



**AGENDA  
BELOIT CITY COUNCIL  
100 State Street, Beloit WI 53511  
City Hall Forum – 7:00 p.m.  
Monday, December 1, 2014**

1. CALL TO ORDER AND ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. SPECIAL ORDERS OF THE DAY/ANNOUNCEMENTS
  - a. Proclamation recognizing the **Beloit Memorial High School Cross Country Runners** Brenda Hernandez and Bailey Cronin (Haynes)
  - b. Proclamation recognizing the **Beloit Legion 16U Baseball Team** for the 2014 State Championship (Haynes)
  - c. Presentation for Wisconsin Parks and Recreation Association (WPRA) **Silver Star Award** (Ramsey)
4. PUBLIC HEARINGS
  - a. Resolution authorizing a **Conditional Use Permit** to allow a drive-up automated teller machine (ATM) in a CBD-1, Central Business District – Core, for the property located at 419 Pleasant Street (Christensen) Plan Commission recommendation for approval 6-0
5. CITIZENS PARTICIPATION
6. CONSENT AGENDA

All items listed under the Consent Agenda are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which event the item will be removed from the General Order of Business and considered at this point on the agenda.

  - a. Approval of the **Minutes** of the regular and special meetings of November 17, 2014 (LeMire)
  - b. Application for a **Class “B” Beer and Reserve “Class B” Liquor License** for Eclipse Event Center, LLC, d/b/a Eclipse Event Center, located at 100 Eclipse Center (LeMire) Refer to ABLCC
  - c. Application for a **Class “B” Beer and Reserve “Class B” Liquor License** for Lucy’s #7 Burger Bar, LLC, d/b/a Lucy’s #7 Burger Bar, located at 430 East Grand Avenue, Suite 102 (LeMire) Refer to ABLCC
  - d. Application for a **Planned Unit Development – Master Land Use Plan** for the property located at 2250 West Hart Road, for a proposed Assisted Living Facility (Christensen) Refer to the Plan Commission

- e. Application for a **Zoning Map Amendment** to change the zoning district classification of the property located at 1400 Frederick Street from R-1A, Single-family Residential District, to PLI, Public Lands and Institutions District (Christensen)  
Refer to the Plan Commission
- f. Application for a 2-Lot **Certified Survey Map** for the properties located at 1400 and 1524 Frederick Street (Christensen) Refer to the Plan Commission
- g. Resolution approving **Final Payment** for Public Works Contract C13-11, Concrete Pavement Repair (Boysen)

## 7. ORDINANCES

- a. Proposed Ordinance to remove the **No-Parking restriction** on Hobart Place (Boysen)  
Traffic Review Committee recommendation for approval 4-1  
First reading, suspend rules for second reading
- b. Proposed Ordinance to add **No-Parking regulations** on Lovell Avenue (Boysen)  
Traffic Review Committee recommendation for approval 4-1  
First reading, suspend rules for second reading

## 8. APPOINTMENTS – none

## 9. COUNCILOR ACTIVITIES AND UPCOMING EVENTS

## 10. CITY MANAGER'S PRESENTATION

- a. **Annual Snow and Ice Control Plan Presentation** (Walsh)

## 11. REPORTS FROM BOARD AND CITY OFFICERS

- a. Resolution amending the **Mutual Cooperation Agreement** under the National Affordable Housing Act (Christensen)
- b. Resolution adopting a **Meet and Confer Agreement** between the City of Beloit and the Beloit Police Supervisory Association (Simpson)
- c. Resolution adopting a **Collective Bargaining Agreement** between the City of Beloit and the Transit Union (Simpson)

## 12. ADJOURNMENT

\*\* Please note that, upon reasonable notice, at least 24 hours in advance, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information to request this service, please contact the City Clerk's Office at 364-6680, 100 State Street, Beloit, WI 53511.

Dated: November 26, 2014  
Rebecca Houseman LeMire  
City of Beloit City Clerk  
[www.beloitwi.gov](http://www.beloitwi.gov)

You can watch this meeting live on Charter PEG digital channel 992. Meetings are rebroadcast during the week of the Council meeting on Tuesday at 1:00 p.m.; Thursday at 8:30 a.m.; and Friday at 1:00 p.m.

**WHEREAS**, Bailey Cronin's remarkable cross country journey only began in June of this year, the summer before her sophomore year at Beloit Memorial High School; and

**WHEREAS**, Bailey's best time of the year was when she took third place at the Sectional competition in Verona, running a 5K (3.1 miles) in 19:59, thereby qualifying her for the 2014 Division 1 Girls State Cross Country Meet; and

**WHEREAS**, Bailey and her teammate Brenda Hernandez are the first Lady Knights to ever qualify for the Wisconsin State Cross Country Meet; and

**WHEREAS**, Bailey finished 137th in the 2014 Division 1 Girls State Cross Country Meet, earning her the title of State Scholar Athlete for participating in a State Level Meet and having a GPA of 3.5 or above; and

**WHEREAS**, Bailey's hard work and dedication paid off by making BMHS history and setting a great example for future athletes.

**NOW, THEREFORE, BE IT PROCLAIMED** by the City Council President of the City of Beloit that the City is proud to honor Bailey Cronin for her outstanding athletic and academic achievements, and be it further proclaimed that the City is proud to have been represented by Bailey Cronin at the 2014 Division 1 Girls State Cross Country Meet.

Presented this 1st day of December 2014.

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Mark Spreitzer, City Council President

ATTEST:

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Rebecca Houseman LeMire, City Clerk

**WHEREAS**, participation in sports can strengthen both the body and mind; and

**WHEREAS**, American Legion Baseball is the most successful and most visible youth program of the American Legion, with over 75% of college baseball players and over 50% of major league players having played American Legion Baseball; and

**WHEREAS**, American Legion baseball players must exhibit the virtues of character, ethics, and good sportsmanship; and

**WHEREAS**, the following young men made up the summer of 2014 16U Beloit Legion team: Sam Behm, Miguel Betancourt, Nolan Buchert, Ethan Burns, Killian Chamberlain, Andrew De Kok, Drew Freitag, CJ Grahn, Dylan Hill, Cade Johnson, Avery Lewis, Nate Loomis, Steven Makinen, Jon Ryan and Cole Walker; and

**WHEREAS**, this talented team was coached to an outstandingly successful season by Head Coach Bill Grahn and Assistant Coach Josh Oldenburg; and

**WHEREAS**, this team brought their victorious season of 26 wins and 7 losses to a close by clinching the Wisconsin State Championship for 16U in a series of exciting tournament games, bringing home both the trophy and the title.

**NOW THEREFORE, THE CITY COUNCIL PRESIDENT OF THE CITY OF БЕЛОIT** does hereby proclaim Monday, December 1, 2014 as

**“2014 БЕЛОIT AMERICAN LEGION 16U BASEBALL TEAM RECOGNITION DAY”**

and wishes to acknowledge the extraordinary skills and accomplishments of the players and coaches upon honoring the City with a State Championship, as well as representing the citizens of the City of Beloit in an exemplary manner, showing communication and cooperation skills only learned through team play and in keeping with the American Legion Baseball Code of Sportsmanship.

Presented this 1<sup>st</sup> day of December, 2014.

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Mark Spreitzer, City Council President

**ATTEST:**

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Rebecca Houseman LeMire, City Clerk

**RESOLUTION**

**AUTHORIZING A CONDITIONAL USE PERMIT TO ALLOW A DRIVE-UP AUTOMATED TELLER MACHINE (ATM) IN THE CBD-1, CENTRAL BUSINESS DISTRICT – CORE, FOR THE PROPERTY LOCATED AT 419 PLEASANT STREET**

**WHEREAS**, the application of Hendricks Commercial Properties, LLC for a Conditional Use Permit to allow a Drive-Up Automated Teller Machine (ATM) in the CBD-1, Central Business District – Core, for the property located at 419 Pleasant Street, having been considered by the City Council of the City of Beloit, Wisconsin at a public hearing held for that purpose and due notice of said hearing having been given by publication as appears by the Proof of Publication filed in the City Clerk’s office.

**NOW, THEREFORE, BE IT RESOLVED THAT**, the City Council of the City of Beloit, Rock County, Wisconsin does hereby grant a Conditional Use Permit to allow a Drive-Up ATM in the CBD-1, Central Business District – Core, for the property located at 419 Pleasant Street (a/k/a 500 Public Avenue) in the City of Beloit, for the following described premises:

Lot 2 of a Certified Survey Map as recorded in Volume 33 on Pages 384-387 of the Certified Survey Maps of Rock County, located in the City of Beloit, County of Rock, State of Wisconsin. Said parcel contains 0.683 acre, more or less.

As a condition of granting the Conditional Use Permit, the City Council does hereby stipulate the following conditions and restrictions upon the Conditional Use, which are necessary for the public interest:

1. This Conditional Use Permit authorizes the installation and use of a freestanding Drive-Up ATM kiosk in an existing landscaping island in the rear parking lot, in the location shown on the site plan submitted by the applicant.
2. Prior to use of the ATM, the applicant shall sign & stripe the five affected parking stalls that will be blocked by the ATM’s stacking spaces as “bank employee parking only.” This parking restriction shall remain as long as the ATM.
3. Prior to use of the ATM, the applicant shall sign & stripe the drive aisle between the ATM and Public Avenue as one-way (southbound) only through the use of painted arrows, one-way signs, and do not enter signs.
4. The applicant shall keep all lights on in the rear parking lot and adjacent former drive-through exit driveway during all periods of darkness, and is encouraged to install surveillance cameras in the parking lot.
5. Prior to use of the ATM, the applicant shall plant at least one shade tree and low-growth shrubs in the parking lot island that hosts the ATM, along with at least one additional replacement shade tree in a nearby parking lot island.
6. Any major changes in the adopted conditions or use of the property shall be approved by the Plan Commission and City Council by amending this Conditional Use Permit. The Director of Planning & Building Services may approve minor changes administratively.

Adopted this 1<sup>st</sup> day of December, 2014.

**BELOIT CITY COUNCIL**

\_\_\_\_\_  
Mark Spreitzer, Council President

ATTEST:

\_\_\_\_\_  
Rebecca Houseman LeMire, City Clerk

# CITY OF BELOIT

## REPORTS AND PRESENTATIONS TO CITY COUNCIL

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**Topic:** Conditional Use Permit Application for the property located at 419 Pleasant Street

**Date:** December 1, 2014

**Presenter(s):** Julie Christensen

**Department:** Community Development

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### **Overview/Background Information:**

Hendricks Commercial Properties has filed an application for a Conditional Use Permit to allow a Drive-Up Automated Teller Machine (ATM) in the CBD-1, Central Business District – Core, for the property located at 419 Pleasant Street. The applicant is in the process of building-out a first floor tenant suite for Blackhawk Community Credit Union in the Vision Beloit building on the corner of Pleasant Street and Public Avenue.

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### **Key Issues (maximum of 5):**

- The bank's proposed ATM will be a freestanding kiosk in the rear parking lot, as shown on the attached site plan. A photo of an identical kiosk at a different bank location is also attached to this report.
  - The ATM will be accessible from an existing driveway on Public Avenue, which is currently a two-way driveway. According to Section 8-112 of the Zoning Ordinance, ATMs must have at least 3 stacking spaces that allow bypass exiting and do not impede movements in & out of off-street parking spaces. In order to address concerns about the stacking spaces blocking parked vehicles, the applicant has agreed to sign & stripe the five affected parking stalls as bank employee only stalls. This will ensure that sign-abiding members of the public are not impeded. The five affected parking stalls (along with the entire parking lot) are voluntary off-street parking, as there are no minimum off-street parking requirements in the Central Business District.
  - The applicant removed one mature shade tree to accommodate the ATM pad, and Planning staff is recommending a condition of approval that will require the applicant to plant at least two replacement shade trees.
  - The City Engineer has reviewed this application and is recommending denial, due to the fact that drivers using the ATM will be facing oncoming traffic when leaving the ATM. Planning staff and the applicant evaluated the subject property's parking lot, and while the selected location is not ideal, it is the least problematic when considering stacking spaces and disruption of turning movements. To address this concern, Planning staff is recommending a condition of approval that will require the drive aisle between the ATM and Public Avenue to be signed & striped as one-way (southbound) only through the use of painted arrows, one-way signs, and do not enter signs.
  - The Plan Commission reviewed this item on November 19, 2014 and voted unanimously (6-0) to recommend approval of the requested Conditional Use Permit, subject to the six conditions recommended by Planning staff.
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### **Conformance to Strategic Plan:**

- Consideration of this request supports Strategic Goal #5.
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### **Sustainability:**

- **Reduce dependence upon fossil fuels** – N/A
  - **Reduce dependence on chemicals and other manufacturing substances that accumulate in nature** – N/A
  - **Reduce dependence on activities that harm life sustaining eco-systems** – N/A
  - **Meet the hierarchy of present and future human needs fairly and efficiently** – N/A
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### **Action required/Recommendation:**

- City Council consideration and action on the proposed Resolution
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**Fiscal Note/Budget Impact:** N/A

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**Attachments:** Resolution and Staff Report to the Plan Commission

# CITY OF BELOIT

## REPORT TO THE BELOIT CITY PLAN COMMISSION



**Meeting Date:** November 19, 2014

**Agenda Item:** 3

**File Number:** CU-2014-09

**Applicant:** Hendricks Commercial Properties LLC

**Owner:** Hendricks Commercial Properties LLC

**Location:** 419 Pleasant Street

**Existing Zoning:** CBD-1, Central Business District - Core

**Existing Land Use:** Multi-Tenant Office Building (Vision Beloit)

**Parcel Size:** 0.683 Acre

### Request Overview/Background Information:

Hendricks Commercial Properties has filed an application for a Conditional Use Permit to allow a Drive-Up Automated Teller Machine (ATM) in the CBD-1, Central Business District – Core, for the property located at 419 Pleasant Street. The applicant is in the process of building-out a first floor tenant suite for Blackhawk Community Credit Union in the Vision Beloit building on the corner of Pleasant Street and Public Avenue.

### Key Issues:

- The attached **Location and Zoning Map** shows the location of the parcel involved in this application. The adjacent zoning and land uses are as follows:
  - North: R-4, Moderate-Density Multi-Family Residential District; Church & Multi-Family Residential
  - South: CBD-1, Central Business District – Core; Institutional
  - East: CBD-1, Central Business District – Core; Commercial (Vacant)
  - West: CBD-1, Central Business District – Core; Commercial & Surface Parking Lot
- The bank's proposed ATM will be a freestanding kiosk in the rear parking lot, as shown on the attached site plan. A photo of an identical kiosk at a different bank location is also attached to this report.
- The ATM will be accessible from an existing driveway on Public Avenue, which is currently a two-way driveway.
- According to Section 8-112 of the Zoning Ordinance, ATMs must have at least 3 stacking spaces that allow bail-out exiting and do not impede movements in & out of off-street parking spaces. In order to address concerns about the stacking spaces blocking parked vehicles, the applicant has agreed to sign & stripe the five affected parking stalls as bank employee only stalls. This will ensure that sign-abiding members of the public are not impeded.
- As an alternative, the Plan Commission could require the applicant to remove & replace the affected parking stalls with landscaping as a condition of approval. Planning staff is not recommending this course of action at this time.
- The five affected parking stalls (along with the entire parking lot) are voluntary off-street parking, as there are no minimum off-street parking requirements in the Central Business District.
- There are light poles in the subject property's parking lot, and two light poles in the former Associated Bank drive-through exit driveway, which is also owned by the applicant. Given recent criminal activity near other downtown ATM kiosks, Planning staff is recommending a condition of approval that will require the applicant to keep all of the nearby lights on during all periods of darkness.
- The applicant removed one mature shade tree to accommodate the ATM pad, and Planning staff is recommending a condition of approval that will require the applicant to plant at least two replacement shade trees.
- The City Engineer has reviewed this application and is recommending denial, due to the fact that drivers using the ATM will be facing oncoming traffic when leaving the ATM. Planning staff and the applicant evaluated the subject property's parking lot, and while the selected location is not ideal, it is the least problematic when considering stacking spaces and disruption of turning movements. To address this concern, Planning staff is recommending a condition of approval that will require the drive aisle between the ATM and Public Avenue to be signed & striped as one-way (southbound) only through the use of painted arrows, one-way signs, and do not enter signs.
- The freestanding kiosk ATM operated by First National Bank in the parking lot across from the Ironworks Hotel has a similar layout and vehicle movements.
- The City's other Review Agents have reviewed this application and do not have any comments or concerns.
- The attached Public Notice was sent to seven nearby property owners, which has not resulted in any comments.

### Findings of Fact

Based on Section 2-504 of the Zoning Ordinance, the Plan Commission shall make a recommendation based on the following considerations:

- a. *Whether the establishment, maintenance, or operation of the conditional use will be detrimental to or endanger the public health, safety, morals, comfort, or general welfare;*
  - Subject to certain conditions of approval, the proposed Drive-Up ATM will not be detrimental to or endanger the public health, safety, morals, comfort, or general welfare.
- b. *Whether the conditional use will be injurious to the use and enjoyment of other property in the immediate*

*vicinity for purposes already permitted;*

- The affected area is an urban parking lot that will not be negatively impacted by additional glare, noise, and emissions resulting from the Drive-Up ATM.
- c. *Whether the conditional use will substantially diminish or impair property values within the neighborhood of the subject property;*
- On the contrary, the opening of another bank in the downtown area is likely to enhance property values within the area.
- d. *Whether the establishment of the conditional use will impede the normal and orderly development and improvement of the surrounding property;*
- This is an urbanized area and the surrounding properties are fully developed.
- e. *Whether the exterior architectural design or site layout of the proposed conditional use is so dissimilar or otherwise incompatible with existing or proposed development in the immediate neighborhood that it will cause a depreciation in property values;*
- The design and appearance of the ATM is compatible with surrounding developments.
  - Planning staff is recommending conditions of approval that will require adequate lighting and landscaping in order to ensure compatibility.
- f. *Whether adequate utilities, access roads, drainage or other necessary facilities will be available to serve the proposed use at the time of its occupancy or use;*
- Adequate facilities and infrastructure are available to serve the conditional use.
- g. *Whether adequate measures will be taken to minimize traffic congestion; and*
- The proposed ATM includes adequate stacking spaces and the general public will not be impeded with respect to movements in and out of affected parking stalls.
  - Although drivers using the ATM will be temporarily facing the oncoming traffic lane, these vehicle movements will occur at slow speeds and are not uncommon in urban parking lots where vehicles must first yield and then veer to the left before turning tightly into parking stalls on their right. In addition, signing & striping the drive aisle as one-way only will alleviate many conflicts.
- h. *Whether the conditional use will comply with all applicable regulations of the Zoning Ordinance.*
- The conditional use will comply with all other applicable regulations of the Zoning Ordinance.

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#### **Consistency with Comprehensive Plan and Strategic Plan:**

The Comprehensive Plan refers to the Downtown Plan, which recommends Office uses for the Vision Beloit property. Consideration of this request supports City of Beloit Strategic Goal #5.

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#### **Sustainability:**

- **Reduce dependence upon fossil fuels** – N/A
- **Reduce dependence on chemicals and other manufacturing substances that accumulate in nature** – N/A
- **Reduce dependence on activities that harm life sustaining eco-systems** – N/A
- **Meet the hierarchy of present and future human needs fairly and efficiently** – N/A

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#### **Staff Recommendation:**

The Planning & Building Services Division recommends **approval** of a Conditional Use Permit to allow a Drive-Up Automated Teller Machine (ATM) in the CBD-1, Central Business District – Core, for the property located at 419 Pleasant Street, based on the above Findings of Fact and subject to the following conditions:

1. This Conditional Use Permit authorizes the installation and use of a freestanding Drive-Up ATM kiosk in an existing landscaping island in the rear parking lot, in the location shown on the site plan submitted by the applicant.
2. Prior to use of the ATM, the applicant shall sign & stripe the five affected parking stalls that will be blocked by the ATM's stacking spaces as "bank employee parking only." This parking restriction shall remain as long as the ATM.
3. Prior to use of the ATM, the applicant shall sign & stripe the drive aisle between the ATM and Public Avenue as one-way (southbound) only through the use of painted arrows, one-way signs, and do not enter signs.
4. The applicant shall keep all lights on in the rear parking lot and adjacent former drive-through exit driveway during all periods of darkness, and is encouraged to install surveillance cameras in the parking lot.
5. Prior to use of the ATM, the applicant shall plant at least one shade tree and low-growth shrubs in the parking lot island that hosts the ATM, along with at least one additional replacement shade tree in a nearby parking lot island.
6. Any major changes in the adopted conditions or use of the property shall be approved by the Plan Commission and City Council by amending this Conditional Use Permit. The Director of Planning & Building Services may approve minor changes administratively.

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**Fiscal Note/Budget Impact:** N/A

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**Attachments:** Location & Zoning Map, Photos, Site Plan, Application, Public Notice, and Mailing List.



# Location & Zoning Map

419 Pleasant Street


CU-2014-09



1 inch = 31 feet

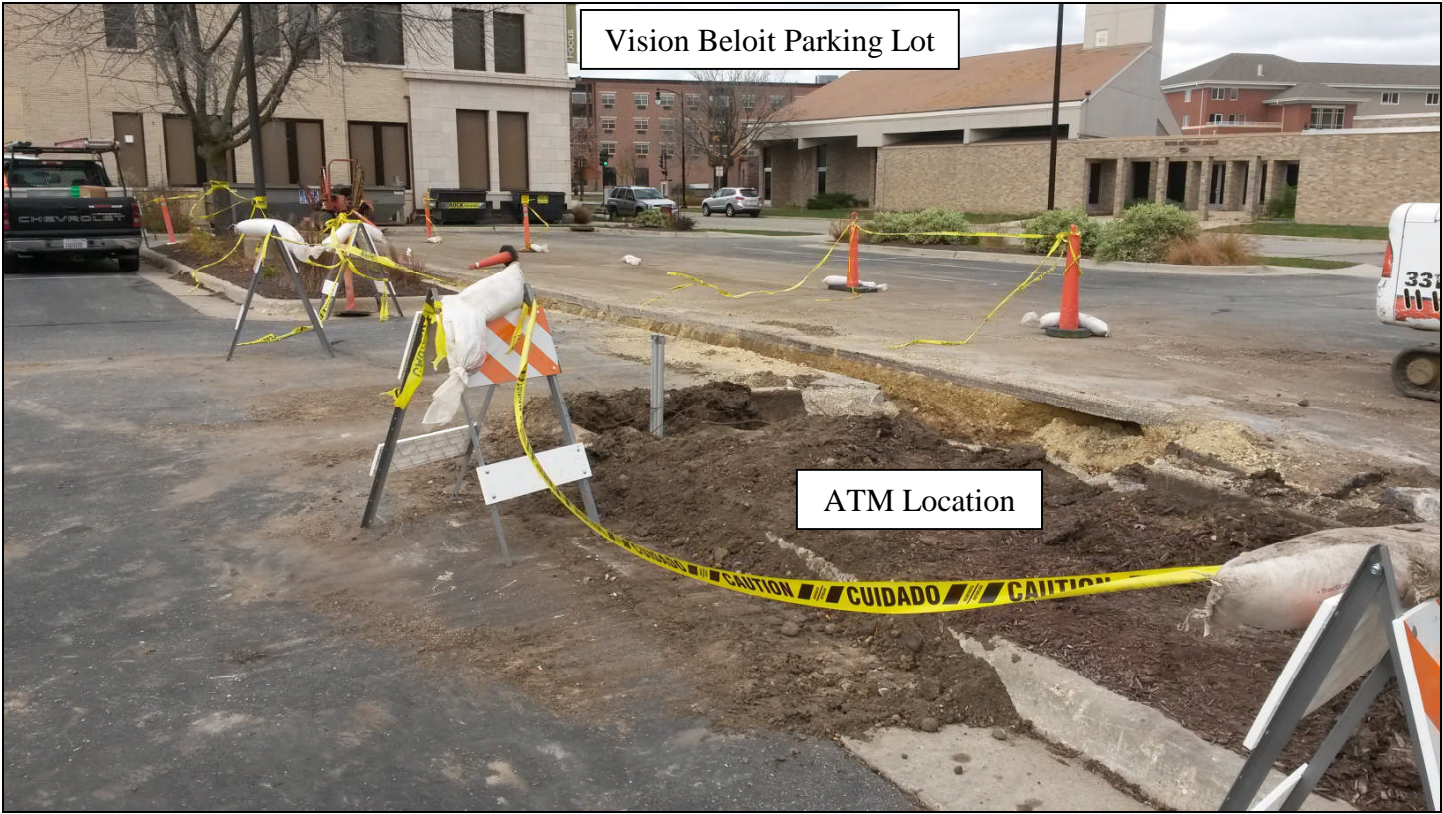
0 4.59 18 27 Feet

### Legend

-  COB Parcels
-  Zoning District

Map prepared by: Drew Pennington, AICP  
Date: October 2014  
For: City of Beloit Planning & Building Services  
Date of Aerial Photography: March 2011

## PLANNING & BUILDING SERVICES DIVISION



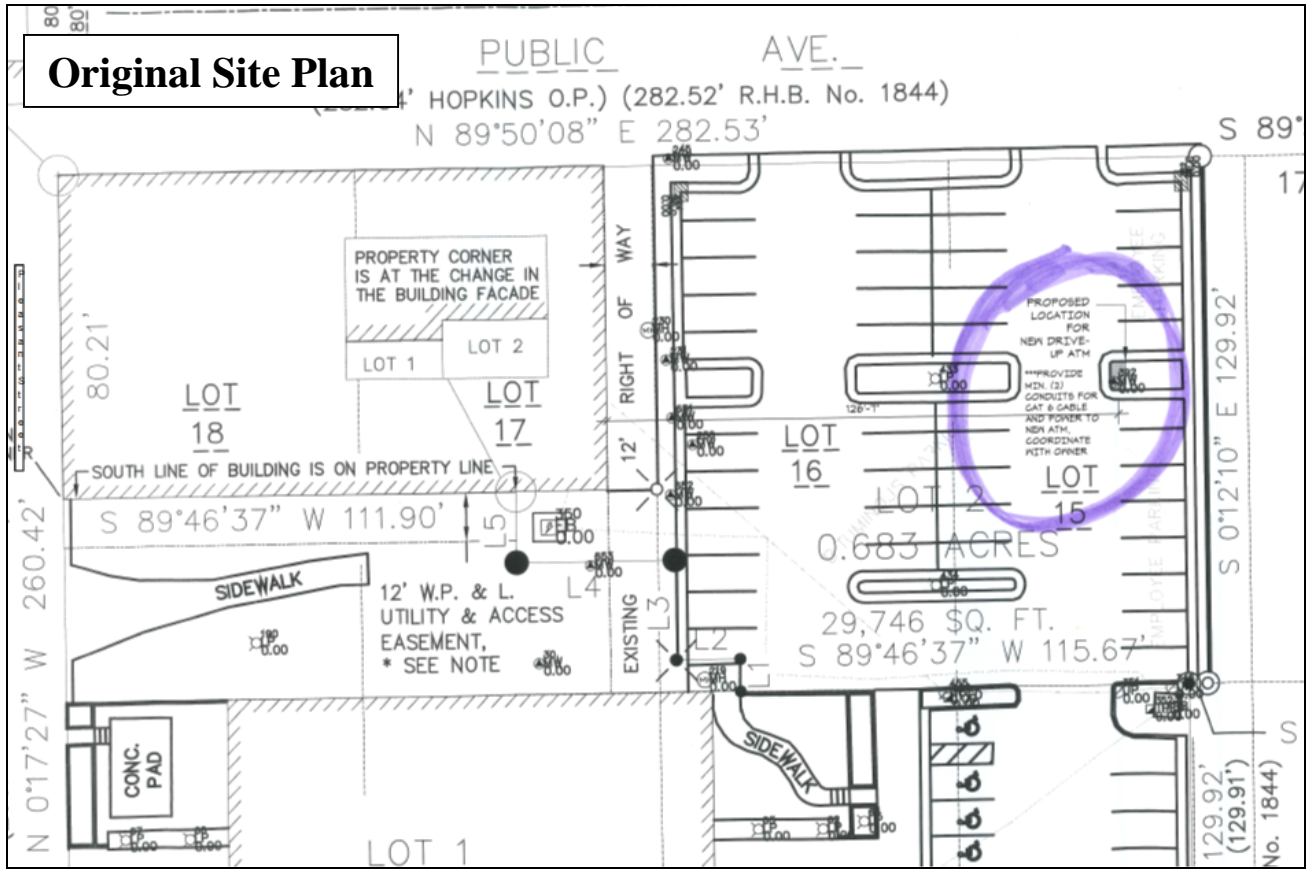
Vision Beloit Parking Lot

ATM Location

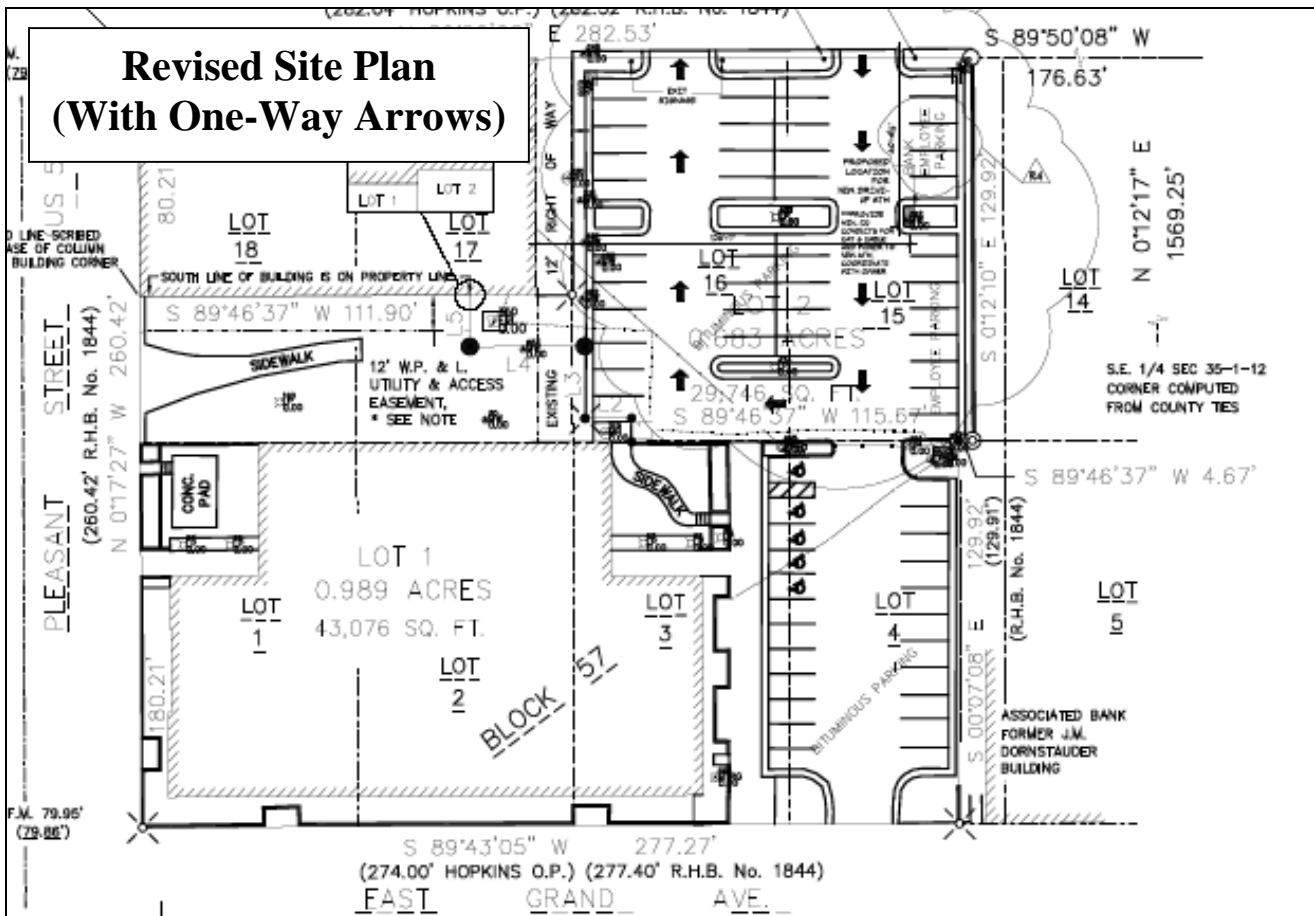


ATM Example

# Original Site Plan



# Revised Site Plan (With One-Way Arrows)



# CITY of BELOIT

## Planning and Building Services Division

100 State Street, Beloit, WI 53511 Phone: (608) 364-6700 Fax: (608) 364-6609

### Conditional Use Permit Application

(Please Type or Print)

File Number: CU-2014-09

1. Address of subject property: 409 PLEASANT ST

2. Legal description: SEE ATTACHED

If property has not been subdivided, attach a copy of the complete legal description from deed.

Property dimensions are: \_\_\_\_\_ feet by \_\_\_\_\_ feet = \_\_\_\_\_ square feet.

If more than two acres, give area in acres: \_\_\_\_\_ acres.

3. Tax Parcel Number(s): 206 13530945

4. Owner of record: HETONICH COMMERCIAL Phone: 608-362-8981

525 3RD ST SUITE 300 PROPERTIES WI 53189  
(Address) (City) (State) (Zip)

5. Applicant's Name: HETONICH COMMERCIAL PROPERTIES (CRITE BRANTZ)

525 3RD ST SUITE 300 BELOIT, WI 53511  
(Address) (City) (State) (Zip)

608-362-8981 | |  
(Office Phone #) (Cell Phone #) (E-mail Address)

6. All existing use(s) on this property are: COMMERCIAL

7. THE FOLLOWING ACTION IS REQUESTED:

A Conditional Use Permit for: Automated teller machine.  
\_\_\_\_\_ in a(n) CBD Zoning District.

8. All the proposed use(s) for this property will be:

Principal use:  \_\_\_\_\_

Secondary use: \_\_\_\_\_

Accessory use: \_\_\_\_\_

9. **Project timetable:** Start date: 10/1/14 Completion date: 7/1/15

10. I/We) represent that I/we have a vested interest in this property in the following manner:
- Owner
  - Leasehold, length of lease: \_\_\_\_\_
  - Contractual, nature of contract: \_\_\_\_\_
  - Other, explain: \_\_\_\_\_

**The applicant's signature below indicates the information contained in this application and on all accompanying documents is true and correct.**

I/We, the undersigned, do hereby respectfully make application for and petition the City Plan Commission and City Council to grant the requested action for the purpose stated herein. I/We represent that the granting of the proposed request will not violate any of the required standards of the Zoning Ordinance of the City of Beloit. I/We also agree to abide by all applicable federal, state and local laws, ordinances, rules, and regulations.

*Scott J. Henrichs* | SCOTT J. HENRICHS | 10/10/14  
(Signature of Owner) (Print name) (Date)

*Scott J. Henrichs* | SCOTT J. HENRICHS | 10/10/14  
(Signature of Applicant, if different) (Print name) (Date)

In order for your request to be heard and considered in a timely manner, you must submit the completed application, and all accompanying documents, to the Planning and Building Services Division for acceptance by the filing deadline date prior to a scheduled Plan Commission meeting.

This application must be submitted with one copy of a scaled drawing showing the layout of the proposed development in accordance with all code requirements, and the \$275.00 application fee. Applicants will also be charged a fee for mailing public notices at the rate of \$0.50 per notice. An invoice for this fee will be sent to the applicant and these costs are typically between \$5.00 and \$15.00.

<b>To be completed by Planning Staff</b>		
Filing fee: <b>\$275.00</b>	Amount paid: <u>\$275.<sup>00</sup></u>	Meeting date: <u>Nov. 19, 2014</u>
No. of notices: _____	x mailing cost (\$0.50) = cost of mailing notices: \$ _____	
Application accepted by: <u><i>Drew Swainston</i></u>	Date: <u>10/15/14</u>	



## **NOTICE TO THE PUBLIC**

November 6, 2014

To Whom It May Concern:

Hendricks Commercial Properties has filed an application for a Conditional Use Permit to allow a Drive-Up Automated Teller Machine (ATM) in the CBD-1, Central Business District – Core, for the property located at:

**419 Pleasant Street.**

The applicant is in the process of building-out a first floor tenant suite for Blackhawk Community Credit Union in the Vision Center building on the corner of Pleasant Street and Public Avenue. The bank's proposed ATM will be a freestanding kiosk in the rear parking lot, and will be accessed from an existing driveway on Public Avenue.

The following public hearings will be held regarding this proposed Conditional Use Permit:

**City Plan Commission:** Wednesday, November 19, 2014, at 7:00 PM, or as soon thereafter as the matter can be heard in The Forum, Beloit City Hall, 100 State Street.

**City Council:** Monday, December 1, 2014, at 7:00 PM, or as soon thereafter as the matter can be heard in The Forum, Beloit City Hall, 100 State Street.

### **THE PUBLIC IS INVITED TO ATTEND THESE HEARINGS.**

#### **We are interested in your opinion.**

Anyone bringing handouts to the Plan Commission meeting must bring ten (10) copies and submit them to the Recording Secretary before the meeting begins. Staff is unable to leave the meeting area to make copies.

*For additional information, please contact Drew Pennington, AICP in the Planning & Building Services Division at (608) 364-6711 or [penningtond@beloitwi.gov](mailto:penningtond@beloitwi.gov). Comments will be accepted via telephone, email, and U.S. Mail.*

BELOIT COLLEGE  
BOARD OF TRUSTEES  
700 COLLEGE ST  
BELOIT, WI 53511

ANNA GABRIELE LIVING TRUST  
313 OAKLEAF CT  
SOUTH BELOIT, IL 61080

SCOVILLE CENTER LLC  
2 EAST MIFFLIN ST STE 401  
MADISON, WI 53703

MICHAEL D & CHARLOTTE J JERO  
862 PETUNIA LN  
BELOIT, WI 53511

FIRST NATIONAL BANK &  
TRUST COMPANY OF BELOIT  
345 E GRAND AVE  
BELOIT, WI 53511

GERONIMO HOSPITALITY  
GROUP LLC  
655 THIRD ST STE 301  
BELOIT, WI 53511

ARNOLD BELOIT COMPANY LLC  
1835 N FREEMONT  
CHICAGO, IL 60614

THE RIVER OF LIFE UMC  
2375 PRAIRIE AVE  
BELOIT, WI 53511

HENDRICKS COMMERCIAL  
PROPERTIES LLC  
525 THIRD ST STE 300  
BELOIT, WI 53511



## PROCEEDINGS OF THE BELOIT CITY COUNCIL

Special Meeting

100 State Street, Beloit, WI 53511

Monday, November 17, 2014

Presiding: Mark Spreitzer

Present: Sheila De Forest, Charles M. Haynes (arrived at 6:06 p.m.), Regina Hendrix (arrived at 6:14 p.m.), Ana Kelly, Chuck Kincaid, and David F. Luebke

Absent: None

1. Councilor Spreitzer called the meeting to order at 6:04 p.m. in the 4<sup>th</sup> floor City Manager's Conference Room at City Hall.
2. Councilor Kincaid made a motion to adjourn into closed session pursuant to Wis. Stat. 19.85(1)(c) to **consider the employment status of a public employee**. Councilor De Forest seconded. The motion carried, and the Council adjourned into closed session at 6:04 p.m.
3. At 6:25 p.m., Councilor Luebke made a motion to adjourn the closed session meeting. Councilor Haynes seconded, and the motion carried.

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Rebecca Houseman LeMire, City Clerk

[www.beloitwi.gov](http://www.beloitwi.gov)

Date Approved by Council:





**PROCEEDINGS OF THE BELOIT CITY COUNCIL**  
**100 State Street, Beloit WI 53511**  
**Monday, November 17, 2014**

Presiding: Mark Spreitzer  
Present: Sheila De Forest, Charles M. Haynes, Regina Hendrix, Ana Kelly, Chuck Kincaid, and David F. Luebke  
Absent: None

1. The meeting was called to order at 7:02 p.m. in the Forum at Beloit City Hall.
2. PLEDGE OF ALLEGIANCE
3. SPECIAL ORDERS OF THE DAY/ANNOUNCEMENTS
  - a. Beloit Public Library Interim Co-Director Jennifer Laatz introduced **Beloit Public Library Director** Nick Dimassis to the Council and the public. On behalf of herself and Interim Co- Director Jeni Schomber, Ms. Laatz thanked the Council and the City Manager for their support during the transition. Mr. Dimassis thanked Ms. Laatz and Ms. Schomber, the Library Board of Directors, particularly John Watrous, the City Council, the City Manager, and the residents of Beloit for their support of the library and its services. Mr. Dimassis said that this is an exciting time for libraries and that he is looking forward to the library continuing to serve as a pillar of the educational community and an engine for economic development. Ms. Laatz said that there will be a welcome reception for Mr. Dimassis in the Library's Community Room on November 21<sup>st</sup> from 4:00-5:00 p.m. Councilor Spreitzer welcomed Mr. Dimassis and thanked Ms. Laatz and Ms. Schomber for their service as interim directors.
  - b. Councilor Luebke presented a proclamation recognizing the **Beloit Memorial High School Concert Choir** to Jacob Truby. Mr. Truby thanked the Council and said that he is grateful for the support of the School Board and Administration. He introduced members of the Concert Choir in the audience who sang a song. File 7148
  - c. Monica Krysztopa, Executive Director of Visit Beloit, presented the **City and Vision Partner's Rebranding Program**. She indicated that the goal of this project was to create a cohesive brand among all of the vision partners.
4. PUBLIC HEARINGS
  - a. Community Development Director Julie Christensen presented a resolution authorizing a **Conditional Use Permit** to allow a pick-up window in a CBD-2, Central Business District – Fringe, zoning district, for the property located at 658 Fourth Street. It was noted that the Plan Commission recommended approval 7-0. Councilor Spreitzer opened and closed the public hearing without participation. Councilor Kelly asked about parking, and Ms. Christensen stated that there is no parking requirement in this zoning district but that the applicant is proposing terrace parking along St. Lawrence Avenue. Councilor De Forest said that she is concerned about space on the property and asked about the circular drive. Ms. Christensen explained that the circular drive serves as a bypass lane, which is required by the Zoning Ordinance. Councilor Spreitzer asked if the applicant could meet all of the conditions outlined in the resolution, and Mr. Gabriele said that he could. Councilor Luebke made a motion to adopt the resolution, and Councilor De Forest seconded. The motion carried 7-0. File 8664
  - b. Ms. Christensen presented a resolution amending the **HOME** Investment Partnership Budget. Ms. Christensen stated that the money needs to be spent and that acquisition and rehabilitation are eligible HOME expenses. Councilor Spreitzer opened and closed the public hearing without

participation. Councilor Kincaid made a motion to adopt the resolution, and Councilor Kelly seconded. The motion carried 7-0. File 8617

5. CITIZENS PARTICIPATION – none

6. CONSENT AGENDA

Councilor Kincaid made a motion to adopt the Consent Agenda, which consists of items 6.a. through 6.e. Councilor Luebke seconded, and the motion carried that the Consent Agenda be accepted, approved, adopted, or referred and acted upon as required by state and local codes by a vote of 7-0.

- a. The **Minutes** of the regular meeting of November 3, 2014, were approved.
- b. The application for a **Conditional Use Permit** to allow a drive-up automated teller machine (ATM) in a CBD-1, Central Business District – Core, for the property located at 419 Pleasant Street, was referred to the Plan Commission. File 8319
- c. The resolution approving a four-lot **Certified Survey Map** for the property located at 2600 Coyote Run was adopted. File 7258
- d. The resolution approving **Final Payment** for Public Works Contract C13-15, Ute Standpipe Repainting, was adopted. File 8606
- e. The resolution approving **Final Payment** for Public Works Contract C14-06, Ritsher Street Sanitary Sewer Relay, was adopted. File 8648

7. ORDINANCES

- a. Operations Director Chris Walsh presented a proposed ordinance to amend various sections of 17.06 of the Code of General Ordinance of the City of Beloit pertaining to the regulation of **Solid Waste**. She indicated that several definitions have been amended to provide more clarity and that the fees were all placed in one section. Councilor De Forest noted that not all residents understand the term “white goods” and encouraged Ms. Walsh to continue to also use the term appliances. Councilor Haynes made a motion to suspend the rules and offer a second reading of the ordinance. Councilor Kelly seconded, and the motion carried 7-0. On the merits of the ordinance, Councilor De Forest made a motion to enact. Councilor Hendrix seconded, and the motion carried 7-0. File 6824 Ordinance 3548

8. APPOINTMENTS

Councilor Spreitzer announced the openings and submitted the following appointments to City Committees, Boards, and Commissions for approval. Councilor Luebke made a motion to approve the appointments, and Councilor Kincaid seconded. The motion carried 7-0.

- a. **Community Development Authority:** Erin Moffitt for a term ending December 31, 2016. File 6054
- b. **Landmarks Commission:** Ellen E. Joyce for a term ending October 31, 2017, and Stephen Truesdale for a term ending October 31, 2017. File 5860
- c. **Municipal Golf Committee:** Edwin Armstrong as the Men’s Club Representative. File 7382

9. COUNCILOR ACTIVITIES AND UPCOMING EVENTS

- Councilor Luebke encouraged the public to get involved in Downtown Beloit Association’s upcoming winter activities.
- Councilor De Forest said that she enjoyed volunteering at the Kids Against Hunger event; thanked Brett Herbert and Mark Edwards for the City Parks and Trails brochures; and announced that there will be a meeting on November 21<sup>st</sup> with the NAACP to discuss minorities in schools. She said that the choir was wonderful and that she is grateful to all Beloiters for making everyone feel welcome.
- Councilor Kincaid said that he attended the Community Foundation’s Women’s Fund luncheon and that they have a worthy mission of helping young girls and women become self-sufficient.

- Councilor Hendrix said that she visited a successful teen center in Milwaukee to gain insight; that she attended the Kids Against Hunger event; and that she volunteered at Challenge Day at Beloit Memorial High School .
- Councilor Kelly said that she attended the BMSH choir event in Madison and the Women's Fund luncheon. She said that working the election and volunteering at Challenge Day were very rewarding.
- Councilor Spreitzer said that the Women's Fund luncheon was a fantastic event. He said that he attended an Open House for Community Action and welcomed its new Executive Director. He said that he will attend the Lager with Legislators event and the retirement party for Marcy Berner-Reedy.

## 10. CITY MANAGER'S PRESENTATION

- a. City Manager Larry Arft announced that he will retire on July 3, 2015, with his last day of work being June 3, 2015. Mr. Arft said that he has enjoyed his tenure with the City of Beloit and will remain active and engaged for the last several months. He said that he will provide whatever assistance is requested by the City Council in hiring a new City Manager.

## 11. REPORTS FROM BOARD AND CITY OFFICERS

- a. Finance and Administrative Services Director Eric Miller presented a resolution authorizing reporting under the Securities and Exchange Commission's **Municipalities Continuing Disclosure Cooperation Initiative**. Mr. Miller stated that the City was notified by an underwriter that the City has filed financial disclosures past deadlines. He said that, upon further research regarding the filing deadlines, the City had only filed late twice and those are not considered material. He requested that the City Council adopt the resolution allowing the City to file if needed. Councilor Luebke made a motion to adopt the resolution, and Councilor Kelly seconded. The motion carried 7-0. File 8514
- b. Mr. Miller presented a resolution declaring **Official Intent to Reimburse Expenditures** from proceeds of borrowing. He said that the City Council approved the 2015 Capital Improvements Plan in November but that the bonds to pay for the projects will not be issued until spring of 2015. Mr. Miller stated that this resolution allows the City to pay for projects that will begin before the bonds are issued and reimburse through borrowing. Councilor Haynes made a motion to adopt the resolution, and Councilor Kelly seconded. The motion carried 7-0. File 8649
- c. City Attorney Elizabeth Krueger presented a resolution approving **Second Amendment to Equipment Location Lease** with New Cingular Wireless for space on water tower site at 138 Mill Street. She indicated that the City found an overpayment of rent by New Cingular Wireless and that it will be repaid through a rent credit. Councilor De Forest made a motion to adopt the resolution, and Councilor Kincaid seconded. The motion carried 7-0. File 7595
- d. Ms. Krueger presented a resolution approving **Second Amendment to Equipment Location Lease** with New Cingular Wireless for space on water tower site at 2995 Cranston Road. Councilor Haynes made a motion to adopt the resolution, and Councilor Hendrix seconded. The motion carried 7-0. File 7595
- e. City Manager Larry Arft presented a resolution adopting a **Collective Bargaining Agreement** between the City of Beloit and the Wisconsin Professional Police Association/Law Enforcement Employee Relations Division (WPPA/LEER). He indicated that this is a four-year contract starting in 2014 and that the biggest change was post-employment health insurance. Councilor De Forest asked how the officers voted on the contract, and Mr. Arft indicated that the majority of the union voted to accept the terms. Councilor Luebke made a motion to adopt the resolution, and Councilor Haynes seconded. The motion carried 7-0. File 6065

12. At 8:28 p.m., Councilor Hendrix made a motion to adjourn the meeting, and Councilor Kelly seconded. The motion carried 7-0.

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Rebecca Houseman LeMire, City Clerk

[www.ci.beloit.wi.us](http://www.ci.beloit.wi.us)

Date approved by Council:

# ORIGINAL ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning July 1 2014 ;  
 ending June 30 2015

TO THE GOVERNING BODY of the:  Town of }  
 Village of } Beloit  
 City of }

County of Rock Aldermanic Dist. No. \_\_\_\_\_ (if required by ordinance)

Applicant's Wisconsin Seller's Permit Number:	
Federal Employer Identification Number (FEIN):	
LICENSE REQUESTED ▶	
TYPE	FEE
<input type="checkbox"/> Class A beer	\$
<input type="checkbox"/> Class B beer	\$
<input type="checkbox"/> Wholesale beer	\$
<input type="checkbox"/> Class C wine	\$
<input type="checkbox"/> Class A liquor	\$
<input type="checkbox"/> Class B liquor	\$
<input type="checkbox"/> Reserve Class B liquor	\$
Publication fee	\$ <u>50 Pd 11-20-14</u>
<b>TOTAL FEE</b>	\$

1. The named  INDIVIDUAL  PARTNERSHIP  LIMITED LIABILITY COMPANY  
 CORPORATION/NONPROFIT ORGANIZATION

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name): Eclipse Event Center, LLC

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the name, title, and place of residence of each person.

Title	Name	Home Address	Post Office & Zip Code
President/Member	<u>Manager + CEO</u>	<u>Diane M. Hendricks One ABC Hwy</u>	<u>Beloit WI 53511</u>
Vice President/Member	<u>President + COO</u>	<u>Robert Gerbitz W325N 7098</u>	<u>Clearwater WI 53029</u>
Secretary/Member	<u>Secretary</u>	<u>Carla Swain 630 Rice Dr.</u>	<u>Beloit WI 53511</u>
Treasurer/Member			
Agent ▶	<u>Jayne Braatz</u>	<u>2220 Easy Street</u>	<u>Beloit, WI 53511</u>

3. Trade Name ▶ Eclipse Event Center Business Phone Number 608.313.0699  
 4. Address of Premises ▶ 100 Eclipse Center Post Office & Zip Code ▶ Beloit WI 53511

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period?  Yes  No
6. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant?  Yes  No
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business?  Yes  No
8. (a) Corporate/limited liability company applicants only: Insert state WI and date \_\_\_\_\_ of registration.  
 (b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company?  Yes  No  
 (c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin?  Yes  No
- (NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) Banquet facility & Catering- Center Court

10. Legal description (omit if street address is given above): \_\_\_\_\_
11. (a) Was this premises licensed for the sale of liquor or beer during the past license year?  Yes  No  
 (b) If yes, under what name was license issued? Kandu Industries
12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5) before beginning business? [phone 1-800-937-8864]  Yes  No
13. Does the applicant understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown in Section 2, above? [phone (608) 266-2776]  Yes  No
14. Is the applicant indebted to any wholesaler beyond 15 days for beer or 30 days for liquor?  Yes  No

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signers. Signers agree to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants and each member of a partnership applicant must sign; corporate officer(s), members/managers of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

SUBSCRIBED AND SWORN TO BEFORE ME

this 19 day of November 2014

Lori A. Goff  
 (Clerk/Notary Public)

**LORI A GOFF**  
 Notary Public  
 State of Wisconsin

[Signature]  
 (Officer of Corporation/Member/Manager of Limited Liability Company/Partner/Individual)  
[Signature]  
 (Officer of Corporation/Member/Manager of Limited Liability Company/Partner)

My commission expires 6-5-16

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <u>11-20-14</u>	Date reported to council/board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	

**SCHEDULE FOR APPOINTMENT OF AGENT BY CORPORATION/NONPROFIT ORGANIZATION OR LIMITED LIABILITY COMPANY**

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by the officer(s) of the corporation/organization or members/managers of a limited liability company and the recommendation made by the proper local official.

To the governing body of:  Town  Village  City of Beloit County of Rock

The undersigned duly authorized officer(s)/members/managers of Eclipse Event Center LLC  
(registered name of corporation/organization or limited liability company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as Eclipse Event Center  
(trade name)

located at 600 Henry Avenue - Beloit, WI

appoints Jayne Braatz  
(name of appointed agent)  
2220 Easy Street - Beloit, WI 53511  
(home address of appointed agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?

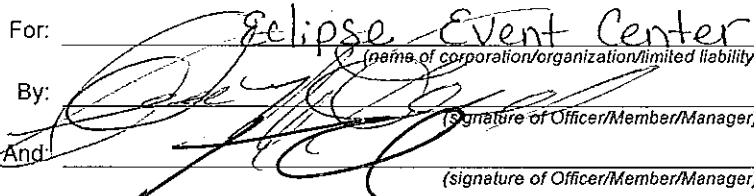
Yes  No . If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).

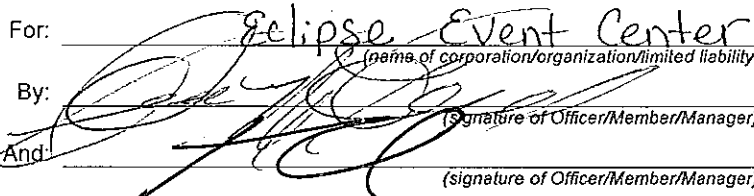
Is applicant agent subject to completion of the responsible beverage server training course?  Yes  No

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? 33 years

Place of residence last year 2220 Easy Street - Beloit, WI 53511

For: Eclipse Event Center  
(name of corporation/organization/limited liability company)

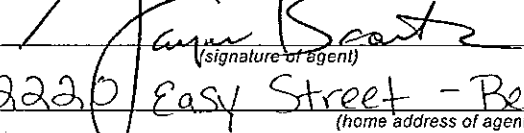
By:  - Diane M. Hendricks  
(signature of Officer/Member/Manager)

And:  - Robert Gerbitz.  
(signature of Officer/Member/Manager)

**ACCEPTANCE BY AGENT**

I, Jayne Braatz  
(print/type agent's name), hereby accept this appointment as agent for the

corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.

 11/18/14 Agent's age \_\_\_\_\_  
(signature of agent) (date)  
2220 Easy Street - Beloit WI Date of birth \_\_\_\_\_  
(home address of agent)

**APPROVAL OF AGENT BY MUNICIPAL AUTHORITY  
(Clerk cannot sign on behalf of Municipal Official)**

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.

Approved on \_\_\_\_\_ by \_\_\_\_\_ Title \_\_\_\_\_  
(date) (signature of proper local official) (town chair, village president, police chief)

# AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
HENDRICKS		DIANE		M	
Home Address (street/route)		Post Office	City	State	Zip Code
ONE ABC PKWY			BELOIT	WI	53511
Home Phone Number		Age	Date of Birth	Place of Birth	

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an individual.
- A member of a partnership which is making application for an alcohol beverage license.
- MANAGER AND CEO** of **ECLIPSE EVENT CENTER, LLC**

(Officer/Director/Member/Manager/Agent)

(Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 67 YEARS
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality?  Yes  No  
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality?  Yes  No  
If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? MANAGER FOR  Yes  No  
If yes, identify. MERRILL & HOUSTON'S STEAK JOINT AND THE BELOIT CLUB-BOTH IN BELOIT \*  
(Name, Location and Type of License/Permit) ALSO APPLYING FOR LICENSE ON LUCY'S #7 BURGER BAR
- Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin?  Yes  No  
If yes, identify.  
(Name of Wholesale Licensee or Permittee) (Address By City and County)
- Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
HENDRICKS HOLDING	690 THIRD ST STE 300-BELOIT, WI	2009	Present
Employer's Name	Employer's Address	Employed From	To
ABC SUPPLY CO., INC	ONE ABC PKWY-BELOIT, WI	1982	Present

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 19 day of November, 2014

Lori A. Goff  
(Clerk/Notary Public)

[Signature]  
(Signature of Named Individual)

My commission expires 6-5-16



Printed on Recycled Paper

Wisconsin Department of Revenue

# AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)	(middle name)	
GERBITZ		ROBERT	J	
Home Address (street/route)	Post Office	City	State	Zip Code
W325N7098 CLEARWATER DR,		MERTON	WI	53029
Home Phone Number	Age	Date of Birth	Place of Birth	
608-302-7288			MILWAUKEE, WI	

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an individual.
- A member of a partnership which is making application for an alcohol beverage license.
- PRESIDENT AND COO** of **ECLIPSE EVENT CENTER, LLC**  
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 45 YEARS
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality?  Yes  No  
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality?  Yes  No  
If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? PRESIDENT FOR  Yes  No  
If yes, identify. MERRILL & HOUSTON'S STEAK JOINT AND THE BELOIT CLUB -BOTH IN BELOIT, \*  
(Name, Location and Type of License/Permit) **ALSO APPLYING FOR LICENSE ON LUCY'S #7 BURGER BAR**
- Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin?  Yes  No  
If yes, identify. \_\_\_\_\_  
(Name of Wholesale Licensee or Permittee) (Address By City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
LANG INVESTMENTS	574 WELLS ST.-DELAFIELD, WI	1998	2008
Employer's Name	Employer's Address	Employed From	To
INTREPED DEVELOPMENT	OCONOMOWOCK, WI	1994	1998

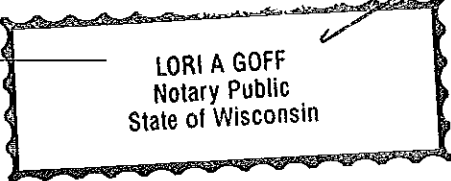
The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 9 day of November, 2014  
Lori A. Goff  
(Clerk/Notary Public)

[Signature]  
(Signature of Named Individual)

My commission expires 6-5-16



# AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
SWAIN		CARLA		ANN	
Home Address (street/route)		Post Office		City	
630 RICE				BELOIT	
Home Phone Number		Age		Date of Birth	
				Place of Birth	
				APPLETON, WI	

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an individual.
- A member of a partnership which is making application for an alcohol beverage license.
- SECRETARY AND OFFICER** of **ECLIPSE EVENT CENTER, LLC**

(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

1. How long have you continuously resided in Wisconsin prior to this date? 67 YEARS
2. Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality?  Yes  No  
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)

3. Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality?  Yes  No  
If yes, describe status of charges pending.

4. Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? OFFICER FOR  Yes  No  
If yes, identify. MERRILL & HOUSTON'S STEAK JOINT AND THE BELOIT CLUB - BOTH IN BELOIT, \*  
(Name, Location and Type of License/Permit)

5. Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin?  Yes  No  
If yes, identify. LUCY'S #7 BURGER BAR  
(Name of Wholesale Licensee or Permittee) (Address By City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
HENDRICKS HOLDING	690 THIRD ST. STE 300-BELOIT, WI	2009	Present
Employer's Name	Employer's Address	Employed From	To
ABC SUPPLY CO., INC.	ONE ABC PKWY-BELOIT, WI	1984	2009

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 19<sup>th</sup> day of November, 2014  
Lori A. Goff  
(Clerk/Notary Public)

My commission expires 6-5-16

Carla Swain  
(Signature of Named Individual)

**LORI A GOFF  
Notary Public  
State of Wisconsin**

Printed on Recycled Paper



# AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
BRAATZ		JAYME			
Home Address (street/route)		Post Office	City	State	Zip Code
2220 EASY STREET			BELOIT	WI	53511
Home Phone Number		Age	Date of Birth	Place of Birth	
608-313-0699				MADISON, WI	

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an individual.
- A member of a partnership which is making application for an alcohol beverage license.
- AGENT** of **ECLIPSE EVENT CENTER, LLC**

(Officer/Director/Member/Manager/Agent)

(Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 33 YEARS
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality?  Yes  No  
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality?  Yes  No  
If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit?  Yes  No  
If yes, identify. AGENT FOR MERRILL & HOUSTON'S STEAK JOINT IN BELOIT, WI  
(Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin?  Yes  No  
If yes, identify.

(Name of Wholesale Licensee or Permittee)

(Address By City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
FILING STATION BAR	1414 CRANSTON -BELOIT, WI	05/01/2009	05/31/2012
LIBERTY INN	1901LIBERTY AVE -BELOIT, WI	02/01/2007	03/31/2010

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 19 day of November, 20 14  
Lori A. Goff  
(Clerk/Notary Public)

Jayne Braatz  
(Signature of Named Individual)

My commission expires 6-5-16



Printed on Recycled Paper

# ORIGINAL ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning July 1 20 14 ;  
ending June 30 20 15

TO THE GOVERNING BODY of the:  Town of } Beloit  
 Village of }  
 City of }

County of Rock Aldermanic Dist. No. \_\_\_\_\_, (if required by ordinance)

Applicant's Wisconsin Seler's Permit Number:	
Federal Employer Identification Number (FEIN):	
LICENSE REQUESTED ▶	
TYPE	FEE
<input type="checkbox"/> Class A beer	\$
<input checked="" type="checkbox"/> Class B beer	\$
<input type="checkbox"/> Wholesale beer	\$
<input type="checkbox"/> Class C wine	\$
<input type="checkbox"/> Class A liquor	\$
<input checked="" type="checkbox"/> Class B liquor	\$
<input checked="" type="checkbox"/> Reserve Class B liquor	\$
Publication fee	\$ <u>50 PA 11-20-14</u>
<b>TOTAL FEE</b>	\$

1. The named  INDIVIDUAL  PARTNERSHIP  LIMITED LIABILITY COMPANY  
 CORPORATION/NONPROFIT ORGANIZATION

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name): Lucy's #7 Burger Bar, LLC

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the name, title, and place of residence of each person.

Title	Name	Home Address	Post Office & Zip Code
President/Member	<u>Manager &amp; CEO Diane M. Hendricks</u>	<u>One ABC Pkwy</u>	<u>Beloit, WI 53511</u>
Vice President/Member	<u>President &amp; COO Robert Gerbitz</u>	<u>W325N7098 Clearwater</u>	<u>Merton WI</u>
Secretary/Member	<u>Secretary Carla Swain</u>	<u>630 Rice Dr.</u>	<u>Beloit WI 53511 53029</u>
Treasurer/Member			
Agent	<u>Emily Hopper</u>	<u>10836 West County Road K</u>	<u>Beloit, WI 53511</u>
Directors/Managers			

3. Trade Name Lucy's #7 Burger Bar Business Phone Number 608-346-1507  
4. Address of Premises 430 Grand Ave Suite 102, Beloit Post Office & Zip Code Beloit, WI 53511

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period?  Yes  No  
6. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant?  Yes  No  
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business?  Yes  No  
8. (a) Corporate/limited liability company applicants only: Insert state WI and date 11/6/14 of registration.  
(b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company?  Yes  No  
(c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin?  Yes  No  
(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) Restaurant

10. Legal description (omit if street address is given above): \_\_\_\_\_

11. (a) Was this premises licensed for the sale of liquor or beer during the past license year?  Yes  No  
(b) If yes, under what name was license issued? \_\_\_\_\_

12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5) before beginning business? [phone 1-800-937-8864]  Yes  No

13. Does the applicant understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown in Section 2, above? [phone (608) 266-2776]  Yes  No

14. Is the applicant indebted to any wholesaler beyond 15 days for beer or 30 days for liquor?  Yes  No

**READ CAREFULLY BEFORE SIGNING:** Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signers. Signers agree to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants and each member of a partnership applicant must sign; corporate officer(s), members/managers of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

**SUBSCRIBED AND SWORN TO BEFORE ME**

this 19 day of November, 20 14  
Ken A. V. Hord  
(Clerk/Notary Public)

<p><b>LORI A GOFF</b> Notary Public State of Wisconsin</p>	<p><i>[Signature]</i> _____ (Officer of Corporation/Member/Manager of Limited Liability Company/Partner)</p>
<p><i>[Signature]</i> _____ (Additional Partner(s)/Member/Manager of Limited Liability Company if Any)</p>	

My commission expires 6-5-16

**TO BE COMPLETED BY CLERK**

Date received and filed with municipal clerk <u>11-20-14</u>	Date reported to council/board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	

**SCHEDULE FOR APPOINTMENT OF AGENT BY CORPORATION/NONPROFIT ORGANIZATION OR LIMITED LIABILITY COMPANY**

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by the officer(s) of the corporation/organization or members/managers of a limited liability company and the recommendation made by the proper local official.

To the governing body of:  Town  
 Village of Beloit County of Rock  
 City

The undersigned duly authorized officer(s)/members/managers of Lucy's #7 Burger Bar, LLC  
(registered name of corporation/organization or limited liability company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as  
Lucy's #7 Burger Bar  
(trade name)

located at 430 Grand Ave, Suite 102 - Beloit, WI

appoints Emily Hopper  
(name of appointed agent)

10836 West County Road K - Beloit, WI 53511  
(home address of appointed agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?

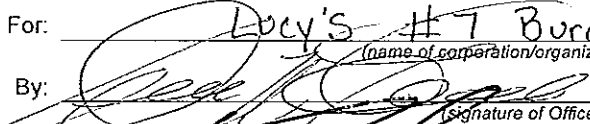
Yes  No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).

Is applicant agent subject to completion of the responsible beverage server training course?  Yes  No

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? 24 years

Place of residence last year 10836 West County Road K - Beloit, WI

For: Lucy's #7 Burger Bar, LLC  
(name of corporation/organization/limited liability company)

By:  - Diane M. Hendricks  
(signature of Officer/Member/Manager)

And:  - Robert Gerbitz  
(signature of Officer/Member/Manager)

**ACCEPTANCE BY AGENT**

I, Emily Hopper, hereby accept this appointment as agent for the  
(print/type agent's name)

corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.

Emily Hopper Nov. 14, 2014 Agent's age 24  
(signature of agent) (date)

10836 West County Road K - Beloit, WI 53511 Date of birth \_\_\_\_\_  
(home address of agent)

**APPROVAL OF AGENT BY MUNICIPAL AUTHORITY  
(Clerk cannot sign on behalf of Municipal Official)**

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.

Approved on \_\_\_\_\_ by \_\_\_\_\_ Title \_\_\_\_\_  
(date) (signature of proper local official) (town chair, village president, police chief)

# AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
HENDRICKS		DIANE		M	
Home Address (street/route)		Post Office	City	State	Zip Code
ONE ABC PKWY			BELOIT	WI	53511
Home Phone Number		Age	Date of Birth	Place of Birth	
				MONDOVI, WI	

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an individual.
- A member of a partnership which is making application for an alcohol beverage license.
- MANAGER AND CEO** of **LUCY'S #7 BURGER BAR, LLC**

(Officer/Director/Member/Manager/Agent)

(Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 67 YEARS
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality?  Yes  No  
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality?  Yes  No  
If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? MANAGER FOR  Yes  No  
If yes, identify. MERRILL & HOUSTON'S STEAK JOINT AND THE BELOIT CLUB-BOTH IN BELOIT  
(Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin?  Yes  No  
If yes, identify.  
(Name of Wholesale Licensee or Permittee) (Address By City and County)
- Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
HENDRICKS HOLDING	690 THIRD ST STE 300-BELOIT, WI	2009	Present
Employer's Name	Employer's Address	Employed From	To
ABC SUPPLY CO., INC	ONE ABC PKWY-BELOIT, WI	1982	Present

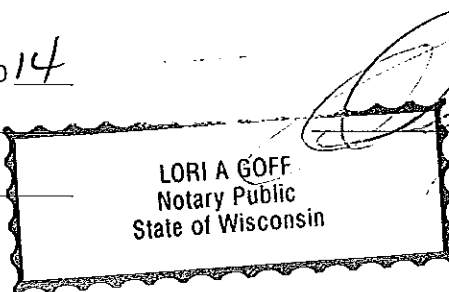
The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 19 day of November, 2014

Lori A. Goff  
(Clerk/Notary Public)

My commission expires 10-5-16



[Signature]  
(Signature of Named Individual)



# AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
GERBITZ		ROBERT		J	
Home Address (street/route)		Post Office	City	State	Zip Code
W325N7098 CLEARWATER DR,			MERTON	WI	53029
Home Phone Number		Age	Date of Birth		Place of Birth
608-302-7288					MILWAUKEE, WI

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an individual.
- A member of a partnership which is making application for an alcohol beverage license.
- PRESIDENT AND COO** of **LUCY'S # 7 BURGER BAR, LLC**  
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 45 YEARS
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality?  Yes  No  
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality?  Yes  No  
If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? PRESIDENT FOR  Yes  No  
If yes, identify. MERRILL & HOUSTON'S STEAK JOINT AND THE BELOIT CLUB -BOTH IN BELOIT,  
(Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin?  Yes  No  
If yes, identify.  
(Name of Wholesale Licensee or Permittee) (Address By City and County)
- Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
LANG INVESTMENTS	574 WELLS ST.-DELAFIELD, WI	1998	2008
Employer's Name	Employer's Address	Employed From	To
INTREPED DEVELOPMENT	OCONOMOWOCK, WI	1994	1998

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 19 day of November, 2014

Lori A. Goff  
(Clerk/Notary Public)

My commission expires 6-5-16

Lori A. Goff  
(Signature of Named Individual)  
**LORI A GOFF**  
Notary Public  
State of Wisconsin



# AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)	(middle name)	
SWAIN		CARLA	ANN	
Home Address (street/route)	Post Office	City	State	Zip Code
630 RICE		BELOIT	WI	53511
Home Phone Number	Age	Date of Birth	Place of Birth	
			APPLETON, WI	

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an individual.
- A member of a partnership which is making application for an alcohol beverage license.
- SECRETARY AND OFFICER** of **LUCY'S # 7 BURGER BAR, LLC**

(Officer/Director/Member/Manager/Agent)

(Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 67 YEARS
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality?  Yes  No  
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality?  Yes  No  
If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? OFFICER FOR  Yes  No  
If yes, identify. MERRILL & HOUSTON'S STEAK JOINT AND THE BELOIT CLUB -BOTH IN BELOIT,  
(Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin?  Yes  No  
If yes, identify.  
(Name of Wholesale Licensee or Permittee) (Address By City and County)
- Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
HENDRICKS HOLDING	690 THIRD ST. STE 300-BELOIT, WI	2009	Present
Employer's Name	Employer's Address	Employed From	To
ABC SUPPLY CO., INC.	ONE ABC PKWY-BELOIT, WI	1984	2009

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 19 day of November, 2014  
Lori A Goff  
(Clerk/Notary Public)

My commission expires 6-5-16

Carla Swain  
(Signature of Named Individual)



Printed on Recycled Paper

Wisconsin Department of Revenue

# AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
HOPPER		EMILY			
Home Address (street/route)		Post Office	City	State	Zip Code
10836 W COUNTY ROAD K			BELOIT	WI	53511
Home Phone Number		Age	Date of Birth	Place of Birth	
608-346-1507				BELOIT, WI	

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an individual.
- A member of a partnership which is making application for an alcohol beverage license.
- AGENT** of **LUCY'S #7 BURGER BAR, LLC**  
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

- How long have you continuously resided in Wisconsin prior to this date? 24 YEARS
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality?  Yes  No  
 If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
- Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality?  Yes  No  
 If yes, describe status of charges pending.
- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit?  Yes  No  
 If yes, identify. (Name, Location and Type of License/Permit)
- Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin?  Yes  No  
 If yes, identify. (Name of Wholesale Licensee or Permittee) (Address By City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
MERRILL & HOUSTON'S	500 PLEASANT -BELOIT, WI	01/01/2006	11/30/2014
GUN CLUB	-BELOIT, WI	01/01/2008	01/01/2011

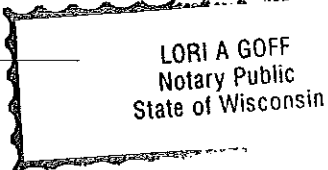
The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 19 day of November, 2014  
*Lori A. V. Hoff*  
(Clerk/Notary Public)

*Emily J. Hopper*  
(Signature of Named Individual)

My commission expires 6-5-16



# CITY OF BELOIT

## REPORTS AND PRESENTATIONS TO CITY COUNCIL

---

**Topic:** Amended Planned Unit Development (PUD) - Master Land Use Plan for the property located at 2250 W. Hart Road – Council Referral to the Plan Commission

**Date:** December 1, 2014

**Presenter(s):** Julie Christensen

**Department:** Community Development

---

### **Overview/Background Information:**

Chambers IV, LLC has submitted an amended Planned Unit Development (PUD) - Master Land Use Plan for part of the Parkmeadow North Phase 4 property located at 2250 W. Hart Road. A copy of the amended PUD - Master Land Use Plan is attached to this report.

---

### **Key Issues (maximum of 5):**

- The proposed (amended) PUD – Master Land Use Plan includes a multi-phase assisted living facility that includes up to 100 units. The proposed facility includes a Residential Care Apartment Complex (RCAC) wing and a Community Based Residential Facility (CBRF) wing with a shared administration, commons, and kitchen area.
  - The applicant will be commissioning a CSM to subdivide and purchase the land included in the PUD, leaving the remaining single-family portion of Parkmeadow North Phase 4 undeveloped.
  - In 2004, the City Council approved a PUD that included fourteen 4-unit condo buildings on the land that is subject to this request, but the subdivision plat was never recorded and the development never materialized. The prior developer did construct water & sanitary sewer mains that will need to be relocated into a utility easement in order to accommodate the proposed assisted living facility.
  - The subject property was rezoned to PUD when Parkmeadow North Phases 3 & 4 were approved a decade ago.
- 

### **Conformance to Strategic Plan:**

- Consideration of this request supports Strategic Goal #5.
- 

### **Sustainability:**

- **Reduce dependence upon fossil fuels** – The proposed facility will be located adjacent to medical facilities, retail goods & services, existing bus lines, and existing infrastructure.
  - **Reduce dependence on chemicals and other manufacturing substances that accumulate in nature** – N/A
  - **Reduce dependence on activities that harm life sustaining eco-systems** – N/A
  - **Meet the hierarchy of present and future human needs fairly and efficiently** – This project is expect to have a positive impact upon all stakeholders.
- 

### **Action required/Recommendation:**

- Referral to the Plan Commission for the December 3, 2014 meeting
  - This item will most likely return to the City Council for a public hearing and possible action on December 15, 2014
- 

**Fiscal Note/Budget Impact:** N/A

---

**Attachments:** 2014 Proposed PUD Plan, 2004 Approved PUD Plan, 2004 PUD Resolution, and Application

---



# 2014 Proposed PUD Plan



**PLANNING  
DESIGN  
CONSTRUCTION**

**PDC MIDWEST, INC.**  
100 HART ROAD  
WILSON, WISCONSIN 53190  
WWW.PDCMIDWEST.COM

**PROJECT**  
BELOIT  
TEST FIT

**HART RD.**  
BELOIT, WI 53571

**OWNER**  
CHAMBERS II, LLC  
2916 NORTH HALL ROAD  
WHITENATER, WI 53190

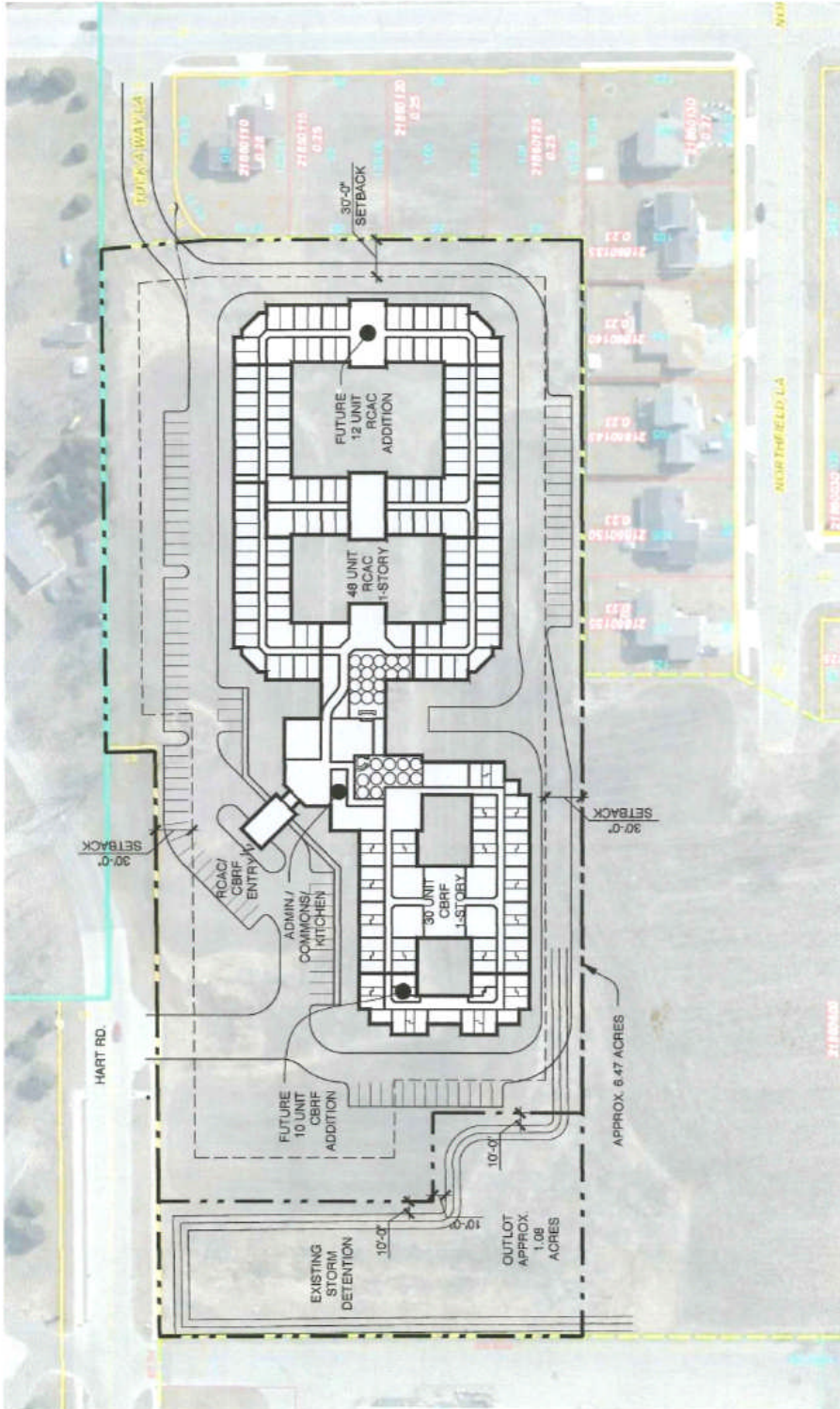
**STATUS**

**PROJECT NO.** DATE  
11-04-14  
**DRAWN BY** CHECKED  
JRM PDJ

**SHEET TITLE**  
HART RD.  
SITE CONCEPT

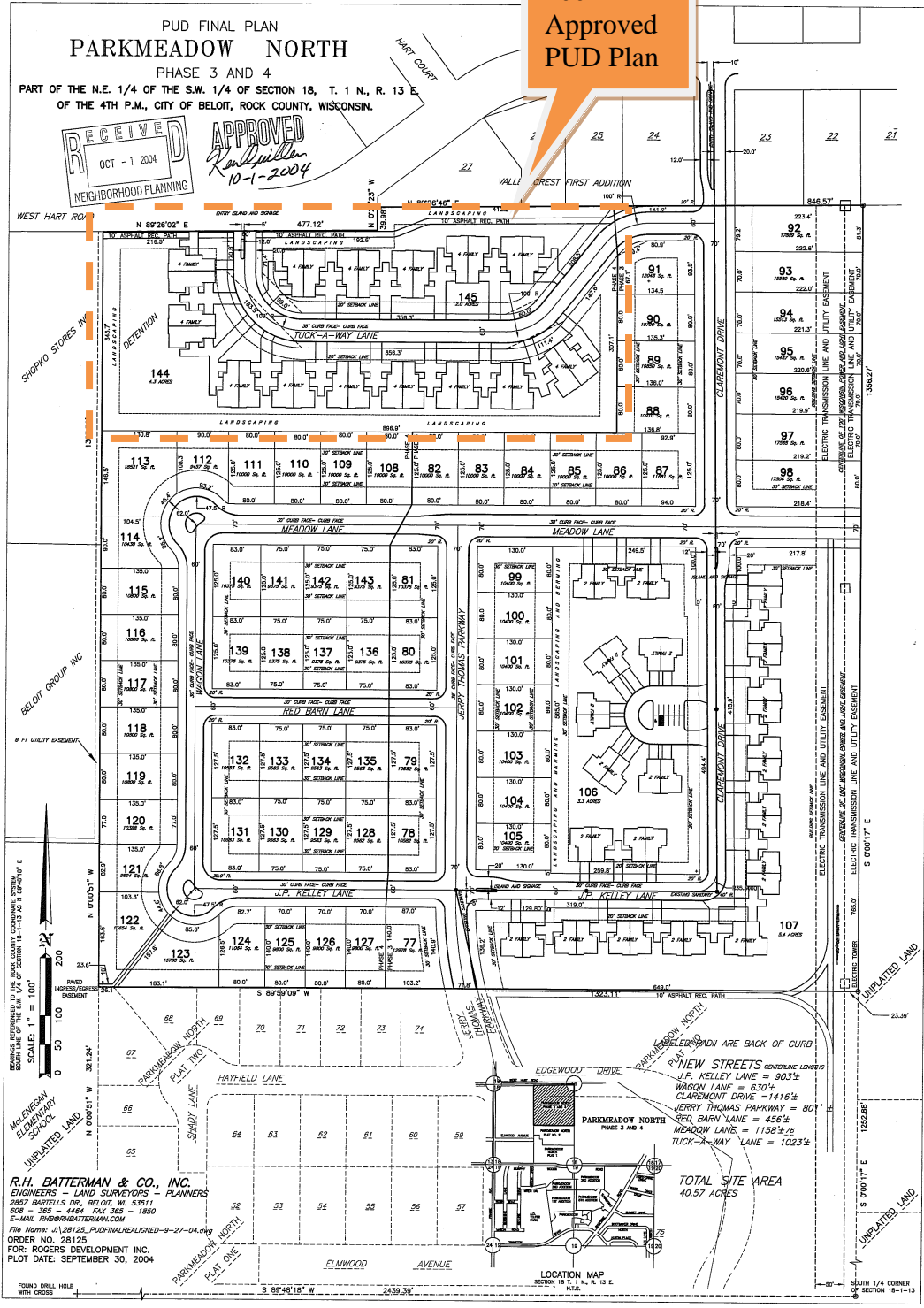
**SHEET NUMBER**  
C12

NOT FOR CONSTRUCTION  
SD PROCESS SET



**HART RD. 1-STORY SITE CONCEPT**  
TABLE "B" TEST FORMAT

2004  
Approved  
PUD Plan



FILE # \_\_\_\_\_  
JUL 19 2004  
CITY OF БЕЛОIT  
CITY CLERK

**RESOLUTION**  
**AUTHORIZING A PLANNED UNIT DEVELOPMENT (PUD) MASTER LAND USE**  
**PLAN ON PROPERTY LOCATED AT 2050 WEST HART ROAD**

**WHEREAS**, the application of Rogers Development, Inc. for approval of a Planned Unit Development (PUD) Master Land Use Plan for a residential development of single-family residential lots and multifamily condominium buildings consisting of 162 dwelling units on property located at 2050 West Hart Road, having been considered by the City Council of the City of Beloit, Wisconsin at a public hearing held for that purpose and due notice of said hearing having been given by publication as appears by the Proof of Publication on file in the office of the City Clerk.

**NOW THEREFORE IT IS HEREBY RESOLVED** that the City Council of the City of Beloit, Rock County, Wisconsin does hereby approve the proposed Planned Unit Development (PUD) Master Land Use Plan to allow a residential development of single-family residential lots and multifamily condominium buildings consisting of 162 dwelling units on property located at 2050 West Hart Road in the City of Beloit, for the following described premises:

Part of the Northeast ¼ of the Southwest ¼ of Section 18, Township 1 North, Range 13 East of the 4<sup>th</sup> P.M., City of Beloit, Rock County, Wisconsin, DESCRIBED AS FOLLOWS: Beginning at the Northeast corner of Parkmeadow North Plat No. 2 as platted and recorded, said point being 1,302.88 feet North 0°00'17" West of the South ¼ corner of Section 18 aforesaid; thence South 89°59'09" West along the North line of Plat No. 2 aforesaid 1,323.11 feet; thence North 00°00'51" West 1,303.72 feet; thence North 89°26'02" East 477.12 feet; thence North 00°27'23" West 39.98 feet; thence North 89°26'46" East, 846.57 feet; thence South 00°00'17" East 1,356.27 feet to the point of beginning. Containing 40.571 acres.

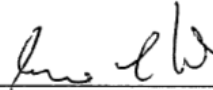
As a condition of granting the Planned Unit Development (PUD) Master Land Use Plan, the City Council does hereby stipulate the following conditions and restrictions upon the development which are hereby deemed necessary for the public interest:

1. No more than 162 dwelling units shall be permitted on this property. Development shall substantially conform to the final PUD Master Land Use Plan, which meets all of the following required conditions.
2. This development shall be constructed according to an approved detailed PUD Final Plan submitted to and approved by the City Zoning Officer prior to the start of construction of any public improvements.
3. Monies in lieu of parkland dedication shall be paid for each net new dwelling unit over and above the 155 dwelling units approved in July 2001 for this property.
4. The street named J.P. Kelly Lane and J.P. Kelly Court shall be changed to "Kelly Lane".

5. The PUD Final Plan shall include a looped water system, where necessary, with the number and location of fire hydrants provided and installed as approved by the City Zoning Officer.
6. The developer shall construct sidewalks on all new streets as required by the Subdivision Ordinance and as specified in the subdivision Development Agreement.
7. The developer shall construct a 10-foot wide recreation path along the easterly edge of the property connecting the recreation path in Parkmeadow North Plat No. 2 with the public sidewalk located on the south side of Meadow Lane.
8. All public improvements to be located in the public rights-of-way, including any landscape islands and/or traffic circles, shall be constructed according to detailed construction drawings approved by the City Engineer prior to construction. These plans shall include a straight street segment for Claremont Drive between Meadow Lane and Kelly Lane.
9. The number of access drives on the public streets shall be the minimum number possible and shall be located as determined by the City Engineer.
10. Tuck-a-Way Lane shall extend easterly to Claremont Drive to provide a second means of access to the condominium units located in the northwestern portion of the development.
11. The Plan Commission and City Council shall approve any major changes in the adopted conditions or use of this property. The Community Development Director may approve minor changes administratively and allow accessory structures and uses that comply with and meet all of these standards.

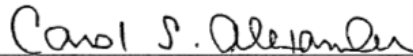
Adopted this 19th day of July, 2004.

**BELOIT CITY COUNCIL**



Terrence T. Monahan, President

ATTEST:



Carol S. Alexander, CMC  
City Clerk

# CITY of BELOIT

## Planning & Building Services Division

100 State Street, Beloit, WI 53511 Phone: (608) 364-6700 Fax: (608) 364-6609

### PUD - Master Land Use Plan Application

(Please Type or Print) 2250 File Number: PUD-2014-01  
West Hart Rd - see map

1. Address of subject property: West Hart Rd - see map

2. Legal description: Survey on order  
If necessary attach a copy of the complete legal description.

3. Area of parcel in square feet or acres: 6.47 acres

4. Tax Parcel Number(s): part of 218 60600

5. Owner of record: PMD Investments Inc Phone: 847-343-4925  
7450 Logan Av. Belvidere IL 51008  
(Address) (City) (State) (Zip)

6. Applicant's Name: Chambers IV, LLC  
2916 W. Hall Rd. Whitewater WI 53190  
(Address) (City) (State) (Zip)  
608-751-1342 / shades5058@gmail.com  
(Office Phone #) (Cell Phone #) (E-mail Address)

7. All existing use(s) on this property are: undeveloped - vacant

8. The applicant requests review and approval of a PLANNED UNIT DEVELOPMENT /  
Master Land Use Plan: in a(n) part of Park Meadows North PUD Zoning District.

9. A Preapplication Conference was held on: 11/5/14

10. All the proposed use(s) for this property will be:  
Principal use(s): assisted living - RCAC + CBRF  
Secondary use(s): \_\_\_\_\_

11. State how the proposed development differs from the type of development that would  
be permitted under the existing zoning regulations. change of existing general  
multi family use to allow assisted living both RCAC + CBRF  
less density, RCAC + CBRF currently require different  
zoning

12. Describe how the proposed development provides greater benefits to the City of Beloit  
than an otherwise permitted development. market analysis shows great need  
for these services, current providers have waiting lists.  
minimal impact on city services, RCAC with CBRF  
allows for a continuum of care

Planning Form No. 15 Established: September, 2001 (Revised: August, 2012) Page 1 of 2 Pages

Phase one

13. Project timetable: Start date: 4/1/15 Completion date: 2/28/16

14. I/We represent that I/we have a vested interest in this property in the following manner:

- Owner
- Leasehold, length of lease: \_\_\_\_\_
- Contractual, nature of contract: \_\_\_\_\_
- Other, explain: \_\_\_\_\_

The applicant's signature below indicates the information contained in this application and on all accompanying documents is true and correct.

I/We, the undersigned, do hereby respectfully make application for and petition the City Plan Commission and City Council to grant the requested action for the purpose stated herein. I/We represent that the granting of the proposed request will not violate any of the required standards of the Zoning Ordinance of the City of Beloit. I/We also agree to abide by all applicable federal, state and local laws, ordinances, rules, and regulations.

Chambers IV, LLC  
Scott F. Shadel / Scott F. Shadel / 11/5/14  
 (Signature of Owner) (Print name) (Date)

\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_  
 (Signature of Applicant, if different) (Print name) (Date)

In order for your request to be heard and considered in a timely manner, you must submit the completed application and all accompanying documents to the Planning & Building Services Division for acceptance by the filing deadline date prior to a scheduled Plan Commission meeting. This application must be submitted with one copy of a scaled drawing showing the layout of the proposed development in accordance with all code requirements, and the \$200.00 application fee. Applicants will also be charged a fee for mailing public notices at the rate of \$0.50 per notice. An invoice for this fee will be sent to the applicant and these costs are typically between \$5.00 and \$15.00.

To be completed by Planning Staff		
Filing fee: <b>\$200.00</b>	Amount paid: <u>\$200.<sup>00</sup></u>	Meeting date: <u>Dec. 3, 2014</u>
No. of notices: _____	x mailing cost (\$0.50) = cost of mailing notices: \$ _____	
Application accepted by: <u>Don Perin</u>	Date: <u>11/5/14</u>	

# CITY OF BELOIT

## REPORTS AND PRESENTATIONS TO CITY COUNCIL

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**Topic:** Zoning Map Amendment Application for the property located at 1400 Frederick Street – Council Referral to the Plan Commission

**Date:** December 1, 2014

**Presenter(s):** Julie Christensen

**Department:** Community Development

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### Overview/Background Information:

The School District of Beloit has submitted an application for a Zoning Map Amendment to change the zoning district classification from R-1A, Single-Family Residential District, to PLI, Public Lands & Institutions District, for the northernmost 5 acres of the property located at 1400 Frederick Street.

---

### Key Issues (maximum of 5):

- The applicant recently acquired the subject property with the intent of constructing a new parking lot for McNeel School.
- A Certified Survey Map is being processed congruently with the proposed zoning amendment to add the northernmost 5 acres of 1400 Frederick to the adjacent school property, 1524 Frederick Street, which is zoned PLI.
- The Comprehensive Plan's Future Land Use Map recommends Single Family Residential uses for the subject property. Parking for a school is consistent with this recommendation.
- The PLI district is a special purpose district that is intended to accommodate major public and quasi-public uses.
- This application is being considered in accordance with the Zoning Map Amendment procedures contained in Section 2-300 of the Zoning Ordinance.

---

### Conformance to Strategic Plan (List key goals this action would support and briefly discuss its impact on the City's mission.):

- Consideration of this request supports Strategic Goal #5.

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### Sustainability (Briefly comment on the sustainable long term impact of this policy or program related to how it will impact both the built and natural environment utilizing the four following eco-municipality guidelines.):

- Reduce dependence upon fossil fuels – N/A
- Reduce dependence on chemicals and other manufacturing substances that accumulate in nature – N/A
- Reduce dependence on activities that harm life sustaining eco-systems – N/A
- Meet the hierarchy of present and future human needs fairly and efficiently – N/A

---

### Action required/Recommendation:

- Referral to the Plan Commission for the December 3, 2014 meeting
- This item will most likely return to the City Council for a public hearing and possible action on December 15, 2014

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**Fiscal Note/Budget Impact:** N/A

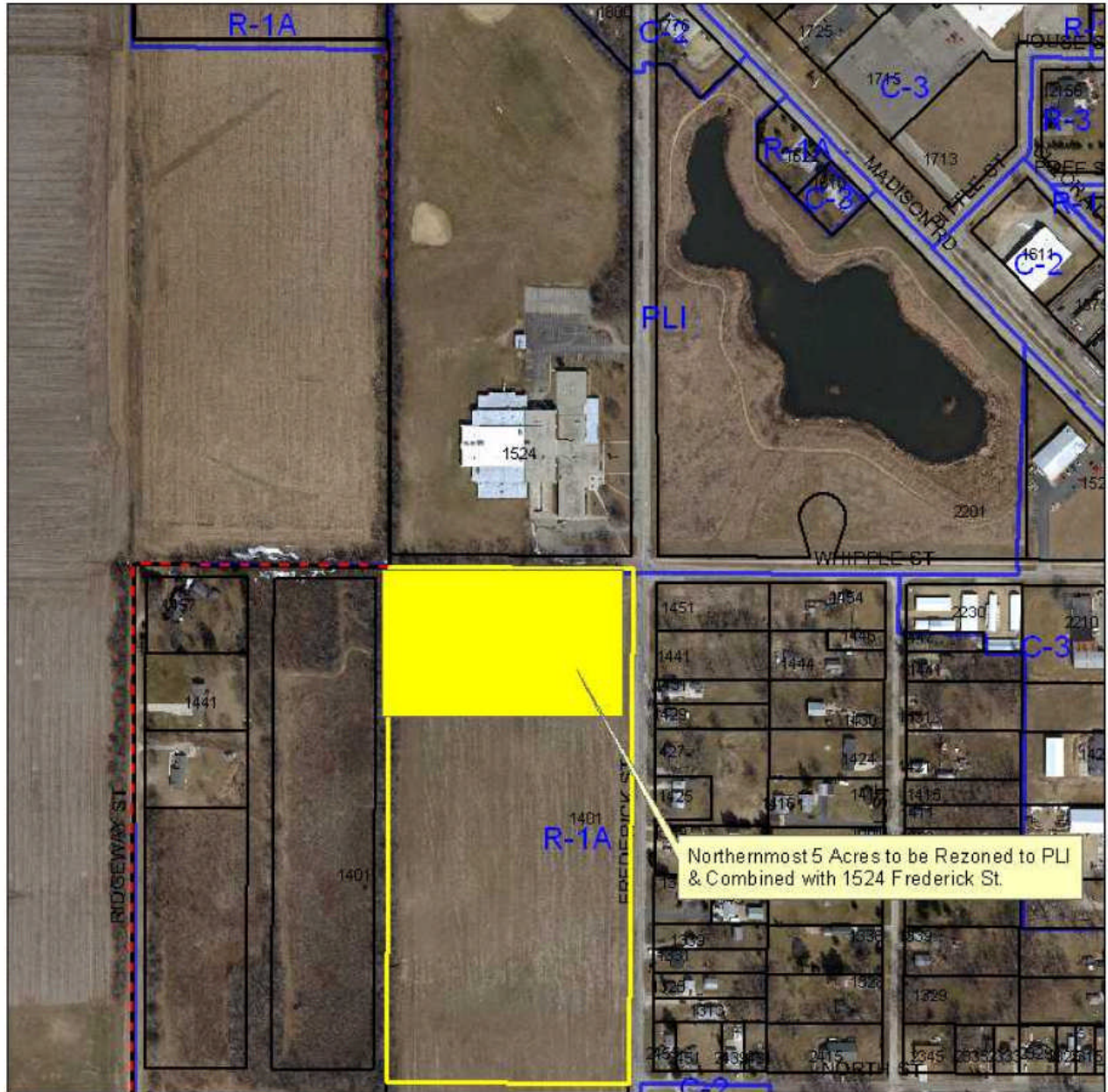
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**Attachments:** Location & Zoning Map and Application

# Location & Zoning Map

1400 Frederick Street

ZMA-2014-07



1 inch = 369 feet



### Legend

- COB Parcels
- Zoning District

Map prepared by: Stephanie Hummel  
Date: November 2014  
For: City of Beloit Planning & Building Services  
Date of Aerial Photography: March 2011

## PLANNING & BUILDING SERVICES DIVISION



# CITY of BELOIT

## PLANNING & BUILDING SERVICES DIVISION

100 State Street, Beloit, WI 53511

Phone: (608) 364-6700

Fax: (608) 364-6609

### Zoning Map Amendment Application Form

(Please Type or Print)

File No.: ZMA-2014-07

1. Address of subject property: 1400 Frederick Street (Northernmost 5 ac)
2. Legal description: Lot:28-8 Block:      Subdivision: Assessor's Plat Town of Beloit  
(If property has not been subdivided, attach a copy of the complete legal description from deed.)  
Property dimensions are: 627 feet by 347 feet =      square feet.  
If more than two acres, give area in acres: 5.0 acres.

3. Tax Parcel Number(s): 1283 1200

4. Owner of record: James Williams Phone:       
POBox 940251 Houtston TX 77094  
(Address) (City) (State) (Zip)

5. Applicant's Name: School District of Beloit  
1633 Keeler Ave. Beloit WI 53511  
(Address) (City) (State) (Zip)  
361 4015 /      / jmarotz@sdb.k12.wi.us  
(Office Phone #) (Cell Phone #) (E-mail Address)

6. **THE FOLLOWING ACTION IS REQUESTED:**

Change zoning district classification from: RIA to: PLI

All existing uses on this property are: AG

7. All the proposed uses for this property are:

Principal use(s): Parking lot expansion for the McNeel School

Secondary use(s):     

Accessory use(s):

8. I/we represent that I/we have a vested interest in this property in the following manner:

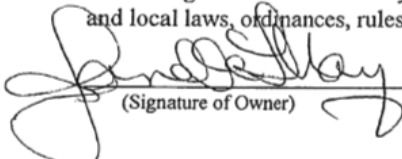
- ( ) Owner
- ( ) Leasehold, Length of lease: \_\_\_\_\_
- (x) Contractual, Nature of contract: offer to purchase
- ( ) Other, explain: \_\_\_\_\_

9. Individual(s) responsible for compliance with conditions (if any), if request is granted:

Name(s): Janell Marotz, Exec. Director of Business Services Phone: 361 4015  
1633 Keeler Avenue Beloit WI 535311  
(Address) (City) (State) (Zip)

The applicant's signature below indicates the information contained in this application and on all accompanying documents is true and correct.

I/we, the undersigned, do hereby respectfully make application for and petition the City Plan Commission and City Council to grant the requested action for the purpose stated herein. I/we represent that the granting of the proposed request will not violate any of the required standards of the Zoning Ordinance of the City of Beloit. I/we also agree to abide by all applicable federal, state and local laws, ordinances, rules, and regulations.

 Janell Marotz 4/23/14  
(Signature of Owner) (Print name) (Date)

\_\_\_\_\_  
(Signature of Applicant, if different) (Print name) (Date)

In order for your request to be heard and considered in a timely manner, you must submit the completed application and all accompanying documents to the Division for acceptance by the filing deadline date prior to a scheduled Plan Commission meeting. This application must be submitted with the \$275.00 application fee. Applicants will also be charged a fee for mailing public notices at the rate of \$0.50 per notice. An invoice for this fee will be sent to the applicant, and it is typically between \$5.00 and \$20.00.

<b>To be completed by Planning Staff</b>	
Filing Fee: <u>\$275.00</u>	Amount Paid: <u>\$275.00</u> Meeting Date: <u>12/3/2014</u> <u>May 21, 2014</u>
Number of notices: _____	x mailing cost (\$0.50) = cost of mailing notices: \$ _____
Application accepted by: <u>Donna Permyer</u>	Date: <u>4/23/14</u>
Date Notice Published: _____	Date Notice Mailed: _____

# CITY OF BELOIT

## REPORTS AND PRESENTATIONS TO CITY COUNCIL

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**Topic:** Certified Survey Map (CSM) for the properties located at 1400 & 1524 Frederick Street – Council Referral to the Plan Commission

**Date:** December 1, 2014

**Presenter(s):** Julie Christensen

**Department:** Community Development

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**Overview/Background Information:**

R.H. Batterman & Co., Inc. has submitted an Application for the Review of a Minor Subdivision and a 2-Lot Certified Survey Map (CSM) for the properties located at 1400 & 1524 Frederick Street.

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**Key Issues (maximum of 5):**

- The intent of the proposed CSM is to convey the northernmost 5 acres of the agricultural parcel located at 1400 Frederick Street to the adjacent McNeel School parcel located at 1524 Frederick Street. The school district intends to rezone and to construct a new off-street parking lot on the 5 acres being transferred (sold).
  - The proposed CSM also reaffirms a 33-foot dedication of Frederick Street half right-of-way along the eastern boundary of the subject properties, as the title search showed inconsistencies regarding exactly when and how much land was dedicated for the construction of Frederick Street. The proposed CSM must be reviewed by the City Council because of the right-of-way dedication.
  - Proposed Lot 1 includes the school campus and the 5 acres being purchased for a total of 28.1 acres. Proposed Lot 2 includes the remainder of the agricultural parcel, totaling 14.2 acres.
  - The application and proposed CSM are attached to this report.
- 

**Conformance to Strategic Plan (List key goals this action would support and briefly discuss its impact on the City's mission.):**

- Consideration of this request supports Strategic Goal #5.
- 

**Sustainability (Briefly comment on the sustainable long term impact of this policy or program related to how it will impact both the built and natural environment utilizing the four following eco-municipality guidelines.):**

- **Reduce dependence upon fossil fuels** – N/A
  - **Reduce dependence on chemicals and other manufacturing substances that accumulate in nature** – N/A
  - **Reduce dependence on activities that harm life sustaining eco-systems** – N/A
  - **Meet the hierarchy of present and future human needs fairly and efficiently** – N/A
- 

**Action required/Recommendation:**

- Referral to the Plan Commission for the December 3, 2014 meeting
  - This item will most likely return to the City Council for consideration on December 15, 2014
- 

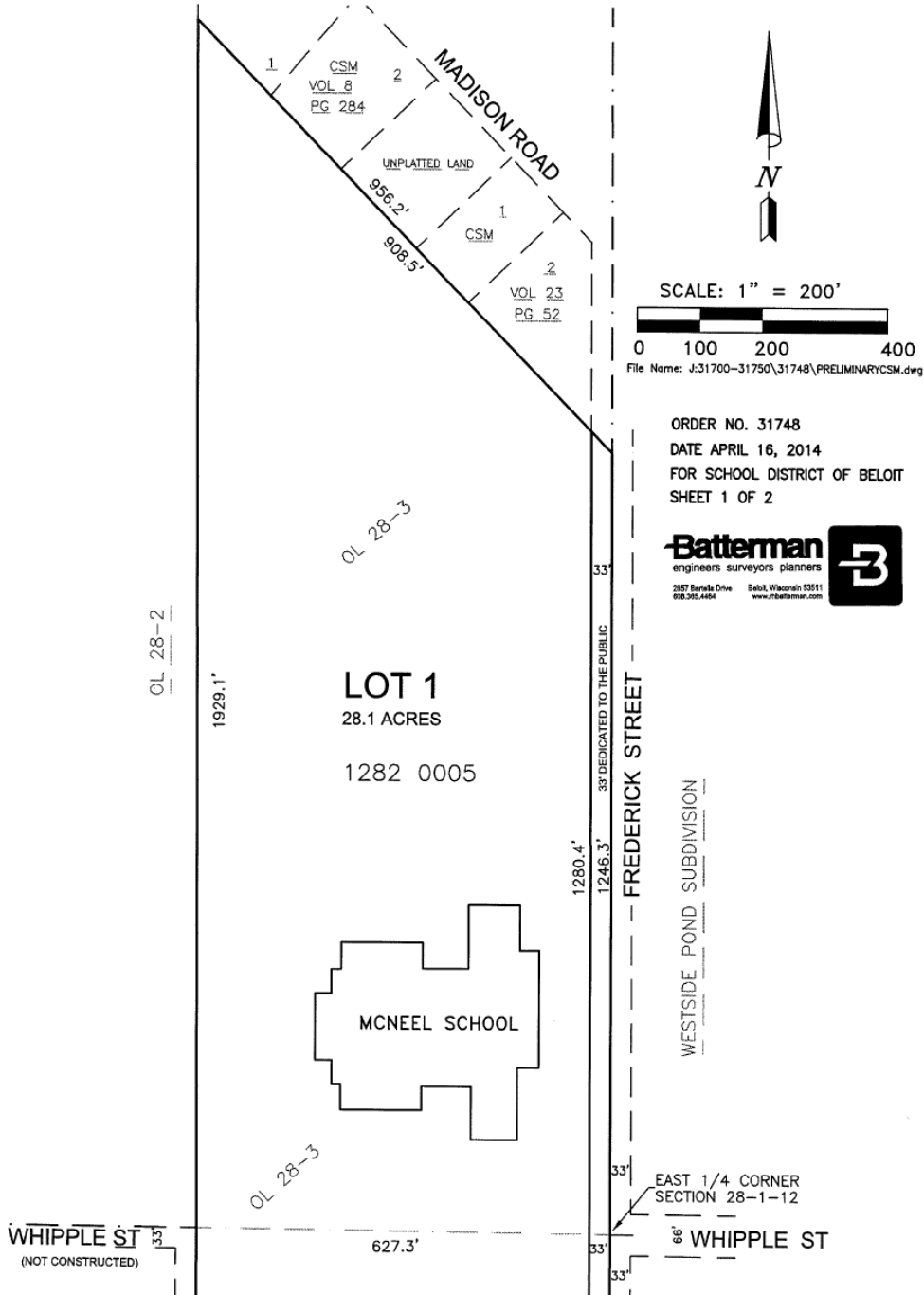
**Fiscal Note/Budget Impact:** N/A

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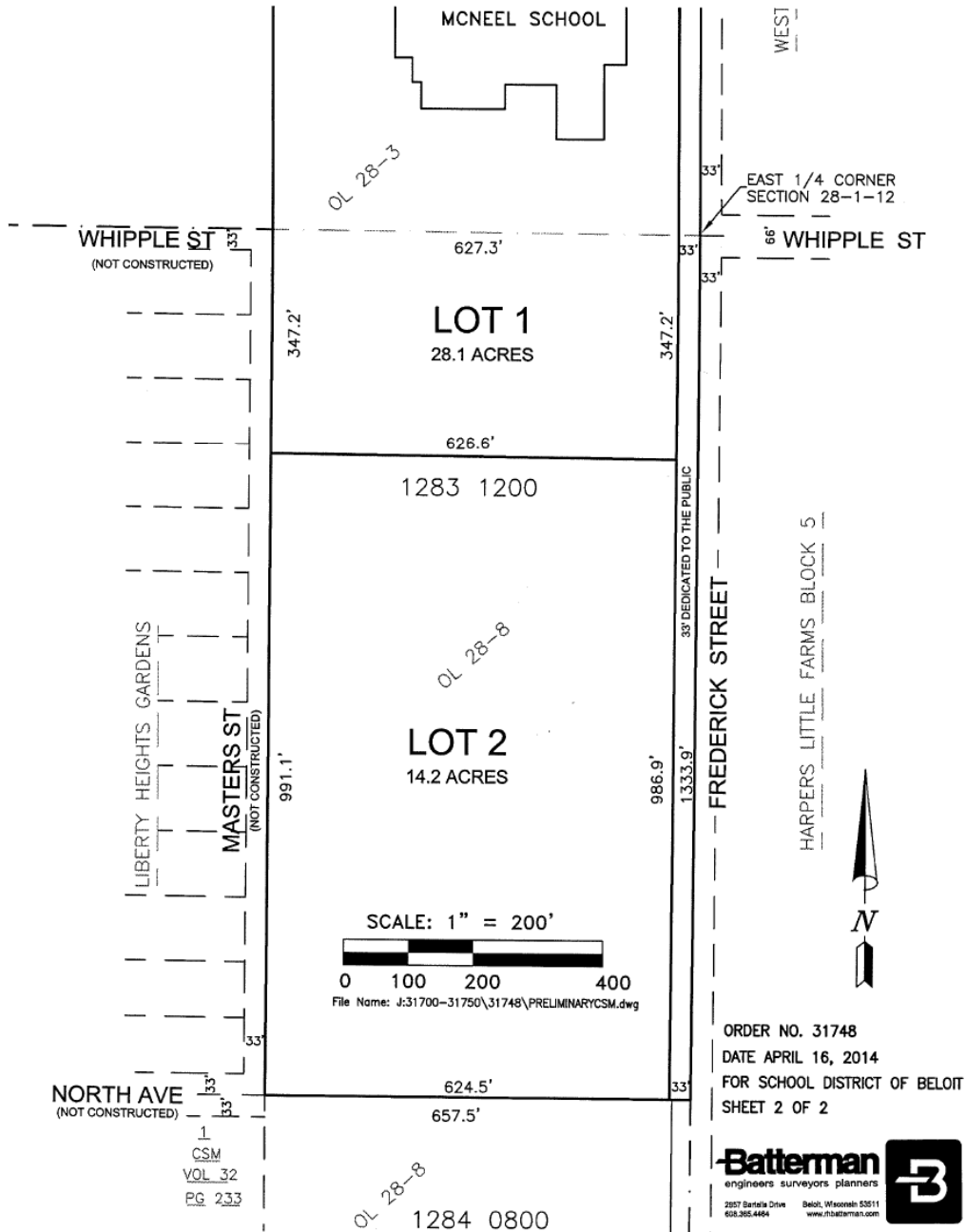
**Attachments:** Proposed CSM and Application

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PRELIMINARY CERTIFIED SURVEY MAP OF  
 PART OF OUT-LOTS 28-3 AND 28-8 OF THE ASSESSOR'S PLAT  
 OF BELOIT TOWNSHIP AS SITUATED IN PART OF THE  
 S.E. 1/4 OF THE N.E. 1/4 AND PART OF THE  
 N.E. 1/4 OF THE S.E. 1/4 ALL IN SECTION 28, T. 1 N., R. 12 E.  
 OF THE 4TH P.M., NOW CITY OF BELOIT, ROCK COUNTY, WISCONSIN



PRELIMINARY CERTIFIED SURVEY MAP OF  
 PART OF OUT-LOTS 28-3 AND 28-8 OF THE ASSESSOR'S PLAT  
 OF BELOIT TOWNSHIP AS SITUATED IN PART OF THE  
 S.E. 1/4 OF THE N.E. 1/4 AND PART OF THE  
 N.E. 1/4 OF THE S.E. 1/4 ALL IN SECTION 28, T. 1 N., R. 12 E.  
 OF THE 4TH P.M., NOW CITY OF BELOIT, ROCK COUNTY, WISCONSIN



**City of Beloit**  
**Neighborhood Planning Division**

100 State Street, Beloit, WI 53511 Phone: (608) 364-6700 Fax: (608) 364-6609

**Application for Review of a Minor Subdivision**

(Please Type or Print)

File Number: CSM-2014-08

1. Address of property: 1400 & 1524 FREDERICK STREET
2. Tax Parcel Number(s): 12831200 & 12820005
3. Property is located in (circle one): City of Beloit or Town of: Turtle; Beloit; Rock or LaPrairie  
In the NE Quarter of Section 28, Township 1 North, Range 12 East of the 4th P.M.
4. Owner of Record: SCHOOL DISTRICT/ JAMES WILLIAMS Phone: 361-4011  
1633 KEELER AVE Beloit WI 53511  
(Address) (City) (State) (Zip)
5. Surveyor's name: RH Batterman & Co., Inc. Phone: 365-4464  
2857 Bartells Drive Beloit WI 53511  
(Address) (City) (State) (Zip)
6. Number of new lots proposed with this land division is 2 lot(s).
7. Total area of land included in this map: 44.3 ACRES
8. Total area of land remaining in parent parcel: NA
9. Is there a proposed dedication of any land to the City of Beloit? YES
10. The present zoning classification of this property is: PLI & RIA
11. Is the proposed use permitted in this zoning district: Yes
12. **THE FOLLOWING ITEMS MAY NEED TO BE COMPLETED AND/OR ATTACHED:**
  - Site Assessment Checklist;** is required if the total area of CSM is over 5 acres.
  - Pre-application meeting;** pre-application meeting was held on APRIL 10, 2014  
with City of Beloit Staff.
  - Developer's Statement;** as required by section 12.02(7) of the Subdivision Ordinance.
  - Phase One Environmental Assessment;** as per section 12.05(1)(c) of the Subdivision Ordinance.
  - Certified Survey Map;** one copy as required by section 12.05(1) of the Subdivision Ordinance.

The applicant's signature below indicates the information contained in this application and on all accompanying documents is true and correct. The undersigned does hereby respectfully make application for and petition the City Plan Commission or City Council for approval of this Certified Survey Map for the purpose stated herein. The undersigned also agrees to abide by all applicable federal, state and local laws, rules, and regulations.

[Signature] / RH BATTERMAN / 4/16/14  
(Signature of applicant) (Name of applicant) (Date)

**This application must be submitted at least 21 days prior to the Plan Commission meeting date.**

Review fee: <u>\$150 plus \$10 per lot</u>	Amount Paid: <u>\$170.<sup>00</sup></u>
Scheduled meeting date: <u>May 21, 2014</u>	
Application accepted by: <u>[Signature]</u>	Date: <u>4/23/14</u>

**RESOLUTION**  
**AUTHORIZING FINAL PAYMENT OF PUBLIC WORKS CONTRACT C13-11**  
**Concrete Pavement Repair**

**WHEREAS**, work under this contract has been completed satisfactorily and in conformance with the requirements of the contract; and

**WHEREAS**, This project replaced broken pavement slabs in various locations; and

**WHEREAS**, the city engineer, comptroller, and attorney recommend final payment to the contractor.

**NOW, THEREFORE, BE IT RESOLVED**, by the City of Beloit City Council that CPR Inc. be paid \$1,981.66 as the final payment for Public Works Contract C13-11 Concrete Pavement Repair as recommended by the City Engineer.

Dated at Beloit, Wisconsin, this 1<sup>st</sup> day of December 2014.

**BELOIT CITY COUNCIL**

\_\_\_\_\_  
Mark Spreitzer, President

ATTEST:

\_\_\_\_\_  
Rebecca Houseman LeMire, City Clerk

# CITY OF БЕЛОIT

## REPORTS AND PRESENTATIONS TO CITY COUNCIL



**Topic:** Final Payment for Contract C13-11, Concrete Pavement Repair

**Date:** December 1, 2014

**Presenter(s):** Gregory Boysen

**Department(s):** Public Works/ Engineering

---

**Overview/Background Information:**

This project replaced broken pavement slabs in various locations.

---

**Key Issues (maximum of 5):**

1. The requirements of the contract have been completed to the satisfaction of the City.
2. The awarded contract amount was \$ 70,935.50  
Quantity increases and change orders \$ 8,330.74  
Net payment due contractor \$ 79,266.24
3. The City Engineer, City Attorney, and Director of Accounting recommend that a final payment be made to CPR Inc. in the amount of \$1,981.66.

---

**Conformance to Strategic Plan (List key goals this action would support and briefly discuss its impact on the City's mission.):**

1. **Develop a high quality community through the responsible stewardship and enhancement of City resources to further Beloit's resurgence as a gem of the Rock River Valley.**
  - This project enhances the quality of life in Beloit by improving the appearance and quality of ride and improving pedestrian safety on these streets while lowering street maintenance costs.

---

**Sustainability (Briefly comment on the sustainable long term impact of this policy or program related to how it will impact both the built and natural environment utilizing the four following eco-municipality guidelines.):**

- **Reduce dependence upon fossil fuels**  
n/a
- **Reduce dependence on chemicals and other manufacturing substances that accumulate in nature**  
n/a
- **Reduce dependence on activities that harm life sustaining eco-systems**  
n/a
- **Meet the hierarchy of present and future human needs fairly and efficiently**  
The improved pavement meets the present and future human needs by extending the life of the pavement, increasing pedestrian safety, and reducing pavement maintenance.

---

**If any of the four criteria are not applicable to your specific policy or program, an N/A should be entered in that space.**

---

**Action required/Recommendation:**

Approval of the Resolution authorizing the Final Payment.

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**Fiscal Note/Budget Impact:**


Adequate funding is available in the 2014 Capital Improvement Plan.



**CITY OF BELOIT**  
**DEPARTMENTAL CORRESPONDENCE**

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**TO:** Mike Flesch

**FROM:** Andy Hill, Project Engineer 

**DATE:** October 23, 2014

**SUBJECT:** Final Payment Contract C13-11  
Concrete Pavement Repair

The work on this project was completed on August 24, 2013. I have inspected the work and find it to be satisfactory and in compliance with the requirements of the contract. The contractor has asked for final payment and the final payment quantities have been approved by the contractor. The contractor did not supply the required maintenance bond, and so instead the retainage was held for one year.

Over the course of this year, a hairline crack has formed in one of the replaced slabs near the Cranston Bridge over Turtle Creek. The crack is positioned and oriented similar to the original flaw, which indicates, if not a coincidence, that forces external to the slab are at work. Replacement of this slab is not currently recommended given the required traffic disruption and insignificant size of the flaw.

The original contract amount was for \$70,935.50, and the final contract amount is \$79,266.24. The increase in cost was due to expanding the repair areas larger than the original estimate. A detail variance report is attached. Payments to date under this contract total \$77,284.58, and there were no subcontractors, so no lien waivers have been collected.


Therefore, I recommend a final payment in the amount of \$1,981.66 be made to CPR Inc.

# CITY OF BELOIT

## DEPARTMENTAL CORRESPONDENCE

---

**TO:** Andy Hill, Project Engineer

**FROM:** Elizabeth A. Krueger, City Attorney 

**DATE:** November 10, 2014

**SUBJECT:** **Final Payment Public Works Contract C13-11**  
**C.P.R., Inc.**  
**Concrete Pavement Repair**

I have reviewed the materials you sent over for final payment approval on the above contract. Everything appears in order and you may process the matter in your normal fashion.

/tdh  
encs.

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE TO REMOVE THE NO-PARKING  
RESTRICTIONS ON HOBART PLACE**

The City Council of the City of Beloit, Rock County, Wisconsin, do ordain as follows:

**Section 1:** Section 13.02 of the Code of General Ordinances of the City of Beloit, Rock County, Wisconsin, is hereby amended by removing from Section II, Index of Special Locations, Parking Prohibited At All Times On Certain Streets, the following:

Hobart Place – Chapin Street to the end of Cul-de-Sac – BOTH SIDES

**Section 2:** This ordinance shall take effect and be in force upon its passage and publication.

Adopted this 1<sup>st</sup> day of December 2014.

**BELOIT CITY COUNCIL:**

By: \_\_\_\_\_  
Mark Spreitzer, Council President

**ATTEST:**

\_\_\_\_\_  
Rebecca Houseman LeMire, City Clerk

Published this \_\_\_\_\_ day of \_\_\_\_\_, 2014

Effective this \_\_\_\_\_ day of \_\_\_\_\_, 2014

01-611100-5231-\_\_\_\_\_

# CITY OF BELOIT

## REPORTS AND PRESENTATIONS TO CITY COUNCIL



**Topic:** An Ordinance to remove the No-Parking restrictions along Hobart Place

**Date:** December 1, 2014

**Presenter(s)** Greg Boysen, Public Works Director

**Department(s):** Public Works/Engineering

---

**Overview/Background Information:**

A request was made first by John Carrol of 724 Hobart Place and subsequently, a petition was submitted by Mary Hallock of 732 Hobart Place requesting the removal of the No-Parking restrictions along Hobart.

---

**Key Issues (maximum of 5):**

1. The Traffic Review Committee discussed the issue during the September 22, 2014 meeting and a vote was delayed until the determination regarding the use of the sidewalk could be determined. At the October 27, 2014 meetings, the Committee voted (4-1) in favor of removing the No-Parking restrictions on Hobart Place.
2. The current street width is only 16' wide. A minimum of 10' of pavement is required by the standards to allow for safe travel on a local roadway. The typical parking lane is 8' wide, which does not allow enough room for a standard travel lane.
3. After discussions with the City Attorney, it was determined that Hobart Place does indeed have sidewalk and that it cannot be considered as part of the street. Even if vehicles were allowed to park on the street, vehicles would not be allowed to park over the sidewalk or the grass areas. This would leave less than the required 10' minimum width of pavement.
4. Before the September meeting, Police, Fire, and Operations (DPW) were all opposed to changing the parking restrictions.
5. The existing signs have been changed to read No-Parking At Anytime, which still allows for the temporary pick-up/drop-off of passengers near the front of the homes located on Hobart Place.

---

**Conformance to Strategic Plan (List key goals this action would support and briefly discuss its impact on the City's mission.):**

1. **Develop a high quality community through the responsible stewardship and enhancement of City resources to further Beloit's resurgence as a gem of the Rock River Valley.**

---

**Sustainability (Briefly comment on the sustainable long term impact of this policy or program related to how it will impact both the built and natural environment utilizing the four following eco-municipality guidelines.):**

- **Reduce dependence upon fossil fuels**  
N/A
- **Reduce dependence on chemicals and other manufacturing substances that accumulate in nature**  
N/A
- **Reduce dependence on activities that harm life sustaining eco-systems**  
N/A
- **Meet the hierarchy of present and future human needs fairly and efficiently**  
N/A

---

**If any of the four criteria are not applicable to your specific policy or program, an N/A should be entered in that space.**

---

**Action required/Recommendation:**

The Engineering Division recommends no change to the parking restrictions along Hobart Place.

---

**Fiscal Note/Budget Impact:**



### HOBART PLACE 'NO-PARKING'



City of  
**BELOIT, Wisconsin**



LOCATION: Hobart Place

CITY OF BELOIT, WISCONSIN

SCALE: None

DRAWN BY: JRD (2014)

**MARY HALLOCK  
732 HOBART PLACE  
BELOIT, WI 53511  
815-721-4474**



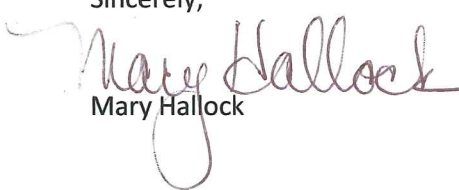
August 12, 2014

Beloit Traffic Review Committee  
City Hall  
100 State Street  
Beloit, WI 53511

Dear Beloit Traffic Review Committee,

On behalf of the residents of Hobart Place I am submitting the attached request. If you have any questions, please contact me at [mhallock3011@gmail.com](mailto:mhallock3011@gmail.com) or 815-721-4474 (cell). Thank you for your assistance on this matter.

Sincerely,

  
Mary Hallock

THE RESIDENTS OF HOBART PLACE  
BELOIT, WI 53511

August 8, 2014

Beloit Traffic Review Committee  
City Hall  
100 State Street  
Beloit, WI 53511

Dear Beloit Traffic Review Committee,

The residents of Hobart Place in Beloit, WI would like to petition for a change to the parking ordinance no. 3232 of the Beloit Municipal Code Section 13.02.

We would like to request that parking be allowed in front of our homes and around the circle. Since our street is narrow we request that we be allowed to park on the sidewalk or along the grass in front of our homes so that our cars can be clear of the roadway so that vehicles can get in and out and move freely around the cul de sac.

We would also like to request that if in the future, there are any planned street improvements to Hobart Place that we are able to have input into the plans in order to protect the many large, beautiful trees we have lining the street.

Respectfully,  
The Residents of Hobart Place

**724 Hobart Place:**

Margaret A. Carroll  
Printed Name

Margaret A. Carroll  
Signature

8-8-14  
Date

John Carroll  
Printed Name

[Signature]  
Signature

8-8-14  
Date

**728 Hobart Place:**

David DeGeorge  
Printed Name

David DeGeorge  
Signature

8-9-14  
Date

Jacquelyn DeGeorge  
Printed Name

Jacquelyn DeGeorge  
Signature

8/14  
Date

729 Hobart Place:

Kathleen Greene  
Printed Name

Kathleen Greene  
Signature

8/11/14  
Date

Teresa R. Leopold  
Printed Name

Teresa R. Leopold  
Signature

8/11/14  
Date

732 Hobart Place:

MARY HALLOCK  
Printed Name

Mary Hallock  
Signature

8/8/14  
Date

1323 Chapin Street:

DARYL SCHRADER  
Printed Name

Daryl Schrad  
Signature

8/11/14  
Date



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE TO ADD NO-PARKING  
REGULATIONS ON LOVELL AVENUE**

The City Council of the City of Beloit, Rock County, Wisconsin, do ordain as follows:

**Section 1:** Section 13.02 of the Code of General Ordinances of the City of Beloit, Rock County, Wisconsin, is hereby amended by Adding to Section II, Index of Special Locations, Parking Prohibited At All Times On Certain Streets, the following:

Lovell Avenue – Cranston Road to Holmes Street – BOTH SIDES

**Section 2:** This ordinance shall take effect and be in force upon its passage and publication.

Adopted this 1<sup>st</sup> day of December 2014.

**BELOIT CITY COUNCIL:**

**By:** \_\_\_\_\_  
Mark Spreitzer, Council President

**ATTEST:**

\_\_\_\_\_  
Rebecca Houseman LeMire, City Clerk

Published this \_\_\_\_\_ day of \_\_\_\_\_, 2014

Effective this \_\_\_\_\_ day of \_\_\_\_\_, 2014

01-611100-5231-\_\_\_\_\_

# CITY OF BELOIT

## REPORTS AND PRESENTATIONS TO CITY COUNCIL



**Topic:** An Ordinance to remove Parking along Lovell Avenue between Cranston Road and Holmes Street.

**Date:** December 1, 2014

**Presenter(s)** Greg Boysen, Public Works Director

**Department(s):** Public Works/Engineering

---

### Overview/Background Information:

The City of Beloit has been working with the School District of Beloit regarding traffic issues near Robinson School since the reconstruction of the building over a year ago. The issue of removing parking along Lovell was discussed during the September 22, 2014 Traffic Review Committee meeting and temporary No-Parking signs were installed while the residents along the street were contacted regarding the change.

---

### Key Issues (maximum of 5):

1. The Traffic Review Committee reviewed the issue during the October 27, 2014 meeting and the Committee voted (5-0) in favor of removing the parking along both sides of Lovell Avenue between Cranston and Holmes.
2. Robinson School was re-built as part of the approved \$70 million referendum. As part of the reconstruction, a driveway was added to the west side of the building and the existing traffic signals were removed. Also, an expansion of the east side parking lot, including a pick-up/drop-off zone was added. The crossing guard was moved to the intersection of Cranston/Robinson and new sidewalk ramps, crosswalk markings, and flashing crosswalk signs have been installed.
3. The School District has expressed concern for the safety of the pedestrians crossing Cranston Road. City staff has observed parents parking along Lovell Avenue and crossing Cranston Road with their kids instead of utilizing the crossing guard location or the parking lot with the pick-up/drop-off lane.
4. The Police Department has increased enforcement in the area. Also, the Engineering Division, Police Department, and School District worked together to prepare a press release to inform the motoring public of the traffic laws/safety in school zones. The Engineering Division has asked the school to review their policies related to the location kids enter/exit the building and the use of the pick-up/drop-off lane in an effort to maximize the potential of these new features.
5. The removal of the parking along Lovell will encourage parents who are travelling to school to pick-up/drop-off children to either use the crosswalk (w/crossing guard) or the pick-up/drop-off lane in the parking lot.
6. It should be noted that after the Engineering Division was contacted by two property owners along Lovell that wish for the No-Parking to be extended another block to the south (to Carlyle Avenue). Letters were sent to the residents along Lovell between Cranston and Carlyle notifying them of the proposed change along with the date and time of the council meeting, in case they wished to present comments to the Council. The engineering Division does not have any reservations in extending the No-Parking restrictions along Lovell to Carlyle.

---

### Conformance to Strategic Plan (List key goals this action would support and briefly discuss its impact on the City's mission.):

1. **Develop a high quality community through the responsible stewardship and enhancement of City resources to further Beloit's resurgence as a gem of the Rock River Valley.**

---

### Sustainability (Briefly comment on the sustainable long term impact of this policy or program related to how it will impact both the built and natural environment utilizing the four following eco-municipality guidelines.):

- Reduce dependence upon fossil fuels

N/A

- Reduce dependence on chemicals and other manufacturing substances that accumulate in nature

N/A

- **Reduce dependence on activities that harm life sustaining eco-systems**

N/A

- **Meet the hierarchy of present and future human needs fairly and efficiently**

N/A

**If any of the four criteria are not applicable to your specific policy or program, an N/A should be entered in that space.**

**Action required/Recommendation:**

The Engineering Division recommends removing the parking on both sides of Lovell Avenue between Cranston Road and Holmes Street.

**Fiscal Note/Budget Impact:**

City staff will be responsible for the purchase and installation of the new signage.



**RESOLUTION  
AMENDING THE MUTUAL COOPERATION AGREEMENT  
UNDER THE NATIONAL AFFORDABLE HOUSING ACT**

**WHEREAS**, the City of Beloit entered into a Mutual Cooperation Agreement (Intergovernmental Agreement) Under the National Affordable Housing Act with Rock County and the City of Janesville in order to obtain HOME Investment Partnership Program (HOME) funds, and

**WHEREAS**, the Mutual Cooperation Agreement outlines how funds for the Consortium will be distributed, and

**WHEREAS**, the agreement reserves 15 percent of the funds for weatherization activities on a county-wide basis which have been awarded to Community Action, Inc., and

**WHEREAS**, due to lack of demand, Community Action, Inc. has been granted permission to use some of these funds for rehabilitation activities on a county-wide basis and desires to continue using the funds in this manner, and

**WHEREAS**, Rock County has a balance of \$267,440.67 that it is unable to spend in a timely manner which is recommended to be transferred to the City of Janesville, and

**WHEREAS**, the impact of these modifications are minimal to positive on the City of Beloit, and we are a party to the Mutual Cooperation Agreement and must approve the changes, and

**WHEREAS**, the City Council finds that it is advantageous to the City of Beloit to amend the Mutual Cooperation Agreement.

**NOW THEREFORE BE IT RESOLVED**, that the City Council of the City of Beloit, Rock County, Wisconsin approves the First Amendment to the Mutual Cooperation Agreement Under the National Affordable Housing Act.

Adopted this 1st day of December, 2014.

**BELOIT CITY COUNCIL**

---

Mark Spreitzer, Council President

ATTEST:

---

Rebecca Houseman LeMire, City Clerk

# CITY OF BELOIT

## REPORTS AND PRESENTATIONS TO CITY COUNCIL

---

**Topic:** Amendment to the Mutual Cooperation Agreement Under the National Affordable Housing Act

**Date:** December 1, 2014

**Presenter(s):** Julie Christensen

**Department:** Community Development

---

### Overview/Background Information:

In July 2001, the City of Beloit, Rock County and City of Janesville formed the Rock County HOME Consortium and entered into a Mutual Cooperation Agreement Under the National Affordable Housing Act. This allows us to receive HOME funds directly from the Department of Housing and Urban Development (HUD). This agreement awards funds to a Community Housing Development Organization (CHDO) in Beloit and the cities of Beloit and Janesville and Rock County. It also sets aside funds for weatherization activities on a county-wide basis (see attached agreement signed in 2001).

---

### Key Issues (maximum of 5):

1. According to the Mutual Cooperation Agreement, 15 percent of the funds shall be reserved for weatherization activities on a county-wide basis. The understanding at the time was that Community Action would receive these funds since they were the agency performing these activities in Rock County. In practice, however, Janesville allowed some of this allocation to be used by Community Action, Inc. for other HOME-eligible activities, such as rehab activities. This agreement is being amended to allow this to continue into the future (see attached amended agreement).
2. The HOME program requires funding to be committed within two years of HUD awarding the annual grant agreement. In the past, HUD looked at the commitment of funds on a Consortium-wide basis, rather than an individual member basis. The Consortium believes that this practice is changing at HUD and is working towards making each entity responsible for its own commitment deadlines. Consequently on November 17, the City Council approved budget amendments to allow us to get Beloit's HOME funds committed to projects.
3. Rock County has funds left from 2010, 2011, and 2012 and have decided that their best course of action is to reallocate these funds to another entity in the Consortium. The City of Janesville has the most capacity to expend these funds. Rock County also has to pay back approximately \$40,000 in HOME funding that was used on ineligible projects which were discovered during a monitoring. These funds are also being recommended for allocation to the City of Janesville.
4. If we do not amend this agreement, these funds could be lost to Rock County. This amendment is being proposed to keep these funds in Rock County. Rock County has now hired an agency that will ensure that the remaining Rock County HOME funds are expended in a timely manner and on eligible projects. These funds are required to be used outside the cities of Beloit and Janesville.

---

### Conformance to Strategic Plan (List key goals this action would support and briefly discuss its impact on the City's mission.):

- Consideration of this request supports Strategic Goal #5 - Apply sound, sustainable practices to promote a high quality community through historic preservation, community revitalization and new development.

---

### Sustainability (Briefly comment on the sustainable long term impact of this policy or program related to how it will impact both the built and natural environment utilizing the four following eco-municipality guidelines.):

- Reduce dependence upon fossil fuels – Not applicable

- **Reduce dependence on chemicals and other manufacturing substances that accumulate in nature** – Not Applicable
- **Reduce dependence on activities that harm life sustaining eco-systems** – Not Applicable
- **Meet the hierarchy of present and future human needs fairly and efficiently** – This proposal would allow Rock County to retain the HOME funds.

---

**Action required/Recommendation:**

Consideration of the attached resolution.

---

**Fiscal Note/Budget Impact:**

This has no fiscal or budget impact on the City of Beloit's budget.

---

**Attachments:**

Resolution

MUTUAL COOPERATION AGREEMENT  
UNDER THE  
NATIONAL AFFORDABLE HOUSING ACT

Federal Fiscal Years 2002-2004



This agreement entered into among the City of Beloit, a Wisconsin Municipal Corporation, the City of Janesville, a Wisconsin Municipal Corporation, and the County of Rock, a political subdivision of the State of Wisconsin.

WHEREAS, the National Affordable Housing Act of 1990, as amended, allows units of general local government to enter into a mutual cooperation agreement to form a Consortium to obtain federal funds as a participating jurisdiction under the HOME Investment Partnerships Program (hereinafter called HOME Program); and

WHEREAS, Section 66.0301 of the Wisconsin State Statutes provides for intergovernmental agreements; and

WHEREAS, the parties are mutually developing a Consolidated Housing and Community Development Plan; and

WHEREAS, the parties have determined that obtaining funds under the HOME Program will increase their ability to provide affordable housing;

NOW THEREFORE, the parties do agree and covenant as follows:

SECTION 1. DEFINITIONS

- a. "Member" – An incorporated unit of local government that signs this Agreement or a substantially similar Agreement, and therefore is a member of the Consortium organized to carry out eligible activities under the HOME Program. This includes the governments for Rock County Cities and Villages and for the County of Rock.
- b. "Administrative Member" - A local unit of government that administers the HOME program within its jurisdictional boundaries. This includes the governments for the Cities of Beloit and Janesville and the government for the County of Rock.
- c. "Representative Member" – The unit of local government that, with the approval of all administrative members, shall assume the responsibility for ensuring that the Consortium's HOME Program is carried out in compliance with the requirements of 24 CFR Part 92 and 91, the requirements of 24 CFR 92.350(a)(5), and for the requirements of the Consolidated Housing and Community Development Plan.



## SECTION 2. FUNDING

Funds for the Consortium will be distributed as follows:

- a. Fifteen percent (15%) of the funds shall be reserved for Community Housing Development Organization (CHDO) activities within the City of Beloit.
- b. Nineteen percent (19%) of the funds shall be reserved for specific activities or projects administered by the City of Beloit.
- c. Thirty-four percent (34%) of the funds shall be reserved for specific activities or projects administered by the City of Janesville.
- d. Seventeen percent (17%) of the funds shall be reserved for specific activities or projects administered by the County of Rock. This 17% allocation includes the funding for projects located in the other participating municipalities within Rock County, excluding the Cities of Janesville and Beloit.
- e. Fifteen percent (15%) of the funds shall be reserved for weatherization activities on a county-wide basis.
- f. The above allocation of funds will be reexamined for 2003 after additional population, housing, and economic data from the 2000 U.S. Census have been obtained, and may be adjusted as necessary upon mutual written consent of the administrative members, from time to time and at any time.
- g. Each administrative member shall be responsible for providing required match funds or credit based upon the amount of its allocation and its use of funds. If an administrative member cannot provide a match, it shall be the responsibility of the administrative members as a whole to provide the required match funds.

## SECTION 3. ACTIVITIES

- a. Each member shall cooperate in undertaking, or assist in undertaking, eligible HOME Program activities in compliance with the regulations at 24 CFR Part 92.
- b. Members shall take affirmative action to further fair housing in their jurisdictions. Such actions may include planning, education and outreach and enforcement components.

## SECTION 4. ADMINISTRATION

- a. The City of Janesville shall be the representative member and shall carry out necessary overall responsibilities for the Consortium, with the cooperation of all members and administrative members, consistent with the HOME Program regulations. The City of Janesville will administer the HOME Program within the municipal boundaries of the City of Janesville.

- b. The City of Beloit will administer the HOME Program within the municipal boundaries of the City of Beloit.
- c. The County of Rock will administer the HOME Program on behalf of all members excluding the Cities of Janesville and Beloit. The County of Rock will administer the HOME program within the municipal boundaries of all members excluding the Cities of Beloit and Janesville, and within the boundaries of all unincorporated areas in Rock County.
- d. Each Administrative member shall submit in a timely manner to the Representative member all information necessary for participation in the Consortium. This includes, but is not limited to, all information necessary for the Consolidated Plan, the program description and certifications (24 CFR 92.150), written agreements executed with subrecipients, and performance reports.
- e. Each Administrative Member of the Consortium shall start its Community Development Block Grant and HOME Program years on January 1.

#### SECTION 5. AMENDMENT, WAIVER

No amendment or waiver of any provisions of this Agreement shall be effective unless the same shall be in writing, approved and signed by the legal authority of the Administrative Members.

Any amendments to the agreement incorporating changes necessary to meet the requirements set forth in the Consortia Qualification Notice for subsequent three-year qualification periods shall be adopted by the Consortium. Failure to comply will void the automatic renewal provisions of this Agreement.

#### SECTION 6. ENTIRE AGREEMENT

This Agreement embodies the entire agreement and understanding of the parties hereto with respect to the subject matter herein and supersedes all prior agreements and understandings of the parties hereto relating to the subject matter herein.

#### SECTION 7. CONFLICTING AGREEMENT

In case of any conflict between this Agreement and any other document, this Agreement shall control.

#### SECTION 8. ARBITRATION

In the event that the parties are unable to agree with respect to any action to be taken pursuant to this Agreement, or any matter or issue arising under this Agreement, then any of the parties may elect to submit the issue to arbitration in accordance with Chapter 788, Wisconsin Statutes. Each party will be responsible for their own costs for legal

representation. Any costs for the arbitrator involved in said arbitration will be borne equally by the parties involved.

SECTION 9. DURATION OF THIS AGREEMENT

This Agreement, approved this 2nd day of July, 2001, is in force for the time necessary to complete HOME Program activities funded from federal fiscal years 2002, 2003, and 2004. It shall terminate when all HOME Program funds are expended or are permanently withdrawn by the U.S. Department of Housing and Urban Development. The members shall remain in the Consortium and not end their participation in it until the time of termination.

This Agreement shall automatically be renewed for successive three-year qualification periods. The Representative Member shall notify each participating unit of general local government in writing of its right not to participate for the successive three-year qualification period by the date specified by HUD. The Representative Member shall send copies of such notices to the HUD field office.

The respective parties as members of a HOME Consortium partnership execute this Agreement. Attached hereto and made a part of this Agreement are Agreements executed by other HOME participating municipalities and governing bodies. In so doing, all existing municipalities and governing bodies are agreeing to participate under the terms of the HOME Consortium partnership with any other municipality or governing body that has joined or subsequently joins the partnership.

I hereby find that the terms and provisions of this Agreement are fully authorized under State and local law and that the Agreement provides full legal authority for the signatory parties to undertake or assist in undertaking HOME Consortium activities.

CITY OF BELOIT

By: Jane Wood 7-3-01  
Jane Wood, City Manager Date


By: Carol S. Alexander \_\_\_\_\_  
Carol Alexander, City Clerk, CMC Date

By: Kathy Reynolds 7/3/01  
Kathy Reynolds, City Comptroller Date

Approved as to form:  
By: Richard W. Holm 7/3/01  
Richard Holm, City Attorney Date

CITY OF JANESVILLE

By:  7/13/01  
Steven E. Sheffer, City Manager Date

By:  7-13-01  
Jean Ann Wulf, City Clerk-Treasurer Date

Approved as to form:

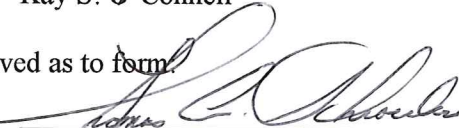
By:  July 13, 2001  
Wald Klimczyk, City Attorney Date

COUNTY OF ROCK

By:  7/11/01  
Terry G. Maybee, County Board Chair Date

By:  7/11/01  
Kay S. O'Connell Date

Approved as to form:

By:  7-11-01  
Thomas Schroeder, Corporation Counsel Date

**FIRST AMENDMENT  
TO  
MUTUAL COOPERATION AGREEMENT UNDER THE NATIONAL AFFORDABLE HOUSING ACT  
BETWEEN AND AMONG THE CITY OF JANESVILLE, A WISCONSIN MUNICIPAL CORPORATION, THE CITY  
OF BELOIT, A WISCONSIN MUNICIPAL CORPORATION AND THE COUNTY OF ROCK, A POLITICAL  
SUBDIVISION OF THE STATE OF WISCONSIN**

Whereas, the City of Janesville (hereinafter “Janesville”), City of Beloit (hereinafter “Beloit”) and County of Rock (hereinafter “Rock County”) entered into a Mutual Cooperation Agreement dated July 13, 2001 to form a Federal HOME Program Consortium to provide local decision-making and annual funding under the provisions of the HOME Investment Partnership Act; and

Whereas, the Consortium provides annual funding to the Consortium members for programs such as: housing rehabilitation, down payment and closing cost assistance, new construction of owner-occupied and rental housing units, purchase/rehabilitation/resale of owner-occupied units, and other eligible programs under the HOME Investment Partnership Act; and

Whereas, Section 2 of the Mutual Cooperation Agreement outlines how funds for the Consortium will be distributed and provides that the allocations may be adjusted as necessary upon mutual written consent of the administrative members, from time to time and at any time; and

Whereas, Janesville, Beloit, and Rock County are the administrative members of the Mutual Cooperation Agreement; and

Whereas, HOME regulations require grant funds to be committed to HOME eligible projects within two years of executing the HOME Agreement with the U.S. Department of Housing and Urban development; and

Whereas, it is desirable to reallocate funding amongst members to meet the HOME program commitment deadline and ensure funding benefits residents of Rock County; and

Whereas, the administrative members desire to amend the agreement to reflect the one-time transfer of unallocated 2009, 2010, 2011 and 2012 HOME funds in the amount of \$267,440.67 from Rock County to Janesville; and

Whereas, the administrative members desire to amend the agreement to reallocate the fifteen percent (15%) of funds reserved for weatherization activities on a county-wide basis provided for under Section 2 (e) to be used for HOME eligible activities or projects administered by Community Action of Rock and Walworth County, Inc. on a county-wide basis and approved by the administrative members.

NOW THEREFORE, JANESVILLE, BELOIT AND ROCK COUNTY HEREBY AGREE AS FOLLOWS:

1. Section 2(e) of the Agreement is amended to read as follows:  
“(e) Fifteen percent (15%) of the funds shall be used for HOME-eligible activities or projects administered by Community Action of Rock and Walworth County, Inc. on a county-wide basis and approved by the administrative members.”
2. The sum of \$267,440.67 shall be transferred from a Rock County to Janesville.
3. All other terms, provisions, obligations, and promises set forth in the Agreement not specifically amended in this First Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, by signing below, the Parties agree to the terms in this First Amendment.

*Signature page to follow*

**CITY OF JANESVILLE**

BY: \_\_\_\_\_  
Jennifer Petruzzello, Neighborhood & Community Services Dir.

DATE \_\_\_\_\_

BY: \_\_\_\_\_  
Jean Ann Wulf, City Clerk-Treasurer

DATE \_\_\_\_\_

Approved as to form:

BY: \_\_\_\_\_  
Wald Klimczyk, City Attorney

DATE \_\_\_\_\_

**CITY OF BELOIT**

BY: \_\_\_\_\_  
Larry N. Arft, City Manager

DATE \_\_\_\_\_

Attest: \_\_\_\_\_ DATE \_\_\_\_\_  
Rebecca Houseman LeMire, City Clerk

BY: \_\_\_\_\_  
Eric Miller, City Comptroller

DATE \_\_\_\_\_

Approved as to form:

BY: \_\_\_\_\_  
Elizabeth A. Krueger, City Attorney

DATE \_\_\_\_\_

**COUNTY OF ROCK**

BY: \_\_\_\_\_  
Brian Christianson, Chair, Rock County Housing Authority

DATE \_\_\_\_\_

BY: \_\_\_\_\_  
Colin Byrnes, Interim Planning and Development Director

DATE \_\_\_\_\_

Approved as to form:

BY: \_\_\_\_\_  
Jodi Timmerman, Corporation Counsel

DATE \_\_\_\_\_

**RESOLUTION  
ADOPTING A MEET AND CONFER AGREEMENT  
BETWEEN THE CITY OF БЕЛОIT AND THE БЕЛОIT POLICE  
SUPERVISORY ASSOCIATION (BPSA)**

**WHEREAS**, the City of Beloit has had Meet and Confer Agreements in place with BPSA that outlined various terms and conditions of employment; and

**WHEREAS**, the current Agreement expired on December 31, 2013; and

**WHEREAS**, the City and representatives from BPSA have met, conferred, and agreed on a new four-year Agreement, which will take effect on January 1, 2014, and conclude on December 31, 2017.

**NOW, THEREFORE, BE IT RESOLVED** by the Beloit City Council that the City Manager be, and hereby is, authorized to enter into an Agreement with BPSA for the calendar years 2014 through 2017; and

**BE IT FURTHER RESOLVED** that the terms and conditions of the new four-year agreement shall be as outlined in the attached "Successor Agreement."

Adopted this 1<sup>st</sup> day of December 2014.

**City Council of the City of Beloit**

---

**Mark Spreitzer, President**

**Attest:**

---

**Rebecca Houseman LeMire, City Clerk**



# CITY OF BELOIT

## REPORTS AND PRESENTATIONS TO CITY COUNCIL

---

**Topic:** Beloit Police Supervisory Association (BPSA) (Sergeants) Agreement for 2014-2017

**Date:** December 1, 2014

**Presenter(s):** Joe Simpson

**Department:** Human Resources

---

**Overview/Background Information:**

The Agreement between the City of Beloit and the Beloit Police Supervisory Association (BPSA) expired on 12/31/13. The City and representatives from BPSA have reached a tentative agreement. The matter is now before the Council for approval.

---

**Key Issues (maximum of 5):**

1. Wages are increased by 2% for 2014, 0% for 2015, 1% for 2016 and 2017. These are slightly below average increases of comparable Wisconsin cities due to the economic state of the City.
2. Medical Insurance for those hired before 1/1/95 is unchanged. For those hired after 1/1/95; substantial changes in language to clarify vagueness of current contract language. Those retirees who are eligible for other group health insurance shall be required to enroll in that other group plan. The City will reimburse all costs to the retiree for the "other" group health insurance up to \$12,700 family / \$6,350 single, which follows the current ACA (Affordable Care Act) maximum out-of-pocket amounts set for CY 2014. The City will continue to use the ACA as the benchmark for reimbursement but has set a cap not to exceed \$20,000 family / \$10,000 single. A Health Reimbursement Account (HRA) will be established and funded via the Health Fund.
3. Post 1/1/95 retirees will be allowed to remain on the COB health plan if no other group coverage available, until Medicare eligible age.
4. Annual VEBA (Voluntary Employee's Beneficiary Association) contributions will be \$675 in 2014 and 2015; \$750 in 2016; \$825 in 2017.
5. The gratuity pay increased from 4 to 6 weeks for employees retiring that were hired after 1/1/95. Increased additional gratuity pay from 2 to 4 weeks if a post 1/1/95 retiree has 120 days of sick leave balance at the time of retirement.

---

**Conformance to Strategic Plan (List key goals this action would support and briefly discuss its impact on the City's mission.):** Goal 3. Continued promotion of a safe and healthy community.

---

**Sustainability (Briefly comment on the sustainable long term impact of this policy or program related to how it will impact both the built and natural environment utilizing the four following eco-municipality guidelines.):**

- Reduce dependence upon fossil fuels –
- Reduce dependence on chemicals and other manufacturing substances that accumulate in nature –
- Reduce dependence on activities that harm life sustaining eco-systems –
- Meet the hierarchy of present and future human needs fairly and efficiently –

---

**Action required/Recommendation:**

Staff recommends that the Council adopt the proposed resolution for the BPSA Agreement (2014 – 2017)

---

**Fiscal Note/Budget Impact:**

Wages have been budgeted appropriately for 2014 and will be for 2015 and throughout the terms of the Agreement.

---

**Attachments:** Resolution, Successor Agreement

# SUCCESSOR AGREEMENT

2014 - 2017

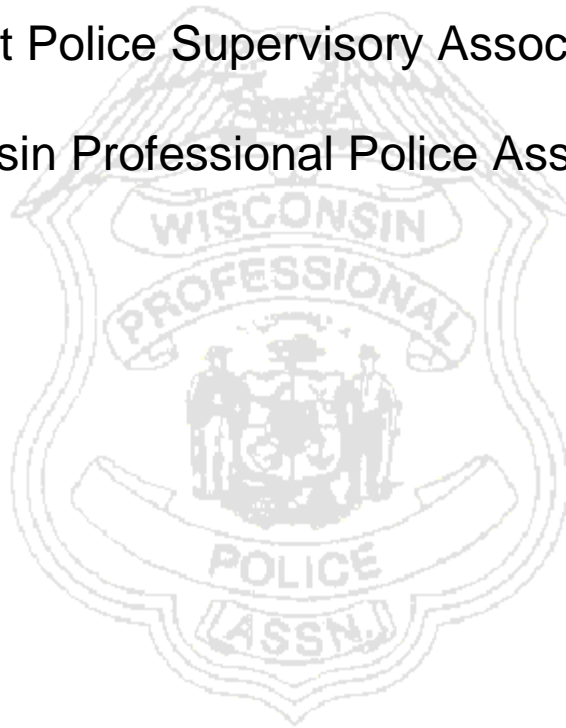
Agreement between the

**City of Beloit**

and the

**Beloit Police Supervisory Association**

**Wisconsin Professional Police Association**



**1). Amend Article III – DURATION; as follows:**

**ARTICLE III - DURATION**

This agreement shall be effective January 1, 2014 and shall remain in effect until December 31, 2017, and shall be automatically renewed from year to year thereafter unless either party shall notify the other in writing 120 days prior to the anniversary date that it desires to modify or terminate the agreement. In the event notice is given the parties shall meet and confer not later than 90 days before the anniversary date. This agreement shall remain in full force and effect during the entire period that the parties meet and confer for a successor agreement, and shall automatically be extended until such time as the successor agreement is approved by both parties, effective date of termination notwithstanding.

**3). Amend Article XXX – WAGES; as follows:**

***Wage Increase***

**2014 – 2%**

**2015 – 0%**

***(Add reopener language for mutual discussion to take place by 8/15/15)  
("me too" clause in reference to all other compensation agreed upon with IAFF)***

**2016 – 1%**

**2017 - 1%**

**5). Amend Article XIII – SICK LEAVE; as follows:**

**Employees hired on or after January 1, 1995, retiring from active duty, and receiving annuities from the Wisconsin Retirement Fund, shall receive a maximum of six (6) weeks gratuity pay paid to the employee's paid to the employee at the time of retirement. Employees hired prior to January 1, 1995, shall receive a maximum of two (2) weeks gratuity pay, from their sick leave bank, paid to the employee at the time of retirement. Upon retirement, any employee retiring with the maximum of one hundred twenty (120) days total in their bank will also receive four (4) weeks gratuity pay paid to the employee at the time of retirement.**

**6). Amend Article XXI – MEDICAL INSURANCE; as follows:**

~~For the term of this Agreement, the Employer shall contribute to the Plan for each Eligible Employee the amount of \$390 per year in 2002 and 2003 and \$510 per year in 2004. Beginning January 1, 2008 the City's contribution will be \$675 per year. For the term of this agreement, the Employer shall contribute for each eligible employee the amount of \$675 in 2014 and 2015; \$750 in 2016; \$825 in 2017. Additionally, upon termination, up to two (2) weeks or four (4) weeks of the Eligible Employee's accumulated sick leave balance that would otherwise have been paid to the Eligible Employee (see Article XIII) had the Employer not participated in the Plan. In order to minimize the risk of this Plan being found discriminatory under Section 105 (h) of the Internal Revenue Code of 1986, as amended (Code), the Administrator may request that a contribution amount to a highly compensated eligible employee's account be reduced to the maximum amount contributed on behalf of a non-highly compensated eligible employee. If such a request is made, the reduction amount shall be paid to the employee in the form of wages.~~

## **ARTICLE XXI - MEDICAL INSURANCE**

The City shall pay the premium costs for medical, dental and hospital insurance coverage provided by the City for each member of the Association and his/her dependents, including eligible retired employees and their dependents, for the duration of the agreement. After the employee is eligible for and receives Medicare, coordination of benefits will be as described in the health plan document.

The Drug Program will include drug utilization review and a drug formulary for retail and mail order as determined at the sole discretion of the City.

~~Members of the Association retiring under the Wisconsin Retirement Fund as a result of an injury incurred within the scope of employment shall remain in the medical, dental and hospital insurance plan (including widow and dependent children) with the full cost paid by the City. To maintain medical insurance, employees and eligible dependents must enroll, at the employee's expense, in Medicare Part B at the time of eligibility.~~

~~For employees hired on or after January 1, 1995, eligibility for medical, dental and hospital insurance shall cease when a retiree becomes eligible for other paid health insurance, becomes eligible for Medicare, or attains age 65, whichever occurs first.~~

#### **For employees hired before January 1, 1995**

Employees hired before January 1, 1995, retiring under honorable conditions or duty incurred injury or disease, from active employment and receiving an annuity from the Wisconsin Retirement Fund as Beloit Police Officers and their dependents (including widow/er and dependent children) shall be retained by the City as members of the eligible medical, hospital, and dental insurance group, under the plan document in effect at the time of retirement and the City shall pay the full premium cost.

#### **For employees hired after January 1, 1995**

For employees hired on or after January 1, 1995, retiring under honorable conditions or duty incurred injury or disease, from active employment and receiving an annuity from the Wisconsin Retirement Fund as Beloit Police Officers and their dependents (including widow/er and dependent children)

shall be eligible to remain in the group health and dental plan, however, eligibility shall cease when the retiree becomes eligible for Medicare or another group health insurance plan (other than the City of Beloit), then the retiree and their dependents are required to enroll in that other group plan. The City agrees to reimburse on a monthly basis the premium cost, in addition to deductibles, copays, and coinsurance expenses, paid for that period, subject to the maximum contributions set forth herein. The maximum annual City reimbursement for premium, deductibles, copays, and coinsurance will be based upon PHS Act Section 1302(c)(1), per the Affordable Care Act, which is \$6,350 single/\$12,700 family annually for calendar year 2014. For future years, the City agrees to reimburse on a monthly basis the premium cost, in addition to deductibles, copays, and coinsurance expenses, paid for that period up to the applicable single and/or family maximums set by the Affordable Care Act for that calendar year; however, annual reimbursements, during any year of retirement, shall not exceed \$10,000 single/\$20,000 family.

The retiree will be reimbursed payment of premiums and any deductibles, coinsurance and copayments from a Retiree Health Reimbursement Account (HRA) established by the City. The HRA accounts will be set up to reimburse retirees on a monthly basis after a request for reimbursement of the appropriate amount is made by the Retiree with the appropriate documentation. Appropriate documentation for reimbursement can include an Explanation Of Benefits (EOB) with regard to the deductible,

coinsurance and copayment and/or a pay statement reflecting the premium contribution amount.

The retiree and any dependents receiving reimbursements under this program shall not participate in City's Group Health Plan and shall not be eligible to re-enroll or participate in the City's Group Health Plan. In the event the other group insurance is no longer available and the retiree acquires health insurance elsewhere, the retiree and dependent spouse/domestic partner shall continue to be reimbursed under the Health Reimbursement Account (HRA). Upon eligibility for Medicare of retiree, all reimbursements under the Retiree Health Reimbursement Account (HRA) will end.

Upon retirement, in the event a retiree is not eligible for coverage with another group health insurance plan, then the retiree and eligible dependents may remain in the City's group health and dental plan. Retirees shall be subject to any modifications of benefits, plan design, or carrier that the City may implement in the future and apply uniformly to the active employee's insurance plan. At the age of Medicare eligibility, retirees and their dependents that remain eligible for health care continuation, shall enroll in Medicare and will be responsible to pay the entire Medicare premium.

The City may, at its sole discretion, offer a supplemental or a fully insured policy to retirees after they reach Medicare eligibility. If such a program is offered, retirees may participate in any plan offered by the City with the retiree paying the full cost of the plan. The City reserves the right to stop offering a Medicare supplement plan at any time for any reason.

The City agrees to establish a Section 125 Plan in accordance with applicable sections of the Internal Revenue Service Code at no cost to the City.

The City agrees to establish a Voluntary Employee's Beneficiary Association (VEBA) in accordance with applicable sections of the Internal Revenue Service Code at no cost to the City. For the term of this agreement, the Employer shall contribute for each eligible employee the amount of \$675 in 2014 and 2015; \$750 in 2016; \$825 in 2017. ~~except in 2005 the City will contribute \$510 per year to a VEBA account for each employee. Beginning January 1, 2006, the City's contribution will be \$560 per year and beginning January 1, 2007, the City's contribution will be \$610 per year. Beginning January 1, 2008, the City's contribution will be \$675 per year.~~ Details of the VEBA are set forth in Appendix A attached to this agreement.

## Article XI – Page 10 – Bereavement

~~**Immediate Family:** In the event of the death of a member of an employee's immediate family, as that term is hereinafter defined, such employee shall be granted leave of absence without loss of pay for a period not to exceed three (3) working days, where absence from work is necessitated.~~



~~The term "immediate family" as used herein includes spouse, parents, stepparents, and grandparents of employee and spouse, children, stepchildren, brothers, sisters, grandchildren, half-brothers and sisters, foster parents, guardians and children of guardians.~~

~~**Non-immediate Family:** In the event of the death of a member of an employee's non-immediate family, as that term is hereinafter defined, such employee shall be granted a leave of absence without loss of pay for a period not to exceed two (2) working days, where absence from work is necessitated.~~

~~The term "non-immediate" family as used herein includes sister-in-law, brother-in-law, aunts, uncles, and cousins of the employee.~~

#### **IMMEDIATE FAMILY:**

In the event of the death of a member of an officer's immediate family, as that term is hereinafter defined, such officer shall be granted leave of absence without loss of pay for a period not to exceed three (3) working days, where absence from work is necessitated.

The term "immediate" family as used herein includes spouse, domestic partner as defined in Wis. Stats. 40.02(21c) and 770.01(1), parents, foster parents, step-parents and grandparents of employee and spouse, children, step-children, current son-in-law, current daughter-in-law, brothers, sisters, grandchildren, half-brothers and sisters, guardians and children of guardians.

## **NON-IMMEDIATE FAMILY**

In the event of the death of a member of an officer's non-immediate family, as that term is hereinafter defined, such officer shall be granted a leave of absence without loss of pay for a period not to exceed two (2) working days, where absence from work is necessitated.

The term "non-immediate" family as used herein includes, sister-in-law, brother-in-law, step-brother, step-sister, foster siblings, aunts and uncle, niece and nephew of the employee and the employee's spouse.

In the event an employee is requested to act as pallbearer, he shall be granted leave for a period of not more than four (4) hours for such purpose without loss of pay.

Time may be granted when extended travel is necessary or when an employee's emotional condition warrants additional time off, with pay, by approval of the Chief of Police.

**MEMORANDUM OF UNDERSTANDING**  
**CITY OF БЕЛОIT**  
**AND THE**  
**BELOIT POLICE SUPERVISORY ASSOCIATION**

As a result of the negotiation for the 2014 – 2017 labor agreement between the City of Beloit and the Beloit Police Supervisory Association, the following items have been agreed to by the parties:

The parties agree to a meeting which will be scheduled by August 15, 2015 to discuss reopening Article XX Wages and Salary Schedule only for the years of 2016 – 2017. Information will be exchanged on positions of the parties for wages. The information will be limited to, All General Fund Revenue Fund increase, shared revenue, net new construction, and other pertinent data as it relates to the General Fund Revenue. After these discussions, either party may then seek to reopen the contract for purposes of renegotiating a change from the 1% wage increase scheduled for 2016 and 2017. The burden of proof showing an increase in General Fund Revenue will rest on the party requesting a change in the percentage.

If an impasse develops, either party may use the impasse procedure as outlined in Wisconsin Statutes 111.77.

\_\_\_\_\_  
City of Beloit

\_\_\_\_\_  
Beloit Police Supervisory Association

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**MEMORANDUM OF UNDERSTANDING**  
**BETWEEN CITY OF БЕЛОIT AND**  
**BEЛОIT POLICE SUPERVISORY ASSOCIATION**

As a result of the negotiations for the 2014-2017 labor agreement between the City of Beloit and the Beloit Police Supervisory Association, the following "me too" clause has been agreed to by the parties:

Should the Beloit Professional Firefighters Association (IAFF-583), under successor agreements to those agreements that are or were expired on or before December 31, 2013, receive a new and higher direct wage increase or related economic benefits (related economic benefits does not include changes as negotiated or agreed upon in retiree health care) as those stipulated in this Agreement, including Appendix A, WPPA/LEER shall receive the equivalent wage increase or direct wage related benefit(s) provided to the Beloit Professional Firefighters Association (IAFF-583) on a prospective basis only. This language will expire on December 31, 2017 and does not extend beyond the expiration of the 2014-2017 agreement.

\_\_\_\_\_  
City of Beloit

\_\_\_\_\_  
Beloit Police Supervisory Association

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**RESOLUTION ADOPTING A COLLECTIVE BARGAINING AGREEMENT  
BETWEEN THE CITY OF БЕЛОIT AND THE LOCAL #643 TRANSIT, AFSCME  
AFL-CIO**

**WHEREAS**, the City of Beloit has had Collective Bargaining Agreements in place with Local #643 that outlined various terms and conditions of employment; and

**WHEREAS**, the current Agreement expired on December 31, 2013; and

**WHEREAS**, the City and bargaining representatives have concluded negotiations on a new four-year Collective Bargaining Agreement, which will take effect on January 1, 2014 and conclude on December 31, 2017.

**NOW, THEREFORE, BE IT RESOLVED** by the Beloit City Council that the City Manager be, and hereby is, authorized to enter into a Collective Bargaining Agreement with Local #643 for the calendar years 2014 through 2017.

**BE IT FURTHER RESOLVED**, that the terms and conditions of the new four-year agreement shall be as outlined in the attached Tentative Agreement summarizing the terms of the agreement.

Adopted this 1<sup>st</sup> day of December, 2014.

**City Council of the City of Beloit**

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**Mark Spreitzer, President**

**Attest:**

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**Rebecca Houseman LeMire, City Clerk**

att

# CITY OF BELOIT

## REPORTS AND PRESENTATIONS TO CITY COUNCIL

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**Topic:** Local #643-Transit, AFSCME AFL-CIO Union Agreement for 2014-2017

**Date:** December 1, 2014

**Presenter(s):** Joe Simpson

**Department:** Human Resources

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**Overview/Background Information:**

The Agreement between the City of Beloit and the Local #643-Transit, AFSCME AFL-CIO Union expired on 12/31/13. The City and the Union have reached a tentative agreement that has been ratified by the Union members on 11/24/14. The matter is now before the Council for approval.

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**Key Issues (maximum of 5):**

1. Wages are increased by 2% for 2014, 1% for 2015, 1% for 2016, 1% on January 1, 2017 and also 1% the last pay date of 2017. These are slightly below average increases of comparable Wisconsin cities due to the economic state of the City.
2. Very limited operational issues. Seniority date for PT Bus Drivers will be the actual start date and not pro-rated. This pro-ration was due to previous #643 Public Works and Transit Unions being one.

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**Conformance to Strategic Plan (List key goals this action would support and briefly discuss its impact on the City's mission.):** Goal 3. Continued promotion of a safe and healthy community.

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**Sustainability (Briefly comment on the sustainable long term impact of this policy or program related to how it will impact both the built and natural environment utilizing the four following eco-municipality guidelines.):**

- Reduce dependence upon fossil fuels –
- Reduce dependence on chemicals and other manufacturing substances that accumulate in nature –
- Reduce dependence on activities that harm life sustaining eco-systems –
- Meet the hierarchy of present and future human needs fairly and efficiently –

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**Action required/Recommendation:**

Adopt the proposed resolution for the Local #643-Transit Union Agreement (2014 – 2017)

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**Fiscal Note/Budget Impact:**

Wages have been budgeted appropriately for 2014 and will be for 2015 and throughout the terms of the Agreement.

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**Attachment:**

**Summary of Tentative Agreements (TA)**  
**Between**  
**The CITY OF BELOIT**  
**And**  
**LOCAL #643-TRANSIT, AFSCME AFL-CIO**

November 24, 2014

1. **Article VI – Vacations**

6.01 Newly hired employees will receive ten-twelfths of one workday per month paid vacation from the date of employment until the 31st of December of the same year. **Newly hired part-time employees will receive 4 hours per month of paid vacation from the date of employment until the 31<sup>st</sup> of December of the same year.** ~~and All employees~~ will be eligible for this vacation after January 1, ~~of~~ in the year following employment. If an employee leaves prior to the completion of one year of service, all pay for vacation will be withheld from the employee's final pay.

- 6.2 All full-time employees will receive two ~~(2)~~ weeks regular ~~eighty (80) hours~~ **paid vacation pay on January 1 of each calendar year thereafter. All part-time employees will receive 60 hours paid vacation on January 1 each calendar year thereafter.**
- 6.3 ~~Employees~~ ~~All full-time employees~~ will be granted three ~~(3)~~ weeks ~~receive 120 hours paid~~ vacation with pay during ~~on January 1 of~~ the calendar year **following the year** in which they complete ~~seven (7)~~ ~~five (5)~~ years continuous full-time service. **All part-time employees will receive 90 hours paid vacation on January 1 of the calendar year following the year in which they complete five (5) years continuous service.**
- 6.4 Full-time employees will **receive 160 hours paid** ~~be granted four (4) weeks~~ vacation ~~with pay during the calendar year in which they complete fourteen (14) years of continuous full-time service.~~ **All part-time employees will receive 120 hours paid vacation on January 1 of the calendar year following the year in which they complete twelve (12) years continuous service.**
- 6.5 Full-time employees will **receive 200 hours paid** ~~be granted five (5) weeks~~ vacation with pay during the calendar year in which they complete twenty-one (21) years of continuous full-time service. **All part-time employees will receive 150 hours paid vacation on January 1 of the calendar year following the year in which they complete twenty-one (21) years continuous service.**

- 6.6 ~~Vacation shall be calculated on an hourly basis, not on a day basis, and shall be based on the employee's work day. (Example: Employees receiving three (3) weeks of vacation are entitled to one hundred twenty (120) hours of vacation.~~ **Employees approved for one-week (7 consecutive day off) of paid vacation will be charged have 40 hours deducted from their accrued leave for full-time employees, and 30 hours deducted from their accrued leave for part-time employees.**

Revise Sections 6.10 as follows:

- 6.10 Employees will be given an opportunity to signify their choice of vacation dates within these work groups:

	<del>APRIL 1– OCTOBER 31</del>	<del>NOV. 1– MARCH 31</del>
	Number on Vacation	Number on Vacation
TRANSIT-DRIVERS	2	2
TRANSIT-MECHANICS	1	1
OFFICE COORDINATOR	1	1

**(Only need one column)**

Additional personnel may be permitted on vacation with the approval of the immediate supervisor.

Employees ~~within the specified divisions~~ will be given the opportunity and may indicate their choice from **November 1 to December 30** ~~January 1 to February 28~~ **for the following year** in each year in increments of not less than one (1) week nor more than three (3) weeks of vacation time, which may include holidays. Employees indicating their choice of vacation dates of one (1) week increments or individual days or combination thereof after ~~February 28~~ **January 1**, will not be entitled to seniority preference.

## 2. **Article X – Leave of Absence**

Revise Section 10.08 as follows to include:

10.08 Employees who are members of the National Guard or Military Reserves shall be granted temporary military leave for annual summer training sessions for a period not to exceed two (2) weeks. Employees will be paid the difference of their straight time wage and the military pay allowance, upon presentation of their pay voucher to the Personnel Office. The employee shall if possible give the department supervisor three (3) weeks' notice.

Employees who enter military service must give advance notice to the City of the impending service, unless notice is prevented by military necessity. Both the City



and the employee shall comply with the requirements of state and federal laws on military leave.

**The City of Beloit will comply with the Uniformed Services and Reemployment Rights Act of 1994, as amended, to provide employment rights protections for person(s) who voluntarily or involuntarily leave employment to undertake military service.**

3. **Article XII – Suspension-Dismissal**

Revise Article XII as follows:

- 12.1 Suspension is defined as the temporary removal, without pay, of an employee from his/her designated position **for just cause**.
- 12.2 Suspension for ~~any~~ **just** cause. The City may, for disciplinary reasons, suspend an employee at any time **for just cause**. An employee who is suspended, except probationary and seasonal employees, shall be given three (3) days written notice prior to the suspension; and a copy of the notice shall be provided to the Union. An immediate emergency suspension without pay may be made without notice in order to protect the health, safety and welfare of the public, the employee, or the workforce. The Employer shall meet with the employee and the Union Steward or designated Union officer prior to the suspension. Written reprimands and suspensions will remain in effect for a period of time not to exceed twelve (12) months, at which time they become null and void. Personnel files shall be open to employees, upon request to the Director of Human Resources or his/her designee, and examined in his/her presence.
- 12.3 No suspension for **Just eCause** shall exceed thirty (30) calendar days.
- 12.4 No change
- 12.5 An employee may be dismissed or disciplined for **Just eCause** at any time by the City. An employee who is dismissed or disciplined, except probationary or seasonal employees, shall be given written notice of the reasons for the action and a copy of the notice shall be sent to the Union President.
- 12.6 Any employee who has been suspended or dismissed for **Just eCause** may use the grievance procedure by written notice to his/her division head. Such grievance shall be handled as provided in Article XIII of this Agreement.

4. **Article XV - Year Round Part-Time Bus Drivers**

Revise Article XV as follows:

15.01 The City will employ up to six (6) year round part-time bus drivers at Beloit

Transit System under the following conditions:

- (a) No change.
- (b) No change.
- ~~(c) When #643 positions are posted, full time #643 employees will have preference over #643 year round part time bus drivers for the open positions. If the open position is a bus driver position, a full time #643 employee who qualifies with the exception of a "P" endorsement on the employee's commercial driver's license (CDL) will be given two (2) weeks and training provided by the City to obtain the "P" endorsement and retain the bus driver position. If no full time employees are interested in and qualified for the open position, the year round part time bus drivers shall be given pro-rated seniority preference for the position provided they have the required qualifications.~~
- (d) The seniority date for year round part-time bus drivers shall commence with the date of hire. **and shall be pro rated, e.g., 173.3 hours equals one (1) month seniority.**
- (e) Year round part-time drivers shall have 60% of premium contribution paid for family health insurance coverage and 100% of single health insurance coverage.
- ~~(f) Year round part time bus drivers will receive vacation and holiday pay pro-rated according to the number of hours worked. Pro-ration shall be based on the number of hours worked in the previous calendar year. Until a year round part time bus driver has worked an entire calendar year, pro-ration shall be at 50%.~~
- ~~(g) **This section is applicable only to employees hired on or before February 6, 2001:** Year round part time bus drivers will receive sick leave only for a non-work related injury or illness which makes it impossible for the employee to carry out his or her duties during an assignment of hours which has been posted in advance. Payment of sick leave shall be limited to the number of hours the employee was scheduled to work. Year round part time bus drivers will not be paid when unable to respond due to illness to a call for fill in driving on short notice. Year round part time bus drivers will be limited to three (3) sick leave occurrences per year. Sections 8.05 through 8.09 shall also apply to year round part time bus drivers.~~

No changes to 15.02 through 15.05.

**15.06** ~~This article applies only to year round part time bus drivers. The City agrees that the creation of this provision shall not be utilized in any future litigation, including interest arbitration, as a precedent for the creation of other part time positions in Local #643.~~

5. **Article XXI – Duration**

Agreement effective January 1, 2014 through December 31, 2017.

6. **Wages (See Attached Appendices)**

2014 – Effective 1/1/2014, an across the board increase of 2%;

2015 – Effective 1/1/2015, an across the board increase of 1%;

2016 – Effective 1/1/2016, an across the board increase of 1%;

2017 – Effective 1/1/2017, an across the board increase of 1%; Effective last payroll date of December, 2017, an across the board increase of 1%.

7. **Appendix “B”**

