meister 608 963-8629 call when approved/will

Treasurer Aaron Powell pick-up

(g) Name and address of manager or person in charge of affair: Pat Andera

2. Location of Premises Where Beer and/or Wine Will Be Sold, Served, Consumed, or Stored, and Areas Where Alcohol Beverage Records Will be Stored:

(a) Street number: Oak Street

(b) Lot _____ Block _____

(c) Do premises occupy all or part of building? Yes

(d) If part of building, describe fully all premises covered under this application, which floor or floors, or room or rooms, license is to cover: Sacred Heart School

3. Name of Event

(a) List name of the event Sacred Heart Athletic Brat Feed

(b) Dates of event 4/22/23

DECLARATION

An officer of the organization, declares under penalties of law that the information provided in this application is true and correct to the best of his/her knowledge and belief. Any person who knowingly provides materially false information in an application for a license may be required to forfeit not more than \$1,000.

Officer Scott Meister
(Signature / Date)

Sacred Heart School
(Name of Organization)

Date Filed with Clerk 3-9-2023

Date Reported to Council or Board 3-27-2023

Date Granted by Council _____

License No. _____

UNITED STATES DEPARTMENT OF AGRICULTURE
Rural Utilities Service

LEGAL SERVICES AGREEMENT

This agreement made this _____ day of March,
2023 between City of Reedsburg

(sponsors) (organizing committee) (Name of organization)

hereinafter referred to as "Owners," and Joseph J. Hasler, Esq.

attorney at law, of Boardman & Clark LLP, hereinafter referred
to as "Attorney":

WHEREAS, Owners are intending to _____ Have formed
(have formed) ("public water supply
district," City of Reedsburg

"public service district," "not for profit corporation," or

_____, a Wisconsin
other official designation) ("body politic," "municipal

municipal corporation

corporation," "nonprofit corporation," or other organization)

in Sauk County Wisconsin

under the provisions of Wis. Stat. Chap. 62 and Wis. Stat. Sec. 66.0101
(Cite statute(s) under which applicant will be

organized and operated; and
organized)

WHEREAS, the Attorney agrees to perform all legal services necessary to organize and
incorporate said _____

N/A under the provisions of

said statutes and to perform all other customary legal services necessary to the organization, financing, construction, and initial operation of
a city water system system;

WITNESSETH:

That for and in consideration of the mutual covenants and promises between the parties hereto, it is hereby agreed:

SECTION A - LEGAL SERVICES

That the Attorney will perform such services as are necessary to accomplish the above recited objectives including, but not limited to, the following:

1. Preparation and filing of petition for incorporation and supervision and assistance in the taking of such other actions as may be necessary or incidental to cause the Owners to become duly organized and incorporated and to be authorized to undertake the proposed system.
2. Furnish advice and assistance to the governing body of the duly incorporated association in connection with (a) the notice for and conduct of meetings; (b) the preparation of minutes of meetings; (c) the preparation and enactment of such resolutions as may be necessary in connection with the authorization, financing, construction, and initial operation of the system; (d) the preparation of such affidavits, publication notices, ballots, reports, certifications, and other instruments and advice as may be needed in the conduct of such bond elections as may be necessary; (e) the preparation and completion of such bonds or other obligations as may be necessary to finance the system; (f) the completion and execution of documents for obtaining a loan made or insured or a grant made by the United States of America, acting through the Rural Utilities Service, U. S. Department of Agriculture; (g) entering into construction contracts; (h) preparation and adoption of By-Laws, Rules and Regulations, and rate schedules; (i) such other corporate action as may be necessary in connection with the financing, construction, and initial operation of the system.

3. Review of construction contracts, bid-letting procedure, and surety and contractual bonds in connection therewith.
4. Preparation, negotiation, or review of contract with a city or other source of water supply when necessary.
5. Preparation, where necessary, and review of deeds, easements and other rights-of-way documents, and other instruments for sites for source of water supply, pumping stations, treatment plants, and other facilities necessary to the system and to provide continuous rights-of-way therefor; rendering title opinions with reference thereto; and providing for the recordation thereof.
6. Obtain necessary permits and certificates from county and municipal bodies, from State regulatory agencies, and from other public or private sources with respect to the approval of the system, the construction and operation thereof, pipeline crossings, and the like.
7. Cooperate with the engineer employed by Owners in connection with preparation of tract sheets, easements, and other necessary title documents, construction contracts, water supply contracts, health permits, crossing permits, and other instruments.
8. When applicable, secure assistance of and cooperate with recognized bond counsel in the preparation of the documents necessary for the financing aspects of the system. The attorney shall pay all bond counsel in perfecting the financing aspects, e.g., assessment procedures and completion of documents. Where bond counsel is retained, the Attorney will not be responsible for the preparation and approval of those documents pertaining to the issuance of the Owner's obligations.

SECTION B - COMPENSATION

1. Owners will pay to the Attorney for professional services rendered in accordance herewith, fees as follows:

\$160/hour

Said fees to be payable in the following manner and at the following times:

invoiced monthly

SECTION C - OTHER PROVISIONS

1. That upon organization and incorporation the association shall by appropriate resolution adopt and ratify this Agreement, that the association shall be substituted for the individual Owners as a party to this Agreement, and that the Owners as individuals shall thereupon be relieved of all personal liability existing or arising from this Agreement.

2. That upon organization and incorporation should the association fail or refuse to adopt and ratify this Agreement by appropriate resolution within 60 days from the date of the commencement of its legal existence, this Agreement shall terminate and Owners shall be liable to the Attorney for payment of \$ *, which sum represents payment in full for the organization and incorporation of the association and for all other legal services rendered to Owners under the terms of this Agreement to the date of said termination.

Attorney:



Joseph J. Hasler, Boardman & Clark LLP

Owners: City of Reedsburg

By: Jacob Crosetto, Clerk Treasurer

By: David Estes, Mayor

* Unpaid fees/costs billed

oOo

ORDINANCE NO. 1954-23

(Chapter 104 Council Meetings and Rules of Procedures - Amendment)

The City of Reedsburg, Sauk County, does hereby ordain as follows:

SECTION I: PURPOSE

The purpose of this ordinance is to amend Chapter 104 – Council Meetings and Rules of Procedure to establish a Summer Meeting Schedule for the Common Council.

SECTION II: PROVISION AMENDED

City of Reedsburg Code Chapter 104 is revised by this Ordinance.

SECTION III: PROVISION AS AMENDED

City of Reedsburg Code Chapter 104 is amended to read as follows:

Council Meetings and Rules of Procedure

Chapter 104

§ 104-14 Regular Meetings.

The regular meetings of the Common Council shall be held at the Council Chambers at a time designated by the Common Council on the second and fourth Mondays of each month except when such day is a legal holiday, when such meeting shall be held at the time determined by the Council. ***The Council may establish a Summer Schedule, by majority vote, for meetings during the months of May – September, holding a minimum of one meeting per month. All meeting dates and times will be officially posted.***

SECTION III: VALIDITY.

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION IV: CONFLICTING PROVISIONS REPEALED.

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION V: EFFECTIVE DATE.

This ordinance shall be in force from and after its introduction and publication as provided by statute.

SECTION VI: PART OF CODE:

This Ordinance becomes part of the City of Reedsburg Code, Chapter 104.

Dated this 24th day of April 2023.

David G. Estes, Mayor

Jacob Crosetto, Clerk/Treasurer

1st Reading at Council:

March 27, 2023

Public Hearing Noticed:

April 6 & 13, 2023

2nd Reading at Council/Public Hearing:

April 24, 2023

Published, Enactment Date:

May 4, 2023

ORDINANCE NO. 1953-23

The City of Reedsburg, Sauk County, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE.

The purpose of this amendment is to amend specific sections of Chapter 349 – Intoxicating Liquor and Fermented Malt Beverages of the City of Reedsburg Code in furtherance of the City’s policing power.

SECTION II: PROVISION AMENDED.

City of Reedsburg Code § 349-14 is hereby amended by this ordinance as follows:

§ 349-14. Consumption and possession in Public Places.

“Public Place” for the purposes of this chapter means any public street, highway, alley, sidewalk, parking lot, government building, park, public swimming pool, other public property, or other places open to the public.

- A. No person shall sell or serve, or offer to sell or serve, any fermented malt beverages, wine, or intoxicating liquor in any Public Place, except those places permitted for the sale of alcoholic beverages under these ordinances.
- B. No person shall consume or be in possession of an open bottle, can, or glass of any fermented malt beverage, wine, or intoxicating liquor in any Public Place, except those places permitted for the consumption or possession, respectively, of alcoholic beverages under these ordinances.
- C. No person shall drink wine, fermented malt beverages, or intoxicating liquor in a motor vehicle or have or permit any bottle or can of same which has been opened or upon which the label has been broken to be in any motor vehicle.
- D. No person shall throw any fermented malt beverage, wine, or intoxicating liquor cans or bottles from any motor vehicle or deposit them in any Public Place, except in receptacles in public parks provided for the disposal of waste.

SECTION III: PROVISION AMENDED.

City of Reedsburg Code § 349-18 is hereby amended by this ordinance as follows:

§ 349-18. Revocation and suspension of licenses.

A. Proceedings to suspend, revoke or non-renew a license issued pursuant to this chapter shall be conducted in a manner consistent with § 125.12, Wis. Stats.

B. A license issued pursuant to this chapter may be suspended, revoked, or non-renewed if it is determined that the person holding the license:

(1) Has violated this chapter or municipal regulations adopted under Ch. 125, Wis. Stats.

(2) Keeps or maintains a disorderly or riotous, indecent or improper house.

(3) Has sold or given away alcohol beverages to known habitual drunkards.

(4) Does not possess the qualifications required under this chapter to hold the license.

(5) Has been convicted of manufacturing, distributing or delivering a controlled substance or controlled substance analog under § 961.41(1), Wis. Stats.; of possessing, with intent to manufacture, distribute or deliver, a controlled substance or controlled substance analog under § 961.41(1m), Wis. Stats.; or of possessing with intent to manufacture, distribute or deliver, or of manufacturing, distributing or delivering, a controlled substance or controlled substance analog under a substantially similar federal law or a substantially similar law of another state.

(6) Knowingly allows another person who is on the premises for which the license under this chapter is issued to possess, with intent to manufacture, distribute or deliver, a controlled substance or controlled substance analog.

(7) Received the benefit from an act prohibited under § 125.33(11), Wis. Stats.

C. Demerit points.

(1) In addition to causes for suspension, revocation or nonrenewal set forth in § 349-18B, a license may be suspended, revoked or non-renewed if the person holding the license accumulates 100 or more demerit points as specified in Subsection C(2) below within a twelve-month period. In determining the accumulated demerit points against the person holding the license within a twelve-month period, the City shall use the date each violation was committed as the basis for the determination.

(2) If the following number of demerit points are accumulated by a licensee within a twelve-month period, the following actions shall be taken by the Ordinance Committee or the Common Council:

Points	Action
100	Meeting with and warning from the Ordinance Committee
126-199	Review by Ordinance Committee and possible suspension of 3 to 14 days by the Common Council
200 or more	Mandatory revocation by the Common Council

D. Upon conviction for a violation of the following, retail licensees shall be assessed the following demerit points:

- (1) "Selling to an underage person" shall be defined as any person that has an alcohol beverage in his possession in violation of state drinking laws found in any licensed establishment. Exceptions to enforcement of this section shall be any underage person found in possession of a false ID or any person identified as underage by said establishment before any arrests have been made. Violation: 25 points.
- (2) Underage person loitering on premises without legal adult. Violation: 25 points.
- (3) False statement on license application. Violation: 100 points.
- (4) Impede search of licensed premises. Violation: 100 points.
- (5) No licensed bartender on premises. Violation: 25 points.
- (6) Licensed premises in noncompliance with sanitary/building codes with thirty day notice to comply. Violations that are not complied with within 30 days shall be as follows: sanitary: 25 points per single violation; building code: 10 points per violation.
- (7) Sell or dispense after hours. Violation: 25 points.
- (8) Place to place deliveries. Violation: 25 points.
- (9) Sell or serve in a Public Place without permit, except those places permitted for the sale of alcoholic beverages under these ordinances. Violation: 25 points.
- (10) Violation of improper exhibition (§ 349-17). Violation: 50 points.
- (11) Public nuisance, defined as any violation of Chapter 434, Peace and Good Order, § 434-5B and I; Chapter 366, Licensing, Article I; or Chapter 402, Nuisances, §§ 402-4 and 402 5, that apply to establishments. Violation: 15 points.
- (12) Open after closing hour. Violation of § 349-12: 25 points.

E. Upon conviction for a violation of the following, operators shall be assessed the following demerit points:

(1) Selling to an underage person shall be defined and exempted as Subsection D(1) of this section. Violation: 25 points.

(2) False statement on application. Violation: 100 points.

(3) Sell or dispense after hours. Violation: 25 points.

(4) Place to place deliveries. Violation: 25 points.

(5) Sell or serve in a Public Place , except those places permitted for the sale of alcoholic beverages under these ordinances.. Violation: 25 points.

(6) Assault on a police officer. Violation: 200 points.

F. Repossession of license or permit. Whenever any license or permit under this section shall be revoked or suspended, the Clerk-Treasurer shall notify the licensee of such suspension or revocation and shall notify the Chief of Police, who shall take physical possession of the license or permit wherever it may be found and file it in the Clerk-Treasurer's office.

G. Effect of revocation of licenses. No license shall be issued for any premises if a license covering such premises has been revoked within six months prior to application. No license shall be issued to any person who has had a license issued pursuant to this section revoked within 12 months prior to application.

SECTION III: VALIDITY.

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION IV: CONFLICTING PROVISIONS REPEALED.

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION V: EFFECTIVE DATE.

This ordinance shall be in force from and after its introduction and publication as provided by statute.

SECTION VI: PART OF CODE:

This Ordinance becomes part of the City of Reedsburg Code, Chapter 349

Dated this 27h day of March, 2023.

David G. Estes, Mayor

Jacob Crosetto, Clerk/Treasurer

1st Reading at Council:

February 13, 2023

Public Hearing Noticed:

February 23, 2023

2nd Reading at Council/Public Hearing:

March 27, 2023

Published, Enactment Date:

April 6, 2023

ORDINANCE NO. 1953-23

The City of Reedsburg, Sauk County, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE.

The purpose of this amendment is to amend specific sections of Chapter 349 – Intoxicating Liquor and Fermented Malt Beverages of the City of Reedsburg Code in furtherance of the City’s policing power.

SECTION II: PROVISION AMENDED.

City of Reedsburg Code § 349-14 is hereby amended by this ordinance as follows:

§ 349-14. Consumption and possession in ~~on~~ Public Places~~streets and parks~~.

“Public Place” for the purposes of this chapter means any public street, highway, alley, sidewalk, parking lot, government building, park, public swimming pool, other public property, or other places open to the public.

A. No person shall sell or serve, or offer to sell or serve, any fermented malt beverages, wine, or intoxicating liquor ~~in~~upon any ~~Public Place~~street, except those places permitted for the sale of alcoholic beverages under these ordinances.

B. No person shall consume or ~~carry~~be in possession of an open bottle, can, or glass of any fermented malt beverage, wine, or intoxicating liquor ~~upon~~in any ~~Public Place~~street in the City, except those places permitted for the consumption or possession, respectively, of alcoholic beverages under these ordinances.

~~C. No person shall drink any intoxicating liquor or malt beverage in any building or place open to the public except a licensed tavern or bar or dining room in conjunction therewith or a private club, except as provided herein.~~

~~D.~~ No person shall drink wine, fermented malt beverages, or intoxicating liquor in a motor vehicle or have or permit any bottle or can of same which has been opened or upon which the label has been broken to be in any motor vehicle.

~~E.~~ No person shall throw any fermented malt beverage, wine, or intoxicating liquor cans or bottles from any motor vehicle or deposit them in any ~~Public Place in the City~~, except in receptacles in public parks provided for the disposal of waste.

~~F. No person shall consume or carry an open bottle, can or glass of fermented malt beverage, wine, or intoxicating liquor at the City swimming pool.~~

SECTION III: PROVISION AMENDED.

City of Reedsburg Code § 349-18 is hereby amended by this ordinance as follows:

§ 349-18. Revocation and suspension of licenses.

A. Proceedings to suspend, revoke or non-renew a license issued pursuant to this chapter shall be conducted in a manner consistent with § 125.12, Wis. Stats.

B. A license issued pursuant to this chapter may be suspended, revoked, or non-renewed if it is determined that the person holding the license:

(1) Has violated this chapter or municipal regulations adopted under Ch. 125, Wis. Stats.

(2) Keeps or maintains a disorderly or riotous, indecent or improper house.

(3) Has sold or given away alcohol beverages to known habitual drunkards.

(4) Does not possess the qualifications required under this chapter to hold the license.

(5) Has been convicted of manufacturing, distributing or delivering a controlled substance or controlled substance analog under § 961.41(1), Wis. Stats.; of possessing, with intent to manufacture, distribute or deliver, a controlled substance or controlled substance analog under § 961.41(1m), Wis. Stats.; or of possessing with intent to manufacture, distribute or deliver, or of manufacturing, distributing or delivering, a controlled substance or controlled substance analog under a substantially similar federal law or a substantially similar law of another state.

(6) Knowingly allows another person who is on the premises for which the license under this chapter is issued to possess, with intent to manufacture, distribute or deliver, a controlled substance or controlled substance analog.

(7) Received the benefit from an act prohibited under § 125.33(11), Wis. Stats.

C. Demerit points.

(1) In addition to causes for suspension, revocation or nonrenewal set forth in § 349-18B, a license may be suspended, revoked or non-renewed if the person holding the license accumulates 100 or more demerit points as specified in Subsection C(2) below within a twelve-month period. In determining the accumulated demerit points against the person holding the license within a twelve-month period, the City shall use the date each violation was committed as the basis for the determination.

(2) If the following number of demerit points are accumulated by a licensee within a twelve-month period, the following actions shall be taken by the Ordinance Committee or the Common Council:

Points	Action
--------	--------

100	Meeting with and warning from the Ordinance Committee
126-199	Review by Ordinance Committee and possible suspension of 3 to 14 days by the Common Council
200 or more	Mandatory revocation by the Common Council

D. Upon conviction for a violation of the following, retail licensees shall be assessed the following demerit points:

- (1) "Selling to an underage person" shall be defined as any person that has an alcohol beverage in his possession in violation of state drinking laws found in any licensed establishment. Exceptions to enforcement of this section shall be any underage person found in possession of a false ID or any person identified as underage by said establishment before any arrests have been made. Violation: 25 points.
- (2) Underage person loitering on premises without legal adult. Violation: 25 points.
- (3) False statement on license application. Violation: 100 points.
- (4) Impede search of licensed premises. Violation: 100 points.
- (5) No licensed bartender on premises. Violation: 25 points.
- (6) Licensed premises in noncompliance with sanitary/building codes with thirty day notice to comply. Violations that are not complied with within 30 days shall be as follows: sanitary: 25 points per single violation; building code: 10 points per violation.
- (7) Sell or dispense after hours. Violation: 25 points.
- (8) Place to place deliveries. Violation: 25 points.
- (9) Sell or serve ~~in a public place~~ without permit, except those places permitted for the sale of alcoholic beverages under these ordinances. Violation: 25 points.
- (10) Violation of improper exhibition (§ 349-17). Violation: 50 points.
- (11) Public nuisance, defined as any violation of Chapter 434, Peace and Good Order, § 434-5B and I; Chapter 366, Licensing, Article I; or Chapter 402, Nuisances, §§ 402-4 and 402 5, that apply to establishments. Violation: 15 points.
- (12) Open after closing hour. Violation of § 349-12: 25 points.

E. Upon conviction for a violation of the following, operators shall be assessed the following demerit points:

(1) Selling to an underage person shall be defined and exempted as Subsection D(1) of this section. Violation: 25 points.

(2) False statement on application. Violation: 100 points.

(3) Sell or dispense after hours. Violation: 25 points.

(4) Place to place deliveries. Violation: 25 points.

(5) Sell or serve ~~in a public place~~ in a public place street, except those places permitted for the sale of alcoholic beverages under these ordinances.. Violation: 25 points.

(6) Assault on a police officer. Violation: 200 points.

F. Repossession of license or permit. Whenever any license or permit under this section shall be revoked or suspended, the Clerk-Treasurer shall notify the licensee of such suspension or revocation and shall notify the Chief of Police, who shall take physical possession of the license or permit wherever it may be found and file it in the Clerk-Treasurer's office.

G. Effect of revocation of licenses. No license shall be issued for any premises if a license covering such premises has been revoked within six months prior to application. No license shall be issued to any person who has had a license issued pursuant to this section revoked within 12 months prior to application.

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ORDINANCE NO. 1952-23
(Zoning Change – 330 2nd St; Parcel #276-0928-00000 – Lot #2)

The City of Reedsburg, Sauk County, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE.

Consider rezoning property from B-1 Business to B-3 Business in the City of Reedsburg.

SECTION II: PROVISION AMENDED.

The zoning map for the City of Reedsburg as set forth in the official map provided for in the Ordinances for the City of Reedsburg is hereby permanently amended so as to zone the territory listed below in the manner set forth below.

SECTION III: PROPERTY ZONING

Part of Parcel 030-0286-00000 as based on attached Certified Survey Map, Lot #2
Reedsburg, Wisconsin, is hereby zoned B-3 Business

A property map may be obtained or accessed from the City Clerk at Reedsburg City Hall, 134 S.
Locust St, Reedsburg, WI; (608) 524-6404; www.reedsburgwi.gov .

SECTION IV: VALIDITY.

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED.

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE.

This ordinance shall be in force from and after its introduction and publication as provided by statute.

SECTION VII: PART OF CODE:

This Ordinance becomes part of the City of Reedsburg Code, Chapter 690.

Dated this 27th day of March 2023.

David G. Estes, Mayor

Jacob Crosetto, Clerk/Treasurer

1st Reading at Council:
Public Hearing Noticed:
2nd Reading at Council/Public Hearing:
Published, Enactment Date:

February 27, 2023
March 9 & March 16, 2023
March 27, 2023
April 6, 2023

Staff Report

DATE: 2/14/2023

APPLICANT: First Presbyterian Church Of Reedsburg

LOCATION: 148 N Park St / 330 2nd St – Parcel 276-0928-00000

ZONING: B-1 Business

PROPOSED LAND USE CHANGE: CSM & Rezoning

DESCRIPTION OF PROPERTY/IMPROVEMENTS: Consider Certified Survey Map to divide property into two and rezone property (Lot 2 of CSM) from B-1 Business to R-1 Residential or B-3 Business

General Findings

SURROUNDING LAND USES:

- North – Park
- West – Commercial
- South – Multi-family residential
- East – Single-family residential, commercial

ZONING:

- North- Government
- West- B-1, Government
- South- R-3 Residential
- East- B-1, B-3

TOPOGRAPHY: Flat slopes

STREET R.O.W./TRAFFIC/ACCESS: 2nd St; 66' ROW

ENVIRONMENTAL HAZARDS/CONDITIONS: None known

COMPREHENSIVE PLAN DESIGNATION: Government & Institutional (Downtown Focus)

COMMENTS

POLICE:

FIRE:

PUBLIC WORKS:

UTILITIES:

AMBULANCE:

ADMINISTRATOR:

SCHOOL:

Staff Comments

The church is selling the manse and that part of the parent parcel separately from the church property. They are requesting R-1 Residential, which is suitable, however past practice for similar area properties has been B-3 Business. From what I've heard, the prospective manse buyer would use the house as a tourist rooming house (e.g. Air BNB), which is a licensing matter and not a land use matter. But nonetheless a B-3 zone allows single-family residential by right and small commercial as a conditional use, as it is located in the Downtown Focus area (mixed use) on the future land use map.

Exhibit List

- A. City of Reedsburg Comprehensive Plan
- B. Zoning Ordinance, City of Reedsburg, Wisconsin
- C. Tuesday, February 14, 2023, Plan Commission Agenda
- D. Land Use Change Application
- E. Staff Report
- F. Notice of Public Meeting

City of Reedsburg Land Use Application

134 S. Locust St.
PO Box 490
Reedsburg, WI 53959

Ph: 608-524-6404
Fax: 608-524-8458
bduvalle@ci.reedsburg.wi.us

APPLICANT: First Presbyterian Church of Reedsburg
ADDRESS: 148 N. Park St. **CITY:** Reedsburg **STATE:** Wisconsin
ZIP: 53959 **PHONE:** 524-2812 **PARCEL #:** Lot 2
E-MAIL: grobosc@outlook.com

PROPERTY OWNER: (if different from Applicant) _____

LOCATION: (if different from address above) 330 2nd street

LAND USE REQUEST

(Please describe one or more as applicable – attach extra pages/maps if necessary)

☒ **Certified Survey Map (CSM):** _____

☐ **Conditional Use Permit:** _____

For **CONDITIONAL USE PERMIT** requests, also answer "A, B & C" on back page.

☐ **Preliminary Plat:** _____ **Final Plat:** _____ **Name of Plat:** _____

☒ **Rezoning - From:** B-1 **To:** R-1 **TID #** _____

☐ **Site Plan Review:** (See "B & C" on back page) _____

☐ **Zoning Appeal / Interpretation:** _____

☐ **Zoning Variance:** _____

For **VARIANCE** requests, also answer "D" on back page.

☐ **Other or Annexation:** _____

AFFIDAVIT

I certify that the information and plans submitted are true and accurate to the best of my knowledge. I also give permission to City zoning officials to enter my property for inspection purposes and for a temporary Zoning sign to be placed in my yard prior to the meeting.

Gary J. McQuinn, 1/18/2023

Applicant Signature / Date

Gary J. McQuinn, 1/18/2023

Owner Signature / Date

Account #10-461500-00

**The applicant or representative
MUST ATTEND the meeting(s).**

G:\wpnet\Zoning - Planning\Land Use Appl.doc

Cond Use Permit	\$200	_____
Cond Use-Agriculture	\$400	_____
Variance	\$125	_____
Rezoning	\$200	<u>X</u>
C.S.M.	\$175	<u>X</u>
Subdivision Plat	\$610	_____
- w/ Stormwater Plan	\$100	_____
Site Plan Review	\$175	_____
Annexation	\$200	_____
Plan Amend	\$200	_____
Date Paid	<u>2-1-2023</u>	_____
Receipt #	<u>1043064</u>	_____

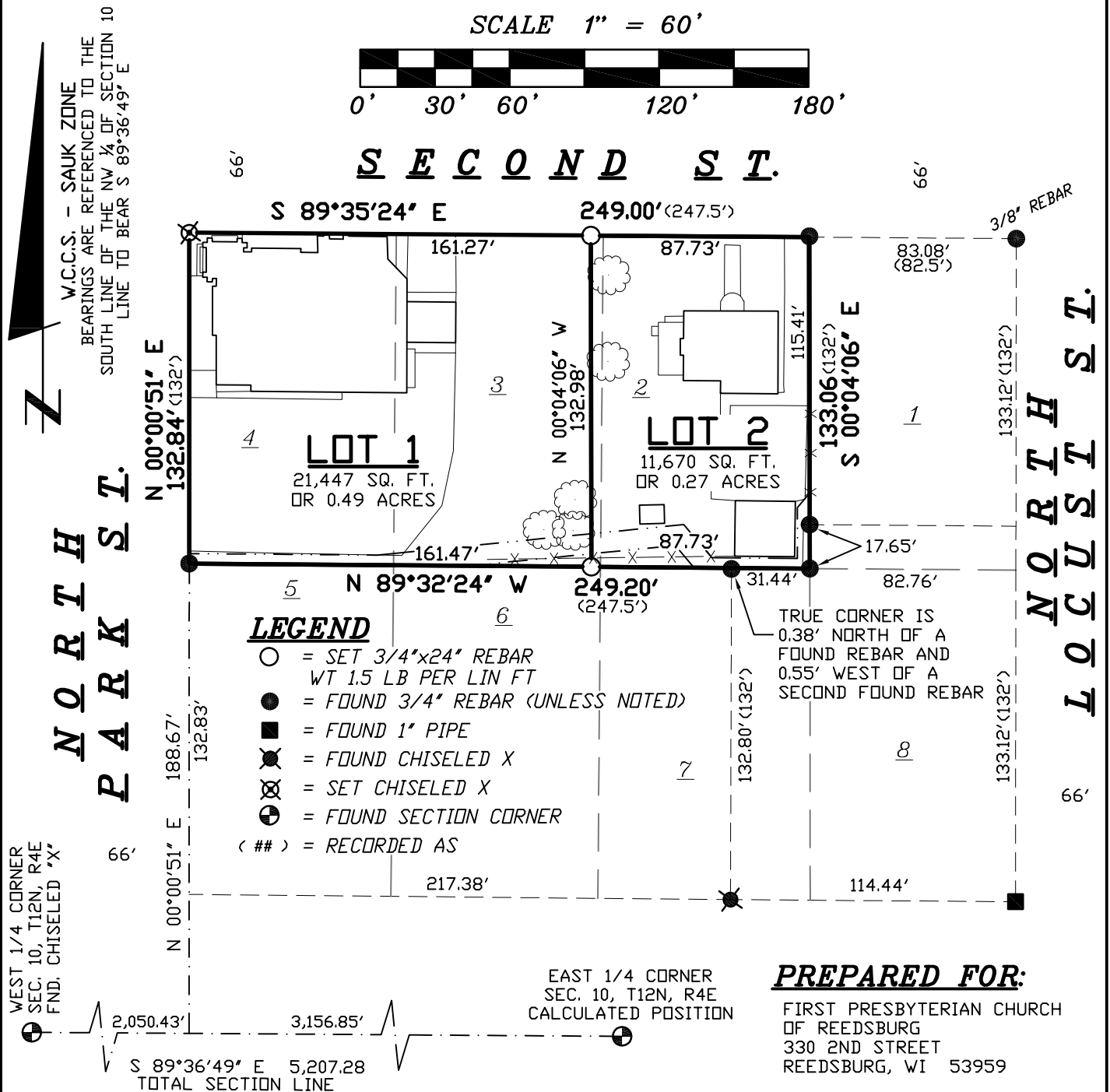


CERTIFIED SURVEY MAP NO.

WILLIAMSON SURVEYING AND ASSOCIATES, LLC

NDA T. PRIEVE // CHRIS W. ADAMS // NEIL F. BORTZ, PROFESSIONAL LAND SURVEYORS
104 A WEST MAIN STREET, WAUNAKEE, WISCONSIN, 53597 PHONE: 608-255-5705

Located in the SE ¼ of the NW ¼ of Section 10, T12N, R4E, City of Reedsburg, Sauk County, Wisconsin. Including all of Lots 2, 3 and 4, Block 15, Original Plat of Reedsburg



NOTES:

- 1.) THIS SURVEY WAS PREPARED WITHOUT BENEFIT OF A TITLE REPORT FOR THE SUBJECT TRACT OR ADJOINERS AND IS THEREFORE SUBJECT TO ANY EASEMENTS, AGREEMENTS, RESTRICTIONS AND STATEMENT OF FACTS REVEALED BY EXAMINATION OF SUCH DOCUMENTS.
- 2.) WETLANDS AND FLOOD PLAIN, IF PRESENT, HAVE NOT BEEN LOCATED OR SHOWN.
- 3.) THE SECTION CORNER TIES FOR THE EAST AND WEST 1/4 CORNERS WERE CHECKED AND VERIFIED TO THE MOST RECENT SECTION CORNER TIE SHEETS ON RECORD.

SURVEYORS SEAL

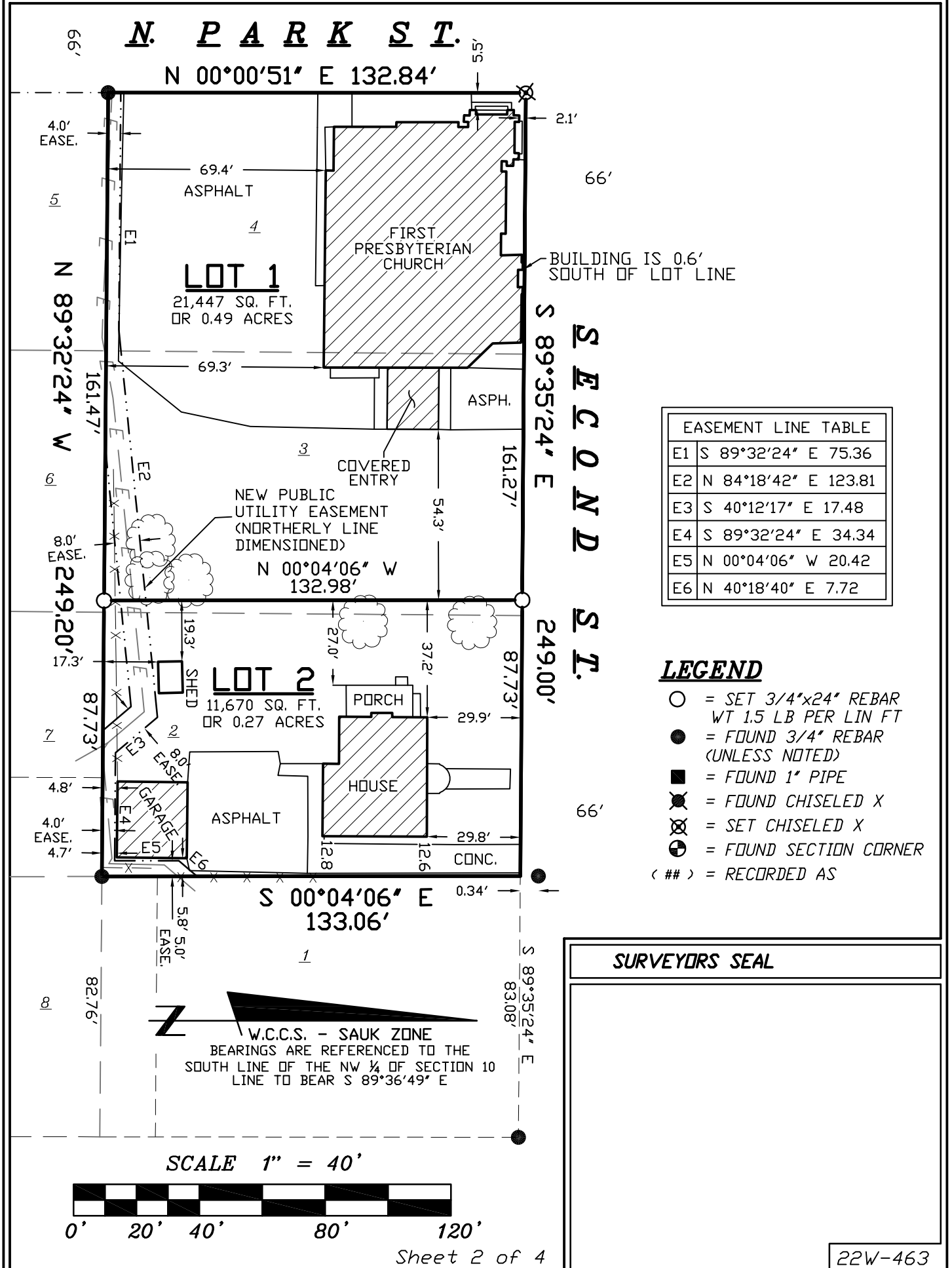


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104 A WEST MAIN STREET, WAUNAKEE, WISCONSIN, 53597 PHONE: 608-255-5705

Located in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 10, T12N, R4E, City of Reedsburg,
Sauk County, Wisconsin. Including all of Lots 2, 3 and 4, Block 15,
Original Plat of Reedsburg

SURVEYOR'S CERTIFICATE

I, Chris W. Adams, Professional Land Surveyor hereby certify that this survey is correct to the best of the professional surveyor's knowledge and belief and is in full compliance with the provisions of Chapter A-E 7 and Chapter 236.34 Wisconsin Statutes, the subdivision regulations of the City of Reedsburg, and by the direction of the owner listed below, I have surveyed, divided, and mapped a correct representation of the exterior boundaries of the land surveyed and the division of that land, being Lots 2, 3 and 4, Block 15, Original Plat of Reedsburg, located in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 10, T12N, R4E, City of Reedsburg, Sauk County, Wisconsin.

Williamson Surveying and Associates, LLC
by Chris W. Adams

Date _____

Chris W. Adams S-2748
Professional Land Surveyor

OWNERS' CERTIFICATE:

As owner, I hereby certify that I caused the land described on this certified survey map to be surveyed, divided and mapped as represented on the certified survey map.

WITNESS the hand seal of said owners this _____ day
of _____, 20____.

FIRST PRESBYTERIAN CHURCH OF REEDSBURG

Gary McDermott-Authorized Representative

STATE OF WISCONSIN)
_____ COUNTY)

Personally came before me this _____ day of _____, 20____ the
above named Gary McDermott to me known to be the person who executed
the foregoing instrument and acknowledge
the same.

_____ County, Wisconsin.

My commission expires _____

Notary Public

Print Name

Sheet 3 of 4

SURVEYORS SEAL

22W-463



CERTIFIED SURVEY MAP NO. _____

WILLIAMSON SURVEYING AND ASSOCIATES, LLC

NDA T. PRIEVE // CHRIS W. ADAMS // NEIL F. BORTZ, PROFESSIONAL LAND SURVEYORS
104 A WEST MAIN STREET, WAUNAKEE, WISCONSIN, 53597 PHONE: 608-255-5705

Located in the SE ¼ of the NW ¼ of Section 10, T12N, R4E, City of Reedsburg,
Sauk County, Wisconsin. Including all of Lots 2, 3 and 4, Block 15,
Original Plat of Reedsburg

CITY OF REEDSBURG APPROVAL

Resolved that this certified survey map in the City of Reedsburg is
hereby acknowledged and approved by the City of Reedsburg on this
____ day of _____, 20____.

Brian Duvalle
City Zoning Administrator

REGISTER OF DEEDS:

Received for recording this ____ day of _____, 20____ at ____ o'clock
____.M. and recorded in Volume _____ of Sauk County Certified Surveys on
pages _____ through _____.

Register of Deeds

SURVEYORS SEAL



City of Reedsburg GIS

DISCLAIMER: The City of Reedsburg does not guarantee the accuracy of the material contained here in and is not responsible for any misuse or misrepresentation of this information or its derivatives.



SCALE: 1" = 69'

CITY OF REEDSBURG

134 S. Locust Street
PO Box 490
Reedsburg, WI 53959
608-524-6404

Print Date: 2/1/2023

CITY OF REEDSBURG BID OPENING

134 South Locust Street

Reedsburg, WI 53959

Project: 2023 ASPHALT PAVEMENT 2/23/23

BIDDER	BID SECURITY	BASE BID	COMMENTS
Scott Const.	Bond	\$210,254.80	\$86.17 / ton
D.L. Gasser	Bond	\$185,147.20	\$75.88 / ton

CITY OF REEDSBURG BID OPENING

134 South Locust Street

Reedsburg, WI 53959

Project: 2023 CRUSHED AGGREGATE BASE COURSE 2/23/23

BIDDER	BID SECURITY	BASE BID	COMMENTS
Ray Zobel & Sons	Bond	\$51,250.00	\$10.25 / ton
Bindl Bauer Lime and Stone	Check	\$57,950.00	\$11.59 / ton

CITY OF REEDSBURG BID OPENING

134 South Locust Street

Reedsburg, WI 53959

Project: 2023 C&G CONTRACT 'A', SIDEWALK CONTRACT 'B' 2/23/23

BIDDER	BID SECURITY	BASE BID	COMMENTS
T & M	Check	\$11,442.00	Contract B
Rennhack Construction	Bond	\$118,400.20	Contract A
		\$12,825.00	Contract B
Augelli	Bond	\$148,856.00	Contract A
		\$23,400.00	Contract B

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CITY OF REEDSBURG BID OPENING

134 South Locust Street

Reedsburg, WI 53959

Project: 2023 ANNUAL RENTAL CONTRACT 2/23/23

BIDDER	BID SECURITY	BASE BID	COMMENTS
Ray Zobel & sons	Bond	\$115.00 \$165.00 \$45 / ton	Quad axle dump per hour Backhoe per hour Demo Material Disposal