



**AGENDA
BELOIT CITY COUNCIL
100 State Street, Beloit WI 53511
City Hall Forum – 7:00 p.m.
Monday, April 20, 2015**

1. CALL TO ORDER AND ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. SPECIAL ORDERS OF THE DAY/ANNOUNCEMENTS
 - a. Proclamation declaring April 24, 2015 **Stand Against Racism Day** in the City of Beloit (Haynes)
 - b. Proclamation declaring April 24, 2015 as **Arbor Day** (Boysen)
4. PUBLIC HEARINGS – none
5. CITIZEN 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 meeting of April 6, 2015, and the special meetings of April 10 and April 14, 2015 (Ahrens)
- b. Application for a **Class “B” Beer and “Class B” Liquor License** for the Alumni House, 863 Fifth Street, Danny R. Hatch Jr., Owner (Ahrens) Refer to ABLCC
- c. Application for a **Class “B” Beer and Reserve “Class B” Liquor License** for Blazin Wings, Inc., d/b/a Buffalo Wild Wings, 2747 Milwaukee Road, David Babcock, Agent (Ahrens) Refer to ABLCC
- d. Application for a **Conditional Use Permit** to allow a residential care apartment complex in a C-1, Office District, for the property located at 2020 Cranston Road (Christensen) Refer to Plan Commission
- e. Report of the **Municipal Board of Canvassers** from April 7, 2015 Spring Election (Ahrens)
- f. Resolution awarding **Public Works Contract C15-04**, Transit Drain Repair (Boysen)
- g. Resolution awarding **Public Works Contract C15-17**, Gateway Water Tower Repainting (Boysen)
- h. Resolution approving a **Class “B” Beer and Reserve “Class B” Liquor License** for Kyo Tai, Corp., d/b/a Zen Sushi & Grill, 430 East Grand Avenue, Suite 101, Tai K. Park, Agent (Ahrens) ABLCC recommendation for approval 7-0

- i. Resolution approving a **Class “B” Beer and “Class C” Wine** License for Little Mexico, LLC, d/b/a Little Mexico, 2787 Milwaukee Road, Adrian Cortes Pichardo, Agent (Ahrens) ABLCC recommendation for approval 7-0
- j. Resolution approving the release of Platted Utility **Easements** in the Gateway Business Park (Krueger) Plan Commission recommendation for approval 5-0
- k. Resolution approving Improvements within **Big Hill Park** located at 1101 Big Hill Road (Christensen)
Plan Commission recommendation for approval 5-0
Parks, Recreation & Conservation Advisory Commission recommendation for approval 5-0
- l. Resolution approving an AT&T **Utility Easement** located at 540 Colby Street (Boysen)
Plan Commission recommendation for approval 5-0

7. ORDINANCES – none

8. APPOINTMENTS

9. COUNCILOR ACTIVITIES AND UPCOMING EVENTS

10. CITY MANAGER'S PRESENTATION – none

11. REPORTS FROM BOARDS AND CITY OFFICERS

- a. Resolution authorizing the submittal of a **Grant Application to the Wisconsin Department of Natural Resources** to assist in funding the Iron Works Pedestrian Bridge over the Rock River and Trail Head Project within the Beloit City Center (Boysen)
- b. Resolution approving **Second Lease Extension Agreement** at 80 and 100 East Grand Avenue, Beloit Wisconsin (Janke)
- c. Resolution amending the **2015 Capital Improvements Budget** to include a project for the design of Colley Road from Gateway Boulevard to the East City Limits (Boysen)
- d. Resolution amending the **2015 Capital Improvements Budget** and authorizing the purchase of new equipment for the Fire Department (Liggett)
- e. Resolution declaring **Opposition to Freezing the Knowles-Nelson Stewardship Program Fund** (Arft)

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: April 15, 2015
Jelene J. Ahrens, WCMC
Deputy City Clerk
City of Beloit
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, racism and discrimination hurt everyone and have a profound effect on children, adults, communities and institutions; and

WHEREAS, racism can take many different forms including, discrimination, personal attacks, violence, written or verbal threats or insults, damage to property, graffiti or inequity of treatment to individuals of race, color, creed, and ethnicity by institutions; and

WHEREAS, the City of Beloit recognizes that all people should be treated with dignity, respect and justice; and

WHEREAS, Stand Against Racism Day is a nationally recognized initiative with a purpose to encourage communities to raise awareness that racism still exists while offering to be part of the solution to end racism and other forms of discrimination; and

WHEREAS, racism, acts of hate, violence and disparities in our institutions based on race, religion, ethnic heritage, gender, gender orientation or disability not only affect the victim, but affect our entire community and nation; and

WHEREAS, the City of Beloit supports the mission of YWCA Rock County to eliminate racism in our nation, state and community;

NOW, THEREFORE, THE CITY COUNCIL PRESIDENT OF THE BELOIT CITY COUNCIL does hereby declare Friday, April 24, 2015 as **Stand Against Racism Day** in the City of Beloit; and calls upon all Beloit citizens to support celebrating diversity and promoting racial justice in the Beloit Community.

Dated this 20th day of April 2015.

Mark Spreitzer, President
Beloit City Council

ATTEST:

Jelene J. Ahrens, WCMC, Deputy City Clerk

WHEREAS, in 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and countless other wood products; and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, Beloit has been recognized as a Tree City USA by the National Arbor Day Foundation and desires to continue its tree planting ways;

NOW THEREFORE, THE CITY COUNCIL PRESIDENT OF THE БЕЛОIT CITY COUNCIL does hereby declare April 24, 2015 as **ARBOR DAY** in the City of Beloit and urge all citizens to support efforts to protect our trees and woodlands and to support our city's urban forestry program.

AND BE IT FURTHER PROCLAIMED that all Beloit citizens are encouraged to plant trees to brighten the community and promote the well-being of present and future generations.

Dated this 20th day of April 2015.

Mark Spreitzer, President
Beloit City Council

ATTEST:

Jelene J. Ahrens, WCMC, Deputy City Clerk



PROCEEDINGS OF THE BELOIT CITY COUNCIL
100 State Street, Beloit WI 53511
City Hall Forum – 7:00 p.m.
Monday, April 6, 2015

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 7:03 p.m. in the Forum at Beloit City Hall.
2. PLEDGE OF ALLEGIANCE
3. SPECIAL ORDERS OF THE DAY/ANNOUNCEMENTS
 - a. Vice President Haynes presented a proclamation recognizing **National Library Week** April 12-18, 2015, to Beloit Public Library Director Nick Dimassis. Mr. Dimassis thanked the Council on behalf of the Library Board and Staff. He encouraged the Council and the public to attend the upcoming events at the Library. File 7148
 - b. Vice President Haynes presented a proclamation recognizing **April as Fair Housing Month** to Equal Opportunity Commission Chairperson Marilyn Sloniker and Community and Housing Services Director Teri Downing. Ms. Sloniker thanked the Council for the proclamation; the Commissioners for their dedication to fair housing; and staff in the Community and Housing Services Division for their work. File 7148
4. PUBLIC HEARINGS
 - a. Community Development Director Julie Christensen presented an ordinance amending the Future Land Use Map of the City of Beloit **Comprehensive Plan** to change the future land use designation of the property located at 1715 Elmwood Avenue from Planned Neighborhood to Mixed Residential, for a second reading. It was noted that the Plan Commission recommended approval 5-0. Ms. Christensen presented the history of the property and referenced four letters from residents in opposition to the land use change. Councilor Spreitzer opened the public hearing:
 - Phillip Picket, Jr., 2713 Iva Court, spoke in opposition to the proposed land use and zoning changes on the property. He said that there is enough apartment housing in Beloit and that the City should dedicate the property to green space.
 - Les Jacobson, 2508 Robinson Drive, spoke in opposition to the proposed land use and zoning changes. He said that all of the traffic for the existing apartments goes on Robinson Drive and that low-cost housing negatively impacts the neighborhood.
 - Ellen Page, 1798 Post Road, spoke in opposition to the ordinance changes. She said that there are over 200 rental units in the neighborhood now and that is enough. She said that the entrance on Elmwood would move some traffic out of the neighborhood but not all of it. She presented pictures of the garbage and debris on West Hart Road to the Council.
 - Steve Stuessy, 1792 Post Road, spoke in opposition to the ordinance changes. He said he has seen problems such as speeding, traffic accidents, and noise increase since apartment complexes have been built in the area.
 - Brian Dygart, 2525 Robinson Drive, spoke in opposition to the ordinance changes. He said that he is concerned about home values in the neighborhood due to the increase in rental units.

- Frank McKearn, R.H. Batterman, represented the property owner, Jack Meyers. He said that if the property was developed, the connection of Kadlec Drive to Elmwood Avenue would alleviate the traffic issues.

Councilor Luebke said that many people use the single-family neighborhood to get to the apartment complexes and one of the solutions is to build Kadlec Drive. Councilor De Forest said that the road extension may alleviate the traffic but that it does not solve the issue of rental density in the area. Councilor Haynes made a motion to enact the ordinance, and Councilor Hendrix seconded. The motion failed by a vote of 0-7. File 5913

- b. Ms. Christensen presented an ordinance amending the City of Beloit **Zoning District Map** to change the zoning district classification of the property located at 1715 Elmwood Avenue from R-2, Two-family Residential District, to R-3, Low Density Multi-family Residential, for a second reading. It was noted that the Plan Commission recommended approval 5-0. Ms. Christensen indicated that a change in the zoning for this property would not be consistent with the Comprehensive Plan because the amendment was just denied by the Council. Councilor Spreitzer opened and closed the public hearing without participation. Councilor Haynes made a motion to enact the ordinance, and Councilor Luebke seconded. The motion failed by a vote of 0-7. File 5913

5. CITIZEN PARTICIPATION

- Walter Knight, 2028 Masters Street, spoke regarding the condition of the railroad crossing at the 1400 block of Wisconsin Avenue and requested that the City look into fixing this and other crossings in the area that are in bad shape.

6. CONSENT AGENDA

Councilor De Forest requested that item 6.d. be removed from the Consent Agenda. Councilor Luebke made a motion to adopt the Consent Agenda, which consists of items 6.a. through 6.c. and 6.e. through 6.g. Councilor Kelly 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 March 16, 2015, and the special meetings of March 19th, March 23rd, March 30th, and March 31, 2015, were approved.
- b. The application for **Class "B" Beer and "Class C" Wine License** for Little Mexico of Beloit LLC, 2787 Milwaukee Road, Adrian Cortes Pichardo, Owner/Agent, was referred to the ABLCC. File 8645
- c. The resolution awarding **Public Works Contract C15-12**, Fourth Street Island Repairs, was adopted. File 8681
- e. The resolution awarding **Public Works Contract C15-02**, Bayliss Avenue Rehabilitation, Nelson to Railroad, was adopted. File 8683
- f. The request for a release of Platted Utility **Easements** relating to the property 1405 Gateway Boulevard, was referred to the Plan Commission. File 8670
- g. The application for an AT&T Utility **Easement** at 540 Colby Street was referred to the Plan Commission. File 6667
- d. Public Works Director Greg Boysen presented a resolution awarding **Public Works Contract C15-16**, amending the 2013 Capital Improvements Budget, and appropriating additional funds for the Gateway Boulevard Street Lighting Project. He said that this project will be paid for through Tax Increment District #10. Councilor De Forest asked how many feet are between the lights, and Mr. Boysen responded that they are 130 feet apart and that a number of the lights positioned in medians to provide light for both lanes of traffic. Councilor Luebke made a motion to adopt the resolution, and Councilor Haynes seconded. The motion carried 7-0. File 8570/8682

7. ORDINANCES – none

8. APPOINTMENTS – none

9. COUNCILOR ACTIVITIES AND UPCOMING EVENTS

- Councilor De Forest thanked City Clerk Rebecca Houseman LeMire for her service to Beloit. She encouraged the public to attend the upcoming City Manager candidate community forum on April 9th at the Beloit Public Library and the Rise and Shine event for the Friends of the Riverfront.
- Councilor Luebke said that it was a pleasure to work with Ms. LeMire. He said he attended the Mushing for Meals event to benefit Meals on Wheels, the Tony Scodwell concert at Eaton Chapel, and the Hometown Heroes event at the Angle Museum that honored two Beloit Police Officers.
- Councilor Hendrix thanked Ms. LeMire for her assistance. She said that she just returned from Alabama and Georgia where she took a group of 28 high school students to visit colleges. She said that the students represented Beloit and Wisconsin very well. She also encouraged everyone to vote in the April 7th Spring Election.
- Councilor Kincaid said that he enjoyed celebrating April Fool's Day, Passover, and Easter and family and friends.
- Councilor Kelly wished Ms. LeMire good luck at her new job.
- Councilor Haynes encouraged the public to attend the community forum for the City Manager candidates on April 9th and encouraged everyone to vote on April 7th.
- Councilor Spreitzer said that he served pancakes for the annual Maple Syrup Festival and led the Council and members of the audience in a round of applause for Ms. LeMire's last meeting as City Clerk.

10. CITY MANAGER'S PRESENTATION

- a. Police Chief Norm Jacobs and Captain Dan Molland presented information on the **Community Oriented Policing** program in the Beloit Police Department. They discussed efforts regarding community engagement, the Adopt a COP program, and problem-solving using the SARA method (Scan, Analysis, Respond, Assessment).
- b. Mr. Boysen presented the City of Beloit's **Spring Yard Waste** Program. He said that the spring program will run April 6th through April 17th and summer curbside collection of yard waste will be the second week of each month from May through October.

11. REPORTS FROM BOARDS AND CITY OFFICERS

- a. Mr. Boysen presented a resolution amending the **2015 Capital Improvements Budget** to include a project for intersection improvements at Cranston Road and Gateway Boulevard. Councilor De Forest asked how this project will be funded, and Mr. Boysen said that TID #10 will fund the project. Councilor Haynes made a motion to adopt the resolution, and Councilor De Forest seconded. The motion carried 7-0. File 8649
- b. City Manager Larry Arft presented a resolution approving a Second Amendment to the **Land Contract Purchase Agreement** between the City of Beloit and the Ho-Chunk Nation. He said that this is an amendment to the existing agreement to exclude a one-acre parcel that contains a billboard. City Attorney Elizabeth Krueger said that there will be a \$50,000 reduction in the price of the land due to the removal of the one-acre parcel. She also said that the Nation will pay \$20,000 for the right of first refusal for the parcel. Councilor De Forest asked if the billboard will continue to be there regardless of the parcel owner, and Attorney Krueger said that yes, the billboard would remain. Councilor De Forest made a motion to adopt the resolution, and Councilor Haynes seconded. The motion carried 6-0-1, with Councilor Kincaid abstaining. File 8525

12. At 8:18 p.m., Councilor Hendrix made a motion to adjourn the meeting, Councilor De Forest seconded, and the motion carried.

Rebecca Houseman LeMire, City Clerk

www.beloitwi.gov

Date approved by Council:



**PROCEEDINGS OF THE BELOIT CITY COUNCIL
Special Meeting
100 State Street, Beloit, WI 53511
Friday, April 10, 2015**

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

1. Councilor Spreitzer called the meeting to order at 8:35 a.m. in the 4th Floor City Manager's Conference Room at Beloit City Hall.
2. Councilor Luebke 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**, specifically, to interview finalists for the position of City Manager. Councilor Hendrix seconded. The motion carried, and the Council adjourned into closed session at 8:35 a.m.
3. At 1:25 p.m., Councilor Kincaid made a motion to adjourn the closed session. Councilor Hendrix seconded, and the motion carried.

Rebecca Houseman LeMire, City Clerk

www.beloitwi.gov

Date Approved by Council:



**PROCEEDINGS OF THE BELOIT CITY COUNCIL
Special Meeting
100 State Street, Beloit, WI 53511
Tuesday, April 14, 2015**

Presiding: Mark Spreitzer (arrived at 7:43 p.m.)
Present: Sheila De Forest, Charles M. Haynes, Regina D. Hendrix, Ana Kelly, Chuck Kincaid, David F. Luebke, and Councilor-Elect Marilyn Sloniker
Absent: None

1. Councilor Haynes called the meeting to order at 7:40 p.m. in the 4th Floor City Manager's Conference Room at Beloit City Hall.
2. Councilor Luebke 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**, specifically, to discuss an employment offer for the position of City Manager. Councilor De Forest seconded. The motion carried, and the Council adjourned into closed session at 7:42 p.m.
3. At 8:30 p.m., Councilor Kincaid made a motion to adjourn the closed session. Councilor Hendrix seconded, and the motion carried.

Jelene J. Ahrens, WCMC, Deputy City Clerk

www.beloitwi.gov

Date Approved by Council:

ORIGINAL ALCOHOL BEVERAGE RETAIL LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning 9-19 20 15
 ending 6-30 20 18

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

County of _____ Aldermanic Dist. No. _____ (if required by ordinance)

Applicant's Wisconsin Seller's Permit Number:	<u>456-102261576-03</u>	
Federal Employer Identification Number (FEIN):	<u>42-1621308</u>	
LICENSE REQUESTED ▶		
TYPE	FEE	
<input type="checkbox"/> Class A beer	\$	
<input checked="" type="checkbox"/> Class B beer	\$ <u>100</u>	
<input type="checkbox"/> Class C wine	\$	
<input type="checkbox"/> Class A liquor	\$	
<input checked="" type="checkbox"/> Class B liquor	\$ <u>500</u>	
<input type="checkbox"/> Reserve Class B liquor	\$	
Publication fee	\$ <u>50.00</u>	
TOTAL FEE	\$ <u>650.00</u>	

PAID

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): DANNY R. HATCH Jr. 1286 McKeenley Ave, Beloit WI 53511

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			
Vice President/Member			
Secretary/Member			
Treasurer/Member			
Agent			
Directors/Managers	<u>7</u>		

3. Trade Name ALUMNI HOUSE Business Phone Number 608-931-4543
 4. Address of Premises 863 5th St / 156 Portland Ave Post Office & Zip Code 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 _____ 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.) ONE STORY FREE STANDING BUILDING

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? OVERBY LLC - WAYNE OVERBY, AGENT
 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. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? 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 5th day of April, 20 15
John J. Ahrens
 (Clerk/Notary Public)
 My commission expires 10-11-15

Danny R. Hatch Jr.
 (Officer of Corporation/Member/Manager of Limited Liability Company/Partner/Individual)
Danny R. Hatch Jr.
 (Officer of Corporation/Member/Manager of Limited Liability Company/Partner)
 (Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

TO BE COMPLETED BY CLERK			
Date received and filed with municipal clerk <u>4-8-15</u>	Date reported to council/board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
Hatch Jr		Danny		R	
Home Address (street/route)		Post Office	City	State	Zip Code
1226 McKinley Av			Beloit	WI	53511
Home Phone Number		Age	Date of Birth	Place of Birth	
				Beloit	

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.
- _____ of _____
(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? 20 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? Noise Violation 1997 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
Aerotek Staffing	Burr Rd Rfd IL	2013	2014
Cintas Corp	Harrison Av, Rfd IL	2004	2007

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 8th day of April, 2015

John J. Ahrens
(Clerk/Notary Public)

My commission expires 10-11-15

Danny Hatch Jr
(Signature of Named Individual)



Printed on Recycled Paper

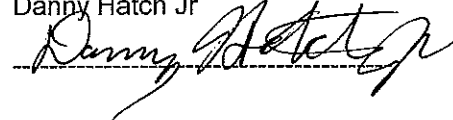
Wisconsin Department of Revenue

I Wayne Overby-Overby LLC hereby relinquish liquor license exclusively to Danny Hatch Jr on 4-5-2015 for the Alumni Tavern at 863 5th St and 156 Portland Av , Beloit , WI 53511. I also relinquish control of these said premises, keys and property inside which may have not already been vacated by voluntary means upon completion of this form and granting of the same by the Beloit City Council.

Wayne Overby/Overby LLC

04/05/2015

Danny Hatch Jr



4-5-15



ORIGINAL ALCOHOL BEVERAGE RETAIL 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 }
 Village of } Beloit
 City of }

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

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): Blazin Wings, Inc.
5500 Wayzata Blvd. Suite 1600, Minneapolis, MN 55416

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	Sally J. Wold		7001 Dublin Road Edina, MN 55439	
Vice President/Member	James M. Schmidt		17325 25th Avenue N, Plymouth, MN 55447	
Secretary/Member	Mary Twinem		15015 44th Avenue N, Plymouth, MN 55446	
Treasurer/Member	Emily Decker		3155 Lafayette Ridge Road, Wayzata, MN 55391	
Agent	David Babcock		<u>1920 S. Oakhill Ave., Janesville, WI 53546</u>	
Directors/Managers				

3. Trade Name Buffalo Wild Wings Business Phone Number TBD
4. Address of Premises 2747 Milwaukee Road 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 MN and date 12/9/1999 of registration.
(b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? N/A 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? Please see attached. 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, consumption, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) Single story building with attached patio. Alcohol will be stored in locked areas throughout the restaurant.

10. Legal description (omit if street address is given above): N/A
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? N/A

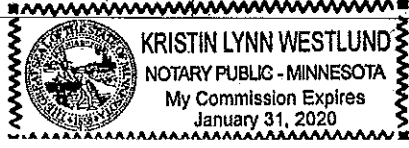
- 12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5) before beginning business? [phone 1-800-937-8864] Yes No
- 13. Does the applicant understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown in Section 2, above? [phone (608) 266-2776]. Yes No
- 14. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? 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 9 day of March, 20 15
Kristin Westlund
(Clerk/Notary Public)
My commission expires 1/31/20

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

TO BE COMPLETED BY CLERK			
Date received and filed with municipal clerk <u>3-10-15</u>	Date reported to council/board <u>4-6-15</u>	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 Blazin Wings, Inc.
(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 Buffalo Wild Wings
(trade name)

located at 2747 Milwaukee Rd, Beloit, WI 53511

appoints David William Babcock
(name of appointed agent)

1920 S. Oakhill Ave, Janesville, WI 53546
(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? 44 Years

Place of residence last year 1920 S. Oakhill Ave Janesville, WI 53546

For: Blazin Wings, Inc.
(name of corporation/organization/limited liability company)

By: [Signature]
(signature of Officer/Member/Manager)

And: _____
(signature of Officer/Member/Manager)

ACCEPTANCE BY AGENT

I, David William Babcock, 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.

[Signature] 3/3/2015 Agent's age _____
(signature of agent) (date)

1920 S. Oakhill Ave, Janesville, WI 53546 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 04/08/15 by [Signature] Title Captain BPD
(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)	
BABCOCK		DAVID	WILLIAM	
Home Address (street/route)		Post Office	City	State
1920 S. OAKHILL AVE			JANESVILLE	WI
Home Phone Number		Age	Date of Birth	Zip Code
				53546
				Place of Birth
				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 **Blazin Wings, Inc.**
(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? 44 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? Yes No
 If yes, identify. (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. (Name of Wholesale Licensee or Permittee) (Address By City and County)

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

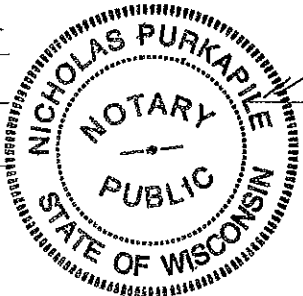
Employer's Name	Employer's Address	Employed From	To
Rock County Clerk's Office	51 S. Main St. Janesville, WI 53545	09/16/2013	01/29/2015
Employer's Name	Employer's Address	Employed From	To
Buffalo Wild Wings	2929 Milton Ave Janesville, WI 53545	01/11/2010	08/25/2013

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 3rd day of March, 20 15

[Signature]
(Clerk/Notary Public)



[Signature]
(Signature of Named Individual)

My commission expires 8/29/17



AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
Wold		Sally		Jeanne	
Home Address (street/route)		Post Office		City	
7001 Dublin Road				Edina	
				State	
				MN	
				Zip Code	
				55439	
Home Phone Number		Age		Date of Birth	
				Place of Birth	
				Sioux Falls, SD	

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/CEO of Blazin Wings, Inc.
(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? N/A
- 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.)
N/A
- 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. N/A
- 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. Officer of Blazin Wings, Inc. which holds retail liquor licenses throughout the US
(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 license, 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
Buffalo Wild Wings, Inc.	5500 Wayzata Blvd., Suite 1600, Minneapolis, MN 55416	11/94	Present
Dahlberg, Inc.	4101 Dahlberg Drive, Golden Valley, MN	10/83	11/94

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.

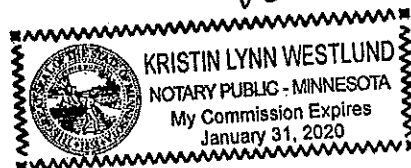
Subscribed and sworn to before me

this 9 day of March, 2015

Kristin Westlund
(Clerk/Notary Public)

My commission expires 1/31/20

Sally Wold
(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)	
Schmidt		James		Michael	
Home Address (street/route)		Post Office	City	State	Zip Code
17325 25th, Ave., N.			Plymouth	MN	55447
Home Phone Number			Age	Date of Birth	Place of Birth
					Cincinnati, OH

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.
- Vice President of Blazin Wings, Inc.
(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? N/A
- 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.)
N/A
- 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. N/A
- 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. Officer of Blazin Wings, Inc. which holds retail liquor licenses throughout the US
(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 license, 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.

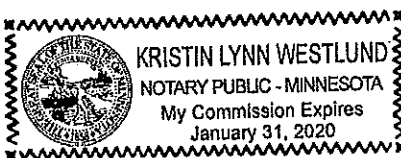
Employer's Name	Employer's Address	Employed From	To
Buffalo Wild Wings, Inc.	5500 Wayzata Blvd., #1600, Minneapolis, MN 55416	4/2002	Present
Robbins, Kelly, Peterson & Tucker	7 West 7th St., Cincinnati, OH	4/1997	4/2002

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 March, 2015
Kristin Westlund
(Clerk/Notary Public)
My commission expires 1/31/20

James M. Schmidt
(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)	
Twinem		Mary		Jane	
Home Address (street/route)		Post Office	City	State	Zip Code
15015 44th Ave., N			Plymouth	MN	55446
Home Phone Number		Age	Date of Birth	Place of Birth	
				Elkhorn, 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/Treasurer of Blazin Wings, Inc.
(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? N/A
- 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.)
N/A
- 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. N/A
- 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. Officer of Blazin Wings, Inc. which holds retail liquor licenses throughout the US
(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 license, 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
Buffalo Wild Wings, Inc.	5500 Wayzata Blvd., #1600, Minneapolis, MN 55416	01/1995	Present
Dahlberg, Inc.	4101 Dahlberg Drive, Golden Valley, MN	1990	12/1994

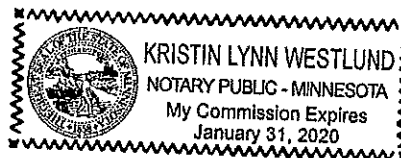
The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that 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 March, 2015
Kristin Westlund
(Clerk/Notary Public)

[Signature]
(Signature of Named Individual)

My commission expires 1/31/20



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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)	
Decker		Emily		Clark	
Home Address (street/route)		Post Office	City	State	Zip Code
3155 Lafayette Ridge Rd.			Wayzata	MN	55391
Home Phone Number		Age	Date of Birth	Place of Birth	
				Southfield, MI	

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.
- Vice President of Blazin Wings, Inc.
(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? N/A
- 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.)
N/A
- 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. N/A
- 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. Officer of Blazin Wings, Inc. which holds retail liquor licenses throughout the US
(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 license, 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
Buffalo Wild Wings, Inc.	5500 Wayzata Blvd., #1600, Minneapolis, MN 55416	7/2007	Present
Briggs and Morgan, PA	2200 IDS Center, 80th South 8th St.	9/2004	7/2007

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.

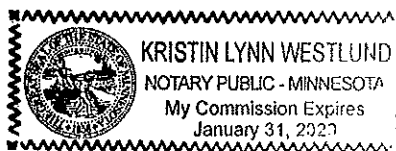
Subscribed and sworn to before me

this 9 day of March, 2015

Kristin Westlund
(Clerk/Notary Public)

[Signature]
(Signature of Named Individual)

My commission expires 1/31/20





CITY OF BELOIT

REPORTS AND PRESENTATIONS TO CITY COUNCIL

Topic: Conditional Use Permit Application for the property located at 2020 Cranston Road – Council Referral to the Plan Commission

Date: April 20, 2015

Presenter(s): Julie Christensen

Department: Community Development

Overview/Background Information:

Aaron Otto of Apra Care Inc. has filed an application for a third Conditional Use Permit to allow a Residential Care Apartment Complex (Cherry Tree Assisted Living Community) in a C-1, Office District, for the property located at 2020 Cranston Road.

Key Issues (maximum of 5):

- The applicant obtained Conditional Use Permits in 2012 & 2013 for this project, but both expired after a year of inactivity.
 - The prior permits were issued for 2157 Schuster Drive, which at the time included an existing single-family home and the vacant land on which this project was planned. The applicant has since purchased the entire parcel and recorded a Certified Survey Map to subdivide the vacant 4-acre assisted living site (addressed as 2020 Cranston Road) from the half-acre house parcel.
 - The proposed facility includes a 24-unit Community Based Residential Facility (CBRF) wing, an administration/commons area, and a 48-unit Residential Care Apartment Complex (RCAC) wing. The CBRF is permitted by right in the C-1 district, while the RCAC is a conditional use in the C-1 district.
 - The applicant has proposed a primary driveway on Cranston Road and a secondary driveway on Schuster Drive.
 - A preliminary site plan and application 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 April 22, 2015 meeting
 - This item will most likely return to the City Council for a public hearing and possible action on May 4, 2015
-

Fiscal Note/Budget Impact: N/A

Attachments: Preliminary Site Plan and Application



DESIGNING BUILDINGS
BUILDING RELATIONSHIPS

CHERRY TREE ASSISTED LIVING AN ALPINA CARE COMMUNITY
BHAJOIT, WI



PARKING	
VEH. CATEGORY:	GROUP LIVING
SPACE PER RESIDENT ROOM:	1 SPACE PER IDENTIFIED
RESIDENT:	
20 IDENTIFIED ROOMS = 20 SPACES	
22 RESIDENT ROOMS = SERVICES	
TOTAL REQUIRED = 42 SPACES	
TOTAL PROVIDED = 53 SPACES	
MIN. # OF ACCESSIBLE SPACES	REQUIRED = 2 (1 VAN, 1 CAR)

CITY of BELOIT

Neighborhood Planning 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 2015-02

1. Address of subject property: 2157 SCHUSTER DR. / 2020 Cranston Rd

2. Legal description: "LOTS 13, 14, 15, 16 & 17 SCHUSTERS PREPARDENESS UNRECORDED"

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

Property dimensions are: 500 feet by 400 feet = 200,000 square feet.

If more than two acres, give area in acres: 4.5569 acres.

3. Tax Parcel Number(s): 21960130

4. Owner of record: ~~Shirley Bonafede~~ Phone: 608 362-7459

~~2157 SCHUSTER DR Beloit WI 53511~~

(Address)

(City)

(State)

(Zip)

5. Applicant's Name: Aaron Otto -- Aparo Care Inc.

7601 Ganser Way Madison WI 53719

(Address)

(City)

(State)

(Zip)

888 308-6448

/ 608 449-2128

/ mraaronotto@aol.com

(Office Phone #)

(Cell Phone #)

(E-mail Address)

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

Single Family Home

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

A Conditional Use Permit for: Use of State of Wisconsin assisted living licensure category - RCAC (Residential Care Apartment Complex)

_____ in a(n) C-1 Office District _____ Zoning District.

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

Principal use: → DHS License Pending

Dual licensure assisted living campus -Licenses (CBRF -Community Based Residential Facility & RCAC Residential Care Apartment Complex) See Attached.

Secondary use: _____

Accessory use: _____

*Issued 8/19/13
prior CUP expired 8/20/14*

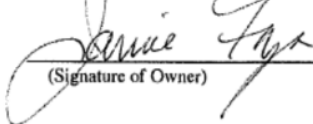
9. Project timetable: Start date: 9/2012 Completion date: 11/2013

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: Offer to Purchase/Owner Representative
- Other, explain: _____

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

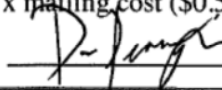
I/We, the undersigned, do hereby respectfully make application for and petition the City Plan Commission and City Council to grant the requested action for the purpose stated herein. I/We represent that the granting of the proposed request will not violate any of the required standards of the Zoning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


Janice Faga
2/5/2015
(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 Neighborhood Planning 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.

To be completed by Planning Staff		
Filing fee: \$275.00	Amount paid: <u>\$275.⁰⁰</u>	Meeting date: <u>April 8, 2015</u>
No. of notices: _____ x mailing cost (\$0.50) = cost of mailing notices: \$ _____		
Application accepted by: 		Date: <u>2/26/15</u>



The Apara Care campus mission is to provide nursing and ancillary services to its residents across a broad continuum of care. The scope and breadth of services for frail elderly and memory care clients that we are proposing requires a multi-tiered approach to licensing to ensure comprehensive care delivery and compliance with all regulatory requirements. The licensures include a CBRF license (Community Based Residential Facility), which is permitted under the lands current zoning and an RCAC license (Residential Care Apartment Complex), which requires a conditional use permit.

The RCAC - assisted living - component allows clients to enter the care delivery system at a point where their nursing and other care needs are managed by a team of health care professionals, which include nurses, CNAs, dietary care providers, activity director, housekeeping, and other staff. As a residents needs increase the scope of services expands to include special programming related to their specific diagnoses of dementia and other medical diagnoses. Concurrent with the expansion of nursing services, the level of licensure adjusts as the client moves into the CBRF (memory care) portion of the care campus. The third/transitional level of care delivery ensures that clients who reside in the RCAC (assisted living) portion of the campus can still receive specialized memory care services as their needs increase. This transitional approach to nursing care for frail elderly and memory care clients provides a compassionate, client-centered approach and is in line with best practice recommendations at the state and national levels for both licensing and quality of care.

Certification of the Board of Canvassers

We, the undersigned, certify that we are the members of the Board of Canvassers for
City of Beloit, Rock County, Wisconsin

We certify that the attached Tabular Statement of Votes Cast and Summary Statement of the Board of Canvassers, canvassed and prepared by us, are correct and true as compiled from the original returns made to the City of Beloit City Clerk.

We further determine and certify that the following persons received the greatest number of votes for the respective office for which each was a candidate on April 7, 2015.

OFFICE

City Councilor

CANDIDATES RECEIVING THE MOST VOTES:

David F. Luebke

Regina D. Hendrix

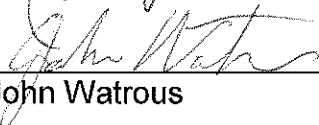
Marilyn M. Sloniker

BOARD OF CANVASSERS

(1) 
Rebecca Houseman LeMire, City Clerk

(2) 
Judith A. Elson, Deputy City Clerk

(3) 
Nancy Schroer

(4) 
John Watrous

Date: 4-13-15
Certification-Board of Canvassers Report

Summary Statement of the Board of Canvassers

Spring Election – April 7, 2015
Beloit, Wisconsin

The total number of votes cast for the office of **City Councilor** was 6282 of which:

David F. Luebke	received	<u>2240</u> votes.
Regina D. Hendrix	received	<u>1985</u> votes.
Marilyn M. Sloniker	received	<u>1101</u> votes.
Gwendolyn L. Pierce	received	<u>924</u> votes.

Tabular Statement of Votes Cast
CITY OF БЕЛОIT, WISCONSIN
Spring Election - April 7, 2015

For a Partisan Primary, insert political party: N/A

Office: CITY COUNCIL

Rep. Unit	Luebke	Hendrix	Pierce	Sloniker	Write-in	Total Votes by Ward
Ward 1	57	47	15	22	0	141
Ward 2	111	84	52	77	2	326
Ward 3	122	98	60	81	0	361
Ward 4	76	53	28	54	0	211
Ward 5	92	83	34	46	1	256
Ward 6	49	50	22	33	0	154
Ward 7	39	30	18	23	4	114
Ward 8	3	5	2	0	1	11
Ward 9	49	55	21	24	2	151
Ward 10	62	52	34	43	1	192
Ward 11	127	92	51	65	0	335
Ward 12	29	34	18	20	0	101
Ward 13	36	48	17	22	6	129
Ward 14	63	79	42	31	0	215
Ward 15	84	71	40	43	1	239
Ward 16	86	122	63	59	3	333
Ward 17	200	193	72	63	5	533
Ward 18	88	89	41	30	0	248
Ward 19	82	77	26	46	0	231
Ward 20	76	72	35	47	1	231
Ward 21	76	65	40	38	0	219
Ward 22	198	160	67	83	5	513
Ward 23	313	232	89	113	0	747
Ward 24	122	94	37	38	0	291
Ward 25	0	0	0	0	0	0
TOTALS	2240	1985	924	1101	32	

Total Votes Cast - Candidates: 6282

Total Votes Cast - Office: 6282

**RESOLUTION
AWARDING PUBLIC WORKS CONTRACT C15-04
Transit Drain Repair**

WHEREAS, on April 9, 2015, two competitive bids were received, the low bid being from D.B.R. Builders, Inc.; and

WHEREAS, D.B.R. Builders, Inc. is a qualified bidder.

THEREFORE, BE IT RESOLVED that Public Works Contract C15-04, Transit Drain Repair, is hereby awarded to D.B.R. Builders, Inc., Beloit, WI, in the following amounts:

D.B.R. Builders, Inc.
2201 Afton Road
Beloit, WI 53511

Base Bid plus Additive Alternate A	\$ 24,180.00
<u>Allowance for Change Orders and/or Extra Work</u>	<u>\$ 2,820.00</u>
TOTAL PROJECT COST	\$ 27,000.00

BE IT FURTHER RESOLVED that the amount of \$27,000.00 is hereby funded as follows:

<u>P2511263-5533-2011 FTA Grant WI-04-0045</u>	<u>\$ 27,000.00</u>
TOTAL	\$ 27,000.00

Dated at Beloit, Wisconsin this 20th day of April 2015.

City Council of the City of Beloit

Mark Spreitzer, President

ATTEST:

Jelene J. Ahrens, WCMC, Deputy City Clerk

CITY OF BELOIT

REPORTS AND PRESENTATIONS TO CITY COUNCIL



Topic: Award of Contract C15-04, Transit Drain Repair

Date: April 20, 2015

Presenter(s): Greg Boysen P.E., Public Works Director

Department(s): Public Works/ Engineering

Overview/Background Information:

This project will replace corroded trench drain frames in the Transit Bus Garage.

Key Issues (maximum of 5):

1. Two bids were received for this project. The low bid of \$24,180.00 was from D.B.R. Builders, Inc. and is 47.8% more than the engineer's estimate of \$16,362.09.
2. The sum of the Base bid (\$21,980) plus Additive Alternate A, (\$2,200, Repair of the garage door sill) is below the budget limit of \$24,869.56, and so both parts are recommended.
3. D.B.R. Builders, Inc. is considered a responsible bidder for this project.
4. The costs for this project are as follows: \$24,180.00 for construction, \$ 2,820.00 for Change Orders or extra work, for a total of \$27,000.00.

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 will sustain the functionality of the building.

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**
These repairs will sustain the functionality of this building.

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 awarding this Public Works Contract to D.B.R. Builders, Inc. in the amount of \$24,180.00.

Fiscal Note/Budget Impact:

This project is funded through an FTA Grant.

CITY OF BELOIT

DEPARTMENTAL CORRESPONDENCE

TO: Mike Flesch
FROM: Andy Hill, Project Engineer 
DATE: April 09, 2015
SUBJECT: Bid Results for Contract C15-04
Transit Drain Repair

Pursuant to advertisements placed March 25 and April 1, bids were received until 2:00 PM on April 9 for the Transit Drain Repair. A tabulation of bids is attached.

Two bids were received for this project as follows:

1. D.B.R. Builders, Inc.	Beloit	\$ 24,180.00	*Low
Engineer's Estimate		\$ 16,362.09	
2. Valia Excavating, LLC	Ft. Atkinson	\$ 33,260.00	

Upon review of the Contractor's Proof of Responsibility Statement, D.B.R. Builders, Inc. is determined to be a responsible bidder.

I recommend that the contract be awarded to D.B.R. Builders, Inc. of Beloit. The following is a breakdown of the proposed project cost:

COSTS

D.B.R. Builders, Inc. Base Bid & Additive Alternate A	\$ 24,180.00
Allowance for Change Orders and/or Extra Work	<u>\$ 2,820.00</u>
TOTAL PROJECT COST	\$ 27,000.00

PROJECT INFORMATION

This project will replace corroded trench drain frames in the Transit Bus Garage.

**Tabulation of Bids
Contract C15-04
Transit Drain Repair
Bids Opened April 9, 2:00 PM**

Item No.	Bid Item Description	Quantity	Unit	Engineer's Estimate	D.B.R. Builders, Inc.	Beloit	Valia Excavating, LLC	Ft. Atkinson
				Price	Price	Price	Extended	
1	Trench Drain Repairs Locations: A, B, & C	1	Lump Sum	\$10,525.92		\$16,880.00		\$25,200.00
2	Temporary fencing enclosure	1	Lump Sum	\$3,000.00		\$5,100.00		\$3,500.00
Total				\$13,525.92		\$21,980.00		\$28,700.00

Additive Alternates

A	Repair overhead door sill as shown on plan	1	Lump Sum	\$2,836.17		\$2,200.00	\$2,200.00	\$4,560.00	\$4,560.00
B	Cost per foot for additional trench drain repair	1	Lump Sum	\$180.31		\$235.00			
C	In lieu of Item #1 above, Remove and Replace all six trench drains in their entirety in two equal phases.	1	Lump Sum	\$29,175.98		\$56,400.00		\$67,920.00	
Total Proposal				\$13,525.92		\$24,180.00		\$33,260.00	

compare to estimate

79 compare to low

38

comparison figure

\$24,869.56

Item 2 plus Items A & C

\$63,700.00

\$75,980.00

Item 2 plus Item C

\$61,500.00

\$71,420.00

Total plus Item A

\$24,180.00

\$33,260.00

Total

\$21,980.00

\$28,700.00

**RESOLUTION
AWARDING PUBLIC WORKS CONTRACT C15-17
GATEWAY WATER TOWER REPAINTING**

WHEREAS, on March 26, 2015, five competitive bids were received, the low bid being from L & T Painting Company Inc.; and

WHEREAS, L & T Painting Company Inc. is a qualified bidder.

THEREFORE, BE IT RESOLVED that Public Works Contract C15-17, Gateway Water Tower Repainting, is hereby awarded to L & T Painting Company Inc., Shelby, MI in the following amounts:

L & T Painting Company, Inc
50502 Hunters Creek Trail
Shelby, MI 48317

Base Bid	\$ 387,000.00
Alternate #1 – Script “Beloit”	\$ 3,000.00
<u>Allowance for Change Orders and/or Extra Work</u>	<u>\$ 39,000.00</u>
TOTAL PROJECT COST	\$ 429,000.00

BE IT FURTHER RESOLVED that the amount of \$429,000.00 is hereby funded as follows:

<u>P2675643-5240-2015 Gateway Water Tower Repainting</u>	<u>\$ 429,000.00</u>
TOTAL	\$ 429,000.00

Dated at Beloit, Wisconsin this 20th day of April 2015.

City Council of the City of Beloit

Mark Spreitzer, President

ATTEST:

Jelene J. Ahrens, WCMC, Deputy City Clerk

CITY OF BELOIT

REPORTS AND PRESENTATIONS TO CITY COUNCIL



Topic: Award of Contract C15-17, Gateway Water Tower Repainting

Date: April 20, 2015

Presenter(s): Greg Boysen P.E., Public Works Director

Department(s): Public Works/ Engineering

Overview/Background Information:

This project will recoat the interior and exterior surfaces of the Gateway water tower.

Key Issues:

1. Five bid was received for this project. The low bid of \$390,000.00 was from L & T Painting Company, Inc and is 8% higher than the engineer's estimate of \$361,000.00.
2. L & T Painting Company, Inc is considered a responsible bidder for this project.
3. Staff is recommending that council approve the base bid and alternate #1. This will allow for the "BELOIT" on this tower to be the "script" Beloit, as seen on the website.
4. If council chooses to approve the base bid only, the "BELOIT" on the tower will be block lettering as it currently exists.
5. If council approves bid alternate #2, then the "BELOIT" on the tower will be changed to the "geometric" logo that was presented to council on 3/23/2015.
6. The costs for this project are as follows: \$390,000.00 for construction, \$ 39,000.00 for Change Orders or extra work, for a total of \$429,000.00.

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

1. **As an eco-municipality, focus on the sustainable stewardship of City resources, services and infrastructure; to protect both our built and natural environment and enhance the quality of life for current and future generations.**

This project will prolong the life of the Gateway water tower by providing a corrosion resistant coating.

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 water tower by applying a corrosion resistant coating.

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 awarding the base bid and alternate 1 of this Public Works Contract to L & T Painting Company, Inc in the amount of \$390,000.00.

Fiscal Note/Budget Impact:

Funds are available in the 2015 CIP.

C15-17 Gateway Water Tower Repainting

March 26, 2015. 2:00 PM

	L&T Painting Co	L.C. United Painting	MAXCOR	TMI Coatings	Civil Coatings & Construction	Classic Protective Coatings
Overflow Flap Gate	\$1,500.00	\$1,500.00	\$2,100.00	\$4,000.00	\$8,350.00	Did not acknowledge addendum #1
Painter's Rail	\$3,500.00	\$5,000.00	\$6,300.00	\$5,000.00	\$4,400.00	
Anntenna Brackets	\$3,000.00	\$6,500.00	\$5,800.00	\$4,000.00	\$9,500.00	
Exterior Repaint	\$238,000.00	\$239,000.00	\$268,600.00	\$260,000.00	\$318,750.00	
Wet Interior Repaint	\$118,000.00	\$104,000.00	\$120,700.00	\$149,000.00	\$190,000.00	
Dry Interior Repaint	\$23,000.00	\$32,000.00	\$28,700.00	\$15,000.00	\$87,000.00	
Alt #1 Script Logo	\$3,000.00	\$12,000.00	\$13,500.00	\$2,000.00	\$15,000.00	
Alt #2 Colorful Logo	\$5,000.00	\$19,000.00	\$19,000.00	\$9,000.00	\$10,000.00	
BASE BID	\$387,000.00	\$388,000.00	\$432,200.00	\$437,000.00	\$618,000.00	
BASE BID + Alt #1	\$390,000.00	\$400,000.00	\$445,700.00	\$439,000.00	\$633,000.00	
BASE BID + Alt #2	\$392,000.00	\$407,000.00	\$451,200.00	\$446,000.00	\$628,000.00	

**RESOLUTION APPROVING A CLASS "B" BEER
AND RESERVE "CLASS B" LIQUOR LICENSE FOR
KYO TAI, CORP**

WHEREAS, an application has been received for a Class "B" Beer and Reserve "Class B" Liquor License from Kyo Tai, Corp., d/b/a Zen Sushi & Grill, Tai K. Park, Agent for the property located at 430 East Grand Avenue, Suite 101, Beloit, Wisconsin; and

WHEREAS, the Alcohol Beverage License Control Committee recommended approval of this Class "B" Beer and Reserve "Class B" Liquor License for the remainder of the 2014-2015 license year.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Beloit does hereby approve a Class "B" Beer and Reserve "Class B" Liquor License for Kyo Tai, Corp., d/b/a Zen Sushi & Grill, Tai K. Park, Agent for the property located at 430 East Grand Avenue, Suite 101, Beloit, Wisconsin.

Dated this 20th day of April 2015.

Mark Spreitzer, City Council President

ATTEST:

Jelene J. Ahrens, WCMC, Deputy City Clerk



CITY OF BELOIT

REPORTS AND PRESENTATIONS TO CITY COUNCIL

Topic: Resolution approving Class “B” Beer and Reserve “Class B” Liquor License for Kyo Tai, Corp

Date: April 20, 2015

Presenter(s): Jelene Ahrens

Department: Deputy City Clerk

Overview/Background Information:

Kyo Tai, Corp. has submitted an application for a Class “B” Beer and Reserve “Class B” Liquor License for the property located at 430 East Grand Avenue, Suite 101 in the City of Beloit. The applicant intends to open Zen Sushi & Grill in a portion of the Phoenix Building.

Key Issues (maximum of 5):

1. 430 East Grand Avenue Holdings, LLC, owns the building. However, the applicant will provide proof of control over the premises through a deed, lease, or rental agreement prior to issuance of the license.
2. Kyo Tai, Corp. has appointed Tai K. Park as the Agent. Mr. Park is a resident of Wisconsin, as required by state law.
3. The Phoenix Building was recently constructed, and no other entity has held a license in this suite. The City Council has approved a Class “B” Beer and Reserve “Class B” Liquor License for Lucy’s #7 Burger Bar, LLC, located in this building in Suite 102.
4. The ABLCC reviewed this item on April 14, 2015 and voted unanimously (7-0) to recommend approval of the License.

Conformance to Strategic Plan:

This project conforms to the City’s Strategic Plan Goals #2 and #5 – encouraging business development and private sector investment, and promoting high quality development in the City.

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** – The applicant intends to open a restaurant in an existing building in the City’s downtown. This may bring additional people to the area and may spur additional economic development.

Action required/Recommendation:

City Council consideration and action on the license application.

Fiscal Note/Budget Impact:

This is a Reserve Liquor License, which means that the applicant will pay a one-time \$10,000 reserve fee plus the pro-rated monthly license fee for the beer and liquor license through the end of the license year (June 30, 2015). The \$10,000 was not budgeted revenue in the Clerk’s office and will be deposited into the City’s General Fund.

Attachments:

Resolution, Application, Auxiliary Questionnaire

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 }
 Village of } Beloit
 City of }

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

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): Kyo Tai, Corp.

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>President Tai K. Park</u>	<u>4085 3rd St Milwaukee, WI</u>	<u>53204</u>
Vice President/Member			
Secretary/Member			
Treasurer/Member			
Agent	<u>Tai K. Park</u>	<u>4085 3rd St. Milwaukee WI</u>	<u>53304</u>
Directors/Managers			

3. Trade Name Zen Sushi & Grill 101 Business Phone Number _____
4. Address of Premises 40E Grand Ave Beloit, WI Post Office & Zip Code 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 Wisconsin and date 12-18-14 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.) Serving BAR AREA.

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

NINA O' C' HOFFMANN
Notary Public
State of Wisconsin

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant 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 officers, members and 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 10 day of December, 20 14
[Signature]
(Clerk/Notary Public)
My commission expires 9/4/18
[Signature]
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner/Individual)
[Signature]
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner)
[Signature]
(Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

Applicant's Wisconsin Seller's Permit Number:	
Federal Employer Identification Number (FEIN): <u>47-2577000</u>	
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 PA 2-6-15</u>
TOTAL FEE	\$

TO BE COMPLETED BY CLERK			
Date received and filed with municipal clerk	Date reported to council/board	Date provisional license issued	Signature of Clerk / Deputy Clerk
<u>2-6-15</u>	<u>3-2-15</u>	<u>N/A</u>	
Date license granted	Date license issued	License number issued	
		<u>N/A</u>	

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name) Park		(first name) Tai Kyo		(middle name)	
Home Address (street/route) 408 S. 3rd St.		Post Office	City Milwaukee	State WI	Zip Code 53204
Home Phone Number 773) 636-6771		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.
- Tai K. Park** of **Kyo Tai Corporation**
(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? 2 yrs.
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? Yes No
 If yes, identify. Milwaukee, WI 408 Chicago Ave (Kyo Tai Corp.)
(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.
(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 Woor, Corp	Employer's Address 408 Chicago Ave, Milwaukee	Employed From 4/1/12	To 2/10/14
Employer's Name Hanbar, Inc.	Employer's Address 15455 W. Bluemound Rd Brookfield	Employed From 6/1/06	To 2/10/14

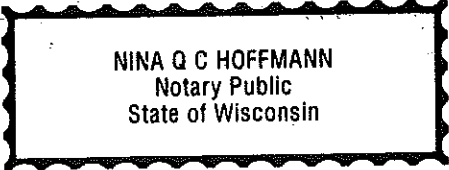
The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that 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 10 day of December 20 14
[Signature]
(Notary Public)

[Signature]
(Signature of Named Individual)

My commission expires 9/2/18



Printed on Recycled Paper
 Wisconsin Department of Revenue

**RESOLUTION APPROVING A CLASS "B" BEER
AND "CLASS C" WINE LICENSE**

WHEREAS, an application has been received for a Class "B" Beer and "Class C" Wine License from Little Mexico, LLC, d/b/a Little Mexico, Adrian Cortes Pichardo, Agent, located at 2787 Milwaukee Road;

WHEREAS, the Alcohol Beverage License Control Committee recommended approval of this Class "B" Beer and "Class C" Wine License for the 2014-2015 license year.

NOW, THEREFORE, BE IT RESOLVED that the Class "B" Beer and "Class C" Wine License for Little Mexico LLC, d/b/a Little Mexico, Adrian Cortes Pichardo, Agent, located at 2787 Milwaukee Road, is hereby approved.

Dated this 20th day of April 2015.

Mark Spreitzer, City Council President

ATTEST:

Jelene J. Ahrens, WCMC, Deputy City Clerk



CITY OF BELOIT

REPORTS AND PRESENTATIONS TO CITY COUNCIL

Topic: Resolution approving Class “B” Beer and “Class C” Wine License for Little Mexico, LLC

Date: April 20, 2015

Presenter(s): Jelene Ahrens

Department: Deputy City Clerk

Overview/Background Information:

Little Mexico, LLC, d/b/a Little Mexico has submitted an application for a Class “B” Beer and “Class C” Wine License for the property located at 2787 Milwaukee Road in the City of Beloit. The applicant intends to operate a Mexican restaurant similar to the previous tenant.

Key Issues (maximum of 5):

1. Beloit Milwaukee Center, LLC, owns the building. However, the applicant will provide proof of control over the premises through a deed, lease, or rental agreement prior to issuance of the license.
2. Little Mexico of Beloit, LLC, has appointed Adrian Cortes Pichardo as the Agent. Mr. Pichardo is a resident of Wisconsin, as required by state law.
3. The ABLCC reviewed this item on April 14, 2015 and voted unanimously (7-0) to recommend approval of the License.

Conformance to Strategic Plan:

This project conforms to the City’s Strategic Plan Goals #2 and #5 – encouraging business development and private sector investment, and promoting high quality development in the City.

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** – The applicant intends to open a restaurant in an existing building in the Milwaukee Street Corridor. This may bring additional people to the area and may spur additional economic development.

Action required/Recommendation:

City Council consideration and action on the license application.

Fiscal Note/Budget Impact:

This is a Class “B” Beer and “Class C” Wine License and the applicant will pay a pro-rated monthly license fee for the beer and wine license through the end of the license year (June 30, 2015).

Attachments:

Resolution, Application, Auxiliary Questionnaire

ORIGINAL ALCOHOL BEVERAGE RETAIL LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning 4-21- 20 15
 ending 6-30 20 15

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: <u>Applied</u>	
Federal Employer Identification Number (FEIN): <u>47-3532429</u>	
LICENSE REQUESTED ▶	
TYPE	FEE
<input type="checkbox"/> Class A beer	\$
<input checked="" type="checkbox"/> Class B beer	\$ <u>100.00</u>
<input checked="" type="checkbox"/> Class C wine	\$ <u>100.00</u>
<input type="checkbox"/> Class A liquor	\$
<input type="checkbox"/> Class B liquor	\$
<input type="checkbox"/> Reserve Class B liquor	\$
Publication fee	\$ <u>50.00</u>
TOTAL FEE	\$ <u>250.00</u>

PAID 3/31/15

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): LITTLE MEXICO OF BELOIT 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>OWNER</u>	<u>ADRIAN CORTES RICHARDO</u>	<u>741 MORRIS #4 PEWAUKEE WI 53072</u>
Vice President/Member			
Secretary/Member			
Treasurer/Member			
Agent	<u>Adrian Cortes Richarado</u>		
Directors/Managers			

3. Trade Name LITTLE MEXICO OF BELOIT LLC Business Phone Number 608-312-2200
 4. Address of Premises 2787 MILWAUKEE RD 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

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.) SIT DOWN / TAKE OUT FOOD SERVICE

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? LITTLE MEXICO OF BELOIT LLC (DIFFERENT OWNER)
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. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? 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 31st day of March, 20 15
Jelena J. Adams
 (Clerk/Notary Public)
 My commission expires 10-11-15

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

TO BE COMPLETED BY CLERK			
Date received and filed with municipal clerk <u>3-31-15</u>	Date reported to council/board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
CORTES PICHARDO		ADRIAN			
Home Address (street/route)		Post Office	City	State	Zip Code
141 MORRIS ST - #4			PEWAUKEE	WI	53072
Home Phone Number		Age	Date of Birth	Place of Birth	
				MEXICO	

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.
- _____ of LITTLE MEXICO OF BELDIT, 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? 15 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
Quad Graphics	Pewaukee Wisconsin	2/15	Present
Employer's Name	Employer's Address	Employed From	To
Casa Tequila	Pewaukee Wisconsin	8/08	1/12

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 31st day of March, 20 15

Jelena J. Abrams
(Clerk/Notary Public)

My commission expires 10-11-15

[Signature]
(Signature of Named Individual)



Printed on Recycled Paper

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 LITTLE MEXICO OF BELOIT 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

LITTLE MEXICO OF BELOIT, LLC (trade name)

located at 2787 MILWAUKEE RD, BELOIT, WI 53511

appoints ADRIAN CORTES PICHARDO (name of appointed agent)

141 MORRIS ST. -#4 PEWAUKEE, WI 53072 (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).

LITTLE MEXICO OF BELOIT, LLC

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? 12/2006

Place of residence last year 141 MORRIS ST. #4 PEWAUKEE, WI 53072

For: LITTLE MEXICO OF BELOIT, LLC (name of corporation/organization/limited liability company)

By: [Signature] (signature of Officer/Member/Manager)

And: _____ (signature of Officer/Member/Manager)

ACCEPTANCE BY AGENT

I, ADRIAN CORTES PICHARDO (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.

[Signature] (signature of agent) 3-31-2015 (date) Agent's age _____

141 MORRIS ST. #4 PEWAUKEE, WI 53072 (home address of agent) Date of birth _____

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 _____ (date) by _____ (signature of proper local official) Title _____ (town chair, village president, police chief)

**RESOLUTION
APPROVING THE RELEASE OF PLATTED EASEMENTS
IN THE GATEWAY BUSINESS PARK**

WHEREAS, when the Gateway Business Park was subdivided a decade ago, the approved subdivision plat (Gateway Business Park Plat No. 1) included 12- and 20-foot utility easements along many interior and rear lot lines, which were intended to provide internal utility connections as the lots were individually developed; and

WHEREAS, there are no utilities in the easements that are subject to this release request and development in the Gateway Park is frequently occurring on multiple platted lots which are combined in order to create larger buildable parcels; and

WHEREAS, the other utility providers have signed similar release documents and the existing 20-foot utility easements along Gateway Blvd, Apex Drive, Tubbs Drive, and Colley Rd will remain.

NOW, THEREFORE, BE IT RESOLVED that the attached Release of Platted Easements is hereby approved and the City Manager is hereby authorized to execute the Release of Platted Easements on behalf of the City of Beloit.

Adopted this 20th day of April 2015.

BELOIT CITY COUNCIL

Mark Spreitzer, Council President

ATTEST:

Jelene J. Ahrens, WCMC, Deputy City Clerk



CITY OF BELOIT

REPORTS AND PRESENTATIONS TO CITY COUNCIL

Topic: Release of Platted Utility Easements on Gateway Plat

Date: April 20, 2015

Presenter(s): Elizabeth A. Krueger

Department: City Attorney

Overview/Background Information:

The City Attorney has drafted the attached Release of Platted Easements, which pertains to unused and unnecessary utility easements over fifteen platted lots in the Gateway Business Park. According to State Statutes, the release of platted easements requires Plan Commission and City Council approval.

Key Issues:

- When the Gateway Business Park was subdivided a decade ago, the approved subdivision plat included 12- and 20-foot utility easements along many interior and rear lot lines, which were intended to provide internal utility connections as the lots were individually developed. More often than not, development in the Gateway Park is occurring on multiple platted lots which are combined in order to create larger buildable parcels.
- There are no utilities in the easements that are subject to this release request.
- This request originated as part of the Pratt Industries development, although the Release as drafted applies to all of the properties in the affected block of the business park.
- The existing 20-foot utility easements along Gateway Blvd, Apex Drive, Tubbs Drive, and Colley Rd will remain.
- AT&T, Charter Communications and Rock Energy Cooperative have already released their easement rights for the affected lots.
- The Plan Commission reviewed this item on April 8, 2015 and voted unanimously (5-0) to recommend approval of the attached Release of Platted Easements.

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:

- City Council consideration and action on the proposed Resolution

Fiscal Note/Budget Impact: N/A

Attachments: Resolution and Staff Report to the Plan Commission

CITY OF BELOIT

REPORT TO THE BELOIT CITY PLAN COMMISSION



Meeting Date: April 8, 2015

Agenda Item: 3

File Number: RPB-2015-06

Applicant: City Attorney

Owner: City of Beloit & Pratt

Location: Gateway Business Park

Request Overview/Background Information:

The City Attorney has drafted the attached Release of Platted Easements, which pertains to unused and unnecessary utility easements over fifteen platted lots in the Gateway Business Park. According to State Statutes, the release of platted easements requires Plan Commission and City Council approval.

Key Issues:

- When the Gateway Business Park was subdivided a decade ago, the approved subdivision plat included 12- and 20-foot utility easements along many interior and rear lot lines, which were intended to provide internal utility connections as the lots were individually developed. More often than not, development in the Gateway Park is occurring on multiple platted lots which are combined in order to create larger buildable parcels.
 - There are no utilities in the easements that are subject to this release request.
 - This request originated as part of the Pratt Industries development, although the Release as drafted applies to all of the properties in the affected block of the business park.
 - The existing 20-foot utility easements along Gateway Blvd, Apex Drive, Tubbs Drive, and Colley Rd will remain.
 - AT&T, Charter Communications and Rock Energy Cooperative have already released their easement rights for the affected lots.
-

Consistency with Strategic Plan:

- Consideration of this request supports City of Beloit 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
-

Staff Recommendation:

The Planning & Building Services Division recommends **approval** of the attached Release of Platted Easements, which pertains to unused and unnecessary utility easements over fifteen platted lots in the Gateway Business Park.

Fiscal Note/Budget Impact: N/A

Attachments: Location Map, Proposed Release of Platted Easements, and Exhibits

Location Map

Release of Platted Easements

RPB-2015-06



1 inch = 467 feet

0 105210 420 630 Feet

Legend

-  City Limits
-  COB Parcels

Map prepared by: Drew Pennington, AICP
Date: April 2015
For: City of Beloit Planning & Building Services
Date of Aerial Photography: March 2011

PLANNING & BUILDING SERVICES DIVISION

EASEMENT RELEASE

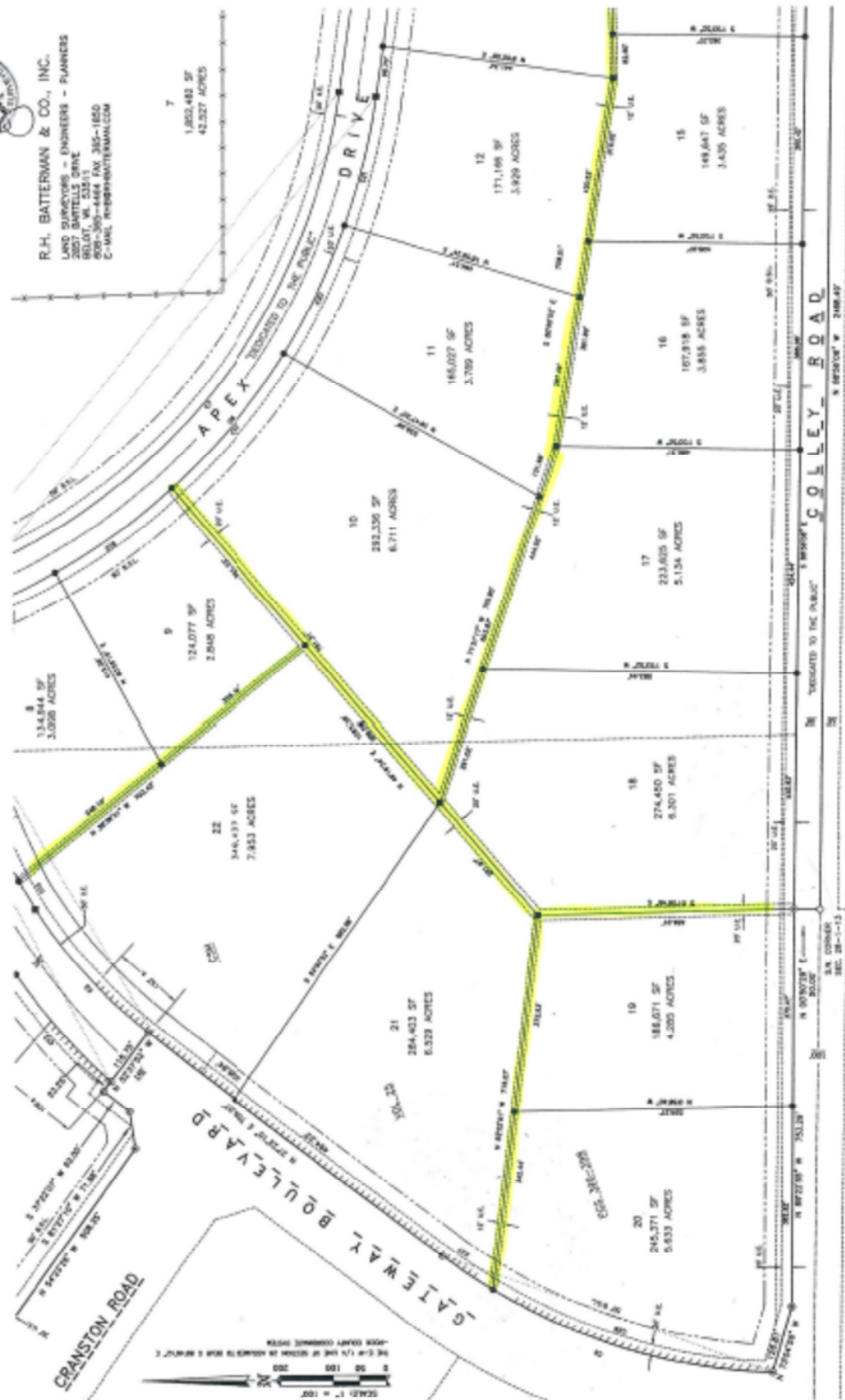
GATEWAY BUSINESS PARK

PLAT NO. 1

LOTS ONE AND TWO OF CERTIFIED SURVEY MAP DOCUMENT NO. 1579565 AS RECORDED IN VOLUME 25, PAGES 396-398,
 LOT ONE OF CERTIFIED SURVEY MAP DOCUMENT NO. 1579566 AS RECORDED IN VOLUME 25, PAGES 399-401 OF ROCK COUNTY
 CERTIFIED SURVEY MAPS, SITUATED IN PARTS OF THE S.E. 1/4 AND N.E. 1/4 OF THE S.E. 1/4 OF SECTION 29 AND PARTS
 OF THE N.W. 1/4 AND N.E. 1/4 OF SECTION 28, ALSO PARTS OF THE S.E. 1/4 AND S.W. 1/4 OF THE S.W. 1/4
 OF SECTION 28, ALL SITUATED IN T. 1 N., R. 13 E. OF THE FOURTH P.M., CITY OF BELoit, ROCK COUNTY, WISCONSIN.



 R.H. BATTERMAN & CO., INC.
 LAND SURVEYORS - ENGINEERS - PLANNERS
 2007 BATELLS DRIVE
 BELoit, WI 53511
 608-365-1825
 C-MAIL: INFO@RHBATT.COM



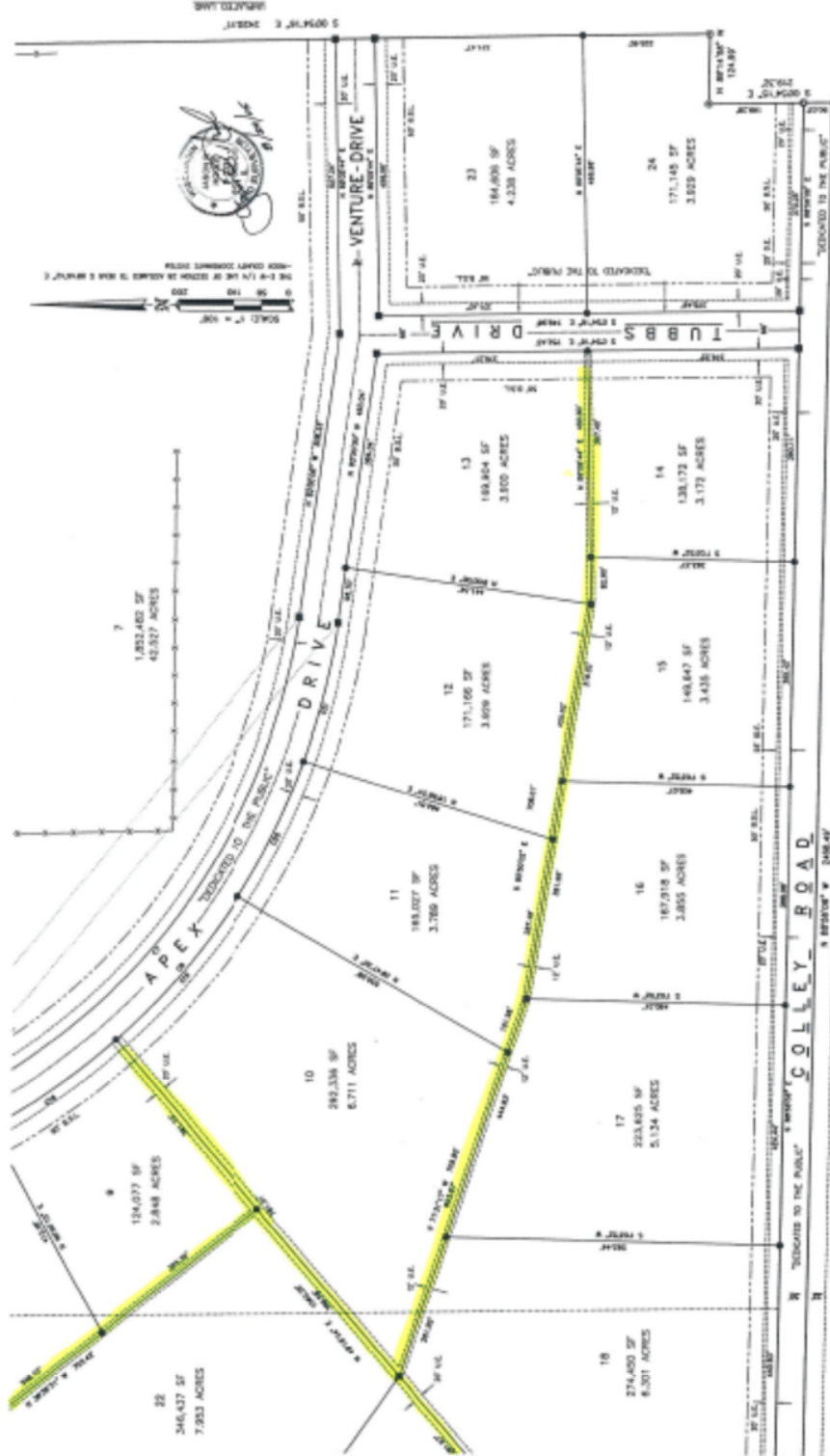
EASEMENT RELEASE

GATEWAY BUSINESS PARK

PLAT NO. 1

LOTS ONE AND TWO OF CERTIFIED SURVEY MAP DOCUMENT NO. 1579565 AS RECORDED IN VOLUME 25, PAGES 396-398, LOT ONE OF CERTIFIED SURVEY MAP DOCUMENT NO. 1579566 AS RECORDED IN VOLUME 25, PAGES 399-401 OF ROCK COUNTY CERTIFIED SURVEY MAPS, SITUATED IN PARTS OF THE S.E. 1/4 AND N.E. 1/4 OF SECTION 29 AND PARTS OF THE N.W. 1/4 AND N.E. 1/4 OF SECTION 28, ALSO PARTS OF THE S.E. 1/4 AND S.W. 1/4 OF SECTION 28, ALSO PARTS OF THE S.W. 1/4 OF SECTION 28, ALL SITUATED IN T. 1 N., R. 13 E. OF THE FOURTH P.M., CITY OF BELLOIT, ROCK COUNTY, WISCONSIN.

This plat was prepared by the undersigned on 08/26/2013 at 12:28:13 PM. All data were obtained from the following sources:
 State of Wisconsin
 County of Rock
 Beloit, Wisconsin
 R. J. Batterman & Co., Inc.
 Registered Professional Surveyors



R.J. BATTERMAN & CO., INC.
 LAND SURVEYORS - ENGINEERS - PLANNERS
 2827 BARTLETT DRIVE
 BELLOIT, WI 53511
 PHONE: 920.831.3000 FAX: 920.831.1850
 E-MAIL: RJB@BATTERMAN.COM

This plat was prepared by the undersigned on 08/26/2013 at 12:28:13 PM. All data were obtained from the following sources:
 State of Wisconsin
 County of Rock
 Beloit, Wisconsin
 R. J. Batterman & Co., Inc.
 Registered Professional Surveyors

**RESOLUTION APPROVING IMPROVEMENTS WITHIN
BIG HILL PARK LOCATED AT 1101 BIG HILL ROAD**

WHEREAS, the City of Beloit Engineering Division has requested that the Plan Commission and City Council review the proposed plans for the construction of a path in Big Hill Park located at 1101 Big Hill Road; and

WHEREAS, the proposed improvements will enhance the visibility, beauty, and utility of Big Hill Park; and

WHEREAS, the alteration of public parks must be reviewed by the Plan Commission and approved by the City Council to comply with State Statutes; and

WHEREAS, the Plan Commission reviewed this item on April 8, 2015 and voted unanimously (5-0) to recommend approval of the proposed improvements.

NOW, THEREFORE, BE IT RESOLVED THAT, the City Council of the City of Beloit, Rock County, Wisconsin, hereby approves the plans for the construction of a path in Big Hill Park located at 1101 Big Hill Road.

Adopted this 20th day of April 2015.

BELOIT CITY COUNCIL

Mark Spreitzer, Council President

ATTEST:

Jelene J. Ahrens, WCMC, Deputy City Clerk

CITY OF BELOIT

REPORTS AND PRESENTATIONS TO CITY COUNCIL



Topic: Resolution Approving Improvements in Big Hill Park

Date: April 20, 2015

Presenter(s): Julie Christensen

Department(s): Community Development

Overview/Background Information:

The City of Beloit Engineering Division has requested that the Plan Commission and City Council review the proposed plans for the construction of a path in Big Hill Park.

Key Issues (maximum of 5):

- The proposed path will be a 10' asphalt path with 2' wide gravel shoulders. This path will be a shared-use path. Casual bicyclists will especially benefit from this path as other trails in Big Hill Park have a steep grade.
 - This project will occur in existing park property. No easements are required.
 - A project map is attached to this report.
 - The Plan Commission reviewed this item on April 8, 2015 and voted unanimously (5-0) to recommend approval of the proposed improvements. The Parks & Recreation Commission approved this project (5-0) on March 11, 2015.
-

Conformance to Strategic Plan (List key goals this action would support and 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** – Increased trails and accessibility to bicycle routes promotes alternative transportation.
 - **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:

- City Council consideration and action on the proposed Resolution
-

Fiscal Note/Budget Impact: Grant funding for this project has been secured through the Wisconsin Department of Natural Resources.

Attachments: Resolution and Staff Report to the Plan Commission

CITY OF BELOIT

REPORT TO THE BELOIT CITY PLAN COMMISSION



Meeting Date: April 8, 2015

Agenda Item: 5

File Number: RPB-2015-02

Request: Path in Big Hill Park

Owner: City of Beloit

Location: 1101 Big Hill Road

Existing Zoning: PLI, Public Lands and Institutions District

Existing Land Use: Park

Request Overview/Background Information:

The City of Beloit Engineering Division has requested that the Plan Commission and City Council review the proposed plans for the construction of a path in Big Hill Park.

Key Issues:

- The proposed path will be a 10' asphalt path with 2' wide gravel shoulders.
- This path will be a shared-use path. Casual bicyclists will especially benefit from this path as other trails in Big Hill Park have a steep grade.
- This project will occur in existing park property. No easements are required.
- Tree removal will be required to construct this path in the proposed location.
- A project map and details are attached to this report.
- Parks & Recreation Commission approved this project on March 11, 2015. Their approval acknowledged that the grant funding specifies that the trail will be on existing park roads in the lower level, and there would therefore be no improvements beyond "Point #4" as shown on Exhibit B. The trail will therefore extend from the Girl Scout Road along the alignment shown on "Sheet 2", down the hill at a 5% grade, through point #2 on Exhibit B, and re-join the park road at Point #4 on Exhibit B.

Consistency with Comprehensive Plan and Strategic Plan:

- The Comprehensive Plan designates the subject property as appropriate for Parks and Open Space uses. This land use category includes park and public open space facilities devoted to playgrounds, play fields, trails, picnic areas, and related recreational activities.
- Consideration of this request supports Strategic Goal #5.

Sustainability:

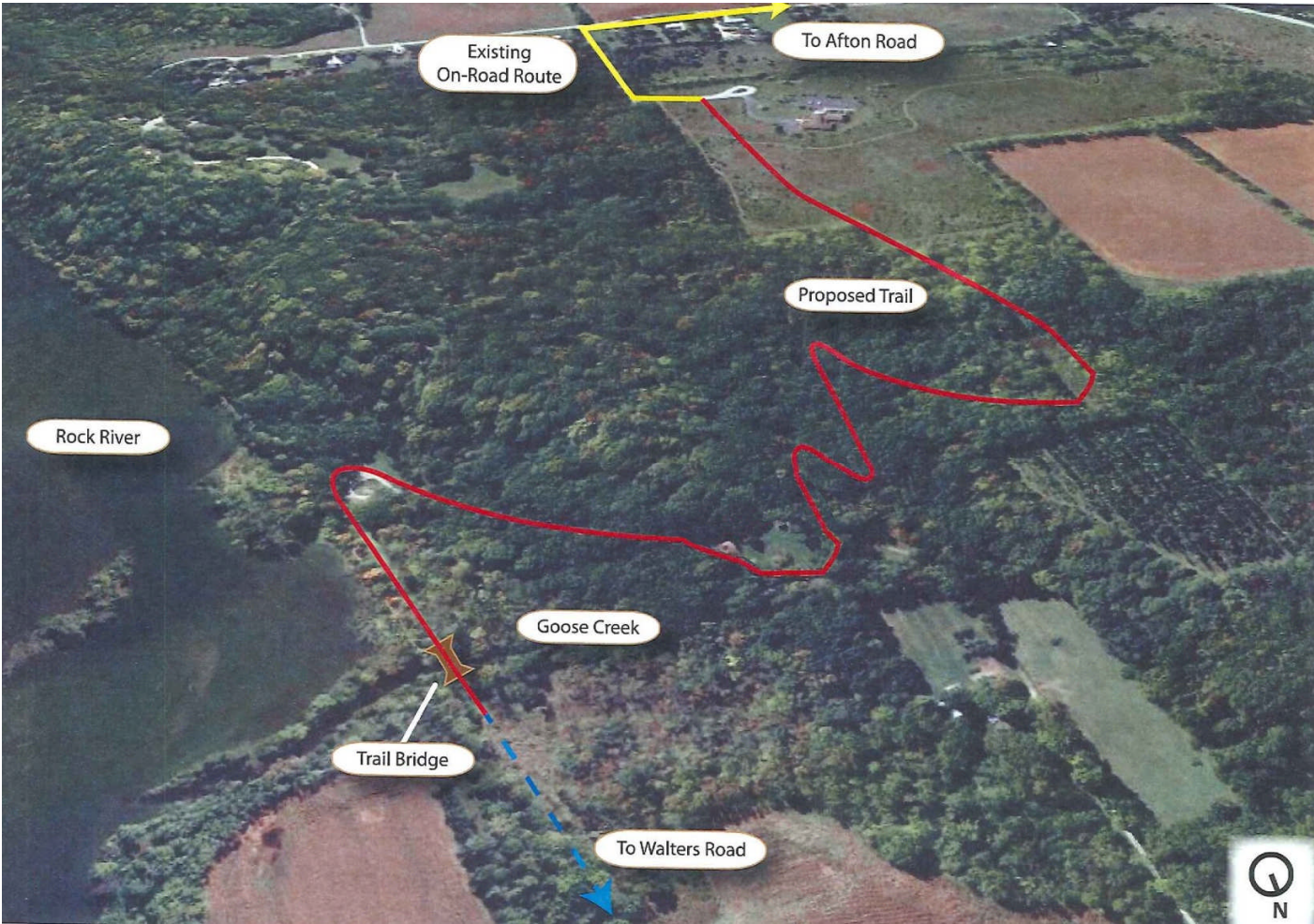
- **Reduce dependence upon fossil fuels** – Increased trails and accessibility to bicycle routes promotes alternative transportation.
- **Reduce dependence on chemicals and other manufacturing substances that accumulate in nature** – N/A
- **Reduce dependence on activities that harm life sustaining eco-systems** – N/A
- **Meet the hierarchy of present and future human needs fairly and efficiently** – N/A

Staff Recommendation:

The Planning & Building Services Division recommends **approval** of the attached plan for the construction of a path in Big Hill Park.

Fiscal Note/Budget Impact: Grant funding for this project has been secured through the Wisconsin Department of Natural Resources.

Attachments: Project Map, Project Details, and Location & Zoning Map



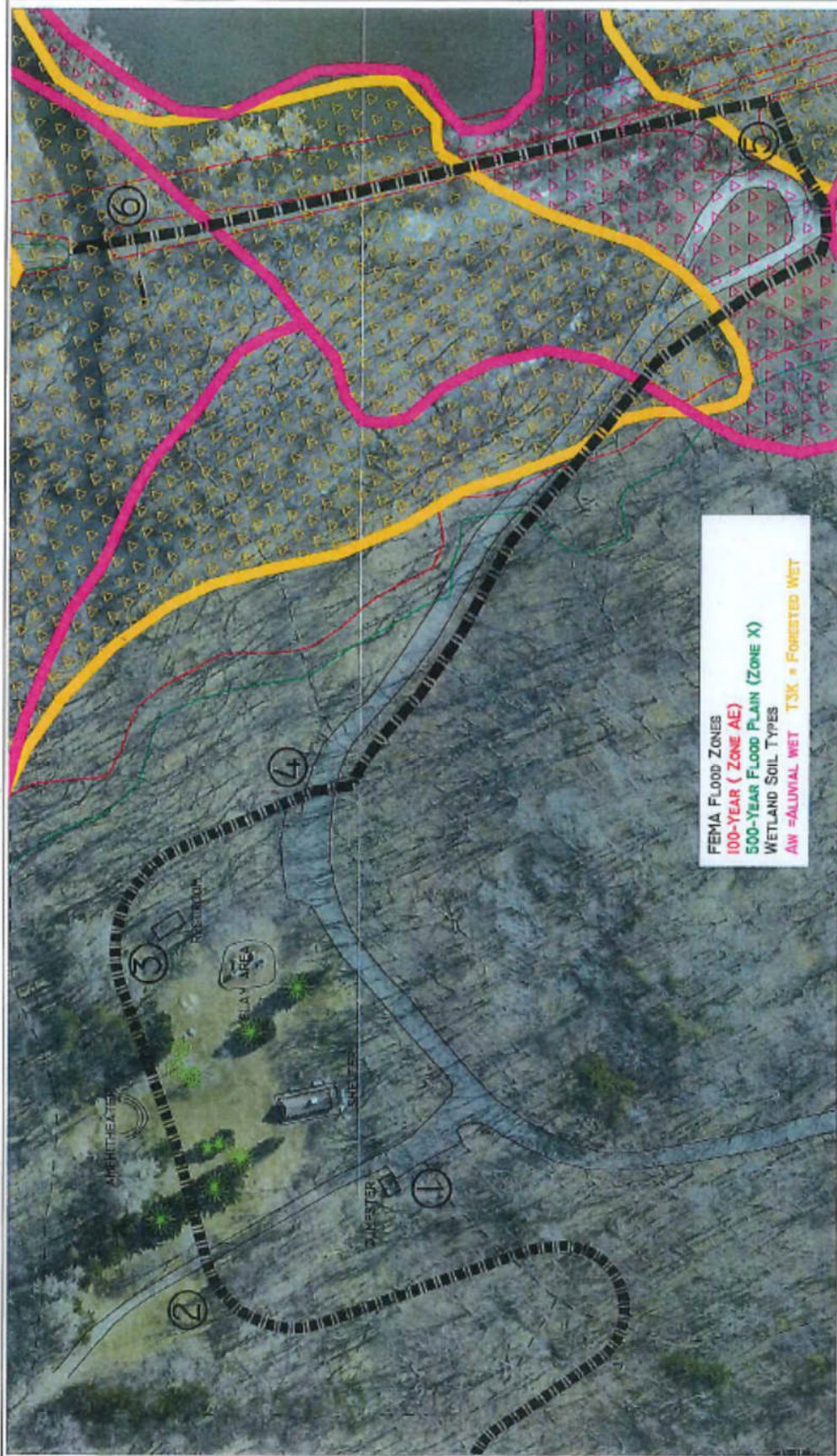


PROJECT NAME:
BIG HILL PARK PATH

ID: C15-09

SHEET 2

E



N:\env\2115 Construction\015-09 Big Hill Lake path\graphics\big hill path with lower level.dwg, 2/23/2015 4:20:06 PM

	PROJECT NAME: Big Hill Park Path Exhibit B	ID: C5-09 SHEET 1 61
	SCALE OF REPRESENTATION: DATE, YEAR: DRAWN BY: CHECKED BY:	

Design Considerations:

The proposed improvement section will feature the following:

- o 10' wide asphalt path with centerline stripe
- o 2' wide gravel shoulders and an additional 3' width graded to edge of slope
- o 56' minimum radius curvature on the switchbacks

Additional considerations:

Trees will be removed in order to create this corridor through the woods.

Cut and fill slopes will be built in order to create this smooth profile.

*Figure 4-27:
Shared-use paths
should be
designed for all
ages. Grades
should be carefully
considered and
should be safe for
kids riding coaster
brake bicycles.*



4.8 Grades

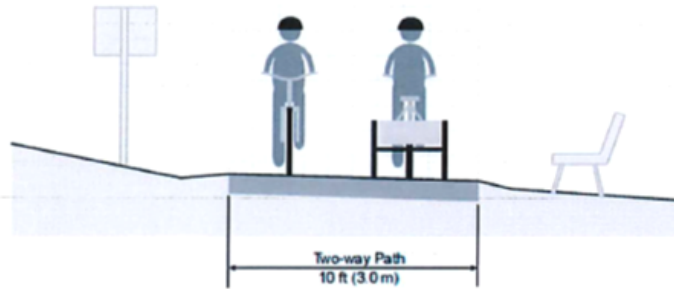
Shared-use paths generally attract less-skilled bicyclists, so it is important to avoid steep grades, to the extent possible (Table 4-2). Many bicyclists will find themselves walking on long, steep uphill grades. People with disabilities, especially those with stamina problems and using wheelchairs and walkers, will also have problems negotiating difficult grades. On downhills, bicyclists may exceed the speed at which they can safely control their bicycles. As a result, paths with long, steep grades are difficult for many bicyclists.

The maximum grade rate recommended for shared-use paths is 5%. Sustained grades should be limited to 2 or 3% if a wide range of riders is to be accommodated. The AASHTO *Guide for the Development of Bicycle Facilities* acknowledges that on recreational routes, designers may need to exceed a 5% grade for short sections. Whenever exceeding 5%, flattened, intermittently-spaced rest intervals are needed to comply with ADA.

4.4. Path width

The paved width required for a shared-use path is a primary design consideration. Figure 4-8 shows a shared-use path on a separate right of way. Under most conditions, the paved width for a two-way shared-use path is 10 ft (3.0 m).

Figure 4-8: The standard width of a shared-use path. In areas with greater potential use, adding extra width may be appropriate.



Where the path is next to a canal or ditch, with a sloped drop-off steeper than 3:1 as shown in Figure 4-14, a wider separation should be considered. A minimum 5 ft (1.5 m) separation from the edge of the path pavement to the top of the slope or a safety rail should be provided where the slope/drop conditions in Figure 4-14 cannot be met. Depending on the height of embankment and condition at the bottom, a physical barrier, such as a safety railing, dense shrubbery, or a chain link fence, may be needed at the top of the slope (fig. 4-14).

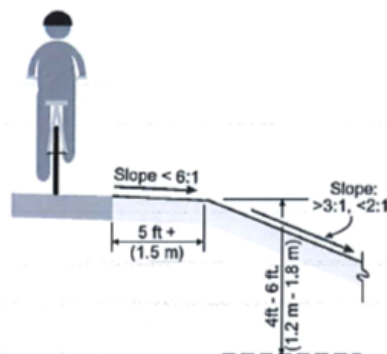
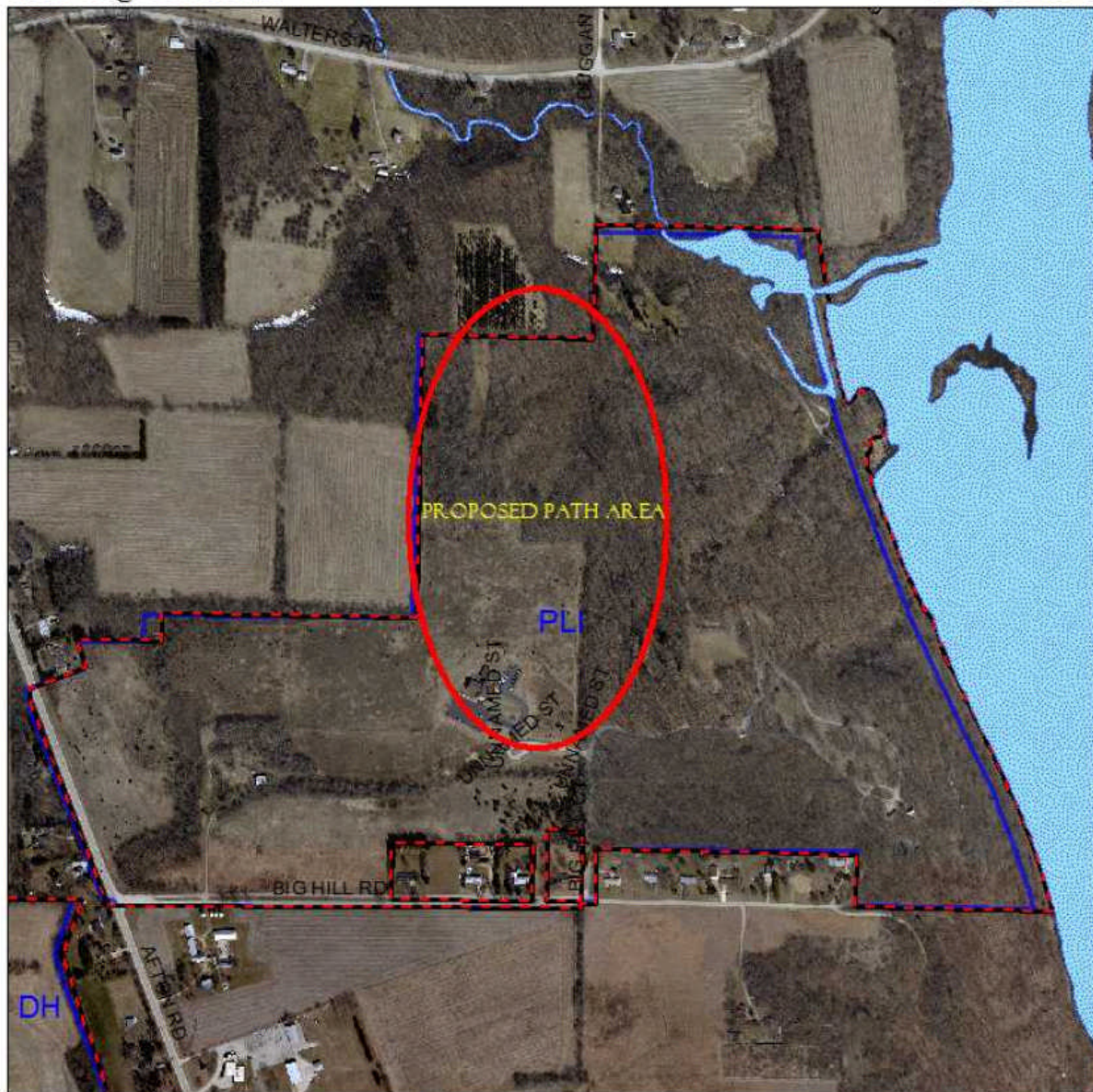


Figure 4-14: Paths next to slopes should be evaluated to determine if mitigation measures are needed.

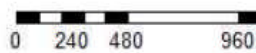
Location & Zoning Map

1101 Big Hill Road

RPB-2015-02



1 inch = 667 feet



Legend

1,440 Zoning District

Map prepared by: Stephanie Hummel
Date: January 2015
For: City of Beloit Planning & Building Services
Date of Aerial Photography: March 2011

PLANNING & BUILDING SERVICES DIVISION

**RESOLUTION APPROVING AN AT&T UTILITY EASEMENT LOCATED AT
540 COLBY STREET**

WHEREAS, the City of Beloit is the owner of the parcel of parkland described as Lots 1, 2, 3, 4, and 5 of Guarniera & Nuciforo's Subdivision (a/k/a 540 Colby Street); and

WHEREAS, AT&T - Wisconsin desires a utility easement to maintain their facilities along the east end of these lots, being the Easterly 15 feet of the above described property, lying Westerly of and abutting the Westerly line of Prospect Street and also the Westerly 5 feet of the Easterly 20 feet of the Southerly 20 feet of the said lots; and

WHEREAS, the City of Beloit Plan Commission voted unanimously (5-0) on April 8, 2015 to recommend approval of the requested easement.

NOW, THEREFORE, BE IT RESOLVED THAT the City Council of the City of Beloit, Rock County, Wisconsin, hereby approves the attached Utility Easement and authorizes the City Manager to execute the easement on behalf of the City of Beloit.

Adopted this 20th day of April 2015.

City Council of the City of Beloit

Mark Spreitzer, Council President

Attest:

Jelene J. Ahrens, WCMC, Deputy City Clerk

CITY OF BELOIT

REPORTS AND PRESENTATIONS TO CITY COUNCIL



Topic: AT&T Utility Easement – 540 Colby Street

Date: April 20, 2015

Presenter(s): Greg Boysen

Department(s): Public Works

Overview/Background Information:

AT&T - Wisconsin has requested that a Utility Easement be established along the east side of the Stateline Prairie Restoration Park property located at 540 Colby Street to allow maintenance of existing AT&T infrastructure.

Key Issues (maximum of 5):

- Granting this easement will allow AT&T to maintain their current facilities and expand them if necessary.
- The easement allows for the City to install future surface amenities such as bike paths and landscaping beds. Buildings and trees would not be allowed.
- The attached Location & Zoning Map shows the location of the proposed easement area along the west side of Prospect Street south of Colby Street.
- The Plan Commission reviewed this item on April 8, 2015 and voted unanimously (5-0) to recommend approval of this request.

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:

- City Council consideration and action on the proposed Resolution

Fiscal Note/Budget Impact: N/A

Attachments: Resolution and Staff Report to the Plan Commission

CITY OF BELOIT

REPORT TO THE BELOIT CITY PLAN COMMISSION



Meeting Date: April 8, 2015

Agenda Item: 4

File Number: RPB-2015-05

Applicant: AT&T

Current Owner: City of Beloit

Location: 540 Colby Street

Existing Zoning: Public Lands and Institutions

Existing Land Use: Park

Parcel Size: 6.69 Acres

Request Overview/Background Information:

AT&T - Wisconsin has requested that a Utility Easement be established along the east side of the park property located at 540 Colby Street to allow maintenance of existing AT&T infrastructure.

Key Issues:

- AT&T - Wisconsin has requested an easement to allow maintenance of existing infrastructure located within the proposed easement area.
- The attached Location & Zoning Map shows the location of the proposed easement area along the east side of 540 Colby Street.

Consistency with Strategic Plan:

- 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

Staff Recommendation:

The Planning and Building Services Division recommends **approval** of the requested Utility Easement along the east side of the park property located at 540 Colby Street to allow maintenance of existing AT&T infrastructure.

Fiscal Note/Budget Impact: N/A

Attachments:

Location and Zoning Map, Easement Exhibit, Legal Description

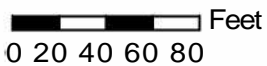
Location & Zoning Map

540 Colby Street

RPB-2015-05



1 inch = 80 feet



	AT&T Easement
	Parcels
	City of Beloit Limits

Map prepared by: Keith Houston
Date: March 2015
For: City of Beloit Planning & Building
Date of Aerial Photography: March 2011

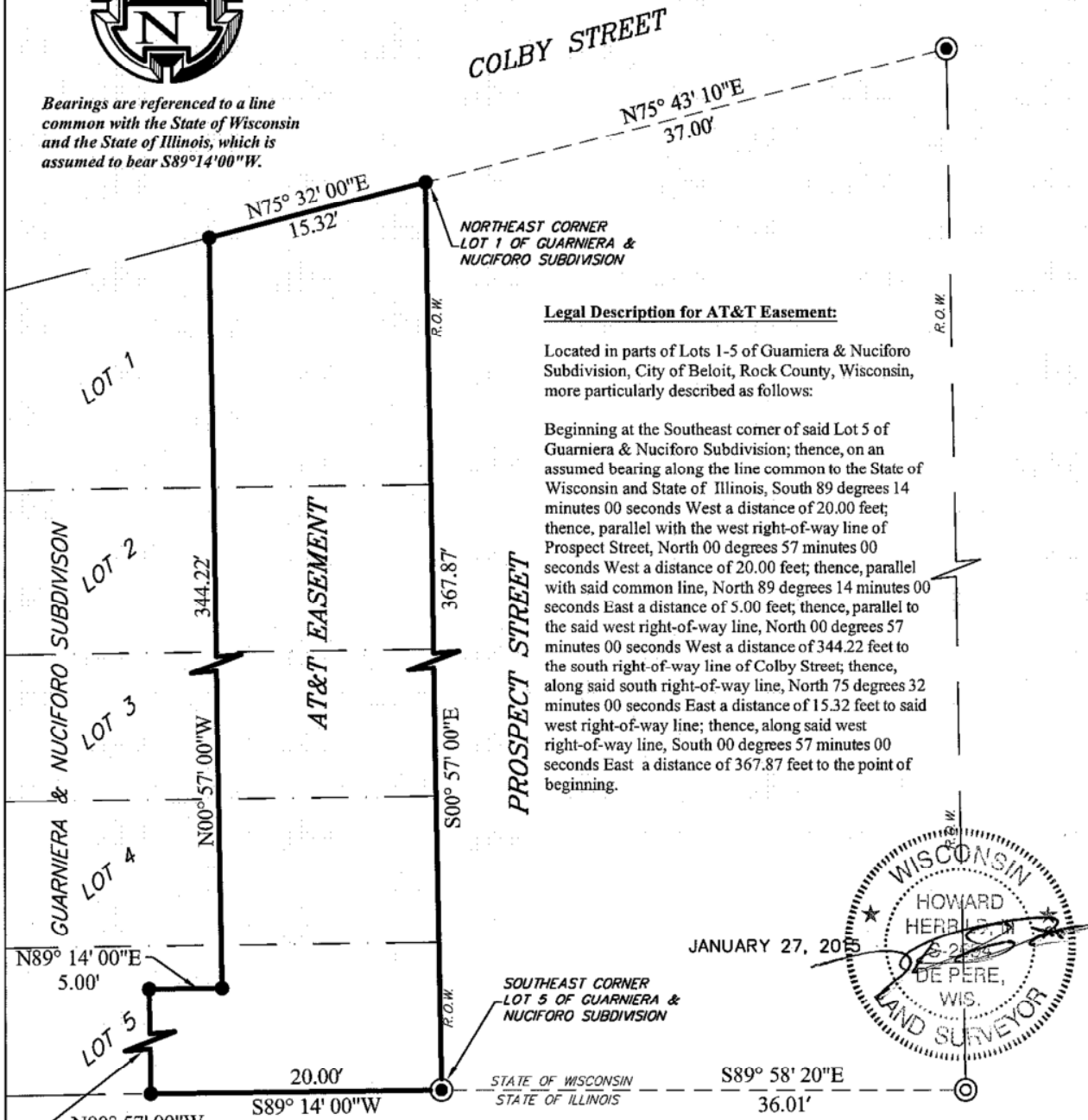
PLANNING & BUILDING SERVICES DIVISION

EXHIBIT "A" FOR AT&T EASEMENT

LOCATED IN PARTS OF LOTS 1-5 OF GUARNIERA & NUCIFORO SUBDIVISION, CITY OF БЕЛОIT, ROCK COUNTY, WISCONSIN.



Bearings are referenced to a line common with the State of Wisconsin and the State of Illinois, which is assumed to bear S89°14'00"W.



Legal Description for AT&T Easement:

Located in parts of Lots 1-5 of Guarnera & Nuciforo Subdivision, City of Beloit, Rock County, Wisconsin, more particularly described as follows:

Beginning at the Southeast corner of said Lot 5 of Guarnera & Nuciforo Subdivision; thence, on an assumed bearing along the line common to the State of Wisconsin and State of Illinois, South 89 degrees 14 minutes 00 seconds West a distance of 20.00 feet; thence, parallel with the west right-of-way line of Prospect Street, North 00 degrees 57 minutes 00 seconds West a distance of 20.00 feet; thence, parallel with said common line, North 89 degrees 14 minutes 00 seconds East a distance of 5.00 feet; thence, parallel to the said west right-of-way line, North 00 degrees 57 minutes 00 seconds West a distance of 344.22 feet to the south right-of-way line of Colby Street; thence, along said south right-of-way line, North 75 degrees 32 minutes 00 seconds East a distance of 15.32 feet to said west right-of-way line; thence, along said west right-of-way line, South 00 degrees 57 minutes 00 seconds East a distance of 367.87 feet to the point of beginning.



LEGEND

- SET 3/8"x12" SPIKE
- ⊙ FOUND 3/4" REBAR
- ⊙ FOUND 2.5" PIPE



UT. NO. 9677118
RW 2015-3
EASE 74092

AT&T - WISCONSIN GENERAL EASEMENT

DOCUMENT NUMBER

UT # 9677118 Ease # 74092 R/W # 2015-3

For a valuable consideration of one dollar (\$1.00), receipt of which is hereby acknowledged, the undersigned City of Beloit, a Wisconsin municipal corporation (Grantor) hereby grant and convey to Wisconsin Bell, Inc. d/b/a AT&T - Wisconsin, a Wisconsin Corporation, and its affiliates and licensees, successors and assigns (collectively "Grantees") an easement in, under, over, upon and across the Utility Easement Area (described herein) for the purpose of and in order to construct, reconstruct, maintain, operate, supplement, and remove underground broadband, communications, video and/or information services facilities, and other related fixtures, equipment, and appurtenances that may from time to time be required, with the right of ingress and egress for the purpose of this grant, within the Utility Easement Area. All improvements shall be located below grade, and the Grantees shall not install anything above grade or in any fashion that would affect the appearance of the surface of the real property or limit access to the real property.

RETURN ADDRESS:
Matthew D. Grimm
AT&T - Wisconsin
2005 Pewaukee Rd.
Waukesha, WI 53188

PARCEL NUMBER: 206 13540375

The Property is legally described as: Lots 1, 2, 3, 4, and 5 of Guarniera & Nuciforo's Subdivision being a part of the parcel fully described in Document #1855744, recorded on March 10, 2009, in the Register of Deeds office, Rock County, Wisconsin.

The Easement Area is legally described as: The Easterly 15 feet of the above described property, lying Westerly of and abutting the Westerly line of Prospect Street and also the Westerly 5 feet of the Easterly 20 feet of the Southerly 20 feet of the above described property. See Exhibit "A"; incorporated into and made a part hereof, by reference.

Address: Prospect Street

The Grantor represents and warrants to the Grantee that Grantor is the true and lawful owner of the Property and has full right and power to grant and convey the rights conveyed herein.

The Grantees shall indemnify the Grantor from and against all loss, costs (including reasonable attorney fees), injury, death, or damage to persons or property that at any time during the term of this Agreement may be suffered or sustained by any person or entity in connection with the Grantees' activities conducted on the Property, regardless of the cause of the injury, except to the extent caused by the gross negligence or misconduct of the Grantor or its agents or employees.

The Grantor reserves the right to use the Utility Easement Area for purposes that will not interfere with the Grantees' full enjoyment of the Easement rights granted in this Agreement. The Grantor specifically reserves the right to alter and improve the surface area of the Easement for purposes consistent with use of the

Property as a park, and the Grantees agree that the elevation of the surface area may be increased, but not permanently decreased and landscaping consistent with park purposes may occur.

The Grantees, at its own expense, and with all due diligence, shall observe and comply with all laws, ordinances, rules, and regulations which are now in effect or may later be adopted by any governmental authority, and which may be applicable to the Utility Easement Area or any improvement on it or any use of it.

In furtherance and not in limitation of the foregoing paragraph, the Grantees must, at its own expense, comply with all laws, ordinances, regulations and administrative agency or court orders relating to health, safety, noise, environmental protection, waste disposal, hazardous or toxic materials, and water and air quality. In the event any discharge, leakage, spillage, emission or pollution of any type occurs caused by the Grantees upon or from the Utility Easement Area the Grantees shall immediately notify Grantor and shall, at the Grantees' own expense, clean and restore the Utility Easement Area to the satisfaction of the Grantor and any governmental body or court having jurisdiction of the matter.

The Grantees shall restore the surface disturbed by any construction or maintenance of any equipment located within the Utility Easement Area to its condition before the disturbance. Grantor intends to construct a bike path on the property in which this Easement is located and the Grantees shall coordinate with the City Engineer during the construction phase of this easement. The City Engineer may waive all or portions of the restoration obligations of the Grantees. In no case shall the Grantees disturb any trees nor shall any underground boring activities be done in such a fashion as to damage the root systems of any trees or otherwise damage the viability of the trees without written permission from the City Engineer.

Grantees hereby agree to restore all property disturbed by its activities in use of the easement to the condition existing prior to the disturbance.

All terms and conditions in this Agreement, including the benefits and burdens, shall run with the land and shall be binding upon, inure to the benefit of, and be enforceable by the Grantor and the Grantees and their respective successors and assigns. The party named as Grantor in this Agreement and any successor or assign to the Grantor as fee simple owner of the Property shall cease to have any liability under this Agreement with respect to facts or circumstances arising after the party has transferred its fee simple interest in the Property.

This Agreement sets forth the entire understanding of the parties and may not be changed except by a written document executed and acknowledged by all parties to this Agreement and duly recorded in the office of the Register of Deeds of Rock County, Wisconsin.

Signature page to follow

Signed this _____ day of _____, 20____.

Signed this _____ day of _____, 20____.

CITY OF BELOIT

WISCONSIN BELL, INC. D/B/A AT&T - WISCONSIN, A WISCONSIN CORPORATION

By: _____
Larry N. Arft, City Manager

By: _____
(signature)

ATTEST:

(print name)

By: _____
Jelene J. Ahrens, Deputy City Clerk

Its _____
(print title)

APPROVED AS TO FORM:

STATE OF WISCONSIN)
)SS
COUNTY OF _____)

By: _____
Elizabeth A. Krueger, City Attorney

STATE OF WISCONSIN)
)SS
COUNTY OF ROCK)

I, _____, being a notary public in and for the state and county aforesaid, do hereby certify that

Personally appeared before me this _____ day of _____, 20____, the above-named Larry Arft, City Manager and Jelene J. Ahrens, Deputy City Clerk, to me known to be such City Manager and Deputy Clerk, and to me known to be the persons who executed the foregoing agreement as such officers of said entity, by its authority.

personally known to me to be the same persons whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their free and voluntary act for the uses and purposes therein set forth.

Elizabeth A. Krueger
Notary Public, Rock County, Wisconsin
My commission is permanent.

Given under my hand and notarial seal this _____ day of _____, 20____.

Notary Public

My Commission expires: _____

This document was drafted by Gerald A. Friederichs, Wis. Bar Member No. 1014144, AT&T Services, Inc. Room 03A400 N17W24300 Riverwood Dr. Waukesha, WI. 53188.

Insertions by: Linda Kurtz, MI-TECH SERVICES, INC.

April 20, 2015

**APPOINTMENT REVIEW COMMITTEE
REPORT TO CITY COUNCIL
APPOINTMENT RECOMMENDATION**

The undersigned Mark Spreitzer, duly elected President of the Beloit City Council, subject to confirmation by the Beloit City Council, does hereby appoint the following citizen members to the vacancies and terms indicated below, said appointments being pursuant to nominations made and approved by the Appointment Review Committee at the regular meeting held April 13, 2015:

Mark Spreitzer, President
Beloit City Council

Appointments

Community Development Authority

Fransaesca Ellison, 2672 Sunshine Lane (replacing Gail G. Johnson) for a term ending December 31, 2018

Park, Recreation & Conservation Advisory Commission

Anthony T. Stewart, 1417 Hull (replacing Keston Geistwalker) for a term ending September 30, 2015

Carl Lange, 2015 Sherwood Dr., SW (replacing Roger Christiansen) for a term ending September 30, 2015

Plan Commission

Incumbent **Bill Mathis** for a term ending April 30, 2018

Incumbent **Jan Ruster** for a term ending April 30, 2018

Incumbent **Don Tinder** for a term ending April 30, 2018

Police and Fire Commission

Incumbent **Mardell Jacobsen** to a term ending April 30, 2020

PLEASE ANNOUNCE THE FOLLOWING VACANCIES

Alcohol Beverage License Control Committee (1 vacancy for resident)

Appointment Review Committee (1 vacancy for resident)

Board of Appeals (3 vacancies for residents)

Board of Ethics (1 vacancy for former City Councilor, 3 vacancies for residents)

Board of Review (1 vacancy for resident; 2 vacancies [Alternate] for residents)

Equal Opportunities Commission (1 vacancy for resident)

Municipal Golf Committee (1 vacancy for resident)

Park, Recreation & Conservation Advisory Commission (1 vacancy for Youth Representative)

Traffic Review Committee (2 vacancies for residents)

RESOLUTION AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES TO ASSIST IN FUNDING THE IRON WORKS PEDESTRIAN BRIDGE OVER THE ROCK RIVER AND TRAIL HEAD PROJECT WITHIN THE БЕЛОIT CITY CENTER

WHEREAS, THE City of Beloit and Hendricks Commercial Properties are interested in developing a pedestrian bridge over the Rock River and trail head project at the Iron Works in Beloit's City Center as described in an application to the Wisconsin Department of Natural Resources (WI DNR); and

WHEREAS, the project includes a bridge across the Rock River and a bicycle and pedestrian trail head and path around the Iron Works redevelopment to connect to the existing river trail system within Beloit's City Center; and

WHEREAS, financial aid is required to carry out the project and will be sought through this application for a WI DNR matching grant with the required local match from Hendricks Commercial Properties.

NOW, THEREFORE, BE IT RESOLVED THAT THE City Council of the City of Beloit hereby authorizes the City Manager to appoint Frank McKearn of RH Batterman & Co. Inc., to act on behalf of the City of Beloit to submit an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available;

BE IT FURTHER RESOLVED that the City of Beloit will comply with state and/or federal rules for the project and will obtain from the WI DNR approval in writing before any change is made in the use of the project site.

Adopted this 20th day of April 2015.

City Council of the City of Beloit

Mark Spreitzer, Council President

ATTEST:

Jelene J. Ahrens, WCMC, Deputy City Clerk



CITY OF BELOIT

REPORTS AND PRESENTATIONS TO CITY COUNCIL

Topic: Resolution authorizing the City Manager to apply for a Wisconsin Department Natural Resources Grant

Date: April 20, 2015

Presenter(s): Greg Boysen, Public Works Director

Department: Public Works/Engineering

Overview/Background Information:

City of Beloit and Hendricks Commercial Properties are interested in developing a pedestrian bridge over the Rock River and trail head project at the Iron Works in Beloit's City Center. A Wisconsin Department of Natural Resources(DNR) Grant is available for this type of project.

Key Issues (maximum of 5):

1. The latest estimate for the bridge is over \$1,000,000 and grant funding will make the project feasible.
 2. The Grant requires the City to be the sponsor and the local matching funds will be provided by Hendricks Commercial Development
 3. The State of Wisconsin requires this resolution authorizing the City Manager to submit an application
 4. The City Further commits to follow all applicable Federal, State and Local regulations
-

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 will enhance the quality of life in Beloit by providing additional connectivity between the east and west sides of the Rock River in the City Center

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.

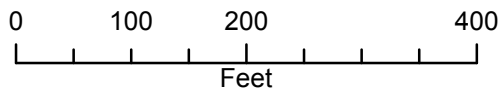
Action required/Recommendation:

The Engineering Division recommends approving the resolution authorizing the City Manager to apply for the WDNR Grant.

Fiscal Note/Budget Impact:

The local construction match will be budgeted for in the 2016 Capital Budget and agreements approved once the grant is received.

Proposed Bike & Pedestrian Bridge



IRONWORKS DR

13530705

13530635

THIRD ST

13530710

13530600

PLEASANT ST

13534000

13660330

13533000

13530995

Proposed Bike & Pedestrian Bridge

13531045

BUSHNELL ST

13531000

13530967

13530980

13530670

13530685

W GRAND AV

13530125

PUBLIC AV

13530750

13530855

13530845

13540305

13540290

13530840

13530945

13530930

STATE ST

13530785

13530790

13530795

13530805

13530810

13530835

13530830

13530870

13530881

13530890

13540226

13540280

13540270

13540265

13540730

13540735

13540725

13540700

13540690

13530825

E GRAND AV

13540860

13540760

13540845

13540855

13540840

13540830

**RESOLUTION APPROVING
SECOND LEASE EXTENSION AGREEMENT
AT 80 & 100 EAST GRAND AVENUE, БЕLOIT, WISCONSIN**

WHEREAS the City and Storm Concepts, Inc., d/b/a FatWallet, previously entered into a Lease Agreement on March 24, 2011 (hereinafter "Lease") and extended the terms of said Lease through April 11, 2013 by virtue of a written extension agreement dated January 27, 2012; and

WHEREAS the City and FatWallet, Inc., successor and/or assignee in interest to the Lease, entered into a Lease Extension Agreement dated August 7, 2012 which extended the terms and conditions of the Lease through April 11, 2014; and

WHEREAS the Lease was extended through April 11, 2015 by virtue of a letter from Fat Wallet, Inc., dated February 3, 2014; and

WHEREAS the Lease was further extended through April 11, 2016 by virtue of a letter from Fat Wallet, Inc., dated February 3, 2015; and

WHEREAS the City and FatWallet, Inc., are desirous of further extending and amending the terms and conditions of the Lease, as amended.

NOW, THEREFORE, BE IT RESOLVED that the attached Second Lease Extension Agreement between the City of Beloit and FatWallet, Inc. for the premises at 80 & 100 East Grand Avenue, Beloit, Wisconsin, be, and it is hereby, approved.

BE IT FURTHER RESOLVED that the City Manager of the City of Beloit be, and is hereby, authorized to execute the attached document and do all other things necessary to carry out the terms and conditions thereof.

Adopted this 20th day of April 2015.

City Council of the City of Beloit

Mark Spreitzer, President

Attest:

Jelene J. Ahrens, WCMC, Deputy City Clerk
tdh/files/11-1057/Second Lease Extension Resolution=150406

Topic: Resolution approving a second lease extension agreement with FatWallet, Inc. for office space at 80 & 100 East Grand Avenue, Beloit, Wisconsin.

Date: April 20, 2015

Presenter(s): Andrew Janke/Elizabeth Krueger

Department(s): Economic Development/City Attorney

Overview/Background Information: The State of Illinois enacted online sales tax legislation in early 2011. That action prompted Storm Concepts, Inc. (operator of FatWallet.com) to enter into a lease with the City of Beloit and relocate to the City property at 80 and 100 East Grand Avenue. FatWallet, Inc. is the successor in interest to Storm Concepts, Inc. FatWallet, Inc.'s business model has evolved with the market place, and it has steadily grown and added jobs to its workforce since moving to Beloit.

As a strategy to retain its workforce and retain its presence in Downtown Beloit, both FatWallet, Inc. and the City are desirous to extend the lease terms for three additional years. This desire is being driven in part by the City's proposed sale of the subject property to Hendricks Commercial Properties (HCP). By extending the terms of the Lease, FatWallet, Inc. can be assured that it can stay in its present location under reasonable terms while providing HCP with creditworthy tenant that will provide cash flow to the new owners.

Key Issues (maximum of 5):

1. The current lease extension expires in April, 2016. The proposed second lease extension agreement calls for a one-year term (through April 2017) with the option to extend for two additional one-year terms.
2. The lease rate will be \$5.065 per square foot (\$10,475/Mo) for the initial term and will escalate at a rate of 3% for each one-year extension.
3. As in the previous lease agreements, FatWallet, Inc. will be responsible for paying for all of the utilities and the City will provide a rent credit for the unused space at 80 and 100 East Grand Avenue.
4. The second lease extension provides for an increased real estate tax payment of \$650.00 per month, a figure that more accurately reflect the taxes assessed for the property.
5. FatWallet, Inc. has requested some additional minor language changes to provide a greater comfort level during the transfer of the property should the transfer to HCP be approved by council. All other terms and conditions of the original lease remain in full force and effect.

Conformance to Strategic Plan (List key goals this action would support and briefly discuss its impact on the City's mission.): This economic development project clearly supports Goal # 2 since it will result in the retention of jobs and could lead to the creation of new jobs. The project also supports Goal #4 since it will support community revitalization efforts.

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**
Continued reuse of 80 and 100 East Grand Avenue is an excellent example of compact inner city adaptive reuse.
- **Reduce dependence on chemicals and other manufacturing substances that accumulate in nature**
N/A
- **Reduce dependence on activities that harm life sustaining eco-systems**
The proposed development will not impact wetlands or sensitive wildlife.
- **Meet the hierarchy of present and future human needs fairly and efficiently**
As a downtown development project it will not contribute to urban sprawl.

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: Staff recommends approval of the resolution.

Fiscal Note/Budget Impact: Lease revenue will be directed into TID #5.

SECOND LEASE EXTENSION AGREEMENT

This SECOND LEASE EXTENSION AGREEMENT is made on this _____ day of April, 2015, between the City of Beloit, a Wisconsin municipal corporation (hereinafter "City" or "Landlord") and FatWallet, Inc., a Wisconsin corporation (hereinafter "Tenant").

WHEREAS the City and Storm Concepts, Inc., d/b/a FatWallet, previously entered into a Lease Agreement on March 24, 2011 (hereinafter "Lease") and extended the terms of said Lease through April 11, 2013 by virtue of a written extension agreement dated January 27, 2012; and

WHEREAS the City and FatWallet, Inc., successor and/or assignee in interest to the Lease, entered into a Lease Extension Agreement dated August 7, 2012 which extended the terms and conditions of the Lease through April 11, 2014; and

WHEREAS the Lease was extended through April 11, 2015 by virtue of a letter from Fat Wallet, Inc., dated February 3, 2014; and

WHEREAS the Lease was further extended through April 11, 2016 by virtue of a letter from Fat Wallet, Inc., dated February 3, 2015; and

WHEREAS the City and FatWallet, Inc., are desirous of further extending and amending the terms and conditions of the Lease, as amended.

NOW, THEREFORE, in consideration of the foregoing, the mutual covenants and promises contained herein, and other valuable consideration, the receipt and sufficiency of which they acknowledge, the City and FatWallet, Inc., agree as follows:

1. **RECITALS INCORPORATED.** The Recitals listed above are hereby incorporated into this SECOND LEASE EXTENSION AGREEMENT.
2. **RELATION TO LEASE, AS AMENDED.** To the extent that there is a conflict between any provision of this SECOND LEASE EXTENSION AGREEMENT, the Lease, as amended, and the Lease Extension Agreement dated August 7, 2012, the language and provisions of this SECOND LEASE EXTENSION AGREEMENT shall control and prevail.
3. Section 1.45 is hereby created to read as follows:

"1.45 **Term of Second Lease Extension Agreement.** The term of the Lease as amended by the SECOND LEASE EXTENSION AGREEMENT shall be for one year, commencing on the 12th day of April, 2016 and ending on April 11, 2017. Tenant shall have the option to extend the Lease for two additional one-year periods, covering periods April 12, 2017 through April 11, 2018 and April 12, 2018 through April 11, 2019, on the same terms and conditions as set out in the Lease, as amended or as otherwise provided in the SECOND LEASE EXTENSION AGREEMENT. Tenant shall deliver written notice to Landlord of its intent to exercise

this option no later than two months prior to the end of the initial term or any renewal term.”

4. Section 1.5 of the Lease Extension Agreement, dated August 7, 2012, entitled “Rent” is hereby replaced in its entirety to read as follows:

“1.5 **Rent.**

- a. Tenant is currently leasing 24,818 square feet of the Premises described above. For the initial term of the SECOND LEASE EXTENSION AGREEMENT, Tenant shall pay the base rental rate at the annual rate of Five and 065/100 Dollars (\$5.065) per square foot. The base rental rate shall be increased by three percent (3%) for each one-year extension. Rent shall be payable in twelve (12) equal installments. Tenant shall pay rent on or before the first business day of each calendar month.
- b. The Parties acknowledge single metering points for the gas, sewer and water at 80 East Grand Avenue and 100 East Grand Avenue, and each building has an electric meter. Both 80 East Grand Avenue and 100 East Grand Avenue had been vacant for twenty-two (22) months previous to the Tenants occupancy, and the Parties agree that the Landlord will pay a “base” utility fee of Nine Hundred Thirteen and 97/100 Dollars (\$913.97) per month. Said base amount reflects thirty-nine percent (39%) of the average vacant utility charges for gas, electric, sewer and water for both 80 East Grand Avenue and 100 East Grand Avenue. Tenant shall be responsible for all utility payments and shall be entitled to deduct the Landlord’s base payment obligation from its monthly rental payment to the Landlord. The Landlord shall not lease nor occupy the balance of the 100 East Grand Avenue premises without the written consent of the Tenant, which consent shall not be unreasonably withheld. Tenant shall maintain the 100 East Grand Avenue premises at 60 degrees or more.

<u>Term</u>	<u>Square Footage</u>	<u>Rent/ Sq Ft</u>	<u>Annual Base Rent</u>	<u>Base Rent per Month</u>	<u>Utility Credit</u>	<u>Net Rent Payment</u>
4/12/2016 - 4/11/2017	24,818	\$5.065	\$125,703.17	\$10,475.26	(\$913.97)	\$9,561.29
4/12/2017 - 4/11/2018 (if lease is extended)	24,818	\$5.217	\$129,475.51	\$10,789.63	(\$913.97)	\$9,875.66
4/12/2018 - 4/11/2019 (if lease is extended)	24,818	\$5.374	\$133,371.93	\$11,114.33	(\$913.97)	\$10,200.36

”

5. Section 1.8 entitled “Real Estate Taxes” of the Lease, as amended, is hereby replaced in its entirety to read as follows:

“1.8 **Real Estate Taxes.** In addition to the rental amounts set out in section 1.5, Tenant shall pay a monthly amount equal to Six Hundred Fifty and 00/100 Dollars (\$650.00) for real estate taxes. Said monthly payment shall be payable on or before April 12, 2016 and shall continue on or before the twelfth day of each month thereafter, including any renewal or extension period authorized pursuant to section 1.45. This monthly payment is not subject to any escalation as is otherwise applicable to base rental that is due under the Lease.”

6. **LANDLORD’S RIGHT TO ENTRY.** The first sentence of Section 16 of the Lease is hereby deleted in its entirety and replaced with the following:

“Following reasonable notice to Tenant, Landlord may enter upon the Premises as often as Landlord reasonably may deem necessary for the purposes of performing such maintenance and repairs as Landlord reasonably may deem necessary or lawfully may be required to perform, inspecting the Premises, offering the Premises for lease (but only during the period which commences two (2) months prior to the expiration of the then current Term, including any Extension Terms, provided that Tenant has not exercised an Option to extend, as set forth in Section 1.5(d) hereof) or offering the Premises for sale.”

7. **QUIET ENJOYMENT.** Section 20.1 of the Lease is hereby deleted in its entirety and replaced with the following:

“**20.1 Landlord's Covenant:** Landlord covenants and agrees that Tenant shall have the peaceful and quiet possession and enjoyment of the Premises (subject to all mortgages and other matters to which this Lease, is or shall become, subordinate in accordance with the provisions of Section 21) for the conduct of its business operations during the Term of this Lease, including any Extension Terms, without hindrance by Landlord, any successor in interest to Landlord, or any other party whatsoever.”

8. **EFFECT OF AMENDMENT.** Except to the extent the Lease, as amended, is expressly modified by this SECOND LEASE EXTENSION AGREEMENT, the remaining terms and provisions of the Lease, as amended, shall remain unmodified and in full force and effect.

IN WITNESS WHEREOF, the parties have caused their properly authorized representatives to execute and seal this SECOND LEASE EXTENSION AGREEMENT on the date as set forth above.

CITY OF BELOIT

FATWALLET, INC.

By: _____
Larry N. Arft, City Manager

By: _____
Seiichiro Sonoda, Chief Financial Officer

ATTEST:

By: _____
Jelene J. Ahrens, Deputy City Clerk

APPROVED AS TO FORM:

By: _____
Elizabeth A. Krueger, City Attorney

tdh/files/11-1057/Second Lease Extension Agreement = 20150406

RESOLUTION AMENDING THE 2015 CAPITAL IMPROVEMENTS BUDGET TO INCLUDE A PROJECT FOR THE DESIGN OF COLLEY ROAD FROM GATEWAY BOULEVARD TO THE EAST CITY LIMITS

WHEREAS, Pratt Industries and Chicago Fittings require access to Colley Road and Colley Road east of Gateway Boulevard is in need of reconstruction, and;

WHEREAS, the City of Beloit is applying for a Transportation Economic Assistance(TEA) Grant to fund 50% of the construction of this project, and;

WHEREAS, the adopted capital improvements budget for 2015 did not include this project, and;

WHEREAS, the project will consist of reconstructing Colley Road to an urban concrete street with on road bike lanes, sidewalk along the north side, sanitary sewer extension, and potential signalization of the intersection of Gateway and Colley, and;

WHEREAS, in order for construction to begin in the spring of 2016, design must begin this summer, and;

WHEREAS, the TEA Grant application requires 30% Plans to be completed at the time of grant submittal, and;

WHEREAS, funding is available from a prior year completed project that came in under budget.

NOW, THEREFORE BE IT RESOLVED, that in order to provide funding for this project, the 2015 Capital Budget is amended, and an additional appropriation is authorized as follows:

<u>FUNDING SOURCES:</u>	<u>Original</u>	<u>Amended</u>	<u>Difference</u>
P5005592-5240-2011 Contract Services Professional	\$ 8,000.00	\$ 3,130.29	\$ 4,869.71
P5005592-5258-2011 In House Engineering	\$ 40,000.00	\$ 20,000.00	\$ 20,000.00
<u>P5005592-5525-2011 Water System</u>	<u>\$ 310,000.00</u>	<u>\$ 192,215.00</u>	<u>\$ 117,785.00</u>
TOTAL FUNDING SOURCES	\$ 358,000.00	\$ 215,345.29	\$ 142,654.71

<u>EXPENDITURES:</u>	<u>Original</u>	<u>Amended</u>	<u>Difference</u>
P50-5258-2015 In House Engineering	\$ 0	\$ 10,000.00	\$ 10,000.00
<u>P50-5240-2015 Contracted Services</u>	<u>\$ 0</u>	<u>\$ 132,654.71</u>	<u>\$ 132,654.71</u>
TOTAL EXPENDITURES	<u>\$ 0</u>	<u>\$ 142,654.71</u>	<u>\$ 142,654.71</u>

Dated at Beloit, Wisconsin this 20th day of April 2015

City Council of the City of Beloit

Mark Spreitzer, Council President

ATTEST:

Jelene J. Ahrens, WCMC, Deputy City Clerk

CITY OF BELOIT

REPORTS AND PRESENTATIONS TO CITY COUNCIL



Topic: Resolution Amending the 2015 Capital Improvement Budget adding a project for Design of Colley Road from Gateway Boulevard to the East City Limits.

Date: April 20, 2015

Presenter(s): Gregory Boysen, Public Works Director

Department(s): Public Works/Engineering

Overview/Background Information:

A Transportation Economic Assistance (TEA) Grant is being applied for from the Wisconsin Department of Transportation for the design and construction of this project. Thirty percent plans are required for the application. This project will consist of reconstructing Colley Road to an urban concrete street with on road bike lanes, sidewalk along the north side, sanitary sewer extension, and potential signalization of the intersection of Gateway and Colley.

Key Issues (maximum of 5):

1. Pratt Industries and Chicago Fittings both need access to Colley Road.
2. A TEA Grant is being applied for from the Wisconsin Department of Transportation.
3. The TEA Grant application requires plans to be completed to 30% at the time of application.
4. Funds from a prior year project that is complete are being used to fund this budget amendment.

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 will enhance the quality of life in Beloit by improving the safety for this developing area.

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 amending the 2015 Capital Improvement Budget to add this project.

Fiscal Note/Budget Impact:

Funding for this project will come from a completed TIF 10 project.

RESOLUTION AUTHORIZING AN AMENDMENT TO THE 2015 CAPITAL IMPROVEMENTS BUDGET FOR THE DOWN PAYMENT FOR TWO FIRE ENGINES

WHEREAS, the City of Beloit adopted the 2015 CIP Budget, which appropriated funds for the purchase of one fire engine; and

WHEREAS, during the fiscal years 2014 and 2015 an unforeseen significant increase in maintenance expenditures affected the safety, efficiency, and reliability of our fire suppression fleet, and adversely affecting the sustainability and operations of the department; and

WHEREAS, the purchase and replacement of two fire apparatus will significantly decrease maintenance costs and increase safety, efficiency, and reliability; and

WHEREAS, the projected cost of maintenance for the second engine is cost prohibited and fiscally irresponsible.

NOW, THEREFORE, BE IT RESOLVED that the 2015 CIP budget for the City of Beloit be amended to provide funding for down payment for the purchase of two fire engines.

BE IT FURTHER RESOLVED that the transfer of funds from the Vehicle Replacement Fund is authorized as follows:

<u>FUNDING SOURCE:</u>	<u>ORIGINAL</u>	<u>AMENDED</u>	<u>DIFFERENCE</u>
33 – 4999 – 2015	\$155,950	\$402,577	\$246,627
<u>EXPENDITURES:</u>			
33666300 – 5531 – 2015	\$210,000	\$402,577	\$192,577

Dated at Beloit, Wisconsin this 20th day of April 2015.

BELOIT CITY COUNCIL

Mark Spreitzer, President

ATTEST:

Jelene J. Ahrens, WCMC, Deputy City Clerk

CITY OF BELOIT

REPORTS AND PRESENTATIONS TO CITY COUNCIL



Topic: Resolution authorizing an amendment to the 2015 Capital Improvements Budget for the down payment for two Fire Engines

Date: April 20, 2015

Presenter(s): Chief Bradley Liggett

Department(s): Fire

Overview/Background Information:

Engine city #693 was purchased in 1997 and scheduled for replacement in 2012 according to the vehicle replacement program. Engine city #696 was purchased in 1999 and scheduled for replacement in 2016 according to the vehicle replacement program. Engine #693 is currently 18 years old and the cost of maintenance has increased significantly. Engine #696 is 16 years old and the cost of maintenance has also increased significantly. This causes the out-of-service time for these pieces of apparatus to increase as well. The safety and efficiency has become unreliable. NFPA 1901 requires front line fire engines to be no more than 15 years old. This purchase would bring all front line apparatus within compliance of the standard. If we schedule the bid and design in 2015, the replacement engines would be delivered in 2016. By then engine 693 would have been in service for 20 years. Replacing these engines will reduce these costs and increase safety, efficiency, and above all reliability.

Key Issues (maximum of 5):

- The safety, efficiency, and reliability in responding to emergencies.
- Increasing cost of maintenance and repair related overtime.
- Compliance with NFPA 1901.
- Cost savings of multi-vehicle purchase.
- Fiscal responsibility.

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

1. As an eco-municipality, focus on the sustainable stewardship of City resources, services and infrastructure; to protect both our built and natural environment and enhance the quality of life for current and future generations.
3. Proactively partner with individuals and businesses to promote a safe and healthy community, minimize personal injury, prevent loss of life and protect property and natural resources.

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
 - Increased fuel efficiency
- Reduce dependence on chemicals and other manufacturing substances that accumulate in nature
 - More efficient emission system
- Reduce dependence on activities that harm life sustaining eco-systems
 - More efficient emission system
- Meet the hierarchy of present and future human needs fairly and efficiently
 - Less carbon footprint

Action required/Recommendation: Approval of the Resolution

Fiscal Note/Budget Impact:

The City has the funds available for this equipment purchase in this fiscal year from the equipment replacement fund. This amendment authorizes the purchase of two fire engines and facilitates the estimated contractual down payment to the vendor to order the trucks. The City Council will be presented a funding plan for the 2016 CIP for the remainder of the purchase to be completed in February of 2016 as part of the 2016 Budget Process.

FUNDING SOURCE:	ORIGINAL	AMENDED	DIFFERENCE
33 – 4999 – 2015	\$155,950	\$402,577	\$246,627
EXPENDITURES:			
33666300 – 5531 – 2015	\$210,000	\$402,577	\$192,577

**RESOLUTION
IN OPPOSITION TO FREEZING THE
KNOWLES-NELSON STEWARDSHIP PROGRAM FUND**

WHEREAS, the Knowles-Nelson Stewardship Program has been providing money to the state, local governments, land trusts, and other non-profits (NGOs) to purchase and protect land since 1989. It has help protect more than 500,000 acres. These lands benefit all of us by providing jobs, supporting local economies, protecting our water resources and air quality, promoting tourism and healthy lifestyles, and guaranteeing places to hunt, hike, fish, and explore close to home; and

WHEREAS, the Rock County Public Works Parks Division has utilized the stewardship fund in the recent past as an alternative funding source for various park projects and planned to utilize this fund for future park projects within Rock County. Past and future projects included or would include land acquisition and park development projects; and

WHEREAS, the Rock County Land Conservation Department (LCD) identified the stewardship fund as an alternative funding source for the Purchase of Agriculture Conservation Easement (PACE) Program for lands that fell within the Department of Natural Resources' (DNR) leased Public Hunting Program areas located in Rock County; and

WHEREAS, the LCD and the DNR were committed to the development of a partnership for protecting the working lands of Rock County, through the PACE Program, while facilitating DNR interests of increase public access opportunities within the public hunting areas; and

WHEREAS, the proposed freeze on the Knowles-Nelson Stewardship Program Fund dissolves this partnership, slows the progress of protecting working lands, and slows the ability of the DNR increasing public access to private lands for hunting and fishing opportunities; and

WHEREAS, the Rock County Planning and Development Committee recommended and the Rock County Board adopted policies in the Rock County Comprehensive Plan 2035 to protect agriculture and natural resources with viable and useful implementing tools such as the stewardship fund; and

WHEREAS, the Knowles-Nelson Stewardship Program Fund has been used by land trusts and other NGOs to purchase conservation easements in Rock County for the protection of working lands and natural areas; and

WHEREAS, the Rock County Public Works Committee, the Rock County Land Conservation Committee, and the Rock County Planning and Development Committee have started their opposition to freezing the stewardship funds as identified in the Governor's proposed 2015-2017 budget.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Beloit urges Governor Scott Walker to reconsider the proposed freeze to the Knowles-Nelson Stewardship Fund and requests that the Wisconsin State Senate and Assembly take action which maintains the stewardship fund in its entirety.

BE IT FURTHER RESOLVED that the City Clerk forward this Resolution to Governor Scott Walker; Secretary of the Department of Natural Resources Cathy Stepp; Senator Janis Ringhand; Senator Steve Nass; Representative Mark Spreitzer; and Representative Amy Loudenbeck.

Adopted this 20th day of April 2015.

BELOIT CITY COUNCIL

Mark Spreitzer, President

ATTEST:

Jelene J. Ahrens, WCMC, Deputy City Clerk