



Regular Village Board Meeting Agenda

September 20, 2016 – 7:00 pm
Village Hall, 235 Hickory Street, Pewaukee, WI 53072

1. Call to Order, Pledge of Allegiance, Moment of Silence and Roll Call.
2. Public Hearing.
 - a. Ordinance No. 2016-13, Ordinance to Amend Section 40.131 of the Municipal Code of the Village of Pewaukee Regarding the Composition of the Zoning Board of Appeals
3. Approval of Minutes of Previous Meeting.
 - Minutes of the Regular Village Board Meeting – September 6, 2016
4. Citizen Comments. – *Comments should be addressed directly to the Village Board and should be limited to a maximum of three minutes per speaker. Speakers are asked to state name and address for the record.*
5. Ordinances.
 - a. Ordinance No. 2016-12, Ordinance to Create Chapter 28 of the Municipal Code of the Village of Pewaukee Relative to the Disclosure of Economic Interest
 - b. Ordinance No. 2016-13, Ordinance to Amend Section 40.131 of the Municipal Code of the Village of Pewaukee Regarding the Composition of the Zoning Board of Appeals
 - c. Ordinance No. 2016-14, Ordinance to Repeal and Recreate Chapter 70 of the Village of Pewaukee Code of Ordinances Regarding Signs
 - d. Ordinance No. 2016-15, Ordinance to Create Section 86.114(d) of the Village of Pewaukee Code of Ordinances Regarding No Parking Designation on High Street North of Capitol Drive
6. Resolutions.
 - a. Resolution No. 2016-05, Resolution to Approve Façade Improvement Loan Application for Mangold Holdings LLC and Heather and Michael Mangold
 - b. Resolution No. 2016-06, Resolution to Acknowledge and Accept the Van Horn Family and Friends Donation for the Pewaukee River Pedestrian Bridge Project
 - c. Resolution No. 2016-07, Resolution to Amend the Downtown Building Façade Renovation Loan Program Policy Guidelines
7. Old Business.
 - a. Discussion/Direction Related to Preliminary Draft 2017 General Fund Budget and Draft Capital Plan
8. New Business.
 - a. Discussion and Possible Action on Revaluation Agreement with Associated Appraisal Consultants, Inc.
 - b. Discussion and Possible on Setting Date and Time for Trick or Treat
 - c. License Approvals and Vendor Permits
 1. Operator License – New and Renewals
 2. Temporary Class “B” License
 - d. Discussion and Possible Action on Donation Agreement with Pewaukee River Partnership for Pewaukee River Pedestrian Bridge
 - e. Possible Action on Agreement with R.A. SmithNational for Legal Description for Pedestrian Bridge/Path Easement
 - f. Monthly Approval of Checks and Invoices for all funds –August 2016



Regular Village Board Meeting Agenda

- g. Discussion and Possible Action on Establishing In-Person Absentee Voting Hours for 2016 Presidential Election
- 9. Citizen Comments. – *Comments should be addressed directly to the Village Board and should be limited to a maximum of three minutes per speaker. Speakers are asked to state their name and address for the record.*
- 10. Closed Session. – The Village Board of the Village of Pewaukee will enter into closed session pursuant to Wis. Statute Section 19.85(1)(e) for the purpose of deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session, specifically to discuss negotiation strategy regarding Fire/EMS Agreement.
- 11. Reconvene Into Open Session
- 12. Adjournment.

Note: Notice is hereby given that a quorum of a Village Committee and/or Commission may be present at the Village Board meeting, and if so, this meeting shall be considered an informational meeting of that Committee or Commission and no formal action of that Committee or Commission shall occur.

Posted: September 16, 2016

**VILLAGE OF PEWAUKEE
VILLAGE BOARD MEETING
September 6, 2016**

1. Call to Order, Pledge of Allegiance, Moment of Silence and Roll Call

President Knutson called the meeting to order at approximately 7:01 p.m. The Pledge of Allegiance was recited followed by a moment of silence.

Village Board members present on Roll Call: Trustee Tom Calder, Trustee Heather Gergen, Trustee Cathy Baumann, Trustee Paul Evert, and President Jeff Knutson; Trustee Joe Zompa and Trustee Kevin Yonke were excused.

Also Present: Village Attorney, Mark Blum; PD Chief, Tim Otto; PD Captain, Jay Iding; PD Lieutenant, Mark Garry; Pewaukee Library Director, Jennie Stoltz; Department of Public Works Director and Engineer, Dan Naze; Village Administrator, Scott Gosse; Village Clerk, Chaz Schumacher.

2. Approval of Minutes of Previous Meetings

a. Minutes of the Regular Village Board Meeting – August 16, 2016

Trustee Calder stated the minutes stated the revaluation should be discussed at the next meeting but they are not on the agenda for tonight's meeting.

Trustee Calder moved, seconded by Trustee Gergen to approve the August 16, 2016 minutes as presented. Motion carried 4-0-1, Trustee Baumann abstained.

3. Citizen Comments

Carole Stamm – 130 West Wisconsin Avenue, Unit 1 – Ms. Stamm stated she had spoken with Brad Schulte regarding the quiet zone but that she doesn't want to get too involved. She stated she is in favor of quiet zones.

4. Ordinances

a. Ordinance No. 2016-12, Ordinance to Create Chapter 28 of the Municipal Code of the Village of Pewaukee To Establish a Code of Ethics

Administrator Gosse stated this is on the agenda to provide direction to Attorney Blum.

Trustee Gergen stated it has been mentioned several times that the board wanted this to be more of a set of guidelines. She stated she doesn't feel it should be voted on without a full board. She stated Trustee Zompa had stated at the previous meeting that it would be creating a barrier for future board and committee members. She stated there are 2 forms, one being extensive and one not and she prefers the Twin Lakes version that is not as extensive as the version from the City of Pewaukee.

Trustee Baumann stated her agreement with Trustee Gergen and that the Code of Ethics should be more of a set of guidelines. She would lean more towards using something like the Twin Lakes version of the statement of economic interest. She doesn't feel going more in depth is anyone's business.

Trustee Calder thanked staff for providing the City of Pewaukee's version of the statement of economic interest. He stated it's transparency that is needed in the Village and there are numerous other communities that do it.

President Knutson stated his agreement with Trustee Baumann's and Trustee Gergen's comments. He stated the Twin Lakes version is more than enough information, he doesn't recall any issues with anyone on the board and their financial dealings or backdoor activities. Discussion followed.

Trustee Calder stated for the record that he is in favor of the Statement of Economic Interest like the City of Pewaukee has but without the inclusion of credit obligations. Trustee Baumann stated she would be okay with removing the creditors' information. Baumann asked about Trusts and why those are anyone's business, she would like that removed as well. Trustee Gergen stated she could see why the Trust information needs to be included as it could influence the person as a source of money. Discussion followed.

Trustee Gergen stated she is okay with the Statement of Economic Interest but she is not comfortable with the Board of Ethics as it's subjective and politically motivated. Discussion followed.

President Knutson stated for clarification that the Board wants to move forward with the Statement of Economic Interest without the creditor information but does not want to move forward with the Code of Ethics. Discussion followed.

Staff was directed to prepare a revised Statement of Economic Interest without the creditor information and have it available for the next Village Board meeting.

5. Resolutions

a. Resolution No. 2016-04, A Resolution Committing to Required Funding for the Pewaukee Public Library and Requesting Exemption from the 2016 Waukesha County Library Tax Levy for 2017 Purposes

Administrator Gosse stated the resolution is required by the County for exemption and the form for Bridges Library System. This would allocate no less than \$236,469 to the library for the 2017 budget using the average of the previous 3 years.

Trustee Calder moved, seconded by Trustee Gergen to approve Resolution No. 2016-04, Committing to Required Funding for the Pewaukee Public Library and Requesting Exemption from the 2016 Waukesha County Library Tax Levy for 2017 Purposes. Motion carried 5-0.

b. Resolution No. 2016-05, Resolution to Approve Façade Improvement Loan Application for Mangold Holdings LLC and Heather and Michael Mangold

Administrator Gosse stated the application is for a façade loan and that the Plan Commission did approve enhancements already completed in 2015. The applicant is ready to move forward with landscaping and concrete parking lot and is seeking full funding at \$16,000. He stated this is consistent with what the Plan Commission approved.

Trustee Baumann stated she thought the maximum was \$15,000. Administrator Gosse stated it is but the Board can waive. Gosse stated it would have a maximum repayment plan of 10 years. Baumann asked where the money went from the downtown fund. Gosse stated it was used for improvements at Koepf Park.

Trustee Calder stated the applicants are asking for \$16,000 but the Village only has \$2,000. He thanked the property owners for the improvements made. He stated his concern that the Village will give more

money and become a lending business banker. Administrator Gosse stated the Village currently has one façade loan in repayment. Gosse stated it can be funded with fund balance and repaid within 10 years.

Trustee Gergen asked if there was money in the TIF. Administrator Gosse stated this property is not part of the project plan but is a part of the TIF district. Gergen asked if the project plan could be updated. Gosse stated it would involve bringing all the tax districts affected by the TIF together to change it.

Trustee Evert stated he is in favor of what has been done to the property so far and he wants to move forward with the \$16,000. Discussion followed.

Trustee Calder moved, seconded by Trustee Baumann to defer to the next Board meeting until a financial rundown is completed so the Board can know where finances are at and also to consider some type of capped amount and also to allow for a full board. President Knutson stated there will not be a full board at the next meeting. **Motion carried on a Roll Call vote, 5-0.**

6. Old Business

None.

7. New Business

a. Discussion and Possible Action on Oral Cancer Foundation Special Event Permit Application for Run/Walk for Oral Cancer Awareness on October 8, 2016

Administrator Gosse stated this is the second by time for this event; staff reviewed it and is recommending its approval with 3 conditions. The event organizer will be charged for the required PD officer in attendance.

Trustee Baumann moved, seconded by Trustee Gergen to approve the Special Event permit for the Oral Cancer Foundation's Run/Walk for Oral Cancer Awareness to take place on October 8, 2016 with the following conditions:

- 1. Provision of a Certificate of Insurance (1 million dollars minimum coverage) and provision of a copy of the "additional insured" endorsement with each naming the Village of Pewaukee as an additional insured as the event may include temporary road closures. The proof of insurance is required 30 days prior to the event;**
- 2. Referencing that the basis of approval of this event is that the proceeds from the event benefit a regional population by providing funding and awareness for Oral Cancer research;**
- 3. The Oral Cancer Foundation shall be responsible for reimbursing the Village for event staffing costs related to this event with payment being made within 30 days of invoicing.**

Motion carried 5-0.

b. Discussion and Possible Action on Purchase of Sewer Utility Truck

DPW Director/Engineer Naze stated the specs were done by David White. The specs were presented to Badger Truck Center and to Lynch. He stated the service bodies are identical for both, the low bidder was Badger Truck at \$37,860 but that they had bid over Lynch's bid on the extended cab. He stated Badger Truck was willing to do the 2017 Super cab with a knapheide body at \$40,000 and that his recommendation for purchase.

Trustee Gergen moved, seconded by Trustee Calder to approve the purchase of a 2017 4x2 Ford F350 super cab with knapheide body from Badger Truck Center for an not to exceed cost of \$40,000. Motion carried 5-0.

c. License Approvals and Vendor Permits

1. Operator License – New and Renewals

Trustee Calder moved, seconded by Trustee Evert to approve New Operator Permits for the remainder of the July 1, 2016 to June 30, 2017 license term for the following applicants as presented:

Bailey Jensen	Jennifer Pauloski	McKenzie Wolff	Ryan
Hendrickson			

Motion carried 5-0.

Trustee Evert moved, seconded by Trustee Baumann to approve Renewal Operator Permits for the remainder of the July 1, 2016 to June 30, 2017 license term for Katherine Maas as presented. Motion carried 5-0.

2. Transient Merchant Permits

Trustee Gergen moved, seconded by Trustee Calder to approve Transient Merchant applications for the period of September 7, 2016 through November 6, 2016 (60 days) as presented for the following applicants: Theo T. Maglio Zackary E. Davis Michael M. Garrity

Motion carried 5-0.

3. Premise License

Trustee Calder moved, seconded by Trustee Gergen to approve the premise license for coin operated machines as presented for Costco Wholesale, located at 443 Pewaukee Road, for the remainder of the July 1, 2016 to June 30, 2017. Motion carried 5-0.

d. Distribution of and Discussion/Direction Related to Preliminary Draft 2017 General Fund Budget Scheduling of 2017 Budget Workshops

Administrator Gosse stated the draft budget has preliminary numbers in because the City of Pewaukee has not commenced their budget workshops yet and does not have them scheduled until October. There are some numbers for Park & Recreation. He held the 2016 rates for the Fire/EMS portion but he doesn't know the numbers and he doesn't want to guess. Gosse stated the Chief Bierce did indicate that his department is looking at a 2.5% wage adjustment. He stated the health insurance numbers are down but the plan is also changing again. Gosse stated there will be more information about the health insurance in October and it will be shared with employees at that time.

Trustee Calder asked about scheduling workshops. Gosse stated in the past they have been done at 6 p.m. before Village Board meetings. Gosse stated he will be working with staff to determine what they are looking at for 3 year plans for capital projects and determining if the Village will need to borrow.

Staff was directed to schedule a workshop for the 6:30 p.m. prior to the regularly scheduled Village Board meeting on September 20th.

e. Discussion and Possible Direction and Acknowledgment of the Van Horn Donation for the Bridge Project

Trustee Calder asked that a formal letter be put together thanking Pete Van Horn for his donation towards the bridge project.

President Knutson asked if a resolution can be done and directed Staff to prepare one for the next meeting.

f. Discussion and Possible Action on Turning Over the Pedestrian Bridge Project to the Pewaukee River Partnership

Trustee Calder stated the bridge project has been talked about for years and the board just seems to be spinning its wheels on it. He suggested turning the project over to the Pewaukee River Partnership and let them move forward with it. Trustee Baumann stated her agreement with Trustee Calder.

Trustee Baumann moved, seconded by Trustee Evert to turn over the Pedestrian Bridge Project to the Pewaukee River Partnership. Trustee Calder stated that he believes the Board can agree that moving the project forward will provide access to downtown and this would help the stress on development downtown. President Knutson asked Attorney Blum if there was anything to add to insurance about liability. Attorney Blum stated the Village has coverage but how the Board decides to proceed would be a legislative action. Blum stated there still needs to be a seal of an architect or engineer and it's not clear if that's happening in this situation. He stated in his opinion the Board needs to ask if their satisfied they've done everything they can to ensure the project is safely being done. After reading Charlie Shong's memo, he stated he doesn't have any issues other than there being a stamped set of plans. Trustee Calder stated his concern for the process and procedures and that the project should have gone to the Plan Commission for approval. He stated there are issues with the easements, people are aware of what needs to be done and the Village can cooperate with Charlie Shong to move forward with the project. Administrator Gosse stated the Village is still in an agreement with R. A. Smith for the 2nd phase of the project and asked if the Board is looking to terminate the contract and turn everything over to Pewaukee River Partnership. Gosse stated the soil bearings were completed about 2 weeks ago and the consultant should be reviewing in the next few days. Gosse stated there is also an access problem. Trustee Gergen stated it's not that the Village doesn't want to work with Pewaukee River Partnership but the Village did enter into an agreement with R.A. Smith for them to check the abutments. Gergen stated the Village also needs to know where the bridge is going, it can't be a bridge to nowhere, the Village can't use the abutments if there are no easements, and the easements are needed. Trustee Evert stated the Village doesn't know how much longer the money will be there for the bridge. Discussion followed. Trustee Baumann asked if the Village could obtain the liability insurance for Pewaukee River Partnership. Attorney Blum stated it could not because it's a separate entity but that it could reimburse them. Discussion followed. President Knutson asked that the motion be amended to include that the cost of insurance be brought back to the Board and that the contract with R.A. Smith be cancelled. **Trustee Baumann amended her motion to include the termination of the contract with R.A. Smith and that proof of insurance be provided by Pewaukee River Partnership, Trustee Evert seconded the amendment. Motion carried 5-0.**

8. Citizen Comments

Carole Stamm – 130 West Wisconsin Avenue, Unit 1 – Ms. Stamm thanked the Village for taking care of Laimon Park so quickly.

Charlie Shong – 116 Highland – Thanked the Board for their vote of confidence. He stated he hopes to be scheduled with the Plan Commission shortly and that he would like to start discussions of easements with the property owners soon.

9. Closed Session – *The Village Board of the Village of Pewaukee will enter into closed session pursuant to Wis. Statute Section 19.85(1)(e) for the purpose of deliberating or negotiating the purchasing of*

public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session, specifically to discuss negotiation strategy regarding Fire/EMS Agreement; and pursuant to Wis. Statute Section 19.85(1)(e) for the purpose of deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session, specifically to discuss a negotiating strategy regarding the possible acquisition of easement rights along the Pewaukee River for a pedestrian bridge.

Trustee Evert moved, seconded by Trustee Baumann to move into Closed Session at approximately 8:19 p.m. Motion carried on Roll Call vote, 5-0.

President Knutson called a recess at approximately 8:20 p.m. Closed session resumed at 8:22 p.m.

10. Reconvene into Open Session

Trustee Calder moved, seconded by Trustee Evert to reconvene into Open Session at approximately 9:40 p.m. Motion carried on Roll Call vote, 5-0.

11. Adjournment

Trustee Baumann moved, seconded by Trustee Evert to adjourn the September 6, 2016 Village Board meeting. Motion carried 5-0.

Meeting adjourned at approximately 9:41 p.m.

Respectfully Submitted,

Chaz M. Schumacher
Village Clerk



To: Jeff Knutson, President
Village Board

From: Scott A. Gosse
Village Administrator

Date: September 15, 2016

Re: Agenda Item 5a, Ordinance No. 2016-12, Ordinance to Create Chapter 28 of the Municipal Code of the Village of Pewaukee Relative to the Disclosure of Economic Interest

BACKGROUND

Attached for your review and consideration please find a copy of a draft ordinance prepared by Village Attorney Mark Blum regarding adopting the statement of economic interest discussed and directed by the Village Board at its September 6, 2016.

ACTION REQUESTED

The action requested of the Village Board is to review the attached draft ordinance and, should it meet with the desire of the Village Board, to proceed with its adoption.

ANALYSIS

Per the direction of the Village Board, the draft ordinance adopts the requirement for all elected officials as well as appointees to Village Boards, Committees or Commissions to file the statement of economic interest forms with the Village Clerk during May of each year.

Attachments

ORDINANCE NO. 2016-12

**Ordinance to Create Chapter 28 of the Municipal Code of the Village of Pewaukee
Relative to the Disclosure of Economic Interest**

The Village Board of the Village of Pewaukee, Waukesha County, Wisconsin, do ordain as follows:

SECTION I

Chapter 28 of the Municipal Code of the Village of Pewaukee is hereby created to read as follows:

Chapter 28 – Economic Interest.

Section 28.100 – Statement of Interest.

All elected officials, as well as all appointees, to any Village of Pewaukee Board, Committee or Commission shall be required to file a Statement of Economic Interest.

Section 28.101 – Requirements of Filing.

Each public official required to file a Statement under this Chapter shall do so during the month of May of each year commencing in the first full calendar year following adoption of this Ordinance. Public officials who are elected or appointed after April 30th of the calendar year shall file, within thirty (30) days of assuming such responsibilities, a Statement of Economic Interest.

Section 28.102 – Public Records.

The Statements of Economic Interest are considered public records and shall be open to public inspection. Statements of Economic Interest shall be filed with the Village Clerk.

Section 28.103 – Content of Statement

The Village Board shall prescribe the format for the Statement of Economic Interest provided for hereunder, including the content thereof. Said Statement of Economic Interest form shall be maintained and on file with the Village Clerk's Office.

SECTION II

The Village Board does hereby adopt the form of the Statement of Economic Interest, which is attached hereto and marked as Exhibit A.

SECTION III

All ordinances or parts of ordinances contravening the terms and conditions of this ordinance are hereby to that extent repealed.

SECTION IV

The several sections of this ordinance shall be considered severable. If any section shall be considered by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the other portions of the ordinance.

SECTION V

This ordinance shall take effect upon passage and publication as approved by law, and the Village Clerk shall so amend the Code of Ordinances of the Village of Pewaukee, and shall indicate the date and number of this amending ordinance therein.

Passed and adopted this _____ day of _____ 2016 by the Village Board of the Village of Pewaukee.

APPROVED:

Jeff Knutson, Village of Pewaukee President

Countersigned:

Chaz Schumacher,
Village of Pewaukee Clerk



This form must be filed with:
Village of Pewaukee Clerk
235 Hickory Street
Pewaukee, WI, 53072

Information must be current as of this reporting date: **January 1, 2016**

OFFICE USE ONLY:
Date Rec'vd: _____

**VILLAGE OF PEWAUKEE
STATEMENT OF ECONOMIC INTERESTS**

Name: _____
(Last Name) (First Name & Initial)

Address: _____
(Street Address) (City) (State & Zip)

Spouse's Name: _____
(Last Name) (First Name & Initial)

Address (If different from above): _____
(Street Address) (City, State & Zip)

Position Held: _____

DEFINITIONS AND EXPLANATORY MATERIAL

Income: Means gross income from whatever source derived as provided in Section 61 of the Internal Revenue Code. Address questions about "income" to your tax advisor.

Immediate Family: Refers to your spouse or legal dependent for federal income tax purposes.

Organization: Refers to all corporations, partnership, associations, trusts and other legal entities organized for profit regardless of form – except governments and individual people.

Trust: If you or your immediate family, separately or together, are the only beneficiaries of a trust, treat the trust's assets as if you own them directly. If you or your immediate family has a proportional interest in a trust, treat that proportion of the trust's assets as if you won them directly. For example, if you and your family have a 1/3 interest in a trust, complete your Statement as if you won 1/3 of each of the trust's assets.

If you or a member of your immediate family created a trust and can revoke it without the beneficiaries' consent, treat its assets as if you own them directly.

Public Records: Statements of Economic Interest are open for public inspection.

Report to the Best of Your Information and Belief. Information required on this Statement must be provided on the basis of the best knowledge, information and belief of the individual filing the Statement.

Complete Items 1 through 4.

1. **EMPLOYERS:** List the names of all employers of the public official and his/her spouse.
(If your employer is the Village of Pewaukee, list all Departments)

2. **REAL PROPERTY:** List the address of all real property located in the Village of Pewaukee, in which you or your spouse has an ownership interest.

Address

3. **OFFICES and DIRECTORSHIPS:** List the names of all corporations and other business interests, both profit and nonprofit, in which the official or his/her spouse hold any office or directorship or own or control, directly or indirectly, more than twenty (20%) percent of the outstanding stock or more than twenty (20%) percent of other business ownership.

Name of Corporation

City and State

If, after filing this Statement, the filer becomes aware of any change in the information contained in his/her current Statement, he/she shall amend, as soon as possible, his/her statement to accurately reflect the change.

STATEMENT OF ECONOMIC INTERESTS ARE OPEN FOR PUBLIC INSPECTION

By signing this form, I certify that the information contained in this Statement of Economic Interests and information I have filed with it is true, correct and complete to the best of my knowledge, information and belief.

Signature of Person Filing

Date

Telephone number at which you can be reached during normal business hours.



To: Jeff Knutson, President
Village Board

From: Scott A. Gosse
Village Administrator

Date: September 14, 2016

Re: Agenda Item 2a/5b, Ordinance No. 2016-13, Ordinance to Amend Section 40.131 of the Municipal Code of the Village of Pewaukee Regarding the Composition of the Zoning Board of Appeals

BACKGROUND

Attached please find a draft of a proposed ordinance amendment to add a second alternate member to the Zoning Board of Appeals roster. The current ordinance allows for five regular members and one alternate. Wisconsin State Statutes allows for the Zoning Board of Appeals to have up to two alternate members in addition to the five regular members. The Plan Commission reviewed the draft ordinance at its August meeting.

ACTION REQUESTED

The action requested of the Village Board by the Plan Commission is to adopt Ordinance No. 2016-13, Ordinance to Amend Section 40.131 of the Municipal Code of the Village of Pewaukee Regarding the Composition of the Zoning Board of Appeals.

ANALYSIS

The reason for the proposed ordinance amendment is that there have been challenges this year obtaining a quorum for the Zoning Board which has resulted in meetings being cancelled due to a lack of quorum. The ability to have a second alternate member may help alleviate future challenges obtaining a quorum. The composition of the Zoning Board of Appeals is contained within the Zoning Code of the Village and therefore requires a recommendation from the Plan Commission to the Village Board and then a public hearing before the Village Board on the proposed change. The other proposed change is to eliminate references to specific backgrounds or existing "commission" members as the Zoning Board is an independent quasi-judicial body for which the membership of the Zoning Board of Appeals should be independent in nature.

Attachments

ORDINANCE NO. 2016-13**Ordinance to Amend Section 40.131 of the
Municipal Code of the Village of Pewaukee Regarding the
Composition of the Zoning Board of Appeals**

The Village Board of the Village of Pewaukee, Waukesha County, Wisconsin, do ordain as follows:

SECTION I

Section 40.131 of the Municipal Code of the Village of Pewaukee is hereby amended to read as follows:

There shall be a board of appeals consisting of five members appointed by the Village of Pewaukee president, subject to confirmation by the village board, for terms of three years, except that of those first appointed, one shall serve for one year, two for two years, and two for three years. ~~One member shall be a village commissioner, and one member shall be an architect, professional engineer, city planner, builder or real estate appraiser.~~ Vacancies shall be filled for the unexpired terms of members whose terms become vacant. The village president may appoint, for a ~~term of staggered~~ three years terms, ~~at two~~ alternate members of such board, in addition to the five members provided for in this section, who shall act, with full power only when a member of the board refuses to vote because of interest or is absent. The provisions in this section with regard to removal and the filling of vacancies shall apply to such alternate.

SECTION II

All ordinances or parts of ordinances contravening the terms and conditions of this ordinance are hereby to that extent repealed.

SECTION III

The several sections of this ordinance shall be considered severable. If any section shall be considered by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the other portions of the ordinance.

SECTION IV

This ordinance shall take effect upon passage and publication as approved by law, and the Village Clerk shall so amend the Code of Ordinances of the Village of Pewaukee, and shall indicate the date and number of this amending ordinance therein.

Passed and adopted this _____ day of _____ 2016 by the Village Board of the Village of Pewaukee.

APPROVED:

Jeff Knutson, Village of Pewaukee President

Countersigned:

Chaz Schumacher,
Village of Pewaukee Clerk

DRAFT

or operator of the airport bordered by the airport affected area protests against the amendment, the amendment shall not become effective except by the favorable vote of two-thirds of the members of the council voting on the proposed change.

3. The council may repeal or repeal and reenact the entire district plan and all zoning regulations in accordance with subd. 1. The council may repeal or repeal and reenact a part or parts of the district plan and regulations in accordance with subds. 2. and 2m.

4. The city council shall maintain a list of persons who submit a written or electronic request to receive notice of any proposed zoning action that may be taken under subd. 1. a. or b. or 2. that affects the allowable use of the person's property. Annually, the city council shall inform residents of the city that they may add their names to the list. The city council may satisfy this requirement to provide such information by any of the following means: publishing a 1st class notice under ch. 985; publishing on the city's Internet site; 1st class mail; or including the information in a mailing that is sent to all property owners. If the plan commission, the board of public land commissioners, or city plan committee of the city council completes action on any tentative recommendations that are noticed under subd. 1. a., proposed changes to a proposed district plan and regulations that are submitted under subd. 1. b., or proposed amendments that are submitted under subd. 2., and the city council is prepared to vote on the tentative recommendations, proposed changes to a proposed district plan, and regulations or proposed amendments, the city council shall send a notice, which contains a copy or summary of the tentative recommendations, proposed changes to a proposed district plan, and regulations or proposed amendments, to each person on the list whose property, the allowable use of which, may be affected by the tentative recommendations or proposed changes or amendments. The notice shall be by mail or in any reasonable form that is agreed to by the person and the city council, including electronic mail, voice mail, or text message. The city council may charge each person on the list who receives a notice by 1st class mail a fee that does not exceed the approximate cost of providing the notice to the person. An ordinance or amendment that is subject to this subdivision may take effect even if the city council fails to send the notice that is required by this subdivision.

(da) *Interim zoning.* The common council of any city which has not adopted a zoning ordinance may, without referring the matter to the plan commission, enact an interim zoning ordinance to preserve existing uses while the comprehensive zoning plan is being prepared. Such ordinance may be enacted as is an ordinary ordinance but shall be effective for no longer than 2 years after its enactment.

(e) *Board of appeals.* 1. The council which enacts zoning regulations pursuant to this section shall by ordinance provide for the appointment of a board of appeals, and shall provide in such regulations that said board of appeals may, in appropriate cases and subject to appropriate conditions and safeguards, make special exceptions to the terms of the ordinance in harmony with its general purpose and intent and in accordance with general or specific rules therein contained. Nothing in this subdivision shall preclude the granting of special exceptions by the city plan commission or the common council in accordance with the zoning regulations adopted pursuant to this section which were in effect on July 7, 1973 or adopted after that date.

2. The board of appeals shall consist of 5 members appointed by the mayor subject to confirmation of the common council for terms of 3 years, except that of those first appointed one shall serve for one year, 2 for 2 years and 2 for 3 years. The members of the board shall serve at such compensation to be fixed by ordinance, and shall be removable by the mayor for cause upon written charges and after public hearing. The mayor shall designate one of the members as chairperson. The board may employ a secretary and other employees. Vacancies shall be filled for the unexpired terms of members whose terms become vacant. The mayor shall appoint, for staggered terms of 3 years, 2 alternate members of such board, in addition to the 5 members above provided for.

Annually, the mayor shall designate one of the alternate members as 1st alternate and the other as 2nd alternate. The 1st alternate shall act, with full power, only when a member of the board refuses to vote because of interest or when a member is absent. The 2nd alternate shall so act only when the 1st alternate so refuses or is absent or when more than one member of the board so refuses or is absent. The above provisions, with regard to removal and the filling of vacancies, shall apply to such alternates.

3. The board shall adopt rules in accordance with the provisions of any ordinance adopted pursuant to this section. Meetings of the board shall be held at the call of the chairperson and at such other times as the board may determine. The chairperson, or in the chairperson's absence, the acting chairperson, may administer oaths and compel the attendance of witnesses. All meetings of the board shall be open to the public. The board shall keep minutes of its proceedings, showing the vote of each member upon each question, or, if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the board and shall be a public record.

3m. If a quorum is present, the board of appeals may take action under this subsection by a majority vote of the members present.

4. Appeals to the board of appeals may be taken by any person aggrieved or by any officer, department, board or bureau of the city affected by any decision of the administrative officer. Such appeal shall be taken within a reasonable time, as provided by the rules of the board, by filing with the officer from whom the appeal is taken and with the board of appeals a notice of appeal specifying the grounds thereof. The officer from whom the appeal is taken shall forthwith transmit to the board all the papers constituting the record upon which the action appealed from was taken.

5. An appeal shall stay all legal proceedings in furtherance of the action appealed from, unless the officer from whom the appeal is taken certifies to the board of appeals after the notice of appeal shall have been filed with the officer, that by reason of facts stated in the certificate a stay would, in the officer's opinion, cause imminent peril to life or property. In such case proceedings shall not be stayed otherwise than by a restraining order which may be granted by the board of appeals or by a court of record on application, on notice to the officer from whom the appeal is taken, and on due cause shown.

6. The board of appeals shall fix a reasonable time for the hearing of the appeal or other matter referred to it, and give public notice thereof, as well as due notice to the parties in interest, and decide the same within a reasonable time. Upon the hearing any party may appear in person or by agent or by attorney. In any action involving a listed property, as defined in s. 44.31 (4), the board shall consider any suggested alternatives or recommended decision submitted by the landmarks commission or the planning commission.

7. The board of appeals shall have the following powers: To hear and decide appeals where it is alleged there is error in any order, requirement, decision or determination made by an administrative official in the enforcement of this section or of any ordinance adopted pursuant thereto; to hear and decide special exception to the terms of the ordinance upon which such board is required to pass under such ordinance; to authorize upon appeal in specific cases such variance from the terms of the ordinance as will not be contrary to the public interest, where, owing to special conditions, a literal enforcement of the provisions of the ordinance will result in practical difficulty or unnecessary hardship, so that the spirit of the ordinance shall be observed, public safety and welfare secured, and substantial justice done. The council of a city may enact an ordinance specifying an expiration date for a variance granted under this subdivision if that date relates to a specific date by which the action authorized by the variance must be commenced or completed. If no such ordinance is in effect at the time a variance is granted, or if the board of appeals does not specify an expiration date for the variance, a variance granted under



To: Jeff Knutson, President
Village Board

From: Scott A. Gosse
Village Administrator

Date: September 14, 2016

Re: Agenda Item 5e, Ordinance No. 2016-14, Ordinance to Repeal and Recreate Chapter 70 of the Village of Pewaukee Code of Ordinances Regarding Signs

BACKGROUND

Planner Mary Censky has worked with staff and the Plan Commission to review updates to the Village's sign code ordinance in light of a U.S. Supreme Court ruling in 2015 (*Reed v. Town of Gilbert*) regarding limitations on content based regulations of signs. Attached for your review and background please find a copy of an article from the November 2015 *the Municipality* newsletter published by the League of Wisconsin Municipalities which provides a review of the Supreme Court decision. Also attached please find a copy of the draft sign code for your review which illustrates the changes recommended by the Plan Commission for Village Board consideration. Planner Censky will be in attendance at the Village Board meeting to assist the discussion regarding the proposed changes to the sign code.

ACTION REQUESTED

The action requested of the Village Board by the Plan Commission is to adopt Ordinance No. 2016-14, Ordinance to Repeal and Recreate Chapter 70 of the Village of Pewaukee Code of Ordinances Regarding Signs.

ANALYSIS

The primary changes to the draft sign code are related to removing content based regulations, i.e., the code can essentially only state where, when, how many, and what size the signs may be versus, as under the existing regulations, stipulating what the different "types" of signs can be (i.e. "grand opening or special events signs and banners, subdivision identification sign, tenant identification signs, election campaign signs,...). As previously mentioned, sign code regulations now have to be "content neutral" per the Court's ruling.

Attachments

Sign Regulation and

By Daniel M. Olson, J.D., Assistant Legal Counsel, League

One of the most perplexing local government policy areas is sign regulation. The difficulties arise from sometimes incomprehensible free speech decisions by courts and the uncertain impacts on regulation programs that seek to control signs and the messages they contain.

Local governments thus struggle to regulate signs in their community without violating free speech guarantees established by the federal and state constitutions.

A recent U.S. Supreme Court decision may have simplified the law in this area by applying a straightforward strict scrutiny analysis to invalidate several sign regulation distinctions based on the message or content of the sign. *Reed v. Town of Gilbert*, 135 S.Ct. 2887 (2015). The *Reed* decision, however, likely rendered significant portions of every local government sign code in the country invalid. The decision is thus very important to local governments and local officials for its immediate and long term impacts and worthy of some consideration.

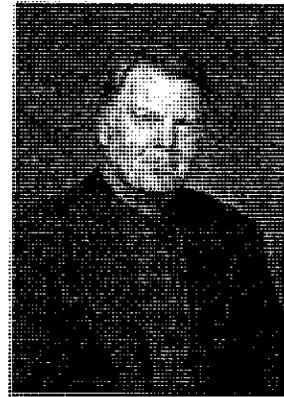
SOME SIGN LAW BACKGROUND

Local government authority to regulate signs is based upon the “police power.” However, since signs are a form of communication or speech, that authority is limited by the First Amendment free speech provision of the federal constitution and similar provisions in state constitutions.

The First Amendment, applicable to the States through the Fourteenth Amendment, prohibits the enactment

of laws “abridging the freedom of speech.” U.S. Const., Amdt. 1. Under that Clause, a government, including a municipal government vested with state authority, “has no power to restrict expression because of its message, its ideas, its subject matter, or its content.” *Police Dept. of Chicago v. Mosley*, 408 U.S. 92, 95 (1972). Content-based laws — those that target speech based on its communicative content — are presumptively unconstitutional and may be justified only if the government proves that they are narrowly tailored to serve compelling state interests. *R.A.V. v. St. Paul*, 505 U.S. 377, 395 (1992); *Simon & Schuster, Inc. v. Members of N.Y. State Crime Victims Bd.*, 502 U.S. 105, 115, 118 (1991).

Government regulation of speech is content based if a law applies to particular speech because of the topic discussed or the idea or message expressed. *E.g.*, *Sorrell v. IMS Health, Inc.*, 131 S.Ct. 2653 (2011); *Carey v. Brown*, 447 U.S. 455, 462 (1980); *Mosley, supra*, at 95. This meaning of the phrase “content based” requires a court to consider whether a regulation of speech “on its face” draws distinctions based on the message a speaker conveys. *Sorrell, supra*, at 2656. Some facial distinctions based on a message are obvious, defining regulated speech by particular subject matter, and others are more subtle, defining



regulated speech by its function or purpose. Both are distinctions drawn based on the message a speaker conveys, and, therefore, are subject to strict scrutiny.

Judicial precedents have also recognized a separate and additional category of laws that, though facially content neutral, will be considered content-based regulations of speech: laws that cannot be “justified without reference to the content of the regulated speech,” or that were adopted by the government “because of disagreement with the message [the speech] conveys,” *Ward v. Rock Against Racism*, 491 U.S. 781, 791 (1989). Those laws, like those that are content based on their face, must also satisfy strict scrutiny.

Some sign regulations concern the form and nature of the sign, not the content of the message. These regulations — called reasonable time, place, or manner restrictions — include regulation of sign size, number, materials, lighting, moving parts, and portability, among other things. These regulations are allowed, provided they are “[1] justified without

Reed v. Town of Gilbert

reference to the content of the regulated speech, [2] that they are narrowly tailored to serve a significant governmental interest, and [3] that they leave open ample alternative channels for communication of the information” *Ward supra* at 791. Over the years the courts have upheld a variety of content-neutral sign regulations.

Some sign regulations, however, restrict the content of the message. The Supreme Court requires that content-based regulation of noncommercial signs satisfy strict scrutiny. Generally speaking, a sign regulation is content-based if it applies to a particular sign because of the topics discussed or the idea or message expressed (*e.g.*, “real estate” or “political” or “directional.”) The strict scrutiny standard demands that the local government show that the regulation is (i) designed to serve a compelling governmental interest and (ii) narrowly tailored to achieve that interest. Strict scrutiny is a very tough legal standard and very few regulations survive strict scrutiny review.

THE SUPREME COURT REED DECISION

On June 18, 2015, the United States Supreme Court decided *Reed*, holding that a municipal code subjecting signs to different regulations depending on whether the sign displayed an ideological message, a political message, or directed people to a church service, was

a content-based restriction that did not survive strict scrutiny.

The Supreme Court requires that content-based regulation of noncommercial signs must meet strict scrutiny.

The Town of Gilbert, Arizona, adopted a code governing the display of outdoor signs. The Code prohibits the display of outdoor signs anywhere in the town without a permit, but exempts 23 categories of signs from the permit requirement. Three of those

exemptions were relevant to the case before the Court:

- (1) Ideological Signs, which include certain signs “communicating a message or ideas for noncommercial purposes;”
- (2) Political Signs, which include any “temporary sign designed to influence the outcome of an election called by a public body;” and
- (3) “Temporary Directional Signs Relating to a Qualifying Event,” which include any sign “intended to direct pedestrians, motorists, and other passersby to a ‘qualifying event.’” A qualifying event is an “assembly, gathering, activity, or meeting sponsored, arranged, or promoted by a religious, charitable, community service, educational, or other similar non-profit organization.”

Each category of signs is subject to different regulations. For example, political

signs may be up to 20 square feet in area and be placed in all zoning districts, while temporary directional signs relating to a qualifying event must be no larger than six square feet, may be placed on private property or a public right of way, and may be displayed no more than 12 hours before the qualifying event, and no more than one hour afterward.

Good News Community Church and its pastor Clyde Reed host Sunday church services at various locations around town, and began placing signs advertising the location of those services. The town’s sign code compliance manager issued citations to the Church for failure to comply with the time limits for displaying temporary directional signs and for failure to include the date of the event on the signs.

The Church sought a preliminary injunction, arguing that the Sign Code violated its rights under the First and Fourteenth Amendment. The district court denied the requested injunction, and the Ninth Circuit Court of Appeals affirmed. That court found that the Sign Code was not a content-based regulation on speech because an officer would need to conduct only a cursory examination of the sign to classify it under the Sign Code. On remand, the district court granted the Town’s motion for summary judgment. The Ninth Circuit again affirmed, concluding that the Sign Code was content neutral because “the distinctions between Temporary

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Directional Signs, Ideological Signs, and Political Signs . . . are based on objective factors relevant to Gilbert's creation of the specific exemption from the permit requirement and do not otherwise consider the substance of the sign" and passed constitutional muster under the lower level of scrutiny applicable to content-neutral regulations.

The Supreme Court disagreed. The Court's majority opinion, authored by Justice Thomas, started with the basic free speech legal principle: "Content-based laws — those that target speech based on its communicative content — are presumptively unconstitutional and may be justified only if the government proves that they are narrowly tailored to serve compelling state interests." The Court found that the ordinance is "content based on its face." According

to the Court, the ordinance regulation based on the message conveyed: temporary directional signs convey a message directing the public; political signs are designed to influence the outcome of an election; and ideological signs communicate a message or idea. By regulating the message, Gilbert regulated the "communicative content of the sign," making the ordinance content-based and subject to strict scrutiny review. Even though the ordinance may have a content-neutral justification, "[i]nnocent motives do not eliminate the danger of censorship presented by a facially content-based statute, as future government officials may one day wield such statutes to suppress disfavored speech."

The Court went on to conclude that Gilbert's purported reasons for the regulation, preserving the Town's aesthetic appeal and traffic safety, were not adequate justifications to pass strict scrutiny review. Assuming these interests

were "compelling," the Court found the ordinance "hopelessly underinclusive" because the same restrictions were not placed on other types of signs. Thus, Gilbert failed to show that its ordinance was "narrowly tailored to further a compelling government interest."

The Court concluded the majority opinion by noting that its decision does not limit a municipality's ability to regulate signage, so long as the regulation is content neutral. For instance, "size, building materials, lighting, moving parts, and portability" may be regulated without reference to a sign's message. Further, "on public property, the Town may go a long way toward entirely forbidding the posting of signs, so long as it does so in an evenhanded, content-neutral manner."

The majority opinion also identified some content-based regulations that might survive strict scrutiny if they

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are narrowly tailored to address public safety. These include warning signs for hazards on private property, signs directing traffic, or street numbers associated with private houses.

Although the decision was unanimous, the Justices filed three separate concurring opinions. Justice Alito, joined by Justices Kennedy and Sotomayor, added “a few words of further explanation.” Justice Alito stressed that municipalities are not powerless to enact sign regulation, and provided a non-inclusive list of content neutral criteria:

- Rules regulating the locations in which signs may be placed;
- Rules distinguishing between lighted and unlighted signs;
- Rules distinguishing between signs with fixed messages and electronic signs with messages that change;
- Rules that distinguish between the placement of signs on private and public property;
- Rules distinguishing between the placement of signs on commercial and residential property;
- Rules distinguishing between on-premises and off-premises signs;
- Rules restricting the total number of signs allowed per mile of roadway; and
- Rules imposing time restrictions on signs advertising a one-time event.

Justice Breyer provided a separate opinion urging that content-based discrimination “cannot and should not always trigger strict scrutiny.” (Emphasis in original.) Justice Breyer recognized that

“[r]egulatory programs almost always require content discrimination” and provided several examples of content-based regulation where “a strong presumption against constitutionality has no place.”

Finally, Justice Kagan, joined by Justices Ginsburg and Breyer, provided a third concurrence. Justice Kagan, like Justice Breyer, questioned the reasonableness of applying strict scrutiny review to all types of content-based regulation:

“We can administer our content-regulation doctrine with a dose of common sense, so as to leave standing laws that in no way implicate its intended function.”

Concurring only in the judgment, Justice Kagan prophesized that courts will now be required to invalidate numerous “entirely reasonable” sign ordinances, making the Court “a veritable Supreme Board of Sign Review.”

LIVING WITH REED

The *Reed* decision is one of the most important sign cases ever decided by the U.S. Supreme Court. Significantly, while the sign code provisions challenged in *Reed* involved only the regulation of temporary non-commercial signs, the Court’s decision certainly applies to all types of signs. Moreover, the free speech analysis is also likely to impact regulations outside of the sign realm that regulate other speech activity, not just signage.

The sign code provisions invalidated by the *Reed* decision are not unique to the Town of Gilbert or the State of Arizona.

Most municipal sign codes differentiate temporary signs by content. Most sign codes also contain content-based exemptions from permit requirements for certain types of signs. Many sign

codes also have content-based provisions for permanent signs. Therefore, it is nearly certain that every sign code in the United States has a provision that is now legally questionable after *Reed*.

Clearly, local governments must respond to *Reed* given its very broad impact.

The real question though is what that response might or should look like. On this question there are a few reasonable actions that should be considered.

Impose a Limited Moratoria.

One response to *Reed* might be a moratorium on sign permits. However, such action should be as limited as possible to avoid a judicial determination that the moratorium is an unconstitutional prior restraint on speech. So, instead of a total ban on all sign permits, the moratoria might focus solely on sign code provisions that are questionable under *Reed*.

Suspend Enforcement.

Local governments are also well-advised to suspend enforcement of content-based code provisions — particularly those involving temporary signs — that are now highly questionable after *Reed*. On the other hand, there is no need to suspend enforcement of structural provisions directly related to public safety.

It is nearly certain that every sign code in the United States has a provision that is now legally questionable after Reed.

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Replace Content-Based Regulations.

Except for the few public-safety examples referenced in Justice Thomas's opinion, local governments should replace all regulatory references that rely on or refer to the content of a sign. In other words, make the sign code content-neutral.

Rather than referring to "real estate" or "political" or "garage sale" signs, the code might identify these simply as "residential district" signs thus shifting the focus of the regulation away from sign content to sign location. Then such signs might be regulated by their number, size, placement, construction and amount of time they may be displayed.

The same content-neutral approach might be used for commercial signs by replacing references to commercial messages with "commercial district" signs again shifting the focus of the regulation from content to location. Like their "residential district" counterparts, the "commercial district" signs could be regulated by number, size, placement, construction, type and display time.

Notably, the International Municipal Lawyers Association (IMLA) is in the process of preparing a model sign code in response to *Reed*. Similar approaches to achieving content neutral sign regulation as noted herein are being utilized. The model will be an invaluable resource for local governments when it is completed and made available.

OPEN QUESTIONS

The *Reed* decision is very important, not only to the development of sign law but free speech law in general. However, it is important to recognize that the decision leaves some important questions unanswered.

First, the treatment of onsite/offsite and commercial/non-commercial regulation distinctions is uncertain. Earlier Supreme Court decisions upheld such distinctions as constitutional and were not expressly overruled in *Reed*. However, the onsite/offsite and commercial/non-commercial regulation distinctions are clearly content-based and now at least questionable under *Reed*.

Second, it is unknown what types of government interests will be sufficiently

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compelling to survive strict scrutiny. Will restrictions on political signage near polling places survive? It seems likely that they will. However, we don't know for certain with respect to any type of content-based sign regulation at this point.

Third, the full impact of *Reed* on non-sign speech is yet unknown. The *Reed* decision has been used already by a federal court to invalidate an anti-pan-handling ordinance. See *Norton v. City of Springfield*, 2015 WL 4714073 (7th Cir. Aug. 2015). What other types of local government restrictions on speech might it apply to? Does a city or village have to provide a compelling government interest now to limit the speech activities in its community rooms or other government spaces opened to the public for speech activities?

Given the uncertainties associated with *Reed*, local governments might be tempted to loosen restrictions on signage or other speech activity in their community. However, that is not the burden imposed on local officials by *Reed*. While content-based sign regulations must satisfy strict scrutiny, content-neutral sign regulations do not. In other words, the *Reed* decision does not require unfettered signage in residential districts or anywhere else and leaves local officials with many content-neutral sign regulation options.

CONCLUSION

The *Reed* decision has simplified some aspects of sign law. With few exceptions, content-based sign regulations must satisfy strict scrutiny analysis to be valid.

Any focus on government intent is irrelevant.

The unanswered questions left by *Reed* are significant. Hopefully, they are answered clearly and quickly by the courts.

In the meantime, local officials still have a wide array of content-neutral sign regulation methods available that do not have to survive strict scrutiny. Thus, the basic policy choices in communities regarding the size, shape, location and number of signs is still in the hands of local officials.

Licensing & Regulation 197

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ORDINANCE NO. 2016-14

Ordinance to Repeal and Recreate Chapter 70 of the Village of Pewaukee Code of Ordinances Regarding Signs

SECTION I

WHEREAS, the US Supreme Court ruled in 2015 that sign regulations established by government entities shall be established in a content neutral manner; and

WHEREAS, the Plan Commission has reviewed changes to the Village of Pewaukee Sign Code to reflect the ruling of the US Supreme Court over multiple meetings in 2016.

SECTION II

NOW, THEREFORE, the Village Board does hereby adopt the following as the Village of Pewaukee Sign Code:

Chapter 70 - SIGNS
ARTICLE I. - IN GENERAL

Sec. 70.100. - Purpose.

The purpose of this chapter shall be to:

- (1) Regulate the size, type, quantity, construction standards, maintenance and placement of signs situated within the boundaries of the Village of Pewaukee, Wisconsin.
(2) Promote the public health, safety, welfare and comfort of the general public by:
a. To enable the public to locate goods, services, activities, places and facilities without difficulty or confusion;
b. To protect property values, public investment and overall neighborhood character by promoting an attractive, harmonious and aesthetically-pleasing environment free from excessive visual clutter of signs and preventing conditions which have undesirable impacts on surrounding properties;
c. Reducing distractions and obstructions from signs which would adversely effect impact pedestrian and/or traffic safety; and
d. Alleviating potential hazards caused by signs projecting over or encroaching upon the public right-of-way; and
e. Discouraging excessive visual competition in signage and ensuring that signs aid orientation and adequately identify uses and activities to the public; and
f. Preserving or enhancing the natural beauty and unique physical characteristics of the Village as a community in which to live and work by requiring new and replacement signage which is:

1. Aesthetically Harmonious with the nearby buildings, surrounding neighborhood aesthetics and other signs in the area as to, for instance but not necessarily limited to, materials, colors, scale, placement/location, landscaping, manner/hours of illumination,...;
2. Appropriate to the type of activity to which it pertains;
3. Expressive of the village's identity in a manner which will not diminish property values; and
4. Complementary to the village's architectural character and unobtrusive style of commercial developments.

(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)

Sec. 70.101. - Scope of regulations.

Except as otherwise noted in this chapter, the regulations of this chapter shall govern all outdoor signs, advertising sign structures, or and sign devices with respect to location, safety, size, construction standards, erection, attachment, support, lighting, anchorage, maintenance, physical appearance and aesthetics for all areas of the village.

(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)

Sec. 70.102. - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Area means measurement of sign area calculated as the sum of the area within the smallest regular polygon that will encompass all elements of the actual sign face including any writing, representation, emblem or any figure or similar character together with any material forming an integral part of the display or forming the backing surface or background on which the message or symbols are displayed.

- (1) For a sign painted on or applied to a building, the area shall be considered to include all lettering, wording and accompanying designs or symbols, together with any background of a different color than the natural color or finish material of the building.
- (2) The area of supporting framework (for example brackets, posts, etc.) shall not be included in the area if such framework is incidental to the display.
- (3) When a sign has two or more faces, the area of all faces shall be included in determining the area, except where two faces are placed back to back and are at no point more than two feet from each other. In this case, the sign area shall be taken as the area of either face, and if the faces are unequal, the larger shall determine the area.

Awning means a stationary or retractable structure that serves as a shelter over a door, window or building front.

Awning sign means any lettering or imagery sewn or printed on the fabric portion of an awning. Decorative awnings without imagery are not considered signs.

Banner means a sign intended to be hung either with or without a frame, and which possesses characters, letters, illustrations or ornamentations applied to paper, plastic or fabric of any kind.

Base setback line means the edge of the established ultimate street right-of-way.

Beacon means a stationary or revolving light which flashes or projects illumination, single color or multicolored, in any manner which is intended to attract or divert attention.

~~Bulletin board means a sign not to exceed 15 square feet in area located on the premises of a charitable, religious, educational institution or a public body, for purposes of announcing events held on the premises. The village official bulletin boards may be located off-site.~~

Canopy sign means any sign that is attached to or part of an awning, canopy or other fabric, plastic or structural protective cover over a door, entrance, window or outdoor service area.

Changeable copy means a sign or portion thereof designed to accommodate frequent message changes composed of characters, letters, or illustrations and that can be changed or rearranged manually without altering the face or surface of such sign. Also referred to as "reader boards".

~~Construction sign means a sign identifying individuals or companies involved in design, construction, wrecking, financing or development of a building/lot and/or identifying the future use of the building/lot.~~

Contiguous project/development area means a grouping of individual parcels, buildings and/or uses conceived, approved and developed as a unified whole (i.e. Subdivision plat, condominium plat, mixed use or multi-building PUD).

~~Directional sign means a sign for the purpose of directing patrons or attendants to a commercial establishment off the main traveled highway, or to service clubs, churches, schools or other nonprofit organizations; also, signs solely indicating ingress and egress placed at driveway locations, containing no advertising material, and where the display area does not exceed three square feet or extend higher than four feet above the mean centerline street grade.~~

~~Directory sign means a sign that indicates the name of the occupants or tenants located on the premises.~~

Display surface means the surface made available on the sign, either for the direct mounting of letters and decorations, or for the mounting of facing material intended to carry the entire advertising message.

Downtown area means the area of the village described as commencing at Highway 16, proceeding west on Capitol Drive including properties on both sides of the street to the intersection of Capitol Drive and West Wisconsin Avenue. Proceeding south along the lakefront to a point intersecting Park Avenue, proceeding along both sides of Park Avenue up to Highland. From Lake Street to Richmond Drive Richmond Drive to First Street, West along Main Street to Prospect. Proceed northeast on Prospect to East Wisconsin Avenue. East on East Wisconsin Avenue to Clark Street. Proceeding north on Clark St. until it intersects with Oakton Avenue and then east on Oakton Avenue to the railroad right-of-way and east over to Highway 16.

Election Campaign Period means that period of time as described in Wis Stats Section 12.04.

Electronic message means signs with alphabetic, pictographic, or symbolic informational content that can be changed or altered on a fixed display screen composed of electrically illuminated segments. Includes LED displays, electronic signs, LED video displays and electronic variable message signs.

External illumination means illumination of a sign with an exterior light source.

Facing means the surface of the sign or billboard upon, against or through which the message of the sign or billboard is displayed.

Flashing sign means a sign whose illumination is not kept constant in intensity at all times when in use and/or which exhibits changes in light, color, direction, animation and word/text changes. Illuminated signs that indicate the date, time and temperature will not be considered flashing signs.

Freestanding sign means a sign that is attached to or part of a completely self-supporting structure other than a building. The supporting structure shall be set firmly in, upon or below the ground surface and shall not be attached to any building.

Height means the distance between the existing preconstruction grade at the base of the sign and the highest point on the sign or supporting structure.

Illuminated sign means a sign in which an artificial source of light is used in connection with the display of such sign.

Internal illumination means the illumination of a sign in which the source of light is contained within the sign itself.

Letters and decorations means the letters, illustrations, symbols, figures, insignia, logo and other media employed to express and/or illustrate the sign message.

Lot means a designated parcel, tract or area of land established by plat, subdivision or as otherwise permitted by law.

Lot line means a line of record bounding a lot which divides one lot from another lot or from a public or private street or any other public space.

Major tenant means ~~a~~ the tenant within a multi-tenant building that occupies the greatest ~~linear~~ frontage or square footage of that building.

Marquee means a permanent rooflike structure extending from part of the wall of a building but not supported by the ground, and constructed of durable material such as metal or glass.

Marquee sign means a sign attached to, painted on, or supported by a marquee.

Neon or other gas tube illumination means illumination from a light source consisting of a neon or other gas tube which forms letters, symbols or other shapes.

Nonconforming sign means a sign existing at the effective date of the ordinance from which this chapter is derived which does not conform to the terms of this chapter.

Off-premises sign means any sign that ~~advertises~~ calls or directs attention to goods, products, facilities or services not located on the premises where the sign is located, or a sign that identifies or directs persons to a different location from where the sign is located or a sign that ~~or identifies an~~ occupant or business that is not situated on the same lot as the sign.

Offset means the regulated minimum distance of a structure from a side or rear lot line.

On-premises sign means any sign that ~~advertises~~ calls or directs attention to goods, products, facilities or services located on the premises where the sign is located or identifies an occupant, business or property situated on the same lot as the sign.

Outdoor advertising means any outdoor structure, ~~or device or image~~ that is used as an announcement, declaration, demonstration, display, illustration, instruction, guide, indication, symbol, insignia, logo, emblem or advertisement.

Pennant means a variety of flags usually tapering to a point or swallowtail or a long rectangle.

Portable sign means a sign not permanently affixed to the ground, building or other structure and which may be easily moved from place to place.

Projecting sign means a sign affixed or attached directly to the exterior wall of a building or structure and extending more than ten inches from the exterior wall of the building or structure.

~~Real estate sign means a sign that is used to offer for sale, lease or rent, the premises upon which such sign is placed.~~

Roof sign means a sign or billboard which is located or projects above the lowest point of the eaves or the top of the parapet wall of any building, or which is painted on or fastened to a roof.

Sandwich board sign means a self-supporting A-shaped freestanding temporary sign with only two visible sides that contain commercial speech.

Setback means the regulated minimum horizontal distance between the base setback line and any structure on a lot.

Shopping center means a planned/coordinated grouping of architecturally unified commercial establishments built on the same site and managed as one operating unit offering for sale goods such as food, drugs, hardware and personal services.

Sign means any display of lettering, logos, colors, lights, illuminated neon tubes and related supporting structures, equipment or devices visible to persons or the public from outside of a building or premises or from a traveled way, which display either conveys a message to persons or to the public, or intends to advertise, direct, invite, announce or draw attention to goods, products, services, facilities, opinions, activities, places, persons, property interest or business, either on the lot or on any other premises.

Sign eCode aAdministrator (SCA) means the ~~village~~Village employees responsible for administering this chapter.

Street means a public or private right-of-way for pedestrian or vehicular traffic.

Temporary sign means a sign intended to be used for a period of no more than 14 consecutive days or 30 cumulative days in any 12 month period unless otherwise specified in this chapter.

Trim means the moldings, battens, capping, nailing strips, latticing and platforms attached to any sign or billboard structure.

Voting item means each office being voted upon, as well as each position within such an office and any referendum question on the Village of Pewaukee ballot during a particular election campaign period.

Wall sign means a sign or billboard affixed or attached directly to the exterior wall of a building and extending ten inches or less from the exterior wall of the building or structure.

~~Warning sign means a sign containing no advertising material, warning the public of the existence of danger.~~

Window sign means a sign attached to, placed upon or painted on the interior of a window or door of a building that is intended for viewing from the exterior of such building.

Wheeled sign means a sign with wheels attached to aid in its portability.

(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)

Sec. 70.103. - Appeals.

The ~~p~~Planning ~~e~~Commission may, in its judgment, waive or modify the provisions of this ~~e~~Chapter where it would further the public interest and uphold the purpose of this chapter as put forth in section 70.100. Such waiver or modification may be based on, among other things, site-specific hardships such as topographic or architectural aberrations, traffic safety, accessibility and visual encumbrances or limitations.

Note: The ~~b~~Board of ~~z~~Zoning ~~a~~Appeals shall not have authority or jurisdiction over the provisions of the ~~e~~Sign ~~e~~Code.

(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)

Sec. 70.104. - Penalty.

Any person, firm, company or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this chapter shall be subject to a forfeiture of not less than \$50.00 nor more than \$500.00 for each offense, together with the costs of the

action. Default of the payment may result in imprisonment. Each day that a violation exists shall constitute a separate violation and be punishable as such.

(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)

ARTICLE II. - PERMITS

Sec. 70.105. - Authority.

It shall be unlawful for any person to erect, repair, alter, relocate, display or possess any sign or ~~other advertising sign structure or sign device~~ as defined in this chapter without first obtaining a sign permit from the Village of Pewaukee and making payment of the fees required by this chapter. All ~~illuminated signs~~ requiring electricity shall, in addition, be subject to the provisions of the electrical and building codes and ~~the any additional permit fees as may be required~~ under such codes.

(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)

Sec. 70.106. - Application for permit.

- (a) Application for a sign permit shall be to the Village of Pewaukee, and shall contain or have attached thereto the following information:
- (1) Name, address and telephone number of the applicant, and the location of building, structure or lot to which or upon which the sign is to be attached, erected or displayed.
 - (2) Name of person, firm, corporation or association ~~erecting~~ intending to construct/place/display the sign.
 - (3) Written consent of the owner of the building, structure or land to which or upon which the sign is to be affixed, installed or displayed.
 - (4) A scale drawing of such sign indicating the dimensions, materials to be used, ~~color scheme,~~ type-manner of illumination, if any, and the method of construction, and attachment or display.
 - (5) A scale drawing indicating the proposed location and position of such sign in relation to nearby buildings or structures.
- (b) Sign permit applications shall be filed with the Sign eCode aAdministrator (SCA), who shall review the application for its completeness and accuracy and approve or deny, in writing, the application within 30 days of receipt from the applicant unless the time is extended by written agreement with the applicant or the application requires Planning eCommission approval. A sign permit shall become null and void if work authorized under the permit has not been completed within 12 months of the date of issuance.

(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)

Sec. 70.107. - Issuance of permits.

- (a) It shall be the duty of the Sign eCode aAdministrator (SCA), upon the filing of an application for a sign permit, to examine such plans and specifications and other data to determine compliance with the requirements of this chapter and all other regulations of the Village of Pewaukee.
- (b) Following examination of the sign permit application, the ~~sign ecode administrator~~ SCA shall take one of the following actions:

- (1) If the proposed sign is not in compliance with the requirements of this chapter and all other regulations of the ~~v~~Village, the ~~sign code administrator~~SCA shall deny such permit and state the specific reasons for the denial.
- (2) If the proposed sign complies with all dimensional chapter requirements, the ~~sign code administrator~~ SCA shall consider the purpose, appearance, location, lighting, height, size and impact of the sign relative the scenic beauty of the vicinity and to the ~~values identified~~"purpose" as set forth in section 70.100 above. If the ~~sign code administrator~~ SCA feels, on the basis of the considerations in this section, that there is a question as to whether or not the proposed sign is in accordance with the ~~intent~~"purpose" of this chapter, the applicant shall be referred to the ~~p~~Planning ~~e~~Commission. Following its review, the ~~p~~Planning ~~e~~Commission shall approve, approve with modifications or deny the sign permit application.
- (3) If the ~~sign code administrator~~SCA determines that the sign is in compliance with the ~~intent~~"purpose" of this chapter and all other regulations of the ~~v~~Village, the sign permit may be issued.
- (4) Issuance of a permit as provided herein shall not be deemed an assumption of liability by the ~~v~~Village.

(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)

Sec. 70.108. - Fees.

The applicant shall pay an application fee of \$50.00 plus \$2.50 per square foot of sign area for each individual sign.

(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)

Sec. 70.109. - Revocation of permits.

The ~~sign code administrator~~SCA is authorized and empowered to revoke any sign permit upon determination that the sign authorized by the permit has been constructed or is being maintained in violation of the permit or the provisions of this chapter.

(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)

ARTICLE III. - REGULATIONS AND STANDARDS

Sec. 70.110. - Prohibited signs.

(a) The following types of signs are prohibited in the Village of Pewaukee:

- (1) Roof signs.
- (2) Signs placed on or affixed to vehicles and/or trailers which are parked on a public right-of-way, public property or private property so as to be visible from a public right-of-way where the apparent primary use/purpose of the vehicle or trailer is to display signage, advertise a product or direct people to a business or activity. However, ~~t~~his provision is not in any way intended to prohibit signs placed on or affixed to vehicles and trailers, such as lettering on motor vehicles ~~for instance, where the sign is incidental to the primary use of the vehicle or trailer.~~
- (3) Signs that are attached or otherwise affixed to rocks, trees or other living vegetation.
- (4) Signs that imitate, interfere with, obstruct the view of or can be confused with any authorized traffic control sign, signal or other device.

- (5) Flashing or rotating signs, signs containing moving parts and signs containing reflective elements that sparkle or twinkle in the sunlight are not permitted. Signs indicating the current time and/or temperature may be permitted provided they meet all other provisions of this chapter and are subject to approval of the ~~v~~Village ~~p~~Planning ~~e~~Commission.
- (6) "A" frame, sandwich board, sidewalk, or curb signs, except as provided for in subsection 70.115(c)(8) below.
- (7) Banners, pennants, streamers, balloons and other gas-filled figures, except as a temporary sign, as may be provided for in section 70.111 below.
- (8) ~~Billboards and e~~Off-premises signs, except ~~v~~Village approved temporary off-premises signs to identify businesses who's accessibility and/or visibility is being adversely affected during road construction.
- (9) Any sign advertising or identifying a business or organization which is either defunct or no longer located on the premises where the sign is located is not permitted.
- (10) Portable and wheeled signs.
- (11) Signs or other advertising painted directly on walls unless specifically approved by the ~~p~~Planning ~~e~~Commission.
- (12) Inflatable signs and tethered balloons.
- (13) Signs erected at or near the intersection of any streets, driveways or railroad crossings -in such manner as to obstruct free and clear vision by motorists or pedestrians of oncoming traffic; or at any location where, by reason of the position, shape or color, it may interfere with, obstruct the view of, imitate or be confused with any authorized traffic sign, signal or device; ~~or which makes use of the words "STOP," "LOOK," "DANGER" or any other word, phrase, symbol or character in such manner as to interfere with, mislead or confuse traffic.~~

(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)

Sec. 70.111. - Exemptions:

- (a) The following outdoor signs, ~~advertising sign structures or devices shall~~ may be exempted from the permit process outlined in ~~s~~Sections 70.105—70.107 ~~9~~ above but may still be required to comply with the illumination, landscaping and location provisions of this Chapter where applicable:
 - (1) One wall sign not to exceed six square feet in size maintained by the owner or occupant of any residential building, ~~for the purpose of displaying the name of the owner or occupant, or legal home occupation signs not exceeding two square feet in size. Home occupation signs shall not be illuminated.~~
 - (2) Public informational Bbulletin boards not more than over-15 square feet in size provided by the Village or similar governmental or quasi-governmental organization and placed upon public property, Village owned property and or the public right-of-way (or upon private property with the express written consent of the underlying property owner) for purposes of making public announcements and information most readily available to the public including as may be required by law, charitable or religious institutions when the same are located on the premises of such institutions. Such signs shall ~~may~~ be subject to the location, lighting and landscaping standards as set forth in ~~s~~Sections 70.112—70.114 below and shall not exceed seven feet in height.
 - (3) Memorial signs or tablets recording, names of buildings and date of erection, when cut into any masonry surface of the building or when constructed of bronze or other incombustible materials and permanently affixed to the building, grave markers, ~~statuary~~ statuary or other similarly constructed remembrances of persons or events that are noncommercial in nature.

- (4) Traffic signs, legal notices, railroad crossing signs, danger and such temporary emergency or non-advertising signs as may be erected for the public safety.
- (5) Non-illuminated signs painted on canopies, awnings and marquees ~~indicating only the name, street number and/or tenant name.~~ Such signs shall not exceed an aggregate gross surface area of four square feet per display with individual letters not exceeding six inches in height.
- (6) One sign not to exceed 15 square feet in area, identifying farm operations on parcels of land containing not less than 20 acres. One freestanding sign up to 15 square feet in area and setback at least 10 feet from the edge of the public right-of-way on parcels where an active and permitted agricultural use is present on the premises and the property is Zoned OA Agricultural Overlay District.
- (7) United States and/or State of Wisconsin flags. Flags displayed from flagpoles provided the location, quantity, height, and manner of construction/installation of such flagpoles as accessory structures shall first be properly reviewed and approved if/as necessary.
- (8) Special decorative "Village of Pewaukee" and/or directional owned displays or signs in public right-of-way owned, installed and maintained by the Village.
- (9) Up to four village authorized, and constructed and installed off-premises directional signs for any single business or organization, provided such signs do not exceed three square feet in area or four feet in height, the need for such signs to be determined at the discretion of the Village.
- (10) Signs which are located within the interior of any building and which are not visible from the exterior of the building.
- (11) Yard sale, rummage sale, craft fair sale, estate sale, auction, open house for product sale signs. Miscellaneous temporary signs in residentially zoned areas (i.e. R-1 – R-6, R-5 (LO), RM and MH); provided that no person shall attach posters, notices or advertisements signs to utility poles, meter posts, or trees in or along any street right-of-way within the village; and that no person shall put up any notice or sign upon any building, wall, fence, or other property, of another person without first having obtained the consent of the owner of such property. The maximum time limit for such temporary signs to be displayed in residentially zoned areas (with each date that any one or more such signs are displayed counting as one day) for all sales or auctions is four consecutive days and shall not exceed 12 cumulative days in a one-year period. The number of signs allowed per sale event shall not exceed five and the size of the sign shall not be larger than six square feet. The signs must be displayed on the days of the sale event only. Not more than 4 temporary signs may be displayed simultaneously on any one residentially zoned property. Such signs shall be six (6) square feet or less in area, seven feet or less in height and shall not be electrically illuminated.

In the case of residentially zoned properties being actively marketed for sale or lease, the duration for display of up to two (out of the four signs referred to above) may be extended to include the period that begins when the property becomes actively marketed for sale or lease and ends 14 days after the property has been sold or leased.

- (12) Miscellaneous temporary signs in non-residentially zoned areas (i.e. B-1 – B-5, IPS, P-1, and Nonresidential Use or Mixed Use PUD) provided that no person shall attach posters, notices or signs to utility poles, meter posts, or trees in or along any street right-of-way within the village; and that no person shall put up any sign upon any building, wall, fence, or other property, of another person without first having obtained the consent of the owner of such property. The maximum time limit for such temporary signs in nonresidentially zoned areas is seven (7) consecutive days and shall not exceed thirty (30) cumulative days in a one-year period (with each date that any one or more such signs are displayed counting as one day). Not more than 4 temporary signs may be displayed simultaneously on any one nonresidentially zoned property. Such signs shall be fifteen (15) square feet or less in area, ten feet or less in height and shall not be electrically illuminated.

In the case of properties being actively marketed for sale or lease, the duration for display of up to two (out of the four signs referred to above) may be extended to include the period that begins when the property becomes actively marketed for sale or lease and ends 14 days after the property has been sold or leased.

~~(12) Grand opening and special event signs or banners for events that will occur within the community area may be allowed, up to three at a time for different events, at designated locations, subject to written approval of the sign or banner by the village sign code administrator. Display size, appearance, location, and length of use shall be considered for approvals and signage must be aesthetically appropriate as follows:~~

~~Signs/banners for "for-profit" businesses or organizations shall be allowed twice annually for an occurrence that marks an unusual or distinctive purpose (such as a going out of business sale, moving sale, open house) and shall not be allowed for day-to-day operations of the "for-profit" business or organization. Such approved signage shall be allowed on-site of the business only and shall consist of one sign, a maximum of 32 square feet in size and seven feet in height. Such signage shall be set back ten feet from road right-of-way and property lines and three feet from sidewalks whichever results in the greatest setback. Businesses abutted by two roadways or lake frontage shall be allowed two on-site signs or banners, one facing each roadway or the lake frontage and the roadway. Such signage shall be allowed up to two weeks prior to the event and shall be removed within 24 hours after the event. In no instance shall signs or banners be allowed for more than one month. Six directional signs not exceeding six square feet shall also be allowed in conjunction with a special event but shall be allowed no earlier than 24 hours before the event and must be removed within 24 hours after the event.~~

~~Signs/banners for "not for profit" organizations (which shall be defined for this purpose as those organizations which declare "not for profit" in by-laws or have official tax exempt status) shall be allowed for an occurrence that marks an unusual or distinctive purpose (such as community service events or fund raising events). Such signage shall consist of at most one on-site sign and five off-site signs, each of which shall not exceed 16 square feet in size and seven feet in height. Such signage shall be set back ten feet from road right-of-way or property lines and three feet from sidewalks whichever results in the greatest setback. Organizations abutted by two roadways or lake frontage shall be allowed two on-site signs or banners, one facing each roadway or the lake frontage and the roadway. The five off-site signs shall be located at approved village right-of-way locations or on private property. For signs placed on private property, written permission from the property owner must be on file with the sign code administrator. No such signage shall be allowed for more than one month, unless the event is seasonal in nature and then signage may be allowed for the duration of the season. Six directional signs not to exceed six square feet shall also be allowed in conjunction with a special event but shall be allowed no earlier than 24 hours before the event and must be removed within 24 hours after the event.~~

(b) The following temporary signs shall also be exempted from sections 70.105—70.1079 above subject to the following conditions:

~~(1) Temporary real estate signs:~~

~~a. Number. There shall not be more than one temporary real estate sign for each lot except that where a lot abuts two or more streets, one for sale sign may be allowed for each abutting street frontage.~~

~~b. Surface area:~~

~~1. Residential areas. In all single-family and plex residential areas, temporary for sale or for rent real estate signs shall not exceed 12 square feet in gross surface area.~~

~~2. Nonresidential areas. In business and multifamily residential areas, temporary for sale real estate signs shall not exceed 25 square feet in gross surface area and temporary~~

~~for lease or for rent real estate signs shall not exceed ten square feet in gross surface area.~~

- ~~e. Location. Temporary for sale real estate signs shall be located only upon the premises for sale and shall be setback a minimum of ten feet from any abutting property line, road right-of-way or driveway. Temporary for lease or for rent real estate signs shall be attractively designed and located on the existing business's freestanding sign in accordance with sign code administrator approval. If the sign code administrator and sign applicant disagree on sign design and/or location, the proposed sign shall be subject to planning commission approval.~~
- ~~d. Height. Temporary for sale real estate signs shall not project higher than seven feet as measured from preconstruction grade at the base of the sign. Temporary for lease or for rent real estate signs shall not project higher than the existing business's freestanding sign.~~
- ~~e. Special conditions. Temporary real estate signs shall be removed within seven days of the sale or lease of the premises upon which the sign is located end of the event.~~

~~(2) Temporary construction signs.~~

- ~~a. Number. There shall not be more than one temporary construction sign for each project or development, except that where a project or development abuts two or more streets, one sign may be allowed for each abutting street frontage.~~
- ~~b. Surface area.~~
 - ~~1. Residential areas. In all residential areas, temporary construction signs shall not exceed 25 square feet in gross surface area.~~
 - ~~2. Nonresidential areas. In all nonresidential areas, temporary construction signs shall not exceed 50 square feet in gross surface area.~~
- ~~c. Location. Temporary construction signs shall be located only upon the premises upon which construction either is about to occur or is occurring. Such signs shall be setback/offset a minimum of ten feet from any abutting property line, road right-of-way or driveway.~~
- ~~d. Height. Temporary construction signs shall not project higher than seven feet, as measured from pre-construction grade at the base of the sign.~~
- ~~e. Special conditions. Temporary construction signs shall be permitted only as accessory to an approved building permit for the purpose of identifying a proposed construction project and the names of contractors, engineers, architects and financial institutions involved in the project development. Temporary construction signs may be erected and maintained for a period not to exceed 30 days prior to the commencement of construction and shall be removed within 30 days of the termination of construction of the project or development, as determined by the sign code administrator.~~

- ~~(3) Election campaign signs. Election campaign signs may be allowed in any district without a permit provided that permission shall be obtained from the property owner, renter or lessee; and provided that such sign shall not be erected for more than the election campaign period as set forth in (Wis. Stats. § 12.04). No such sign shall be placed on public lands, within the public right-of-way, upon public or quasi-public structures, buildings, traffic control devices, poles, posts or other appurtenances owned or operated by the village or its utilities or within the vision triangle of intersecting streets without the express written consent of the village and if so placed without such permission will be subject to removal without notice. Election campaign signs which, by their size, shape, number, location or appearance, may adversely affect vehicle or pedestrian safety are prohibited.~~

- (1) During the period of time that is described in Wis Stats Section 12.04 as the "Election campaign period" plus up to 2 days thereafter, when an election or voting matter is scheduled to be conducted in/by the Village of Pewaukee on any matter whatsoever, all properties in the Village of Pewaukee shall be permitted up to one additional temporary sign display per voting item on the

ballot per property as follows and in addition to any/all other signs otherwise permitted by this Section:

(a) B-1 – B-5, IPS, P-1:

Up to 1 such sign per street frontage (or in the case of parcels with frontage on two roadways or a roadway plus lake frontage which may be allowed up to two such signs, one facing each roadway or one facing the lake frontage and one facing the roadway) not to exceed 9 sq.ft. in area and 5 feet in height. In lieu of these individual signs allocated per voting item, a property owner may utilize that total square footage as would be allowed under the individual signs provision, and accumulate that square footage into fewer but larger signs (i.e. 6 balloted voting items = 45 square feet of permitted signage per street/lake frontage) so a property owner may choose to place one 45 square foot sign per street/lake frontage, or two 22.5 square foot signs, or four 11.5 square foot... signs instead of the individual signs per ballot item. Any permitted signs larger than 9 square feet in area shall not exceed 7 feet in height. Such larger signs shall not be electrically illuminated.

(b) R-1 – R-6, R-5 (LO), RM and MH:

Up to 1 such sign per street frontage (or in the case of parcels with frontage on two roadways or a roadway plus lake frontage which may be allowed up to two such signs, one facing each roadway or one facing the lake frontage and one facing the roadway) not to exceed 6 sq.ft. in area and 4 feet in height. Such signs shall not be electrically illuminated. In lieu of these individual signs allocated per voting item, a property owner may utilize that total square footage as would be allowed under the individual signs provision, and accumulate that square footage into fewer but larger signs (i.e. 6 balloted voting items = 36 square feet of permitted signage per street/lake frontage) so a property owner may choose to place one 36 square foot sign per street/lake frontage, or two 18 square foot signs, or four 9 square foot... signs instead of the individual signs per ballot item. Any permitted signs larger than 6 square feet in area shall not exceed 7 feet in height. Such larger signs shall not be electrically illuminated.

(2) During the period of time that a construction or building project is actively underway on a parcel of land attendant to a current, approved construction or building permit, the following temporary sign display(s) may be permitted per property as follows and in addition to any/all other signs otherwise permitted by this Section:

(a) B-1 – B-5, IPS, P-1:

Up to 1 sign per street frontage (or in the case of parcels with frontage on two roadways or a roadway plus lake frontage which may be allowed up to two such signs, one facing each roadway or one facing the lake frontage and one facing the roadway) not to exceed 25 sq.ft. in area, 7 feet in height and setback not less than 10 feet from all lot lines. Such signs shall not be electrically illuminated.

(b) R-1 – R-6, R-5 (LO), RM and MH:

Up to 1 sign per street frontage (or in the case of parcels with frontage on two roadways or a roadway plus lake frontage which may be allowed up to two such signs, one facing each roadway or one facing the lake frontage and one facing the roadway) not to exceed 15 sq.ft. in area, 7 feet in height and setback not less than 10 feet from all lot lines. Such signs shall not be electrically illuminated.

Sec. 70.112. - Illumination standards.

- (a) In addition to complying with the provisions of this chapter, all signs ~~in~~ for which electrical wiring and connections are to be used shall be subject to the applicable provisions of the Village of Pewaukee ~~e~~Electrical ~~e~~Code. No person may erect a sign with exposed electrical cords and wires.
- (b) The use of unshielded lighting whereby the source of illumination is visible to the surrounding view, including exposed incandescent light bulbs hung or strung on poles, wires or any other type of support intended to illuminate a sign or other advertising device is expressly prohibited.
- (c) No sign shall be illuminated, either internally or externally, between the hours of 11:00 p.m. and sunrise unless the premises on which it is located is open for business during that time. Signs located in or adjacent to residential districts shall not be illuminated between the hours of 9:00 p.m. and sunrise.
- (d) All sign lighting shall be so designed, located, shielded or hooded so as to prevent the casting of glare or direct light upon adjacent roadways, surrounding properties or into the sky.

~~(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)~~

Sec. 70.113. - Landscaping standards.

- (a) In the case of any pole or ground mounted freestanding signs, a landscape area shall be provided extending a minimum of five feet from the base of the sign and around its perimeter. A planting plan for the required landscape area shall be subject to review and approval of the ~~sign code administrator~~SCA.
- (b) Where any sign is proposed to be externally illuminated using ground mounted fixtures (i.e., floodlight), landscape plantings shall be installed in such manner as will entirely shield the light source from the surrounding view. Landscape plantings shall be of the type as will ensure effective ~~yearlong~~around screening.

~~(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)~~

Sec. 70.114. - Location standards.

- (a) In any zoning district, no sign or sign supporting structure shall be setback/offset less than ten feet from any abutting lot line, right-of-way or driveway.
- (b) Placement of all signs shall be subject to the vision setback regulations as put forth in the Village of Pewaukee ~~z~~Zoning ~~e~~Code.
- (c) No nonresidential sign shall be located closer than 50 feet to an abutting residential zone unless specifically approved by the ~~p~~Planning ~~e~~Commission.

~~(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)~~

Sec. 70.115. - Permitted permanent signs.

- (a) ~~Multifamily residential uses. On properties Zoned R-6, RM, MH and where the permitted/approved principal use includes more than 4 residential dwelling units on a single parcel containing 22,000 sq.ft. or less in land area, the following sign(s) may be permitted:-- Name and address signs of buildings containing four or more residential units shall be allowed subject to the following:~~

- (4) ~~Type. Development/project identification and building name/address signs.~~

- (21) Number. ~~There shall not be more than one~~ One freestanding identification sign display for each development/project per parcel and one wall mounted building name/address sign display for each building, except that where a parcel or building abuts two or more streets, (or a street and the lakefront) one freestanding identification sign and one wall mounted name/address building sign may be allowed for each abutting street (or street plus lakefront) frontage.
- (32) Area. Building mounted name/address signs shall not exceed six (6) square feet in gross surface area. Freestanding signs shall not exceed ~~32~~ fifteen (15) square feet in area.
- (3) Location. Freestanding Development/project identification signs shall not be located closer than ten feet to any property line right-of-way or driveway. No permanent freestanding development/project identification sign shall be placed closer than ~~250~~ 50 feet to another permanent freestanding sign on any single property measured as the crow fly's between the nearest points on the sign or sign structure of the two freestanding permanent signs, or closer than 200 feet to another freestanding sign on any single property located within the "downtown area".
- (54) Height. Freestanding signs shall not exceed seven feet as measured from preconstruction grade at the base of the sign.
- (b) On properties Zoned R-6, RM, MH and where the permitted/approved principal use includes more than 4 residential dwelling units on a single parcel containing more than 22,000 sq.ft.in land area, the following sign(s) may be permitted:
- (1) Number. One freestanding sign display per parcel and one wall mounted building sign display for each building, except that where a parcel or building abuts two or more streets, (or a street and the lakefront) one freestanding sign and one wall mounted building sign may be allowed for each abutting street (or street plus lakefront) frontage.
- (2) Area. Building mounted signs shall not exceed six (6) square feet in gross surface area. Freestanding signs shall not exceed thirty two (32) square feet in area.
- (3) Location. Freestanding signs shall not be located closer than ten feet to any property line or driveway. No permanent freestanding sign shall be placed closer than 50 feet to another permanent freestanding sign on any single property measured as the crow fly's between the nearest points on the sign or sign structure of the two freestanding permanent signs.
- (4) Height. Freestanding signs shall not exceed seven feet as measured from preconstruction grade at the base of the sign.
- (bc) Subdivision identification signs. Each contiguous project/development area containing more than 1 acre in underlying land area may be permitted the following freestanding signs. A permanent sign used to designate a residential subdivision entrance may be permitted subject to the following criteria:
- (1) Type. Subdivision identification signs shall be ground signs.
- (2) Number. There shall not be more than one such sign for each point of vehicular access into the project/development area from the public road right-of-way two subdivision identification signs for each point of vehicular access to the subdivision.
- (3) (a) Area. Subdivision identification signs shall not exceed 32 24 square feet in area per sign on parcels zoned R-1 – R-6, R-5(LO), RM, B-2, MH and IPS.
- (b) Area: Such signs shall not exceed 40 square feet in area per sign on parcels zoned B-1 and B-3 – B-5.
- (4) Location. Subdivision identification signs shall not be located closer than ten feet to any property line, right-of-way or driveway.

(5) Height. ~~Subdivision identification~~ Such signs shall not exceed seven feet as measured from preconstruction grade at the base of the sign.

(c) ~~Business and institutional uses. For business and institutional uses, only the following signs are hereby allowed~~ On properties zoned B-1 – B-5, IPS, P-1 and containing permitted and approved use(s) and building(s):

(1) Wall signs.

- a. Number. There shall be no more than one wall sign for each principal building except for the case of buildings occupied by multiple tenants ~~buildings~~ which are more specifically as regulated in subsection 70.115(c)(9) of this chapter below, and except for the case of buildings that front two or more streets or a street plus the lakefront in which case one wall sign may be permitted for each facade facing a street or the lakefront.
- b. Area. The gross surface area of a wall sign shall not exceed 40 square feet (not to exceed 30 square feet for properties zoned B-2 located in the "downtown area") or 75 percent of the building occupants/tenant's lineal facade frontage, whichever is less.
- c. Secondary entrance wall sign. Businesses with two a secondary customer entrances (i.e. a rear or side entrance) may display an additional second wall sign on the wall containing the secondary entrance.
 1. Maximum number per lot: Only one secondary entrance wall sign may be allowed for each business with a secondary entrance.
 2. Maximum permitted area per sign: One-half the area of the primary allowed entrance wall sign provided that the secondary entrance abuts a parking lot. If the secondary entrance abuts a pedestrian way, service drive or loading area only, the sign shall not exceed eight square feet in area.
- d. Location. A wall sign may be located on the outermost wall of any principal building but shall not project more than ten inches from the wall to which the sign is to be affixed.
- e. Height. A wall sign shall not project higher than the parapet line of the wall to which the sign is to be affixed.

(2) Freestanding ground signs. On properties zoned B-1 – B-5, IPS, P-1 and containing permitted and approved use(s) and building(s):

- a. Number. There shall not be more than one freestanding ground/monument sign for each principal building except that where a building is situated on a lot that abuts two or more streets, in which case then one freestanding sign may be allowed for each abutting street frontage.
- b. Area. The gross surface area of a ground sign shall not exceed 50 square feet of area (not to exceed 40 square feet for properties zoned B-2).
- ~~c. e.~~ Location. A ground sign may not be located closer than ten feet to any property line, right-of-way or driveway. No freestanding ground signs shall be placed closer than 250 feet to another such freestanding sign on any single property measured as the crow fly's between the nearest points on the sign or sign structure of the two freestanding permanent signs, or in the case of a property located in the "downtown area" freestanding signs shall not be placed closer than 200 feet to another freestanding sign on any single property.
- d. Height. ~~A ground sign shall not project higher than ten feet, as measured from preconstruction grade at the base of the sign.~~

(3) Projecting signs. On properties zoned B-1 – B-5, IPS, P-1 and containing permitted and approved use(s) and building(s):

- a. Number. There shall not be more than one projecting sign for each principal building or individual tenant occupant therein.
 - b. Area. The gross surface area of a projecting sign shall not exceed 15 square feet.
 - c. Location. A projecting sign shall not extend more than five feet over the lot line and in no case shall extend to within five feet of the back of curb. Projecting signs shall be spaced a minimum of 25 feet apart. Projecting signs shall not be located within ~~75~~ 50 feet of any freestanding ground sign.
 - d. Height. The minimum clearance to grade beneath the sign shall be eight feet as measured from the lowest part of the sign. The maximum height shall be 15 feet.
- (4) Awning, canopy and marquee signs. On properties zoned B-1 – B-5, IPS, P-1 and containing permitted and approved use(s) and building(s):
- a. Number. Not more than one awning, canopy or marquee sign exceeding an aggregate gross surface area of four square feet shall be permitted for each principal building or individual tenant occupant therein.
 - b. Area. Awning, canopy and marquee signs which are four square feet or less in aggregate gross surface area are exempt from the provisions of this chapter. The gross surface area of an awning, canopy or marquee sign shall not exceed 50 percent of the surface area to which such sign is to be affixed or 30 square feet in area, whichever is less.
 - c. Height. The minimum clearance to grade beneath the awning, canopy or marquee shall be eight feet measured from the lowest part of the awning, canopy or marquee.
 - d. No awning, canopy or marquee shall extend closer than two feet to the back of curb.
 - e. The roofs of all awnings, canopies and marquees shall be used for no other purpose than to form and constitute a roof. The roofs of all awnings, canopies and marquees shall not drain directly onto the public right-of-way.
 - f. Awnings, canopies and marquees shall not interfere with street trees and/or traffic signs and signals.
 - g. ~~No advertising shall be placed on an awning, canopy or marquee sign except for the name of the owner of the business or industry conducted within the premises, the address of the building or the building name.~~
 - h. Translucent and/or internally lit plastic awnings, canopies or marquees are not permitted.
- (5) Window signs. On properties zoned B-1 – B-5, IPS, P-1 and containing permitted and approved use(s) and building(s). Each building or individual tenant occupant space therein ~~business tenant shall be allowed to display window signage not exceeding 30 percent (not exceeding 25 percent for properties located in the "downtown area")~~ zoned B-2) of the glass area of the window upon which the sign is displayed. Window signage shall not be placed on door windows or other windows needed to be kept clear for pedestrian safety. During business hours, each business building or individual tenant occupant space therein ~~tenant shall be allowed to display on each public street that it fronts, one neon sign not exceeding 300-2.25 square inches-feet in size area or 5 40 percent of the window area, whichever is less. Such signs shall emit a steady light. Blinking, flashing, strobe or other light animation shall not be allowed. If the signage is applied directly to windows, it must be professionally designed and of a permanent material so as not to peel, chip, crack, smudge or rub off easily.~~
- a. ~~Window obstruction by interior signs shall not exceed more than 30 percent (not to exceed 25 percent for properties located in the "downtown area") for any one window, nor more than ten percent of all combined window areas on the same facade of the structure. Area devoted to signage within windows shall count toward the wall sign area maximum as may also be permitted for the use. The planning commission may waive or modify the provisions of this section where deemed appropriate in the context of the visual impact~~

~~such signs may have on the aesthetic quality and architectural character of the subject building and surrounding properties.~~

- (6) Special conditions. On properties zoned B-1 – B-5, IPS, P-1 and containing permitted and approved use(s) and building(s): All signs on a lot shall exhibit uniformity in design, colors, size, materials, lighting, etc., and shall be so located as will prevent visual distraction and ~~competition-cluttered appearance~~ among signs.
- (7) Changeable copy and electronic message signs. On properties zoned B-1 – B-5, IPS, P-1 and containing permitted and approved use(s) and building(s): Changeable copy and electronic message signs shall only be allowed with prior ~~p~~Planning ~~e~~Commission approval. In reviewing the permit request the ~~p~~Planning ~~e~~Commission may approve or deny any application based upon, but not limited to, architectural design, size, interference with surrounding development, area, shape, height, manner or intensity of lighting, location, pedestrian and vehicular traffic safety.
- (8) Sandwich board signs. On properties zoned B-1 – B-5, IPS, P-1 and containing permitted and approved use(s) and building(s):
- a. Sandwich board signs are self-supporting A-shaped freestanding temporary signs with only two visible sides that contain ~~commercial speech signage~~.
 - b. The maximum area shall be eight square feet per side of sign with the maximum height being 48 inches.
 - c. Only one sandwich board sign per building or per tenant occupant space therein business shall be permitted. Sandwich board signs shall not be placed more than ten feet from the front primary entrance of the business building or tenant occupant space unless a staff waiver is granted during permit review due to extenuating circumstances.
 - d. Sandwich board signs shall not be placed so as to cause the width of any public walkway to be reduced below four feet in width, nor shall they be erected or maintained in a manner that prevents free ingress or egress from any door, window or fire escape.
 - e. A no-fee sandwich board sign permit is required prior to the installation or placement of the sign. If the sign is to be located within the public right-of-way, business owners shall sign a disclaimer that holds harmless and indemnifies the ~~v~~Village ~~of~~ from any liability for use of said public right-of-way.
 - f. A sketch including dimensions, ~~content~~, materials and location of the sandwich board sign must be attached to the permit application. The permit application must be approved and signed by ~~v~~Village staff prior to display of a sandwich board sign. If a sign is displayed prior to obtaining a sandwich board sign permit, application may be denied. Replacement of an approved sandwich board sign shall require a new permit.
 - g. Sandwich board signs shall not be illuminated, nor shall they contain moving parts or have balloons, streamers, pennants, or similar adornment attached to them. Attaching sandwich board signs to structures, poles, objects, signs, etc. by means of chains, cords, rope, wire, cable, etc. is prohibited. Signs shall be removed from public sidewalk if there is any snow accumulation (signs may not be displayed until such snow is removed) except those located on private property. Signs shall only be displayed during business operating hours.
 - h. Sandwich board signs placed in violation of this section ~~will~~ may result in immediate removal of the sign by the Village and the temporary sign permit privileges for any violating business ~~will~~ being denied for the remainder of the year.
 - i. Sandwich board signs within the public right-of-way but which present an unreasonable impediment to visibility, ingress or egress may be moved or removed by the ~~v~~Village as may be necessary to maintain the public health, safety and welfare and for municipal purposes (i.e., code enforcement, snow removal, traffic issues, maintenance, etc.).

- (9) Multiple-tenant signs. Nonresidential multiple-tenant buildings shall be permitted one wall sign per tenant not exceeding 30 square feet in area or 75 percent of the tenant's lineal facade frontage, whichever is less. The multiple tenants may also share advertising the sign space on the permitted freestanding sign(s). Major tenants may be allowed a larger wall sign subject to Planning Commission approval.
- (10) Prior to issuance of a sign permit for any business located in a multiple-tenant building, a master sign plan for that building depicting the design, dimensions, location, materials, content, color scheme, type of illumination, if any, method of construction and attachment for all signs planned to be installed on the building and property (based upon anticipated full occupancy) shall be approved by the Planning Commission.
- (11) Distance between signs on an individual parcel shall generally be measured along the shortest unobstructed path on the ground, in the shortest straight line, as the crow would fly, between two signs.

~~(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)~~

Sec. 70.116. - Existing signs.

- (a) Existing signs which become nonconforming upon adoption of the ordinance from which this chapter is derived shall not be reconstructed, remodeled, relocated or changed in size or content unless such action will make the sign conforming in all respects with this chapter.

Note: Normal maintenance and/or simple change of sign face or lettering shall not necessarily trigger the requirement for full conformance with the current requirements of the sign code.

- (b) A nonconforming sign or sign structure which is destroyed or damaged may be restored only after the owner has shown that the damage did not exceed 50 percent of the appraised value of the sign. If such sign or sign structure is destroyed or damaged to an extent exceeding 50 percent of the appraised sign value, it shall be removed and shall not be reconstructed or replaced unless such action makes the sign and sign structure conforming, in all respects, to the Sign Code. If restoration of a damaged sign is permitted but not completed within three months of the date damage occurred, such sign shall be removed timely upon notice from the Village or replaced in a manner as will conform with all specifications of this chapter.
- (c) At any such time as the owner of any building or lot, on which a nonconforming sign is located, requests Planning Commission approval for any change to the use, building or lot, the Planning Commission may require that such nonconforming sign(s) be removed or made to conform with this chapter as a condition of building or site or use approval.

~~(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)~~

Sec. 70.117. - Design, construction and erection standards.

- (a) Structure design.
 - (1) All signs shall be constructed, erected and maintained to safely withstand wind and live load pressure as specified by Wisconsin State Statute and applicable building and administrative code.
 - (2) ~~The design, construction and erection of all signs shall be by a competent professional in the sign design and construction industry.~~
 - (3) Wall signs attached to exterior building walls shall be anchored or attached in such a manner as will ensure stability and safety.

(4) Signs attached to buildings shall not cover, conflict or interfere with the architectural features of the building façade(s).

- (b) Aesthetic design. The design of all signs shall fulfill the purpose cited in section 70.100 above and those signs located in the B-2 Zoning District specifically shall reflect the quality and character of signs exemplified in the Village of Pewaukee's sign code supplement entitled "Village of Pewaukee Sign Code Portfolio." (Ref pages 9 – 11 of the Pewaukee Downtown Design Guidelines November 15, 2005).

~~(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)~~

Sec. 70.118. - Maintenance and removal of signs.

The Village of Pewaukee may cause any sign, ~~or other advertising sign structure~~ sign structure or sign device that is, in their opinion, an immediate peril to persons or property to be summarily removed without notice.

(1) Appearance requirements.

- a. The owner of any sign as defined and regulated by this chapter shall be required to properly maintain the appearance of all parts and supports of their sign as directed by the village.
- b. If the sign owner does not provide proper sign maintenance within 60 days after written notification from the village, the sign may be removed as provided in subsection (2) of this section.

(2) Removal of certain signs and billboards.

- a. Any sign ~~or billboard~~ now or hereafter existing which no longer advertises a bona fide business ~~or product or service~~ or which is dilapidated, out of repair, unsafe, insecure or has been constructed, erected or maintained in violation of the provisions of this chapter shall be taken down and removed by the owner, agent or person having the beneficial use of the building or land upon which such sign may be found. If within ten days after written notification from the ~~village~~ the sign owner fails to comply with such notice the ~~village~~ may remove such sign. Any expense incident thereto shall be paid by the owner of the building or land to which such sign is attached. If such costs and expenses are not paid within 30 days from the date of billing, then the costs and expenses incurred for such removal shall be assessed against the real estate upon which such sign is located and collected as other taxes are collected on such real estate.
- b. Any sign that is constructed without proper approval and permit shall ~~either be removed or must be issued a proper permit within five days' of the owner receiving notice to the owner by from the village.~~ If the owner of such sign is not issued a proper permit or fails to remove such sign, ~~the village may remove, or contract for the removal of,~~ such sign. Any expense incident thereto shall be paid by the owner of the building or land to which such sign is attached. If such cost and expenses are not paid within ten days from the date of billing, then the costs and expenses incurred for such removal shall be assessed against the real estate upon which such sign is located and collected as other taxes are collected on such real estate.
- c. If the owner of an illegal sign cannot be ascertained by the ~~village~~, then notice as ~~indicated in subsection (2)a above~~ indicated in subsection (2)a above of this section shall be given to the owner of the real estate upon which the sign is located. If the owner of the real estate is not issued a proper permit or does not remove the sign within ten days then the ~~village may remove, or contract for the removal of,~~ such sign. Any expense incident thereto shall be paid by the owner of the building or land to which such sign is attached. If such costs and expenses are not paid within ten days from the date of billing, then the costs and expenses incurred

for such removal shall be assessed against the real estate upon which such sign is located and collected as other taxes are collected on such real estate.

- d. The cost of removing or relocating any signs located in the road right-of-way at the time the road is widened such time as the Village may need the right-of-way cleared of such sign(s) for any public purpose whatsoever, and such signs must be removed, shall be paid by the sign owner.

~~(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)~~

Sec. 70.119. - Severability.

If any section, clause, provision or portion of this chapter is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this chapter shall not be affected thereby. If an application of this chapter to a particular sign or structure is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall not be applicable to any other sign or structure not specifically included in such judgment.

~~(Ord. No. 2009-02, § 1(Att. A), 3-3-2009)~~

SECTION III

All ordinances or parts of ordinances contravening the terms and conditions of this ordinance are hereby to that extent repealed.

SECTION IV

The several sections of this ordinance shall be considered severable. If any section shall be considered by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the other portions of the ordinance.

SECTION V

This ordinance shall take effect upon passage and publication or posting as approved by law, and the Village Clerk shall so amend the Code of Ordinances of the Village of Pewaukee, and shall indicate the date and number of this amending ordinance therein.

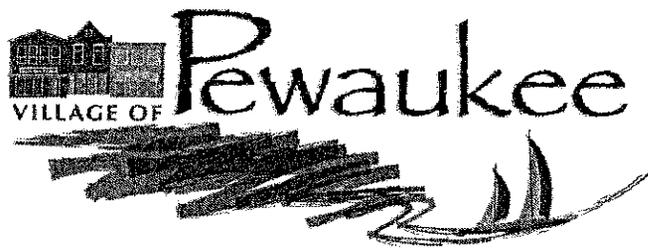
Passed and adopted this _____ day of _____ 2016 by the Village Board of the Village of Pewaukee.

APPROVED:

Jeffrey Knutson, Village President

Countersigned:

Chaz Schumacher, Village Clerk



To: Jeff Knutson, President
Village Board

From: Scott A. Gosse
Village Administrator

Date: September 14, 2016

Re: Agenda Item 5d, Ordinance No. 2016-15, Ordinance to Create Section 86.114(d) of the Village of Pewaukee Code of Ordinances Regarding No Parking Designation on High Street North of Capitol Drive

BACKGROUND

Earlier this year, staff investigated concerns regarding parking along the curve and hill on High Street just north of Capitol Drive. This matter was reviewed at the August Public Works & Safety Committee meeting. Attached for your review and reference please find a copy of an area map along with a staff study/report prepared by Police Officer Steven Chochola that was reviewed with the Public Works & Safety Committee.

ACTION REQUESTED

The action requested of the Village Board by the Public Works & Safety Committee is to adopt Ordinance No. 2016-15, Ordinance to Create Section 86.114(d) of the Village of Pewaukee Code of Ordinances Regarding No Parking Designation on High Street North of Capitol Drive.

ANALYSIS

Attached for your review and reference please find a copy of an area map along with a staff study/report prepared by Police Officer Steven Chochola regarding parking along the curve and hill on High Street just north of Capitol Drive. After reviewing the matter, the Public Works & Safety Committee adopted a motion to forward to the Village Board recommendation for the adoption of an ordinance to restrict parking on High Street from the intersection with Capitol Drive to the driveway of 340 High Street. The ordinance has been drafted to specifically reference a distance of 395 feet from the crosswalk north on High Street.

Attachments

The question at hand is whether or not to allow parking on High street near the curve by the intersection of High St. and Capitol Rd. I feel that there should be no parking on this corner as it poses a great safety risk for not only those parking there, but for other motorists trying to use the road, and for emergency personnel that may need to utilize the road. In the following few paragraphs is outlined the major safety concerns that I have found while researching the possibility of allowing parking on the curve. I feel that allowing people to park on the curve is unwise, and the slight benefit of a few more parking spots will greatly be outweighed by the potential for injury and putting others at risk.

The main point I would like to make about the curve is the physical size of the road as it comes to the corner. The road is not that wide as it is, and it is just wide enough now to allow normal traffic to flow up and down the road. If you were to allow vehicles to park on the side of the curve, the available space between the vehicles would be approximately 13.8'. This small space would bottleneck traffic into a single lane, and the results could be disastrous. It would not only lead to confusion on part of the drivers, but could also lead to accidents that would be very difficult to get to.

For example, if two cars were parked on either side of the curve on High St., and an emergency vehicle such as a squad car needed to make it up the road, there would be approximately four feet of room on either side of the squad to travel in if it was attempting to travel down the center of the road. This seems like a lot of space, but there is also the fact that there would be no other room for other vehicles to travel in, and this also does not account for parked vehicles attempting to open their doors or pedestrian traffic attempting to return to their parked vehicles. Another example is another emergency where a fire engine or ambulance would need to travel on High St. past the curve. An average width of a fire engine or ambulance is anywhere from 8'-9', which would only allow for approximately one foot on either side of the emergency vehicle if it was traveling on High St. on the curve. This would make maneuvering the vehicle very difficult if not impossible. The alternative would be to send the emergency vehicles a different route, but this could lead to a longer response time, which in turn would delay the assistance for those that need it.

Not all traffic traveling on High St. is emergency traffic, and the same idea seen above can be applied to normal traffic traveling on the curve. If a person was driving a large truck, or even a minivan, they would only have approximately three and one half feet on either side of their vehicle to maneuver in. This again is based upon the vehicle traveling down the center of the road, and not accounting for pedestrian traffic returning to their vehicles, or individuals opening their doors to exit or enter their parked vehicle. I know that not all drivers would feel comfortable with such little room to operate their vehicle in and could be a potential cause for some accidents.

After careful review of the subject, it is in my respectful opinion that no parking is allowed on the curve of High St. The street would essentially be turned into one way traffic with no control measures in place. This would lead to a preverbal nightmare and cause more work for officers as we would constantly be responding to accidents due to the traffic on High St, or there would have to be an officer there to direct traffic constantly to avoid accidents.

Respectfully Submitted, Officer Steven Chochola #442

MEASUREMENTS PAGE

~30.6' TOTAL FEET ACROSS STREET ON EAST WISCONSIN WHERE PARKING IS ALLOWED NEAR Morris St.

~28.6' TOTAL FEET ACROSS STREET ON HICKORY WHERE PARKING IS NOT ALLOWED NEAR EATON Electric.

17.8' BETWEEN CARS PARKED BEFORE CURVE ON HIGH STREET

13.8' BETWEEN PARKED CARS ON HIGH AT CURVE

6.6' WIDTH OF FORD EXPLORER (SQUAD CAR)

6.8' WIDTH OF DODGE RAM 1500

5.8' WIDTH OF PRIUS

6.6' WIDTH OF CHRYSLER TOWN AND COUNTRY VAN

8-9' WIDTH OF FIRE TRUCK/AMBULANCE

ORDINANCE NO. 2016-15

Ordinance to Create Section 86.114(d) of the Village of Pewaukee Code of Ordinance Regarding No Parking Designation on High Street North of Capitol Drive

SECTION I

WHEREAS there is a desire to restrict parking on High Street north of Capitol Drive due to traffic concerns regarding the corner.

SECTION II

NOW, THEREFORE, the Village Board does hereby ordain as follows:

Sec. 86.114(d). Specific Areas.

(d) High Street. No person shall park any vehicle or permit any vehicle to be or to remain parked in the village on either side of High Street from Capitol Drive to a point 395 feet north of the crosswalk.

SECTION III

All ordinances or parts of ordinances contravening the terms and conditions of this ordinance are hereby to that extent repealed.

SECTION IV

The several sections of this ordinance shall be considered severable. If any section shall be considered by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the other portions of the ordinance.

SECTION V

This ordinance shall take effect upon passage and publication or posting as approved by law, and the Village Clerk shall so amend the Code of Ordinances of the Village of Pewaukee, and shall indicate the date and number of this amending ordinance therein.

Passed and adopted this _____ day of _____ 2016 by the Village Board of the Village of Pewaukee.

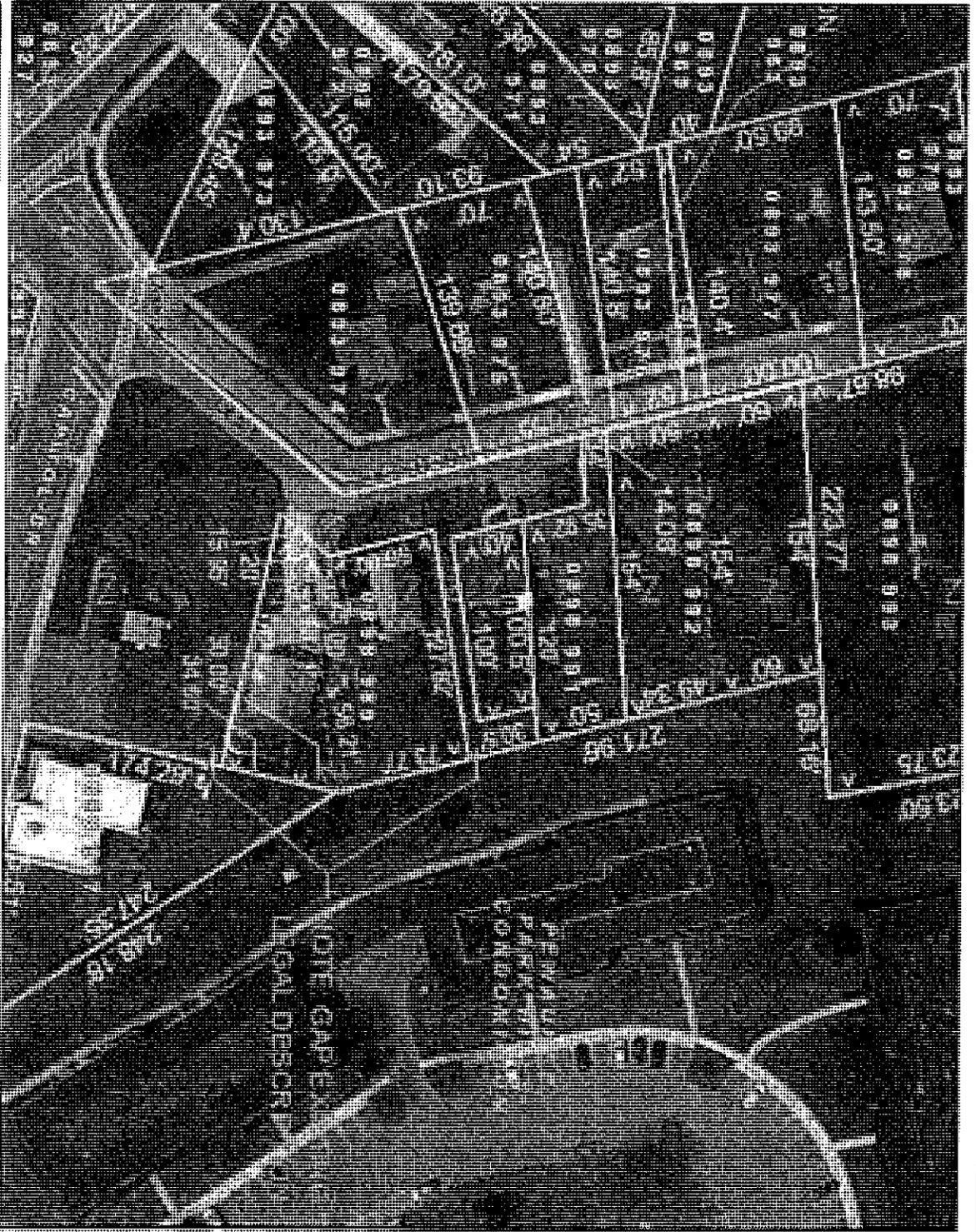
APPROVED:

Jeffrey Knutson, Village President

Countersigned:

Chaz Schumacher, Village Clerk

Waukesha County GIS Map



The information and depictions herein are for informational purposes and Waukesha County specifically disclaims accuracy in this reproduction and specifically admonishes and advises that if specific and precise accuracy is required, the same should be determined by procurement of certified maps, surveys, plats, Flood Insurance Studies, or other official means. Waukesha County will not be responsible for any damages which result from third party use of the information and depictions herein, or for use which ignores this warning.

- Legend**
- Simultaneous Conveyance
 - Assessor Plat
 - CSM
 - Condo Plat
 - Subdivision Plat

NOTES:
Printed: 8/29/2016





To: Jeff Knutson, President
Village Board

From: Scott A. Gosse
Village Administrator

Date: September 14, 2016

Re: Agenda Item 6a, Resolution No. 2016-05, Resolution to Approve Façade Improvement Loan Application for Mangold Holdings LLC and Heather and Michael Mangold

BACKGROUND

This matter was deferred at the September 6th Village Board meeting pending information regarding the financials of the façade loan program along with looking at capping the amount of the façade loans at \$15,000. A separate resolution has been prepared for Village Board consideration to cap the amount of a loan at \$15,000. The following provides a summary of the current façade loan program

As you will recall, Mangold Holdings LLC, owner of the property at 126 Main Street where Mangold Creative has submitted an application for a façade loan (copy of application provided with the September 6th meeting packet).

ACTION REQUESTED

The action requested of the Village Board is to review the façade loan application by Mangold Holdings LLC and Heather and Michael Mangold. Should the Village Board concur and approve of the application, the action requested of the Village Board is to approve Resolution No. 2016-05.

ANALYSIS

The Village Board inquired about the amount of any outstanding façade loans and the amount of the balance in the Downtown Loan Fund.

One façade loan is currently in the repayment process. Facility Services Group received a loan in 2005 with payments first beginning in 2008 due to a three year deferral under the old façade loan rules. There is currently a balance of \$6,546.50 outstanding on this loan for which the repayment amount is \$1,000 per year. The final loan payment is scheduled to be made in 2023.

There is currently a total balance of \$6,456.68 in the Downtown Loan Fund. With regard to the overall unassigned General Fund fund balance, the 2015 financial statements indicated that the Village, at the end of 2015, had an unassigned fund balance of \$2,666,649. This amount represents 40% of the budgeted 2016 expenditures and assumes the use of \$297,465 of fund balance to balance the 2016 budget. Based upon current budget estimates, we are currently projecting the use of approximately \$25,000 of fund balance for the 2016 budget.

The following is a review of the application submitted by Mangold Holdings:

The work proposed to be covered is related to landscaping and paving portion of the property redevelopment. Heather and Mike Mangold received approval from the Plan Commission at its March 12, 2015 meeting for the architectural changes to the building from its former use as the Masonic Lodge (replacement of doors and windows, stucco and masonry work, exterior lighting, exterior painting, and gutter/downspout replacement). The cost of the work already performed, based upon information provided by the applicants, is approximately \$63,000.

The proposed work would comply with the requirements of the façade loan program as “landscaping, pedestrian improvements, signage and exterior improvements related to ADA may be included in a project application if they are directly related to a larger project”. The Village Board could consider the work completed by the Mangold’s thus far as the larger project. The estimated cost for the proposed work is \$16,197.08 based upon quotes provided by the Mangold’s. They are requesting the full amount of the proposed landscaping and pavement work to be funded by the Façade Loan Program with the work already completed as their matching portion.

The difference between the loan application amount and the balance of the loan fund is \$9,740.04. The difference between \$15,000 and the loan fund balance is \$8,543.32.

Section 7(A), Loan Terms, of the current Façade Loan Policy Guidelines states that maximum loan granted under the program shall be \$15,000 per building, noting that in 7(A)(1) the following language:

“The Village Board reserves the right under this program to exceed the maximum loan amount of \$15,000 per building on a case by case basis when: the size of the building coupled with the proposed project would result in a significant impact on the downtown that would exceed the typical project under the program, and the project proposed goes beyond maintenance to improving the architectural value of the building to the downtown as determined by the Village Board.”

The Village Board could utilize fund balance to fund the loan and return the funds to fund balance as the loan payments are made to facilitate this loan should the Village Board deem this a project it would like to support through the Façade Loan process.

Attachments

RESOLUTION NO. 2016-05**Resolution to Approve Façade Improvement Loan Application for
Mangold Holdings LLC and Heather and Michael Mangold**

WHEREAS, the Village of Pewaukee has established a facade loan improvement program for certain portions of the Downtown of the Village; and

WHEREAS, Mangold Holdings LLC and Heather and Michael Mangold have submitted an application for participation in the program for their property at 126 Main Street, Tax Key No. PWV0899-911; and

WHEREAS, the applicant has already completed façade and exterior improvements for the property in 2015; and

WHEREAS, the applicant has submitted a proposal to improve the landscaping and pave the parking lot for the property; and

WHEREAS, it is estimated that the cost of the proposed landscaping and parking lot improvements would be \$16,197.08; and

WHEREAS, the Village has determined that the property is within the district for which facade improvement loans are permitted; and

WHEREAS, the applicants have submitted a complete application to the Village and have provided the information as required under Resolution No. 2009-08 of the Village of Pewaukee; and

WHEREAS, the Village has received verification that financing has been or will be obtained for the project for which the application for funding is being made; and

WHEREAS, the proposed landscape and parking lot plan was reviewed and approved by the Village Plan Commission at a meeting on March 12, 2015; and

WHEREAS, verification has been received by the Village of the existence of adequate property insurance coverage as well as payment of taxes.

NOW, THEREFORE, BE IT RESOLVED by the Village Board of the Village of Pewaukee that the application for the participation by Mangold Holdings LLC and Heather and

Michael Mangold, individually, in the Village of Pewaukee facade loan program, is hereby determined to be complete and further that the applicant has met all necessary eligibility requirements for participation of the program as required under Village of Pewaukee Resolution No. 2009-08.

BE IT FURTHER RESOLVED that the Village Board hereby authorizes the lending to the applicants, Mangold Holdings LLC and Heather and Michael Mangold, the total sum of \$16,197.08 subject to the terms of the facade loan program as set forth in Village of Pewaukee Resolution No. 2009-08, as well as the terms of the note, loan agreement and mortgage which shall be prepared in a form acceptable to the Village Administrator and Attorney.

BE IT FURTHER RESOLVED that the Village President, Village Administrator and Village Clerk are authorized to prepare and execute such documents as may be necessary to effectuate and carryout the intention of these resolutions.

Dated this _____ day of _____, 2016.

APPROVED:

Jeff Knutson, Village of Pewaukee President

Countersigned:

Scott A. Gosse, Village of Pewaukee Administrator

Certified:

Chaz Schumacher, Village of Pewaukee Clerk



To: Jeff Knutson, President
Village Board

From: Scott A. Gosse
Village Administrator

Date: September 15, 2016

Re: Agenda Item Cb, Resolution No. 2016-06, Resolution to Acknowledge and Accept the Van Horn Family and Friends Donation for the Pewaukee River Pedestrian Bridge Project

BACKGROUND

Attached for your review and consideration please find a copy of a draft resolution acknowledging and accepting the generous donation offer from the Van Horn Family and Friends for a covered wooden pedestrian bridge over the Pewaukee River.

ACTION REQUESTED

The action requested of the Village Board is to consideration adoption of Resolution No. 2016-06, Resolution to Acknowledge and Accept the Van Horn Family and Friends Donation for the Pewaukee River Pedestrian Bridge Project.

Attachment

Resolution No. 2016-06

Resolution to Acknowledge and Accept the Van Horn Family and Friends Donation for the Pewaukee River Pedestrian Bridge Project

WHEREAS, the Pete Van Horn Family and Friends have offered a donation of \$100,000 for the construction of a wooden covered bridge across the Pewaukee River as outlined in their offer letter dated February 17, 2016 (copy attached); and

WHEREAS, the Van Horn Family and Friends have reaffirmed their donation on September 6, 2016 (copy attached); and

WHEREAS, the Pewaukee River Partnership has offered to coordinate the efforts and perform the work necessary to move forward with the construction of the bridge to be constructed through the Van Horn Family's donation.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Village Board of the Village of Pewaukee that it hereby accepts and acknowledges the generous donation from the Van Horn Family and Friends for the Pewaukee River Pedestrian Bridge project.

BE IT FURTHER RESOLVED, that the Village Board extends its appreciation to the Van Horn Family for its civic philanthropy through the offer of this donation.

Dated this _____ day of _____, 2016.

APPROVED:

Jeff Knutson, Village of Pewaukee President

Countersigned:

Chaz Schumacher, Village of Pewaukee Clerk

TO: Pewaukee Village Board (Meeting – 2/17/16)

RE: Gift by Van Horn Family and Friends

RE: Possible Memorial Bridge for Pedestrian across Pewaukee River

Donation amount - \$50,000

100,000 PVA

Preferred Type of Bridge – Open covered bridge with roof and flower boxes

Material Preference – Wood

Foundation: Use existing 3 with any structural reinforcement (hopefully using poured-reinforced concrete)

Time Frame – Completion by late Fall (2016)

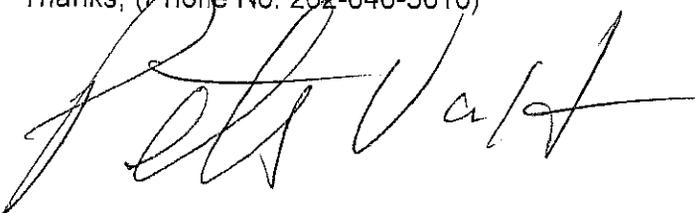
Money availability and Memorial Fund already established at Waukesha State Bank, Pete Van Horn, Mary Peterson (Daughter) and 1 Bank Officer will need to sign off.

Village may appoint committee of at least 3 to review design, keeping historical significance, etc. in mind.

Pewaukee Women's Club already agreed to maintain all flowers on a regular basis.

The Van Horns'
Mark, Brian, Mary (Peterson)
& Pete

Thanks, (Phone No. 262-646-3610)



FEB 16 2016

Memo

Date: September 6, 2016

To: Pewaukee Village Board
Jeffrey Knutson, President

From: Pete Van Horn, P.E., Retired

Re: Pewaukee River Bridge

This is a reconfirm the Van Horn's family commitment of \$100,000 to build a wooden covered bridge across the Pewaukee River.

The construction needs to start soon, as winter is coming.

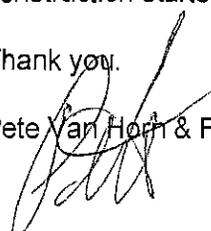
We appreciate and support the local volunteers to build the bridge.

There is ample room in the WE Energies right of way behind the Siepmann/Hexagon building to get it built. The existing Historical Railway Foundations have been proven to be very adequate.

Please help us at the Village Board meeting on Tuesday, September 6, to get the construction started.

Thank you.

Pete Van Horn & Family





To: Jeff Knutson, President
Village Board

From: Scott A. Gosse
Village Administrator

Date: September 14, 2016

Re: Agenda Item 06, Resolution No. 2016-07, Resolution to Amend the Downtown Building
Façade Renovation Loan Program Policy Guidelines

BACKGROUND

This matter is on the agenda at the request of the Village Board from its September 6th meeting as there was discussion about capping the amount of the façade loans at \$15,000.

ACTION REQUESTED

The action requested of the Village Board is to review Resolution No. 2016-07, Resolution to Amend the Downtown Building Façade Renovation Loan Program Policy Guidelines and to adopt this resolution should it meet with the goal of the Village Board.

ANALYSIS

The attached resolution would remove Section 7(A)(1) from the Policy Guidelines. This section of the Guidelines currently allows the Village Board to exceed the \$15,000 maximum loan amount on a case by case basis if the Village Board deems certain conditions relating to the project are met.

Attachment

RESOLUTION NO. 2016- 07

**RESOLUTION TO AMEND THE DOWNTOWN BUILDING FAÇADE
RENOVATION LOAN PROGRAM POLICY GUIDELINES**

WHEREAS, the Village of Pewaukee Village Board adopted a Resolution on July 16, 1996 supporting the Wisconsin Main Street Program and the creation of Positively Pewaukee as the administrator of the Village’s Main Street Program; and

WHEREAS, the Village Board created the Downtown Building Façade Renovation Loan Program in 2003 to encourage downtown businesses to undertake business façade improvements to enhance the appearance of the downtown and overall community; and

WHEREAS, the Village Board desires to cap the loan amount at \$15,000.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Village Board of the Village of Pewaukee hereby amends Downtown Building Façade Renovation Loan Program Policy Guidelines as outlined in the attached document (Attachment A).

Passed and adopted this _____ day of _____, 2016.

APPROVED:

Jeff Knutson, Village of Pewaukee President

Countersigned:

Chaz Schumacher, Village of Pewaukee Clerk

Attachment A
Village of Pewaukee

**Downtown Building Facade Renovation Loan Program
Policy Guidelines**

- I. **PURPOSE:** The Village's intent in establishing this loan fund is to encourage downtown business owners to undertake business facade improvements. Physical improvements to structures downtown will assist in spurring economic vitality downtown. By improving the exteriors of commercial buildings downtown, the Village will enhance the appearance of the downtown and the community as a whole overall. The resulting effect will be the attraction of new businesses to downtown and to the community as well as the retention and expansion of existing businesses.

- II. **OBJECTIVES:** The Building Facade Renovation Loan Fund Program has the following objectives.
 - A. To renovate or rehabilitate commercial properties so as to prevent or eliminate deteriorating conditions.
 - B. To attract and retain businesses downtown.
 - C. To retain jobs and bring additional employment opportunities to the Village.
 - D. To make use of funds the Village has set aside for the enhancement of the Village's downtown and Lakefront both of which are deemed assets of the Village.
 - E. To spur activity which will provide return to the Village by way of physical improvements accomplished which may not otherwise have occurred.

- III. **ELIGIBLE ACTIVITIES:** Loans shall be made to eligible owners of buildings consistent with criteria established within this policy, and only for the following:
 - A. Permanent exterior improvements to a building that serve to enhance the architectural design and aesthetic value of the building, including the front, rear and sides of the building. Where applicable, alterations to historic buildings must be consistent with the original architectural design of the building.
 - B. Landscaping, pedestrian improvements, signage and exterior improvements related to ADA may be included in a project application if they are directly related to a larger project.

- IV. **INELIGIBLE ACTIVITIES OR PROJECTS:** The following shall be ineligible for any loan hereunder:
 - A. Any expense incurred prior to written notification of approval of the loan.

- B. Internal improvements to buildings.
- C. Expenditures incurred with regard to acquiring inventory.
- D. Working capital.
- E. Property acquisition.
- F. Buildings or businesses owned or operated by non-profits.
- G. No loan shall be made under this program to any person, firm or corporation where a conflict of interest would occur as a result of such loan.
- H. Residentially used property unless 50% or more of the building is used for commercial purposes.
- I. A project which is 100% new construction.
- J. Proposed project is for ineligible uses based on zoning district requirements.
- K. Property is ineligible as it is not within the program area. Owner does not have sufficient equity in the building to be mortgaged and in the opinion of the Village is not a good credit risk.
- L. Project proposed is not consistent with the architectural integrity of the building or the downtown as determined by the Village Board.
- M. Re-roofing or roof modifications.
- N. No loan shall be made by the Village as is otherwise prohibited by law.
- O. The proposed project is not consistent with the Village's master plan and/or the structure being improved is a non-conforming use under the Village Zoning Code.

V. ELIGIBLE PROPERTIES

- A. A building to be renovated or project to be undertaken must be owned by those who are citizens of the United States.
- B. The building must be located in the program target area (see attached map) which shall be the Main Street Program area as may be amended from time to time by the Wisconsin Main Street Program.

VI. FINANCING MECHANISM: The financing mechanism to be used in conjunction with this program will be a direct loan to the applicant from the Village. The loan shall be secured by a mortgage and note for the property involved in the project.

VII. LOAN TERMS: All loans granted under this program shall be subject to the following terms and conditions:

- A. The minimum loan granted under this program shall be \$1,500 and the maximum loan shall be \$15,000 per building.
 - 1. ~~The Village Board reserves the right under this program to exceed the maximum loan amount of \$15,000 per building on a case by case basis when the size of the building coupled with the proposed project would result in a significant impact on the downtown that would exceed the typical project under the program, and the project proposed goes beyond maintenance to improving the architectural value of the building to the downtown as determined by the Village Board.~~
- B. The amount of the loan will be established as a matching amount to the amount of funds the owner/applicant is investing in the project on a cash basis which shall be

documented through paperwork submitted to the Village following completion of the work. The Village will provide the loan proceeds as a reimbursement following completion of work that was approved by the Village Plan Commission within 15 business days following submission of documentation by the owner/applicant to the Village.

- C. The loan shall be at 0% interest and for a term of ten years.
- D. The loan obligation shall be paid in ten equal annual installments commencing on July 1st of the second year following completion of the project. However, in no event shall the loan repayment be less than \$1,500 per year. The determination of the date of completion shall be made in the sole discretion of the Village. The full balance of the loan shall be due immediately upon sale of the property. The loan may not be assigned without the expressed written consent of both parties. The loan may be prepaid in whole or in part at any time. If any payment is more than fifteen days late the entire remaining balance of the loan shall be immediately due and payable.
- E. Loan approval shall expire six months following the date the Village Board approves the loan unless the project has commenced.
- F. Projects must be completed within one year of Village Board approval.
- G. Project participation may be limited based on the availability of program funds.

VIII. APPLICATION PROCEDURE: The following is the application procedure for the Downtown Building Facade Renovation Loan Fund.

- A. Prior to the submission of an application for a loan, the applicant shall meet jointly with the Village Administrator and the Main St. Program Executive Director to determine if the proposed improvements conceptually will meet Village requirements with respect to the loan program, zoning, and other applicable laws, ordinances, rules and regulations. The applicant shall be responsible for complying with all Village requirements and procedures as they apply to the project.
- B. Loan applications shall be accepted and processed only after complete submission of the following to the Village Administrator:
 - 1. Completed application form including narrative explanation of the intent, scope, and anticipated time schedule of the proposed activity or project.
 - 2. Two copies of design drawings (if applicable) sufficient to accurately portray the work which is proposed including all effected elevations.
 - 3. Proposals indicating the cost of the proposed project.
 - 4. Evidence the property is insured and property taxes are paid that are due.
 - 5. Signed authorization form for the Village to use to determine sufficient equity exists to secure the loan.
 - 6. Determination by the Village Building Inspector that the building involved in the project is structurally sound (if applicable).
- C. The Village Administrator will complete initial verification of program eligibility. The Village Administrator will forward the project on to Plan Commission for review and approval as required by the Village Land Development Code. Following approval by the Plan Commission as required by the Land Development Code, the Village Administrator shall forward on to the Village Board a recommendation on loan approval to the Village Board.

- D. All loans shall be approved by the Village Board.
- E. Administrative procedures concerning the application, processing and administration of loans under this program not specifically set forth in the provisions of these policy guidelines shall be subsequently established by the Village Board.

IX. PROJECT LOAN PRIORITY: Loan applications will be processed on a first come, first eligible basis as funding under the program is available.

(Drafted 9/5/02, Revised 9/20/02, rev. 9/25/02)

Adopted February 4, 2003
Revised and Adopted May 17, 2005
Revised and Adopted March 3, 2009
Revised and Adopted _____

DRAFT



To: Jeff Knutson, President
Village Board

From: Scott A. Gosse
Village Administrator

Date: September 14, 2016

Re: Agenda Item 8a, Discussion and Possible Action on Revaluation Agreement with Associated Appraisal Consultants, Inc

BACKGROUND

This matter is on the Village Board agenda at the request of Trustee Calder. Attached for your review and consideration please find a copy of the revaluation proposal for 2017 with Associated Appraisal Consultants. Mr. Dean Peters with Associated Appraisal Consultants will be in attendance at the meeting to respond to any questions regarding the proposal.

ACTION REQUESTED

The action requested of the Village Board is to consider approval of the proposal for revaluation assessment services for 2017 in the amount of \$167,800 with Associated Appraisal Consultants, Inc.

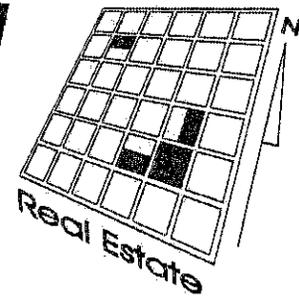
ANALYSIS

Section 1 of the proposal outlines the general aspects of the agreement including the scope of service, personnel (carrying a photo ID and vehicle marked with company name), public relations, etc. Section 2 notes that the field appraisal would be a physical inspection of the properties in the Village, the form of the property records and the methods used for assigning value to properties. The cost for this service would be \$167,800 and would be billed on a monthly basis for services and expenses incurred by Associated Appraisal in the previous month. A 5% retainer would be held by the Village until completion of the full revaluation and the final adjournment of the Board of Review. As a reminder, the cost for this service has been included in the draft 2017 budget.

Attachment

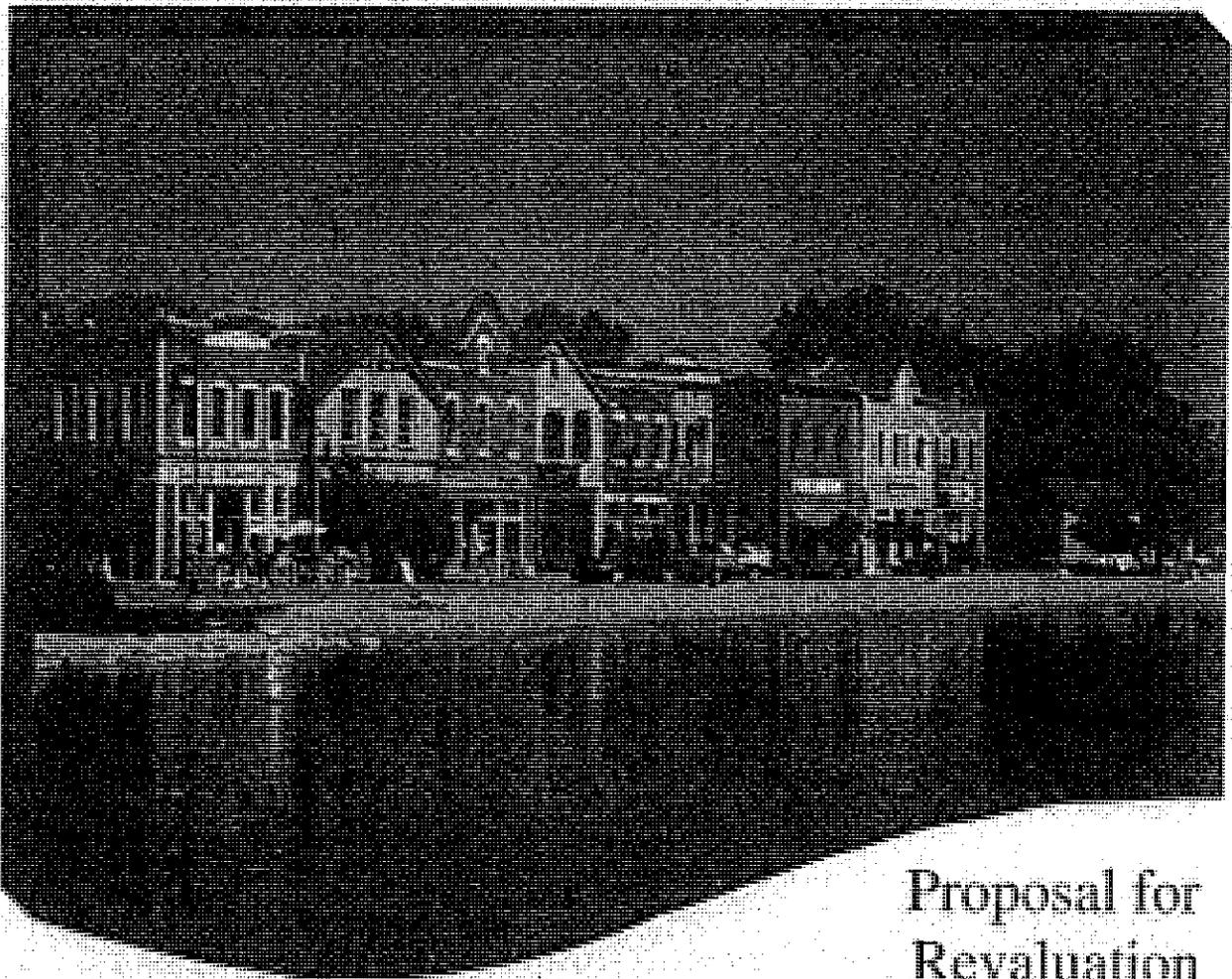
***Associated Appraisal
Consultants, Inc.***

Appleton ■ Hurley ■ Lake Geneva



VILLAGE OF PEWAUKEE

Waukesha County



**Proposal for
Revaluation
Assessment Services
2017**

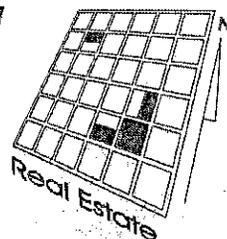
**AGREEMENT FOR
REVALUATION
ASSESSMENT SERVICES**

Prepared for the
VILLAGE OF PEWAUKEE
Waukesha County

By

***Associated Appraisal
Consultants, Inc.***

Appleton ■ Hurley ■ Lake Geneva



1314 W. College Avenue | P.O. Box 2111
Appleton, WI 54912-2111
Phone (920) 749-1995/Fax (920) 731-4158

Lake Geneva Office
Walworth County
P.O. Box 1114
Lake Geneva, WI 53147-1114

Ironwood, Michigan Office
N10257 Lake Road
Ironwood, MI 49938

Hurley Office
Iron County
P.O. Box 342
Hurley, WI 54534-0342

**SECTION I
GENERAL AGREEMENTS**

This agreement is made by the **Village of Pewaukee, Waukesha County, State of Wisconsin**, hereinafter referred to as "Municipality."

AND

ASSOCIATED APPRAISAL CONSULTANTS, INC., whose principal office is located at 1314 W. College Avenue, Appleton, WI 54914, hereinafter referred to as "Assessor."

In consideration of the promises and agreements hereinafter set forth, and in consideration of the execution of those promises, both parties agree to the following:

1. SCOPE OF SERVICE:

Assessor shall perform a revaluation of all taxable real estate in the Village of Pewaukee, Waukesha County, State of Wisconsin, pursuant to Wisconsin Statutes 70.05(5), for the assessment year of 2017, for which service the Municipality agrees to pay Assessor the sum of compensation outlined in Section V of this agreement. All services rendered shall be completed in full accordance and compliance with Wisconsin Statutes, the Wisconsin Property Assessment Manual and all rules and regulations officially adopted and promulgated by the Wisconsin Department of Revenue as of the date of this agreement.

2. ASSIGNMENT OF CONTRACT:

Assessor will not assign, subcontract or transfer this agreement or any part of this agreement without written approval from the Municipality.

3. PERSONNEL:

Assessor shall provide certified, experienced and competent employees of good character to perform all work necessary during the various phases of the revaluation program. All field staff members shall carry a photo identification tag and drive a vehicle clearly marked with our company name. In the event that the Municipality shall at any time during the program consider the services of any employee to be unsatisfactory, Assessor shall immediately remove such employee upon written request.

4. INSURANCE:

Assessor shall maintain during the term of this contract full insurance coverage to protect and hold harmless the Municipality. Insurance shall include: (a) worker's compensation in compliance with state laws, (b) comprehensive general and public liability covering operation, (c) comprehensive automobile liability and property damage with coverage to include owned, hired, and non-hired motor vehicles used by Assessor, and (d) proper and sufficient insurance to cover loss of records withdrawn from the Municipality by Assessor for its use as well as records in process under this agreement. Assessor shall not be responsible for loss of records destroyed by fire, theft, or Act of God while kept in the office supplied by the Municipality.

Limits of liability shall not be less than:

General Liability:

General Aggregate	\$ 2,000,000
Products/Completed Operations	\$ 1,000,000
Each Occurrence	\$ 1,000,000
Personal & Advertising	\$ 1,000,000
Fire Damage	\$ 200,000
Medical Expense	\$ 10,000

Worker's Compensation:

Bodily Injury by Disease-Each Employee	\$ 100,000
Bodily Injury by Disease-Policy Limit	\$ 500,000
Bodily Injury by Accident-Each Accident	\$ 100,000

Comprehensive Auto Liability:

Combined Single Limit of Liability:	\$ 1,000,000
-------------------------------------	--------------

A certificate from the insurance carrier attesting to coverage shall be provided to the Municipality. The insurance provider will be authorized to transact business in the State of Wisconsin.

Liability for bodily injury, disability, and/or death of employees or any person or for damage to property caused in any way, directly or indirectly, by the operations of the Assessor within the Municipality shall be assumed by that Assessor and the Assessor shall indemnify and hold harmless the Municipality against all claims, actions, proceedings, damages, and liabilities, including reasonable attorney's fees, arising from or connected with the Assessor's activities in connection with the services provided to the Municipality, including but not limited to, any acts or omissions of the Assessor, the Assessor's employees, agents, representatives and any other person doing business with Assessor. This paragraph is not to be in conflict with Sec. 893.89(4), Wis. Stats.

5. ROLE OF ASSESSOR:

Assessor shall assume the appointed office of village assessor as per Wisconsin Statutes 70.05(1) for the duration of this contract and shall perform all statutory duties appertaining to such office. As such the Municipality shall hold harmless Assessor from all claims and liabilities relating to the assessment or taxation of property, including but not limited to claims made under Statutes 74.35, 74.37 and circuit court claims, unless otherwise specified in this agreement.

6. PUBLIC RELATIONS:

During the course of the revaluation, Assessor shall carry on a suitable program of public information in a manner dictated by experience to be most effective and productive, and of such nature that will allow the Municipality to actively participate. This program shall include a general mailing to all property owners with information regarding the revaluation process. If necessary, the program shall include the furnishing of speakers, holding press conferences and preparing press releases. Upon written request, Assessor agrees to meet with the governing body of the Municipality to discuss areas of work such as public relations, procedures, progress, valuations and concerns.

7. DURATION:

Assessor shall complete all work on or before September 30th of the year in which the revaluation services are contracted for. In the event that unforeseen circumstances delay the completion of work, an extension will be granted upon mutual agreement.

8. PUBLIC REQUESTS:

Assessor shall timely respond to all open records requests received by the Assessor. In so doing, Assessor shall comply with the confidentiality provisions of the law, including sec. 70.35(3), regarding the personal property return; sec. 70.47 (7)(af), regarding income and expense information provided to Assessor and Board of Review; and sec. 77.265, the real estate transfer returns.

9. AVAILABILITY:

Assessor shall maintain a local or toll free telephone service to receive calls from the Municipality or property owners five days a week from 8:00 a.m. to 4:30 p.m. excluding holidays. The Assessor shall maintain an internet option for communication that is available twenty-four hours per day. The Assessor shall timely respond to all inquiries within four working days or sooner. The Assessor shall copy the municipal clerk on those issues that have been raised to the clerk or board and subsequently passed on to the Assessor.

10. COMPLETION OF ASSESSMENT ROLL AND REPORTS. The Assessor shall be responsible for the proper completion of the assessment roll in accordance with current statutes and the Wisconsin Property Assessment Manual. The Assessor shall provide final assessment figures for each property to the Municipality, and the roll shall be totaled to exact balance. Assessor shall prepare and submit all reports required of the Assessor by the Wisconsin Department of Revenue including: Municipal Assessment Report (MAR), the Tax Incremental District Assessment Report (TAR), The Annual Assessment Report (AAR) and the Exempt Computer Report (ECR). Assessor shall follow the Uniform Standards of Professional Appraisal Practice (USPAP) as required by the Wisconsin Property Assessment Manual; postage is at the Assessor's expense.

**SECTION II
DATA COLLECTION & APPRAISAL**

1. FIELD APPRAISAL:

Assessor shall physically visit and inspect 100% of the taxable improved properties. Assessor shall make a careful inspection of all buildings and improvements located on such properties and shall carefully measure, list and compute the full market value for all improvements using professionally acceptable appraisal practices. All inspections will be conducted between the hours of 8:00 AM and 7:00 PM, Monday through Friday, Saturday if necessary, excluding legal holidays. Assessor and Municipality will work with the building inspector to obtain PDF's of the floor plan or blue prints for all new residential and commercial structures. Assessor will make a reasonable attempt to inspect the interiors of all dwellings and primary commercial buildings. Assessor will mail letters asking property owners to schedule appointments for interior inspections.

2. PROPERTY RECORDS:

(a) Assessor shall create a complete digital database of all parcels within the municipality, including information on each property's ownership, class, land size and use, and improvement information. The database shall be created using CAMA software and shall include digital photographs and sketches of primary improvements.

(b) Property records shall be updated utilizing CAMA software, showing the property information used as a basis for the revaluation, including the measurements of all primary building improvements. Assessment records shall include all data and material obtained and/or used for the valuation of properties.

(c) All records prepared or maintained in connection with assessments in the Municipality shall at all times be and remain the sole property of the Municipality.

(d) Within 30 days after completion of the revaluation program, Assessor shall turn over all assessment records to the Municipality, including property record cards, maps, and a computer file back-up of the electronic database.

(e) If the municipality requires a conversion of the electronic assessment records to a neutral file format, such as a text file format or a tab delimited format, the municipality agrees to pay the actual cost of such conversion.

3. DWELLING DATA:

When appraising single-family and multi-family dwellings, Assessor shall document and consider the physical characteristics and condition of the dwelling. Such characteristics shall include the type of dwelling, story height, square footage, basement area, wall construction, siding type, roof, floors, interior finish, heating system, fireplaces, plumbing fixtures, number of rooms, age, physical condition, general quality of construction, and attachments such as garages, decks and porches. Sales data and rental information will be documented and considered when applicable. All information collected will be recorded as a permanent part of the property records.

4. VACANT LANDS:

Assessor shall inspect all vacant parcels of land where access may be practicably obtained. Any vacant lands not physically inspected will be viewed by way of recent aerial photography. Sales data for vacant lands will be collected and compiled based on neighborhoods or geographic locations within the municipality. Land values will be derived from vacant and improved sales and will consider all factors that may affect resale value, such as location, size, shape, topography, zoning, utilities, current use and other factors. In developing land values, all forms, maps and land valuation tables shall be left with the Municipality. All maps such as plat maps, zoning maps or other maps needed to accurately value land will be supplied by Municipality or obtained at the Municipality's expense.

5. APPROACH TO VALUE:

Assessor shall assess all taxable real estate according to market value, as established by professionally acceptable appraisal practices, except where otherwise provided by law. Assessor shall consider the sales comparison approach, the cost approach and the income approach in the valuation of all property.

(a) **Sales Comparison Approach.** Assessor will collect, compile and analyze all available sales data for the municipality in order to become familiar with the prevailing market conditions and

activity. A detailed analysis of sales data will be prepared, including a picture book of recent residential and agricultural sales. Vacant land sales will also be compiled and analyzed. In valuing property by the sales comparison approach, subject properties will be appraised through a detailed comparison to similar properties that have recently sold, making careful consideration of similarities and differences between the subject and comparable sale properties.

(b) **Cost Approach.** The cost approach to value will be considered for all taxable improved property. Replacement costs for residential and agricultural improvements will be calculated per Volume II of the *Wisconsin Property Assessment Manual*. Replacement costs for commercial improvements will be calculated using Marshall & Swift valuation service. All accrued depreciation, including physical deterioration, functional obsolescence, and economic obsolescence will be accurately documented and deducted from current replacement costs.

(c) **Income Approach.** Consideration of the income approach to value will be made when the income or potential income generated by the real estate is deemed likely to affect the property's resale value. Data to be analyzed will include economic rents, typical vacancy rates and typical operation expense ratios. In the valuation of property by the income approach, adequate records will be prepared, showing a reconstruction of income and expenses, as well as all calculations used to arrive at market value, including formulas and capitalization rates as appropriate to the type of property being appraised.

SECTION III NOTIFICATION & DEFENSE OF ASSESSMENTS

1. ASSESSMENT NOTICES:

A notice of assessment shall be mailed for each taxable parcel of property whose assessed value has changed from the previous year. Assessor shall be responsible for the preparation and timely mailing of all assessment notices by First Class Mail. The cost of postage shall be borne by the Village Assessor. In the event that Municipality requires Assessor to send letters by certified mail, Municipality shall be responsible for the postage costs of certified mail.

2. OPEN BOOK:

At the completion of the revaluation work and following statutory requirements, the Assessor shall hold informal hearings referred to as the Open Book, prior to the Board of Review. During the Open Book, interested property owners may view the assessment roll and discuss their individual appraisals. Assessor shall take the phone calls to schedule appointments for the open book conference. Assessor shall provide necessary staff to accommodate the projected attendance. Assessor shall work with the Municipality to determine the date when the Open Book will take place. The Municipality will provide an appropriate area to conduct the Open Book. Unless otherwise specified in this agreement, the informal hearings will be held for as many days as needed.

3. BOARD OF REVIEW:

Assessor shall furnish a representative for as many days as needed to provide sworn oral testimony at the Board of Review in support of all assessed values being formally challenged. Municipality shall comply with state statutes and Department of Revenue training requirements with regard to Board of Review hearings. Municipality agrees that all Board of Review appeals must be made in a formal manner, by filing a completed Form of Objection with the Clerk at

least 48 hours before the opening of the Board of Review. In the event of any appeal beyond the Board of Review to the Department of Revenue or to the Courts, Assessor shall provide a representative to furnish testimony in defense of the values established by the revaluation for all such cases within the first 90 days after adjournment of the Board of Review for up to eight employee hours.

SECTION IV ITEMS TO BE PROVIDED BY MUNICIPALITY

1. MEETING SPACE:

Municipality shall furnish a suitable space in which to hold the Open Book conference and the Board of Review at no cost to Assessor.

2. ACCESS TO RECORDS:

Municipality shall allow access and make available to Assessor municipal records such as, but not limited to, previous assessment records and rolls, sewer and water layouts, building permits, tax records, zoning ordinances and documentation pertaining to future land use planning.

3. MAPS:

Municipality shall provide at no cost to Assessor any plat maps, zoning maps, cadastral maps, or other maps currently in the possession of the municipality. In the event that such maps necessary for our work are not in the possession of the municipality, Assessor shall obtain them from the County surveyor, Register of Deeds, or other sources at the Municipality's expense.

4. POSTAGE COSTS:

Village Assessor shall be responsible for the cost of postal services associated with the revaluation program. This cost includes, but is not limited to, a general informational mailing, written requests to view property, notices of assessment, and mailing of documents such as maps and assessment rolls. In the event that Municipality requires Assessor to send letters by certified mail, Municipality shall be responsible for the postage costs of certified mail.

SECTION V COMPENSATION & TERMS OF PAYMENT

1. COMPENSATION:

Payment shall be made on a monthly basis for services and expenses incurred during the previous month. Monthly invoices shall reflect the percentage of work completed, less 5 percent retained by the Municipality until completion of the revaluation and final adjournment of the Board of Review. All payments shall be made to: Associated Appraisal Consultants, Inc., P.O. Box 2111, Appleton, Wisconsin, 54912-2111, within thirty (30) days from the date of billing.

2. COST OF SERVICES:

Assessor shall perform all of the services stated in the above agreement for the assessment year of **2017**, according to the terms specified herein for the sum of:

One Hundred and Sixty-Seven Thousand, Eight Hundred Dollars (\$167,800.00)

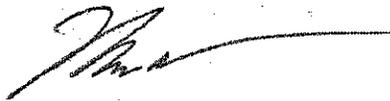
Maintenance charges shall not be incurred the revaluation year.

Optional Website Posting: The Municipality shall have the option to post their assessment data on our website for an additional cost of a penny and a half per parcel per month ($$.015 * 2945 = \44.18) payable to a third party vendor. Should the parcel count change, this cost would decrease or increase at the rate of \$.015 per parcel.

***** Please initial yes or no to post data to the website. *****

Yes No

3. SIGNATURES:



Mark Brown
President
Associated Appraisal Consultants, Inc.

8/4/2016

Date

Authorized Municipality Signature
Village of Pewaukee, Waukesha County

Date



To: Jeff Knutson, President
Village Board

From: Scott A. Gosse
Village Administrator

Date: September 13, 2016

Re: Agenda Item 8b, Discussion and Possible Action on Setting Trick or Treat Date and Time

BACKGROUND

Halloween falls on a Monday this year.

ACTION REQUESTED

The action requested of the Village Board is to set the 2016 Trick or Treat date and time for Sunday, October 30th from 4 – 6:00PM.

ANALYSIS

The City of Pewaukee recently set its trick or treat times for Sunday, October 30th from 4 – 7PM. For informational purposes, the Green Bay Packers have a noon game on Sunday, October 30th. The Village Board set the 2015 trick or treat time from 5-7:30 (noting that Halloween was on a Saturday last year).

Staff reviewed the staffing schedule with the Police Department and was advised that sufficient staffing is in place for Sunday, October 30th should the Village Board desire to schedule trick or treat for this date. Additionally, for informational purposes, staff has received calls in past years from some residents sharing that three hours is too long for trick or treat.



To: Jeff Knutson, Village President
Village Board

From: Chaz Schumacher
Village Clerk

Date: September 16, 2016

Re: Agenda Item 8C1, Issue Operator License Approval

BACKGROUND

The Village Board is the ruling body responsible for approving Operator License applications.

ACTION REQUESTED

To approve the Bartender Licenses as listed.

New Operator Permits

Billy Ho's
Angela Corona

Kwik Trip
Bradley Eynon

Park Avenue Pizza
Lisa Cato

Buffalo Wild Wings
Deborah Enteminger
Breanna Beich

Nettie's Irish Pub
John Wardman

Renewal Operator Permits

Walgreens
Rebecca Van Aacken

ANALYSIS

The bartender license applications listed above are being presented for approval. A background check has been performed and the applicants meet the requirements to hold a license in the Village of Pewaukee.

Staff recommends approval of the licenses as recommended above for the remainder of the current license term through June 30, 2017.



To: Jeff Knutson, Village President
Village Board

From: Chaz Schumacher
Village Clerk

Date: September 16, 2016

Re: Agenda Item 8C2, Approval of Temporary Class "B"/"Class B" Retailer's License(s)

BACKGROUND

The Village Board is the ruling body responsible for approving Temporary Class "B"/"Class B" Retailer's License applications.

ACTION REQUESTED

To approve the Temporary Class "B" Retailer's License application made by the Armed Forces Challenge for an Oktoberfest to be hosted by VeloCity Cycling located at 203 W. Wisconsin Avenue on Saturday, October 1, 2016. The location of the event will be in the parking lot south of the building, an area roughly 60' x 120' and east of the sidewalk. A map has been attached to the application with the area outlined.

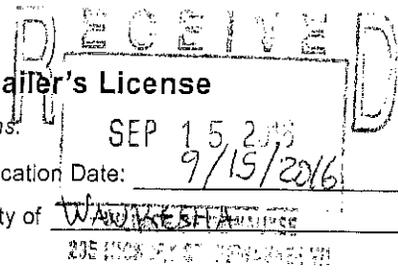
ANALYSIS

The applicant is partnering with VeloCity Cycling to celebrate the business' grand opening as 'Pewaukee Oktoberfest'. The applicant meets the requirements for a temporary Class "B" retailer's license in the Village of Pewaukee.

Staff recommends approval of the license(s) as recommended above.

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

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



FEE \$ 10.00

Application Date: 9/15/2016

Town Village City of PEWAUKEE

County of WAUKESHA

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

- A Temporary Class "B" license to sell fermented malt beverages at picnics or similar gatherings under s. 125.26(6), Wis. Stats.
A Temporary "Class B" license to sell wine at picnics or similar gatherings under s. 125.51(10), Wis. Stats.

at the premises described below during a special event beginning Oct 1st 2016 and ending Oct 1st 2016 and agrees to comply with all laws, resolutions, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages and/or wine if the license is granted.

- 1. Organization (check appropriate box) - Bona fide Club, Church, Lodge/Society, Chamber of Commerce or similar Civic or Trade Organization, Veteran's Organization, Fair Association

(a) Name Armed Forces Challenge

(b) Address 203 W Wisconsin Ave Pewaukee WI (Street) Town Village City

(c) Date organized Aug 2015

(d) If corporation, give date of incorporation

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

(f) Names and addresses of all officers: President Janis Doloschal, Vice President William M. Anderson, Secretary, Treasurer

(g) Name and address of manager or person in charge of affair: SCOTT HOGGATT

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

(a) Street number 203 W Wisconsin Ave, PEWAUKEE, WI 53072

(b) Lot Block

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

(d) If part of building, describe fully all premises covered under this application, which floor or floors, or room or rooms, license is to cover: 1/2 OF PARKING LOT SOUTH OF BUILDING, AN AREA ROUGHLY 60' X 120' & EAST OF THE SIDEWALK.

3. Name of Event

(a) List name of the event PEWAUKEE OCTOBERFEST, SPONSORED BY VELO CITY CYCLING

(b) Dates of event OCTOBER 1st, 2016

DECLARATION

The Officer(s) of the organization, individually and together, declare under penalties of law that the information provided in this application is true and correct to the best of their knowledge and belief.

ARMED FORCES CHALLENGE (Name of Organization)

Officer William M. Anderson 9/15/16 (Signature/date)

Officer (Signature/date)

Date Filed with Clerk Date Reported to Council or Board

Date Granted by Council License No.



To: Jeff Knutson, President
Village Board

From: Scott A. Gosse
Village Administrator

Date: September 15, 2016

Re: Agenda Item *8d*, Discussion and Possible Action on Donation Agreement with Pewaukee River Partnership for Pewaukee River Pedestrian Bridge

BACKGROUND

Attached for your review and consideration please find a copy of a draft donation agreement with the Pewaukee River Partnership (Partnership) regarding the Pewaukee River pedestrian bridge project. The Village Board approved turning this project over to the Partnership at its last meeting. The Donation Agreement has been drafted to outline the roles and responsibilities of the Partnership and the Village regarding this project to ensure there is clarity regarding process, permits and requirements of each.

ACTION REQUESTED

The action requested of the Village Board is to consideration approval of the donation agreement regarding the Pewaukee River Pedestrian Bridge project with the Pewaukee River Partnership.

ANALYSIS

The concept of a donation agreement is not new as this form was utilized with the Gethsemane United Methodist Church for its construction and donation of a park shelter at Valley Forge Park. The same release and insurance requirements were required for that project as are included in the attached draft agreement for the pedestrian bridge project.

The draft agreement references Exhibit A which addresses the site plan and drawings for the proposed bridge. At this time, these items remain outstanding and will need to be addressed at a point in the future.

Attachments

DONATION AGREEMENT

This Donation Agreement, hereinafter referred to as the "Agreement", is entered into by and between the Village of Pewaukee, a Wisconsin municipal corporation hereinafter referred to as the ("Village") and the Pewaukee River Partnership, Inc., hereinafter referred to as ("the Partnership") intending that this Agreement serve as a binding agreement setting forth the respective obligations, covenants, liabilities, and promises of the parties.

NOW THEREFORE, for good and valuable consideration including but not limited to allowing the construction of the pedestrian bridge on public property and private property through easements conveyed by the property owner(s), the receipt and sufficiency of which is hereby acknowledged, the parties do hereby covenant and agree as follows:

- A. The Partnership desires to construct and donate to the Village a pedestrian bridge on property owned by the Village at 201 Oakton Avenue (Koepp Park) and on property for which the Village has been granted easements for the placement of a pedestrian bridge and pathway, as detailed in the attached site plan and drawings, Exhibit A. This Agreement shall constitute permission for the Partnership to enter the park property and easements granted to the Village and to undertake construction of the pedestrian bridge as described in the site plan and drawings. The design and construction of the pedestrian bridge shall be approved and stamped by an architect and/or structural engineer licensed in the State of Wisconsin and must be approved by the Village of Pewaukee.
- B. The Partnership shall not undertake any work on this project until such time that it provides proof of comprehensive general liability insurance having a policy limit of not less than \$2,000,000 in the aggregate per event for their actions while working on the site with the Village being listed as an additional insured on a primary and noncontributory basis in form satisfactory to the Village. Said coverage shall also provide that not less than ten days notice will be provided to the Village of any termination or material modification of such coverage.
- C. The Partnership shall indemnify, defend and hold harmless the Village of Pewaukee and its agents, officers, directors and employees from and against those claims, suits, damages, or losses, including actual attorney fees, brought against or incurred by the Village, to the extent that such damages or losses are caused by the negligent acts or willful misconduct of the Partnership or its agents, officers, directors, employees or subcontractors, including but not limited to claims for mechanics liens for labor or materials.
- D. This Agreement shall be governed and construed in accordance with the laws of the State of Wisconsin. It contains the entire and complete understanding of the parties with respect to the subject matter set forth herein and may only be amended in an agreement executed by both parties.
- E. All persons who may provide volunteer service on behalf of the Partnership in constructing the pedestrian bridge shall have signed a release agreement in a form as set

forth in the attached document, Exhibit B, before providing any labor. The parties acknowledge that those persons who provide volunteer service for the Partnership in constructing this pedestrian bridge are volunteers and are specifically not employees of the Village.

- F. Upon completion of the pedestrian bridge at Koepp Park, the Partnership shall certify that the pedestrian bridge was constructed in accordance with approved plans. Upon this certification, the Partnership will not be responsible for the maintenance of the pedestrian bridge.

The Partnership shall ensure that adequate signage and barriers are erected to protect the work site and park users and that all Village ordinances, Wisconsin State Statutes and Wisconsin Administrative Code requirements are followed with respect to the permitting for the work and the construction of these improvements, including but not limited to required WI DNR permits, etc.

The parties acknowledge that the persons signing this Agreement have obtained the permission of their respective governing bodies to do so.

The parties have executed this agreement on this _____ day of _____, 2016.

Village of Pewaukee
A Municipal Corporation

Pewaukee River Partnership, Inc.

BY: _____
Village President

BY: _____
President of the Corporation

ATTEST:
BY: _____
Village Clerk

ATTEST:
BY: _____
Witness

Exhibit B to Donation Agreement

RELEASE AND INDEMNIFICATION AGREEMENT

I, _____, have agreed to provide volunteer services in conjunction with the Pewaukee River Partnership for the construction of the pedestrian bridge located in part at Koepp Park, 201 Oakton Avenue, in the Village of Pewaukee, Wisconsin. I acknowledge that this is Village of Pewaukee property and that the construction of the pedestrian bridge is not being engaged in by the Village as a Village Public Works project. Therefore, the Village is not responsible for the safety of the construction site or any injury or damage that might be caused to anyone working on this project.

In consideration of being permitted to work on Village property, I do hereby waive and hold harmless the Village, its officers, agents, insurers and assigns as and against any and all claims, actions, demands, causes of action for damages, personal injury, including death, that may arise from my working on the construction site for the pedestrian bridge at the Village of Pewaukee property at 201 Oakton Avenue. I acknowledge that construction work can be a hazardous activity and may result in personal injury or death. Being aware of this risk and further desiring to work on this project, I do hereby indemnify and hold harmless the Village of Pewaukee as and against any and all claims, demands, actions, causes of action for personal injury or property damage or any and all other claims that may arise from my work on the construction of the pedestrian bridge at the Village of Pewaukee property at 201 Oakton Avenue.

I acknowledge that I have not received any promises from the Village of Pewaukee or anyone acting on their behalf that have induced me to execute this agreement aside from what is set forth in this document. I further acknowledge that I have been given the opportunity to have this Release and Indemnification Agreement reviewed by an attorney of my choosing.

This agreement represents the complete understanding of the parties with respect to the subject matter set forth herein.

This agreement shall be governed and construed in accordance with the laws of the State of Wisconsin.

**THIS DOCUMENT HAS IMPORTANT LEGAL CONSEQUENCES.
PLEASE READ IT CAREFULLY.**

Executed this _____ day of _____, 20____.

Volunteer

Witness



To: Jeff Knutson, President
Village Board

From: Scott A. Gosse
Village Administrator

Date: September 15, 2016

Re: Agenda Item 8e, Possible Action on Agreement with R.A. SmithNational for Legal Description for Pedestrian Bridge/Path Easement

BACKGROUND

Attached please find a copy of a proposal from R.A. SmithNational for preparing the legal description/easement document for the Gregor property. As you are aware, an easement has already been granted to the Village by Snail Lake, LLC for a portion of a pedestrian pathway on their property. The fee for the proposed work is a lump sum amount of \$500.

ACTION REQUESTED

The action requested of the Village Board is to approve the attached agreement with R.A. SmithNational to allow for the preparation of a legal description for a possible easement.

ANALYSIS

The legal description is a necessary first step. Upon completion of the legal description to describe an easement for the pedestrian path and bridge landing, staff will return to the Village Board at a future meeting for Village Board consideration an agreement for appraisal and negotiation services for an easement as well as consideration of a relocation order.

Attachment

PROPOSAL

Date: September 15, 2016

Order or Project No: 1150181

Client: Village of Pewaukee
235 Hickory Street
Pewaukee, WI 53072

By: Scott Gosse
Title: Village Administrator
Phone: 262-691-5660
Fax:
E-Mail: sgosse@villageofpewaukee.com

I. PROJECT NAME/LOCATION:

Pedestrian Path Easement - 140 Wisconsin Ave

II. SCOPE OF WORK:

- | | | |
|---|---|---|
| <input checked="" type="checkbox"/> Easement Document | <input type="checkbox"/> Contract Administration | <input type="checkbox"/> Certified Survey Map |
| <input type="checkbox"/> Proposed Grade Plan | <input type="checkbox"/> Construction Cost Estimate | <input type="checkbox"/> Preliminary Plat |
| <input type="checkbox"/> Erosion Control Plan | <input type="checkbox"/> Topographic Map | <input type="checkbox"/> Plat of Subdivision |
| <input type="checkbox"/> Storm Water Management | <input type="checkbox"/> Construction Staking | <input type="checkbox"/> Condominium Plat |
| <input type="checkbox"/> Site Plumbing Plan | <input type="checkbox"/> Plat of Survey | <input type="checkbox"/> Construction Observation |
| <input type="checkbox"/> Public/Private Main Plan | <input type="checkbox"/> ALTA/ACSM Survey (Table A) | <input type="checkbox"/> Record Drawings |

III. ADDITIONAL REQUIREMENTS:

- | | |
|--|---|
| <input type="checkbox"/> Site plumbing to 5' from building | <input type="checkbox"/> Depth & Location of sanitary sewer, storm sewer, water distribution and other utilities visible or by available municipal plans |
| <input type="checkbox"/> Provide construction specification notes on plan | <input type="checkbox"/> Location of underground utilities as delineated by others (Diggers Hotline) ie. telephone, electric, gas and communication lines |
| <input type="checkbox"/> Prepare free standing specifications in CSI format | <input checked="" type="checkbox"/> Legal descriptions and exhibits for easement on two parcels |
| <input type="checkbox"/> Show recorded easements (current title commitment required) | |
| <input type="checkbox"/> Location of visible improvements | |
| <input type="checkbox"/> Topography - 1 foot contour intervals | <input type="checkbox"/> |

IV. ESTIMATED COMPLETION SCHEDULE:

The above services will be completed within two weeks of acceptance of this proposal.

V. PROFESSIONAL FEES:

The above services will be provided for a lump sum fee of \$500 plus standard and customary reimbursable expenses.

VI. CLIENT RESPONSIBILITIES:

Client shall provide R.A. Smith National, Inc. with dimensions for the easement.

VII. ACCEPTANCE:

If this proposal is acceptable, please sign and return the entire document to our office.

Deliver excellence, vision and responsive service to our clients.

STANDARD GENERAL CONTRACT TERMS FOR PROFESSIONAL SERVICES

1. All of the work described herein shall be completed in accordance with generally and currently accepted engineering and surveying principles and practices.

2. Unless otherwise specifically included in the proposal, PROFESSIONAL'S scope of work shall not include geotechnical or environmental audits for the identification of hazardous wastes, wetlands, floodplains or any other structural or environmental qualities of land or air. It is understood that the Scope and the Completion Schedule defined in the Proposal are based on the information provided by the CLIENT. Verification of the accuracy and completeness of any information provided by others is beyond the scope of this agreement. Therefore, PROFESSIONAL cannot be held responsible for any design or construction problems resulting from the use of this information.

3. PROFESSIONAL strongly recommends that a geotechnical ENGINEER be engaged in the preliminary phases of the work to conduct field investigations, and analysis and prepare a report on the soils conditions.

4. PROFESSIONAL shall not be responsible for the means, methods, techniques, sequences or procedures of construction selected by the Contractor or CLIENT, or the safety precautions and programs incident to the work of the Contractor, nor shall he be responsible for the failure of the Contractor to perform the construction work in accordance with the Contract Documents.

5. All original papers, electronic files, and documents, and copies thereof, produced as a result of this contract shall remain the property of the PROFESSIONAL.

6. In the event all or any portion of the work prepared or partially prepared by the PROFESSIONAL is suspended, abandoned, or terminated, the CLIENT shall pay the PROFESSIONAL all fees, charges and expenses incurred to date. Professional may suspend or terminate this Agreement upon seven (7) days written notice if the CLIENT fails to substantially perform in accordance with this Agreement. Failure to make payments in accordance herewith shall constitute substantial nonperformance.

7. PROFESSIONAL cannot be held responsible for project schedule delays caused by weather, violence, acts of God, and public agencies or private businesses over which it has no control. PROFESSIONAL shall act only as an advisor in all governmental relations. Such delays as caused by said occurrences, if not solely the result of PROFESSIONAL'S failure to meet submittal deadlines, may result in adjustments to said schedules and estimates/fees.

8. All electronic files transferred to CLIENT or his DESIGNEE by PROFESSIONAL are provided solely for the convenience of the CLIENT and are warranted only to the extent that they conform to the original document(s) produced by PROFESSIONAL. All electronic file(s) are transmitted in trust for the sole use of the CLIENT and his DESIGNEE and acceptance constitutes assumption of responsibility for its use and safekeeping. Any use by third parties shall be at the sole risk of the CLIENT. Any alterations to or tampering with the files shall constitute the agreement of the CLIENT to release, defend and hold harmless PROFESSIONAL from all claims and causes of action by said CLIENT and third parties.

9. Payment for invoices is due upon receipt; amounts outstanding after 30 days from the date of invoice will be considered delinquent and subject to a service charge at the rate of 1% compounded monthly. Invoices will usually be sent monthly for work performed during the previous month. CLIENT understands, and agrees to pay for all services rendered regardless of CLIENT'S ability or inability to proceed with the project for any reason, gain governmental approvals or permits, or secure financing for the project. The CLIENT shall provide PROFESSIONAL with a clear, written statement within twenty (20) days of the date of the invoice of any objections to the invoice. Failure to provide such a written statement shall constitute acceptance of the invoice as submitted. PROFESSIONAL reserves the right to immediately suspend work and/or terminate this agreement due to lack of timely payment of uncontested invoices by CLIENT.

The CLIENT further agrees to pay PROFESSIONAL any and all expenses incurred in recovering any delinquent amounts due, including attorney's fees and court costs.

10. The CLIENT agrees to limit PROFESSIONAL, by its agents or employees, total liability to the CLIENT and to all Construction Contractors and Subcontractors on the Project, due to PROFESSIONAL'S professional negligent acts, errors, omissions, strict liability, breach of contract, or breach of warranty and for any and all injuries, claims, losses, expenses, damages, or claim expenses arising out of this Agreement from any cause or causes, such that the total aggregate liability of PROFESSIONAL to those named shall not exceed the percentage share that PROFESSIONAL'S negligence bears to the total negligence of all negligent entities and individuals, and shall not exceed Fifty Thousand Dollars (\$50,000.00) or the total fee for services rendered under this Agreement, whichever is less.

11. Both parties agree that all disputes, including, but not limited to errors, liability, claims for services and fees, expenses, losses, etc., shall, at the sole and exclusive option of PROFESSIONAL, be submitted for non-binding mediation, a prerequisite to further legal proceedings. PROFESSIONAL shall have the sole and exclusive right to choose the mediator. Any fees and/or expenses charged by the mediator shall be shared equally

between PROFESSIONAL and CLIENT.

12. Nothing contained in this Agreement shall create a contractual relationship with or a cause of action in favor of a third party against either the CLIENT or the PROFESSIONAL. The PROFESSIONAL'S services under this Agreement are being performed solely for the CLIENT'S benefit, and no other entity shall have any claim against the PROFESSIONAL because of this Agreement or the performance or nonperformance of services hereunder. The CLIENT agrees to include a provision in all contracts with contractors and other entities involved in this project to carry out the intent of this paragraph.

13. AS REQUIRED BY THE WISCONSIN LIEN LAW, PROFESSIONAL HEREBY NOTIFIES CLIENT THAT PERSONS OR COMPANIES FURNISHING LABOR FOR ENGINEERING OR SURVEYING FOR THE CONSTRUCTION ON OWNER'S LAND, MAY HAVE LIEN RIGHTS ON OWNER'S LAND AND BUILDING IF NOT PAID. THOSE ENTITLED TO LIEN RIGHTS, IN ADDITION TO THE UNDERSIGNED, ARE THOSE WHO GIVE THE CLIENT NOTICE WITHIN 60 DAYS AFTER THEY FIRST FURNISH LABOR OR MATERIALS FOR THE CONSTRUCTION. ACCORDINGLY, CLIENT PROBABLY WILL RECEIVE NOTICES FROM THOSE WHO FURNISH LABOR OR MATERIALS FOR THE SURVEYING OR ENGINEERING SERVICES, AND SHOULD GIVE A COPY OF EACH NOTICE RECEIVED TO THE OWNER AND MORTGAGE LENDER, IF ANY. PROFESSIONAL AGREES TO COOPERATE WITH THE CLIENT AND THE CLIENT'S LENDER, IF ANY, TO SEE THAT ALL POTENTIAL LIEN CLAIMANTS ARE DULY PAID, IF APPLICABLE.

R.A. Smith National, Inc.
16745 West Bluemound Road, Suite 200
Brookfield, Wisconsin 53005
Gary E. Raasch, P.E.
Senior Project Manager

PROFESSIONAL

By: [Signature]

Date: September 15, 2016

PROJECT: Pedestrian Path Easement - 140 Wisconsin Ave

The above and foregoing proposal is hereby accepted and PROFESSIONAL is authorized to proceed with the work.

Village of Pewaukee
235 Hickory Street
Pewaukee, WI 53072

CLIENT

By: _____

CLIENT and R.A. Smith National, Inc. agree that digital and electronically reproduced signatures such as by facsimile transmission or email are valid for execution or amendment of this Agreement and that electronic transmission/facsimile is an authorized form of notice to proceed.

Printed Name: _____

Title: _____ Date: _____

©2016 R.A. SMITH NATIONAL, INC.

GENERAL FUND

Accounting Checks

Posted From: 8/01/2016 From Account: 110-00-11100-000-000
 Thru: 8/31/2016 Thru Account: 960-00-57610-000-000

Check Nbr	Check Date	Payee	Amount
56517	8/05/2016	AT& T	
ACCT 262 691-2425 080 7 SECURITY VH/PD			
110-00-51600-000-310		VILLAGE HALL MAINTENANCE	97.50
ACCT 262 691-2425 080 7 SECURITY VH/PD			
Total			97.50
<hr/>			
56518	8/05/2016	AUTOMOTIVE PARTS & EQUIPMENT CORPORATION	
ACCT 2080/PARTS & SUPPLIES			
600-00-50605-002-000		MAINT. OF WELLS & EQUIP/MATER.	1.59
IN 037610/FITTING/WELL 5 BUBBLER SYS			
700-00-50822-010-000		PUMP STATION #1 EQUIP MAINT	10.68
IN 038132/V-BELT//LIFT 1			
110-00-53310-000-311		GARAGE EXPENSES	35.99
IN 038221/LACQUER THINNER/DPW			
Total			48.26
<hr/>			
56519	8/05/2016	AYRES ASSOCIATES	
PROJ 24-0297.00/2016 BRIDGE INSPECTIONS			
110-00-53100-000-120		OUTSIDE CONTRACTED ENGINEERING	800.00
INV 164165/2016 BRIDGE INSPECTIONS			
Total			800.00
<hr/>			
56520	8/05/2016	BAKER & TAYLOR BOOKS	
ACCT 215658/LIBRARY BOOKS			
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	128.73
INV 2032154045/LIBRARY BOOKS			
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	81.88
INV 2032159239/LIBRARY BOOKS			
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	49.73
INV 2032162223/LIBRARY BOOKS			
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	330.89
INV 2032162272/LIBRARY BOOKS			
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	14.53
INV 2032162291/LIBRARY BOOKS			
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	212.00
INV 2032163033/LIBRARY BOOKS			
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	106.95
INV 2032165324/LIBRARY BOOKS			

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Check Nbr	Check Date	Payee	Amount
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	126.43
		INV 2032168600/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	67.43
		INV 2032174576/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	106.35
		INV 2032174661/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	267.52
		INV 2032175886/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	284.40
		INV 2032184796/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	16.20
		INV 2032155387/LIBRARY BOOKS	
Total			1,793.04
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56521	8/05/2016	BIBLIOTHECA LLC	
		CUST 0000102/LIBRARY SELF CHECK BOXES	
900-00-55110-000-144		LIBRARY-MILEAGE, SUPPLIES, ETC	142.00
		IN S10015823-US/SELF CHECK BOXES/LIBRARY	
Total			142.00
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56522	8/05/2016	CITY OF PEWAUKEE	
		SHARED PARK & RECREATION/AUGUST 2016	
110-00-55200-000-000		PARKS	12,476.08
		PARKS 1/12 BUDGET/AUGUST 2016	
110-00-55300-000-000		RECREATION PROGRAMS	11,526.92
		RECREATION 1/12 BUDGET/AUGUST 2016	
Total			24,003.00
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56523	8/05/2016	CITY OF PEWAUKEE	
		IN 2016-07/BUILDING INSPECTIONS/JUL 2016	
110-00-52400-000-100		BUILDING INSPECTION CONTRACT	7,905.44
		IN 2016-07/BUILDING INSPECTIONS/JUL 2016	
Total			7,905.44
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56524	8/05/2016	CITY OF PEWAUKEE	
		IN 02905/RUBBER TIRE EXCAVATOR USAGE/LAI	
960-00-55200-000-156		GROUNDS & MAINTENANCE	440.00
		IN 02905/RUBBER TIRE EXCAVATOR USAGE/LAI	
Total			440.00

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56525	8/05/2016	COREY OIL LTD CUST 109676/FUEL	
110-00-53330-000-310		EQUIPT. MAINT. GEN. OPERATION IN 834955/834956/FUEL/DPW	2,314.76
600-00-50700-001-000		TRUCK EXPENSE/GAS/OIL/RADIO IN 834955/834956/FUEL/WATER	208.04
110-00-52100-000-310		POLICE VEHICLE MAINTENANCE IN 834955/834956/FUEL/POLICE	2,252.59
650-00-53310-000-310		FUEL EXPENSE/SWEEPER IN 834955/834956/FUEL/STORM WATER	1,235.94
700-00-50835-002-000		MAINT. REPAIR/REHAB./VEH MAINT IN 834955/834956/FUEL/SEWER	904.44
950-00-52100-000-310		VEHICLE MAINTENANCE IN 834955/834956/FUEL/POLICE LAKE PATROL	313.44
Total			7,229.21
56526	8/05/2016	E H WOLF & SONS INC ACCT 31518-1/FUEL/LAIMON PARK	
960-00-55200-000-150		GASOLINE EXPENSE TICKET 1007/FUEL/LAIMON PARK	1,947.10
960-00-55200-000-150		GASOLINE EXPENSE TICKET 1012/FUEL/LAIMON PARK	2,657.07
960-00-55200-000-150		GASOLINE EXPENSE TICKET 1028/FUEL/LAIMON PARK	2,343.50
Total			6,947.67
56527	8/05/2016	ELLIOTT HARDWARE PROP LLC/ACE HARDWARE ACCT 331520/SUPPLIES	
600-00-50605-002-000		MAINT. OF WELLS & EQUIP/MATER. IN 786036/PIPE CAP/PIPE PLUGS/WATER	12.76
110-00-53470-000-310		TRAFFIC CONT. GEN. OPERATION IN 786098/DEEP WOODS OFF	10.47
110-00-53310-000-311		GARAGE EXPENSES IN 786167/786372/786677/786804	48.47
110-00-53330-000-310		EQUIPT. MAINT. GEN. OPERATION IN 786168/MINERAL SPIRITS	29.98
700-00-50822-010-000		PUMP STATION #1 EQUIP MAINT IN 786352/SIMPLE GREEN CLEANER/LIFT 1	23.98

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110-00-53641-000-000		WEED & NUISANCE CONTROL IN 786486/ROUNDUP POISON IVY	28.99
110-00-51600-000-310		VILLAGE HALL MAINTENANCE IN 786823/786904/HARDWARE/VH	21.81
		Total	176.46
56528	8/05/2016	ESCREEN INC ACCT 122437-0225/PRE-EMPLOY DRUG SCREEN	
600-00-50930-004-000		MISC GEN EXP/TRAINING IN 6531035/PRE-EMPLOY DRUG TEST/DAN NAZE	4.15
700-00-50856-000-000		MISCELLANEOUS GENERAL EXPENSES IN 6531035/PRE-EMPLOY DRUG TEST/DAN NAZE	4.15
110-00-53310-000-311		GARAGE EXPENSES IN 6531035/PRE-EMPLOY DRUG TEST/DAN NAZE	8.30
		Total	16.60
56529	8/05/2016	FEDEX OFFICE ACCT 2131-9093-8/SHIPPING FEES/POLICE	
110-00-52100-000-140		PUBLIC SAFETY EXPENSES IN 5-486-06110/SHIPPING FEES/RADAR UNIT	28.43
		Total	28.43
56530	8/05/2016	FRANZ PLUMBING AND PIPING INC. IN 3720/(2)WATER METERS INSTALLED	
600-00-50931-001-000		OUTLAY/PROJECTS IN 3720/(2)WATER METERS INSTALLED	700.00
		Total	700.00
56531	8/05/2016	GRAINGER ACCT 806360400/SUPPLIES	
600-00-50650-005-000		MAINT OF RESERVOIRS/MATERIALS IN 9182400417/MELT BLOWN CARTRIDGES/WL 5	123.15
		Total	123.15
56532	8/05/2016	HAWKINS INC ACCT 109844/WATER CHEMICALS	
600-00-50631-003-000		CHEMICALS/POLYPHOSPHATE INV 3924494/FLUORIDE	2,782.28
600-00-50631-002-000		CHEMICALS/CHLORINE INV 3924494/CHLORINE	965.40

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600-00-50631-005-000		CHEMICALS/HYDROUS MAG OXIDE INV 3924494/TONKAZORB HMO SOLUTION	973.57
Total			4,721.25
56533	8/05/2016	HIPPENMEYER REILLY MOODIE & BLUM SC LEGAL SERVICES	
110-00-51300-000-000		LEGAL COUNSEL-VILLAGE ATTORNEY IN 42904/GENERAL LEGAL SERVICES	3,668.25
110-00-51300-000-110		MUNICIPAL COURT EXPENSES IN 42905/COURT LEGAL SERVICES	1,291.28
Total			4,959.53
56534	8/05/2016	HYDROCORP CUST PEWAUKEE/CROSS CONNECTION CTRL PROG	
600-00-50923-003-000		OUTSIDE SERVICES/CONSULTING IN 0039763/CROSS CONNECTION CTRL PROGRAM	598.00
Total			598.00
56535	8/05/2016	JAMES H FISCHER REFUND/CREDIT BAL 001-1865-00/117 MORRIS	
650-00-10131-000-000		STORM WATER UTILITY FUND CASH REFUND/CREDIT BAL 001-1865-00/117 MORRIS	39.07
Total			39.07
56536	8/05/2016	JOURNAL COMMUNITY PUBLISHING GROUP ACCT 5VILPEW-5/LEGAL NOTICES	
110-00-51470-000-000		PUBLICATION EXPENSES IN 5VILPEW-5-6-16/LEGAL NOTICES	335.51
600-00-50930-001-000		MISC GEN EXP/OFFICIAL NOTICES IN 5VILPEW-5-6-16/WATER CONSUMER REPORT	268.99
Total			604.50
56537	8/05/2016	JOURNAL SENTINEL INC ACCT 02032157/LK CTRY REPTR/1YR SUB/POL	
110-00-52100-000-340		POLICE COMMUNITY RELATIONS ACCT 02032157/LK CTRY REPTR/1YR SUB/POL	49.00
Total			49.00
56538	8/05/2016	JOURNAL SENTINEL INC ACCT 02032158/52 WK SUBSCRIPTION/CLERK	

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110-00-51420-000-140		CLERK'S OFFICE EXPENSES ACCT 02032158/52 WK SUBSCRIPTION/CLERK	49.00
Total			49.00
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56539	8/05/2016	KEN WEBER TRUCK SERVICE IN 9663-1/FLAT BED MASSEYFERG MOWER/#706	
110-00-53330-000-310		EQUIPT. MAINT. GEN. OPERATION IN 9663-1/FLAT BED MASSEYFERG MOWER/#706	375.00
Total			375.00
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56540	8/05/2016	LEXISNEXIS RISK SOLUTIONS ACCT 1451230/POLICE PERSON SEARCHES	
110-00-52100-000-320		SPECIAL INVESTIGATIONS IN 1451230-20160731/POL PERSON SEARCHES	56.40
Total			56.40
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56541	8/05/2016	MENARDS-CAPITAL ONE COMMERCIAL ACCT 6004-3007-8000-8345/SUPPLIES	
110-00-53470-000-310		TRAFFIC CONT. GEN. OPERATION IN 314317416081286/FURRING STRIPS	19.10
110-00-53470-000-310		TRAFFIC CONT. GEN. OPERATION IN 314318116095570/FURRING STRIPS	17.26
110-00-53470-000-310		TRAFFIC CONT. GEN. OPERATION IN 314318816071074/FURRING STRIPS/4X8'S	33.54
110-00-53310-000-311		GARAGE EXPENSES IN 314319416059521/RUSTY METAL PRIMER	31.95
110-00-53635-000-000		RECYCLING EXPENSES IN 314319516064860/UTILITY HOOKS/RECYCLE	2.78
Total			104.63
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56542	8/05/2016	MENARDS-PEWAUKEE ACCT 31430450/COTTER PINS/LAIMON PARK	
960-00-55200-000-160		EQUIPMENT MAINTENANCE IN 86190/COTTER PINS/LAIMON PK	6.23
Total			6.23
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56543	8/05/2016	MIDWEST TAPE CUST 2000006429/LIB DVDS & AUDIO BOOKS	
900-00-55110-000-142		LIBRARY-NON-PRINT MATERIALS INV 94108792/LIBRARY DVDS	46.98

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900-00-55110-000-142		LIBRARY-NON-PRINT MATERIALS	165.95
		INV 94109284/LIBRARY AUDIO BOOKS	
900-00-55110-000-142		LIBRARY-NON-PRINT MATERIALS	17.99
		INV 94133981/LIBRARY DVD	
900-00-55110-000-142		LIBRARY-NON-PRINT MATERIALS	189.95
		INV 94134524/LIBRARY AUDIO BOOKS	
900-00-55110-000-142		LIBRARY-NON-PRINT MATERIALS	29.99
		INV 94134700/LIBRARY AUDIO BOOKS	
900-00-55110-000-142		LIBRARY-NON-PRINT MATERIALS	274.93
		INV 94154679/LIBRARY AUDIO BOOKS	
900-00-55110-000-142		LIBRARY-NON-PRINT MATERIALS	22.99
		INV 94166216/LIBRARY DVD	
900-00-55110-000-142		LIBRARY-NON-PRINT MATERIALS	414.89
		IN 94173863/LIBRARY AUDIO BOOKS	
Total			1,163.67
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56544	8/05/2016	MONTAGE ENTERPRISES INC	
		CUST 53072B/SOLENOID ASSY VALVE #706	
110-00-53330-000-310		EQUIPT. MAINT. GEN. OPERATION	261.18
		IN 47599/SOLENOID ASSY VALVE/MOWER#706	
110-00-53330-000-310		EQUIPT. MAINT. GEN. OPERATION	148.53
		IN 48145/RELIEF VALVE/MF MOWER #706	
Total			409.71
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56545	8/05/2016	MORAIN PARK TECHNICAL COLLEGE	
		REGIST/CLASS20745-527-133/JACK STRAEHLER	
600-00-50930-004-000		MISC GEN EXP/TRAINING	461.25
		REGIST/CLASS20745-527-133/JACK STRAEHLER	
600-00-50930-004-000		MISC GEN EXP/TRAINING	461.25
		REGISTER/CLASS 20745-527-133/BRIAN VERSH	
Total			922.50
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56546	8/05/2016	MUNICIPAL CODE CORPORATION	
		CUST 10-10755/1 YR WEB HOSTING	
110-00-51300-000-140		EXPENSES - RECODIFICATION	550.00
		IN 00272679/1 YR ONLINE WEB HOSTING	
Total			550.00
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56547	8/05/2016	NATIONWIDE RETIREMENT SOLUTIONS	
		DEFERRED COMPENSATION-PAY DATE 8-12-16	

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110-00-21335-000-000		DEFERRED COMP/NATIONWIDE DEFERRED COMPENSATION-PAY DATE 8-12-16	5,103.00
Total			5,103.00
56548	8/05/2016	NEENAH FOUNDRY COMPANY CUST P49315/ADJUSTING RINGS/STORMWATER	
650-00-53440-000-310		STORM SEWER MAINTENANCE IN 180102/ADJUSTING RINGS/STORM WATER	652.00
Total			652.00
56549	8/05/2016	NORTH SHORE BANK DEFERRED COMPENSATION-PAY DATE 8-12-16	
110-00-21335-000-100		DEFERRED COMP/NORTH SHORE DEFERRED COMPENSATION-PAY DATE 8-12-16	1,395.00
Total			1,395.00
56550	8/05/2016	NORTHERN LAKE SERVICE INC CLIENT 89738/WATER SAMPLE TESTS/JULY'16	
600-00-50630-003-000		OPERATION OF WATER TREAT/TESTS IN 298102/WATER SAMPLE TESTING/JULY 2016	57.00
600-00-50630-003-000		OPERATION OF WATER TREAT/TESTS IN 298201/WATER SAMPLE TESTING/JULY 2016	57.00
600-00-50630-003-000		OPERATION OF WATER TREAT/TESTS IN 298994/3RD QTR RAW WTR TEST/JULY 2016	57.00
600-00-50630-003-000		OPERATION OF WATER TREAT/TESTS IN 299006/3RD QTR RAW WTR TEST/JULY 2016	38.00
600-00-50630-003-000		OPERATION OF WATER TREAT/TESTS IN 299062/WATER SAMPLE TESTING/JULY 2016	57.00
Total			266.00
56551	8/05/2016	OFFICE COPYING EQUIPMENT LTD CUST 6905660/POLICE COPIER USAGE	
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN C333952/POL COPIES 6-27 TO 7-26-16	10.37
Total			10.37
56552	8/05/2016	PENNZOIL 10 MINUTE OIL CHANGE CENTER POLICE OIL CHANGES	
110-00-52100-000-310		POLICE VEHICLE MAINTENANCE #11-0478881/OIL CHANGE/'15 FD EX/LIC 645	38.45

GENERAL FUND

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110-00-52100-000-310		POLICE VEHICLE MAINTENANCE #11-0479091/OIL CHANGE/'15 FD EX/LIC 639	38.45
Total			76.90
56553	8/05/2016	PEWAUKEE POLICEMANS' ASSOCIATION UNION DUES/AUGUST 2016	
110-00-21332-000-000		UNION DUES WITHHOLDINGS UNION DUES/AUGUST 2016	522.00
Total			522.00
56554	8/05/2016	PEWAUKEE SCHOOL DISTRICT MOBILE HOME FEES/AUGUST 2016	
110-00-21761-000-000		MOBILE HOME FEES DUE SCHOOL MOBILE HOME FEES/AUGUST 2016	182.91
Total			182.91
56555	8/05/2016	PIRANHA PAPER SHREDDING LLC IN 13807071316/PAPER SHREDDING/POLICE	
110-00-52100-000-320		SPECIAL INVESTIGATIONS IN 13807071316/PAPER SHREDDING/POLICE	35.00
Total			35.00
56556	8/05/2016	PITNEY BOWES GLOBAL FINANCIAL SERVICES LLC IN 1001318009/RED INK CARTRIDGE/CLERK	
110-00-51420-000-140		CLERK'S OFFICE EXPENSES IN 1001318009/RED INK CARTRIDGE/CLERK	65.44
Total			65.44
56557	8/05/2016	RACINE RIVERSIDE MARINE INC IN RO-4865/WINCH/CABLE/'16 KEY WEST BOAT	
950-00-52100-000-300		EQUIPMENT AND MAINTENANCE IN RO-4865/WINCH/CABLE/'16 KEY WEST BOAT	642.43
Total			642.43
56558	8/05/2016	RED THE UNIFORM TAILOR ACCT 53PEWA/POLICE UNIFORM CLOTHING	
110-00-52100-000-400		POLICE UNIFORM ALLOWANCE IN 00W64008/(1)S/S SHIRT/PETE LATONA	69.09
Total			69.09

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56559	8/05/2016	RHYME BUSINESS PRODUCTS IN19015801/SHARP MX-3640N MFP/JULY/CLERK	
110-00-51460-000-000		COPY MACHINE IN19015801/SHARP MX-3640N MFP/JULY/CLERK	355.24
Total			355.24
56560	8/05/2016	SCOTT A GOSSE REIMBURSE/COSTCO/EXEC UPGRADE/CLERK	
110-00-51420-000-140		CLERK'S OFFICE EXPENSES REIMBURSE/COSTCO/EXEC UPGRADE/CLERK	13.75
800-00-54920-000-000		MISCELLANEOUS GENERAL EXPENSES REIMBURSE/COSTCO/SHEET PROTECTS/CEMETERY	34.47
Total			48.22
56561	8/05/2016	SCOTT TEBEEST IN 001593/WELD LIFT BRACKETSLAIMON PARK	
960-00-55200-000-160		EQUIPMENT MAINTENANCE IN 001593/WELD LIFT BRACKETSLAIMON PARK	120.00
Total			120.00
56562	8/05/2016	SHERI JAMES JANITORIAL SERVICE IN 1015/JANITORIAL SERVICES/JULY'16/LIB	
900-00-55110-000-310		LIBRARY-BUILDING MAINTENANCE IN 1015/JANITORIAL SERVICES/JULY'16/LIB	2,000.00
Total			2,000.00
56563	8/05/2016	STAPLES ADVANTAGE CUST DET70105038/VH-PD FOLD TOWELS	
110-00-51600-000-310		VILLAGE HALL MAINTENANCE IN 3308837781/FOLD TOWELS/VH-PD	52.01
Total			52.01
56564	8/05/2016	STATE OF WISCONSIN COURT FINES & ASSESSMENTS #67-171/COURT ASSESSMENTS/JULY 2016	
110-00-45100-000-000		LAW & ORDINANCE VIOLATIONS #67-171/COURT ASSESSMENTS/JULY 2016	4,902.64
Total			4,902.64
56565	8/05/2016	STRUPP IMPLEMENT INC ACCT 21345/SERVICE REPAIR/#706	

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110-00-53330-000-310		EQUIPT. MAINT. GEN. OPERATION IN R11135/SERVICE REPAIR/MF TRACTOR #706	655.50
Total			655.50
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56566	8/05/2016	TAYLOR COMPUTER SERVICES COMPUTER SERVICES/VH-PD	
110-00-51420-000-140		CLERK'S OFFICE EXPENSES IN 15317/EMAIL ARCHIVE/JUNE 2016/CLERK	129.87
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN 15317/EMAIL ARCHIVE/JUNE 2016/POLICE	129.88
Total			259.75
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56567	8/05/2016	TDS ACCT 2626915670/LIBRARY	
900-00-55110-000-311		LIBRARY-UTILITIES ACCT 2626915670/LIBRARY	708.96
Total			708.96
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56568	8/05/2016	TDS ACCT 2626915668/PHONE SERVICE/WATER	
600-00-50641-001-000		TRANS. & DIST. SYSTEM/PHONE ACCT 2626915668/PHONE SERVICE/WATER	293.75
110-00-53310-000-311		GARAGE EXPENSES ACCT 2626915668/INTERNET SERVICE/DPW	43.14
Total			336.89
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56569	8/05/2016	TDS ACCT 2626915660/PHONE SERVICE/CLERK	
110-00-51600-000-310		VILLAGE HALL MAINTENANCE ACCT 2626915660/PHONE SERVICE/CLERK	676.19
110-00-52100-000-380		POLICE COMMUNICATIONS EXPENSES ACCT 2626915660/PHONE SERVICE/POLICE	1,082.41
110-00-53310-000-311		GARAGE EXPENSES ACCT 2626915660/PHONE SERVICE/DPW	168.67
700-00-50822-005-000		PUMP STATION #1 PHONE/PAGER ACCT 2626915660/PHONE SERVICE/SEWER	105.00
Total			2,032.27
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56570	8/05/2016	UNIFIRST CORPORATION ACCTS 983288/983262/DPW UNIFORM CLEANING	

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110-00-51600-000-310		VILLAGE HALL MAINTENANCE	52.50
		ACCT 983288/RUG CLEANING/VIL HALL/JUL'16	
110-00-53310-000-311		GARAGE EXPENSES	156.14
		ACCT 983262/DFW UNIFORM CLEAN/JULY'16	
600-00-50904-001-000		PROT. CLOTHING/UNIFORMS	43.69
		ACCT 983262/WATER UNIFORM CLEAN/JULY'16	
700-00-50836-000-000		PROTECTIVE CLOTHING/UNIFORMS	43.66
		ACCT 983262/SEWER UNIFORM CLEAN/JULY'16	
Total			295.99
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56571	8/05/2016	VILLAGE OF PEWAUKEE GENERAL FUND	
		2015 FIRE INSPECTIONS	
600-00-50625-002-000		MAINT. OF PUMP BLDG/MATERIALS	666.00
		ACCT 999-1112-00/2015 FIRE INSPECTS/WATR	
700-00-50834-002-000		MAINT. BUILDINGS/GRND/MATERIAL	174.00
		ACCT 999-1311-00/2015 FIRE INSPECTS/SEWR	
960-00-55200-000-165		BUILDING MAINTENANCE	164.00
		ACCT 999-1583-00/2015 FIRE INSPECTS/LAIM	
900-00-55110-000-310		LIBRARY-BUILDING MAINTENANCE	174.00
		ACCT 999-1195-00/2015 FIRE INSPECTS/LIB	
Total			1,178.00
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56572	8/05/2016	WAUKESHA COUNTY TREASURER	
		#67-171/JAIL ASSESSMENTS/JULY 2016	
110-00-45100-000-000		LAW & ORDINANCE VIOLATIONS	1,836.40
		#67-171/JAIL ASSESSMENTS/JULY 2016	
Total			1,836.40
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56573	8/05/2016	WE ENERGIES	
		ELECTRIC/GAS USAGE	
110-00-53420-000-310		STREET LIGHTING, GEN. OPERAT.	3,918.63
		ACCT 5632-224-264 GROUP BILL/STR LIGHTS	
110-00-53310-000-311		GARAGE EXPENSES	441.42
		ACCT 5237-098-962 GROUP BILL/DFW	
110-00-51600-000-310		VILLAGE HALL MAINTENANCE	1,863.01
		ACCT 5237-098-962 GROUP BILL/VH-PD	
600-00-50622-000-000		POWER PURCHASED FOR PUMPING	11,075.01
		ACCT 0000-074-279 GROUP BILL/ELEC/WELLS	

GENERAL FUND

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Check Nbr	Check Date	Payee	Amount
600-00-50605-006-000		MAINT. OF WELLS-EQUIP/NAT. GAS	15.51
		ACCT 0000-074-279 GROUP BILL/GAS/WL 5&6	
600-00-50650-002-000		MAINT OF RESERVOIRS/ELECTRIC	170.53
		ACCT 0000-074-279 GROUP BILL/STANDPIPES	
600-00-50655-002-000		MAINT OF BOOSTER STATION/ELECT	131.53
		ACCT 0000-074-279 GROUP BILL/BOOSTER	
700-00-50822-002-000		PUMP STATION #1 ELECTRIC	3,463.07
		ACCT 0000-074-126 GROUP BILL/ELE/LIFT 1	
700-00-50822-003-000		PUMP STATION #1 NATURAL GAS	25.00
		ACCT 0000-074-126 GROUP BILL/GAS/LIFT 1	
700-00-50821-000-000		POWER AND FUEL FOR PUMPING	547.13
		ACCT 0000-074-126 GROUP BILL/SWR LIFTS	
Total			21,650.84

56574 8/05/2016 WISCONSIN DEPARTMENT OF JUSTICE
REGISTER/DEATH INVEST SCHL/NATHAN WRIGHT

110-00-52100-000-350		POLICE TRAINING & SEMINARS	155.00
		REGISTER/DEATH INVEST SCHL/NATHAN WRIGHT	
Total			155.00

56575 8/05/2016 WISCONSIN SUPPORT COLLECTIONS TRUST FUND
WISCONSIN SUPPORT WITHHOLDINGS 8-12-16

110-00-21336-000-000		ALIMONY & CHILD SUPPORT	1,172.29
		KIDS #0003 5353 68 CHILD SUPPORT 8-12-16	
110-00-21336-000-000		ALIMONY & CHILD SUPPORT	230.77
		KIDS #0006 7398 87 CHILD SUPPORT 8-12-16	
110-00-21336-000-000		ALIMONY & CHILD SUPPORT	553.84
		KIDS #0005 4656 56 CHILD SUPPORT 8-12-16	
Total			1,956.90

56576 8/15/2016 ADVANCED DISPOSAL SERVICES
ACCT 57095/SANITATION SERVICES/JULY 2016

110-00-53620-000-000		REFUSE COLLECTION CONTRACT	19,567.77
		REFUSE SERVICES/JULY 2016	
110-00-53635-000-000		RECYCLING EXPENSES	5,059.92
		RECYCLING SERVICES/JULY 2016	
Total			24,627.69

56577 8/15/2016 ALL STAR HEATING & COOLING, INC.
8-10-16/GREE AIR CONDITIONR/1004 HICKORY

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Check Nbr	Check Date	Payee	Amount
600-00-50625-002-000		MAINT. OF PUMP BLDG/MATERIALS	900.97
		8-10-16/GREE AIR CONDITIONR/1004 HICKORY	
Total			900.97
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56578	8/15/2016	BILL'S POWER CENTER INC	
		CUST 29485/SPOOL/TRIMMER HEAD/LINE	
110-00-53330-000-310		EQUIPT. MAINT. GEN. OPERATION	75.36
		IN 452196/TRIMMER HEAD/SPOOLS/LINE/#726	
110-00-53330-000-310		EQUIPT. MAINT. GEN. OPERATION	75.37
		IN 452196/TRIMMER HEAD/SPOOLS/LINE/#724	
Total			150.73
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56579	8/15/2016	BRODART COMPANY	
		ACCT 484578/NAME PLATE/LIBRARY	
900-00-55110-000-144		LIBRARY-MILEAGE, SUPPLIES, ETC	15.00
		IN 444024/TRUSTEE NAME PLATE/LIBRARY	
Total			15.00
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56580	8/15/2016	BUELOW VETTER BUIKEMA OLSON & VLIET LLC	
		LEGAL SERVICES	
110-00-51320-000-000		LABOR ATTORNEY	100.00
		ACCT 3358.80237/LEGAL SERVICES	
110-00-51320-000-000		LABOR ATTORNEY	250.00
		ACCT 3358.00006/LEGAL SERVICES/POL NEGOT	
Total			350.00
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56581	8/15/2016	CHASITY SCHUMACHER	
		REIMBURSE/MILEAGE/7-25-16/CEMETERY MTG	
110-00-51420-000-140		CLERK'S OFFICE EXPENSES	0.76
		REIMBURSE/MILEAGE/7-25-16/CEMETERY MTG	
110-00-51440-000-000		ELECTIONS	20.47
		REIMBURSE/MILEAGE/8-5-16 THRU 8-10-16	
110-00-12001-000-000		SUNDRY ACCOUNTS RECEIVABLE	120.00
		POLL WORKERS \$/FOOD/ELECTION 8-9-16	
110-00-51440-000-000		ELECTIONS	13.87
		REIMBURSE/FOOD/ELECTION 8-9-16	
Total			155.10
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56582	8/15/2016	FEDEX OFFICE	
		ACCT 0000382207/COPIES	

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110-00-12001-000-000		SUNDRY ACCOUNTS RECEIVABLE IN 067200009095/COPIES/KEMPF	9.00
110-00-51420-000-140		CLERK'S OFFICE EXPENSES IN 067200009136/COPIES/ZBA	5.40
Total			14.40
56583	8/15/2016	KENT ADHESIVE PRODUCTS COMPANY CUST 83504/BOOK EASY COVERS/LIBRARY	
900-00-55110-000-144		LIBRARY-MILEAGE, SUPPLIES, ETC IN 1303060/BOOK EASY COVERS/LIB	479.64
Total			479.64
56584	8/15/2016	LINCOLN CONTRACTORS SUPPLY INC CUST 05507/BELT/#143	
110-00-53330-000-310		EQUIPT. MAINT. GEN. OPERATION IN K64549/BELT/#143	23.60
Total			23.60
56585	8/15/2016	MORAIN PARK TECHNICAL COLLEGE REGIS/CLASS20745-527-133/STRAEHLER/VERSH	
600-00-50930-004-000		MISC GEN EXP/TRAINING REGIST/CLASS20745-527-133/JACK STRAEHLER	432.00
600-00-50930-004-000		MISC GEN EXP/TRAINING REGISTER/CLASS 20745-527-133/BRIAN VERSH	432.00
Total			864.00
56586	8/15/2016	MUNICIPAL TREASURERS ASSOCIATION OF WISCONSIN 2016 MEMBERSHIP/CASANDRA SMITH	
110-00-51420-000-140		CLERK'S OFFICE EXPENSES 2016 MEMBERSHIP/CASANDRA SMITH	30.00
Total			30.00
56587	8/15/2016	TAYLOR COMPUTER SERVICES LIBRARY COMPUTER SERVICES	
900-00-55110-000-143		LIBRARY-TECHNOLOGY IN 15353/MONITOR/ANTIVIRUS/CLOUD BU/AUG	159.75
Total			159.75
56588	8/15/2016	WISCONSIN RURAL WATER ASSOCIATION MEMBERSHIP/REBECCA L HIGBY	

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600-00-50930-002-000		MISC GEN EXP/MEMBERSHIPS	40.00
		MEMBERSHIP/REBECCA L HIGBY	
Total			40.00
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56589	8/15/2016	WISCONSIN STATE LABORATORY OF HYGIENE	
		ACCT 83881/WATER FLUORIDE TESTING	
600-00-50630-003-000		OPERATION OF WATER TREAT/TESTS	25.00
		INV 468371/WATER FLUORIDE TESTING/JUL'16	
Total			25.00
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56590	8/19/2016	ADVANCED DISPOSAL SERVICES LLC - C1	
		ACCT C1026138/STREET SWEEPINGS	
650-00-53440-000-310		STORM SEWER MAINTENANCE	1,007.48
		INV C10001712115/STREET SWEEPINGS/DPW	
Total			1,007.48
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56591	8/19/2016	BAKER & TAYLOR BOOKS	
		ACCT 215658/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	32.63
		INV 5014201805/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	45.34
		INV 2032179048/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	12.59
		INV 2032188166/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	50.34
		INV 2032188178/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	103.58
		INV 2032190826/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	28.55
		INV 2032192131/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	89.55
		INV 2032192170/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	184.14
		INV 2032192236/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	30.39
		INV 2032195740/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	64.78
		INV 2032198765/LIBRARY BOOKS	

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900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	295.31
		INV 2032202586/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	78.38
		INV 2032207869/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	221.98
		INV 2032215913/LIBRARY BOOKS	
		Total	1,237.56
56592	8/19/2016	CENTER POINT LARGE PRINT	
		INV 1392018/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	45.54
		INV 1392018/LIBRARY BOOKS	
		Total	45.54
56593	8/19/2016	DOMONIC WIEDENHOEFT	
		REIMBURSE/SKIPPERBUDS/RPR TO BOAT/LAIMON	
960-00-55200-000-168		OTHER PROPERTY EXPENSE/TAXES	1,632.00
		REIMBURSE/SKIPPERBUDS/RPR TO BOAT/LAIMON	
		Total	1,632.00
56594	8/19/2016	ELLIOTT HARDWARE PROP LLC/ACE HARDWARE	
		ACCT 331404/HARDWARE/LAIMON PARK	
960-00-55200-000-160		EQUIPMENT MAINTENANCE	20.72
		IN 786897/HARDWARE-PIER/LAIMON PARK	
		Total	20.72
56595	8/19/2016	GALE/CENGAGE LEARNING	
		CUST 152312/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	47.23
		INV 58472227/BOOKS/LIBRARY	
		Total	47.23
56596	8/19/2016	HIPPENMEYER REILLY MOODIE & BLUM SC	
		LEGAL SERVICES	
110-00-51300-000-000		LEGAL COUNSEL-VILLAGE ATTORNEY	2,628.50
		IN 43022/GENERAL LEGAL SERVICES	
110-00-51300-000-110		MUNICIPAL COURT EXPENSES	1,244.25
		IN 43023/COURT LEGAL SERVICES	
		Total	3,872.75

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Check Nbr	Check Date	Payee	Amount
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56597	8/19/2016	HOME DEPOT DEPT 32-2540928615 ACCT 2540928615/FLOWERS/LAIMON PARK	
960-00-55200-000-156		GROUNDS & MAINTENANCE IN 4910 00020 06898/FLOWERS/LAIMON PARK	135.30
960-00-55200-000-156		GROUNDS & MAINTENANCE IN 4910 00020 08886/FLOWERS/LAIMON PARK	35.93
			Total 171.23
<hr/>			
56598	8/19/2016	INTERNATIONAL INSTITUTE OF MUNICIPAL CLERKS MEMBERSHIPS TO 9-30-17/SCHUMACHER/SMITH	
110-00-51420-000-140		CLERK'S OFFICE EXPENSES MEMBERSHIP TO 9-30-17/CHASITY SCHUMACHER	155.00
110-00-51420-000-140		CLERK'S OFFICE EXPENSES MEMBERSHIP TO 9-30-17/CASANDRA SMITH	95.00
			Total 250.00
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56599	8/19/2016	J F AHERN COMPANY #8169/JUL'16 QTRLY SPRINK INSPECT/LIB	
900-00-55110-000-310		LIBRARY-BUILDING MAINTENANCE IN156376/JUL'16 QTRLY SPRINK INSPECT/LIB	150.00
			Total 150.00
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56600	8/19/2016	JAMES IMAGING SYSTEMS INC #003-1139764-000/LIB COPIER LEASES	
900-00-55110-000-144		LIBRARY-MILEAGE, SUPPLIES, ETC IN 19186195/LIB COPIER LEASES/AUG 2016	898.42
900-00-55110-000-144		LIBRARY-MILEAGE, SUPPLIES, ETC IN 19186195/LIBRARY COPIER USAGES	157.26
			Total 1,055.68
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56601	8/19/2016	JEFFREY M LENIUS REIMBURSE/MILEAGE/FOOD/OSHKOSH/DARE CONF	
110-00-52100-000-350		POLICE TRAINING & SEMINARS REIMBURSE/MILEAGE/RT OSHKOSH/DARE CONF	73.55
110-00-52100-000-350		POLICE TRAINING & SEMINARS REIMBURSE/FOOD/OSHKOSH/DARE CONF	34.11
			Total 107.66
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56602	8/19/2016	JOHNSON CONTROLS INC CUST 1311623/AC REPAIR/1004&1000 HICKORY	

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110-00-53310-000-311		GARAGE EXPENSES	248.80
		1-36546756892/REPAIR A/C/DPW#1	
600-00-50625-001-000		MAINT. OF PUMP BLDG/LABOR	248.80
		1-36546756892/A/C BLOWING WARM AIR/WATER	
Total			497.60
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56603	8/19/2016	JOURNAL COMMUNITY PUBLISHING GROUP	
ACCT 5VILPEW-5/LEGAL NOTICES			
110-00-51470-000-000		PUBLICATION EXPENSES	112.67
		IN 5VILPEW-5-7-16/LEGAL NOTICES	
110-00-51440-000-000		ELECTIONS	20.20
		IN 5VILPEW-5-7-16/ELECTION NOTICES	
Total			132.87
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56604	8/19/2016	LAKE COUNTRY AUTO CARE	
ORDER 65612/BRAKES/PADS/ROTOR/EXP/POLICE			
110-00-52100-000-310		POLICE VEHICLE MAINTENANCE	429.84
		ORDER 65612/BRAKES/PADS/ROTOR/'15 FD EXP	
Total			429.84
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56605	8/19/2016	LINCOLN CONTRACTORS SUPPLY INC	
CUST 05507/DISCHARGEHOSE/NOZZLE/DPW			
110-00-53310-000-311		GARAGE EXPENSES	90.06
		IN K65774/DISCHARGEHOSE/NOZZLE/DPW	
Total			90.06
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56606	8/19/2016	MARY M CENSKY	
PLANNER SERVICES			
110-00-12000-000-000		ACCOUNTS RECEIVABLE	357.16
		JUL'16/PLANNER FEES/ALDI BAKERY	
110-00-51120-000-000		PLAN COMMISSION	2,292.29
		APR-JUN-JUL'16/PLANNER FEES/VILLAGE ENG	
Total			2,649.45
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56607	8/19/2016	MENARDS-PEWAUKEE	
ACCT 31430450/CONCRETE/LAIMON PARK			
960-00-55200-000-156		GROUNDS & MAINTENANCE	31.62
		IN 86805/CONCRETE/LAIMON PARK FENCE	
960-00-55200-000-156		GROUNDS & MAINTENANCE	36.62
		IN 86040/CONCRETE/2X4'S/LAIMON PARK	

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960-00-55200-000-165		BUILDING MAINTENANCE IN 87470/VENTED SOFFIT/LAIMON PARK	14.62
960-00-55200-000-165		BUILDING MAINTENANCE IN 87547/FUSE PULLER/FUSES/LAIMON PARK	28.57
Total			111.43
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56608	8/19/2016	MONTAGE ENTERPRISES INC CUST 53072B/SOLENOID/#706	
110-00-53330-000-310		EQUIPT. MAINT. GEN. OPERATION IN 48876/SOLENOID/MF MOWER #706	80.41
Total			80.41
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56609	8/19/2016	NATHAN V WRIGHT REIMBURSE/GO VOLT LLC/FLASHLIGHT	
110-00-52100-000-400		POLICE UNIFORM ALLOWANCE REIMBURSE/GO VOLT LLC/FLASHLIGHT	58.08
Total			58.08
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56610	8/19/2016	NATIONAL ELEVATOR INSPECTION SERVICES INC ELE 1023735/210 MAIN/ELEV INSPECT 8-4-16	
900-00-55110-000-310		LIBRARY-BUILDING MAINTENANCE #0241215/210 MAIN/ELEV INSPECT 8-4-16	88.00
Total			88.00
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56611	8/19/2016	NORTH SHORE BANK CARDMEMBER SERVICE VILLAGE VISA CHARGE CARD TRANSACTIONS	
110-00-51420-000-140		CLERK'S OFFICE EXPENSES RADISSON HOTEL/ROOM/CHAZ SCHUMACHER/CLK	445.00
700-00-50851-000-000		OFFICE SUPPLIES & EXPENSES AMAZON/CANON CARTRIDGES/CABLE/SEWER	48.38
700-00-50851-000-000		OFFICE SUPPLIES & EXPENSES AMAZON/CANON PIXMA MG2920 PRINTER/SEWER	45.90
600-00-50921-004-000		OFFICE SUPPLIES/INTERNET SERV US CELLULAR/TABLET 2GB/DAN NAZE/WATER	27.75
700-00-50852-006-000		OUTSIDE SERV/COMMUNICATIONS US CELLULAR/TABLET 2GB/DAN NAZE/SEWER	27.75
600-00-50605-004-000		MAINT. OF WELLS-EQUIP/COMPUTER GOTOMYPC/SCADA ANNUAL FEE/WATER	59.45
700-00-50851-004-000		SUPPLIES/COMPUTER SUPPORT GOTOMYPC/SCADA ANNUAL FEE/SEWER	59.45

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110-00-52100-000-320		SPECIAL INVESTIGATIONS SPIRITAIR/FTMEYERS FL-OHARE/N WRIGHT/POL	234.00
110-00-52100-000-380		POLICE COMMUNICATIONS EXPENSES US CELLULAR/CAR CHARGER/POLICE	14.71
110-00-52100-000-140		PUBLIC SAFETY EXPENSES WALGREENS/SYMPATHY CARD/POLICE	4.72
110-00-52100-000-140		PUBLIC SAFETY EXPENSES CHIEF SUPPLY/NITRILE GLOVES/POLICE	37.52
110-00-52100-000-140		PUBLIC SAFETY EXPENSES BEST BUY/CANON POWERSHOT CAMERA/POLICE	157.64
110-00-52100-000-140		PUBLIC SAFETY EXPENSES KUSTOM SIGNALS/RADAR REPAIR/POLICE	139.18
110-00-52100-000-320		SPECIAL INVESTIGATIONS COSTCO/WATER/POLICE	11.96
Total			1,313.41
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56612	8/19/2016	PAYNE & DOLAN CUST 117294/ASPHALT/PREMIXED TACK	
110-00-53310-000-310		STREET MAINT. GEN. OPERATION IN 1437583/ROAD ASPHALT	835.70
110-00-53310-000-310		STREET MAINT. GEN. OPERATION IN 1437697/PREMIXED TACK	50.00
Total			885.70
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56613	8/19/2016	PIRANHA PAPER SHREDDING LLC IN 13807081016/PAPER SHREDDING/POLICE	
110-00-52100-000-320		SPECIAL INVESTIGATIONS IN 13807081016/PAPER SHREDDING/POLICE	35.00
Total			35.00
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56614	8/19/2016	PITNEY BOWES GLOBAL FINANCIAL SERVICES LLC ACCT 0016348116/LIB MAIL SYS LEASE	
900-00-55110-000-144		LIBRARY-MILEAGE, SUPPLIES, ETC INV 3301219870/MAIL SYS/QTR/LIBRARY	102.00
Total			102.00
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56615	8/19/2016	PROHEALTH CARE LABORATORY BILLING ACCT 8100/POLICE LEGAL BLOOD DRAWS	
110-00-52100-000-320		SPECIAL INVESTIGATIONS ACT 8100/IN 201607-0/POLICE BLOOD DRAWS	140.00

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Total			140.00
56616	8/19/2016	PROHEALTH CARE MEDICAL ASSOCIATES INC IN 285798/PHYSICAL/CASANDRA SMITH	
110-00-51420-000-140		CLERK'S OFFICE EXPENSES IN 285798/PHYSICAL/CASANDRA SMITH	43.00
Total			43.00
56617	8/19/2016	QUILL CORPORATION ACCT C1349429/CLERK OFFICE ITEMS	
110-00-51420-000-140		CLERK'S OFFICE EXPENSES IN 7983734/TAPE/MRKRS/PENS/SOAP/CLERK	73.28
110-00-51440-000-000		ELECTIONS IN 7983734/BINDERS/INDEXES/ELECTIONS	91.44
110-00-51400-000-140		ADMINISTRATOR EXPENSES IN 7970493/BUSINESS NOTEBOOK/ADM	9.87
Total			174.59
56618	8/19/2016	QUILL CORPORATION ACCT C5520515/LIBRARY OFFICE SUPPLIES	
900-00-55110-000-144		LIBRARY-MILEAGE, SUPPLIES, ETC IN 7940433/KLEENEX/PLANNERS/TONER/LIB	202.26
Total			202.26
56619	8/19/2016	R A SMITH NATIONAL INC ENGINEERING	
110-00-53100-000-140		ENGINEER/ADMINISTRATION EXPENS IN 125856/FIRE STATION 2 FILES	70.22
110-00-12000-000-000		ACCOUNTS RECEIVABLE IN 125857/DEVELOPMENT REVIEW/ALDI'S	90.75
110-00-12000-000-000		ACCOUNTS RECEIVABLE IN 125858/GRADING PLAN REVIEW/FORESTER	242.00
450-00-51700-000-000		IMP #2/PEDESTRIAN BRIDGES IN 125870/PEW RIVER PEDESTRIAN BRIDGE	3,867.80
Total			4,270.77
56620	8/19/2016	RHYME BUSINESS PRODUCTS IN19208206/SHARP MX-4141N MFP/JUL/POLICE	
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN19208206/SHARP MX-4141N MFP/JUL/POLICE	353.67

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Total			353.67
56621	8/19/2016	TAYLOR COMPUTER SERVICES VH-PD-DPW COMPUTER SERVICES	
110-00-51420-000-140		CLERK'S OFFICE EXPENSES IN 15411/EMAIL ARCHIVE/JULY 2016/CLERK	104.88
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN 15411/EMAIL ARCHIVE/JULY 2016/POLICE	104.87
110-00-51420-000-140		CLERK'S OFFICE EXPENSES IN 15383/MONITORING/ANTIVIRUS/AUG/CLERK	45.70
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN 15383/MONITORING/ANTIVIRUS/AUG/POL	67.90
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN 15383/ACTIVATE PHONE WIND 7/SQD 645	30.00
110-00-53100-000-140		ENGINEER/ADMINISTRATION EXPENS IN 15383/CHANGE PRINTER IP ADDRESS/DPW	60.00
600-00-50903-004-000		SUPPLIES/COMPUTER SUPPORT IN 15383/ADD DYNAMIC DNS/WELL 3/WATER	30.00
Total			443.35
56622	8/19/2016	TIMOTHY J OTTO REIMBURSE/MILEAGE/RT GREEN BAY WI/CONF	
110-00-52100-000-350		POLICE TRAINING & SEMINARS REIMBURSE/MILEAGE/RT GREEN BAY WI/CONF	131.76
Total			131.76
56623	8/19/2016	U S CELLULAR POLICE CELL PHONE USAGES	
110-00-52100-000-380		POLICE COMMUNICATIONS EXPENSES ACCT 215311090/POLICE CELL PHONE USAGES	49.20
110-00-52100-000-380		POLICE COMMUNICATIONS EXPENSES ACCT 215312411/POLICE CELL PHONE USAGES	136.32
110-00-52100-000-380		POLICE COMMUNICATIONS EXPENSES ACCT 215310771/POLICE CELL PHONE USAGES	315.25
Total			500.77
56624	8/19/2016	U S CELLULAR VH/DPW/CELL PHONE USAGE	
600-00-50921-004-000		OFFICE SUPPLIES/INTERNET SERV ACCT 216698010/TABLET 2GB/DAVID WHITE	27.75

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700-00-50852-006-000		OUTSIDE SERV/COMMUNICATIONS	27.75
		ACCT 216698010/TABLET 2GB/DAVID WHITE	
110-00-51420-000-140		CLERK'S OFFICE EXPENSES	25.70
		ACCT 216487639/CELL PHONE USAGE/CLERK	
110-00-51400-000-140		ADMINISTRATOR EXPENSES	26.20
		ACCT 216487639/CELL PHONE USAGE/ADM	
110-00-53310-000-311		GARAGE EXPENSES	58.28
		ACCT 216487639/CELL PHONE USAGE/DPW	
600-00-50641-001-000		TRANS. & DIST. SYSTEM/PHONE	64.86
		ACCT 216487639/CELL PHONE USAGE/WATER	
700-00-50822-005-000		PUMP STATION #1 PHONE/PAGER	41.76
		ACCT 216487639/CELL PHONE USAGE/SEWER	
		Total	272.30
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56625	8/19/2016	WAUKESHA COUNTY TREASURER	
		CUST 10019/PRISONER HSG/JULY 2016	
110-00-51200-000-140		MUNICIPAL JUDGE'S EXPENSES	58.17
		IN 2016-00000155/PRISONER HOUSING/JUL'16	
		Total	58.17
<hr/>			
56626	8/19/2016	WERNER ELECTRIC SUPPLY	
		ACCT 52238/PORTABLE ANTENNA/SCADA RADIO	
600-00-50931-001-000		OUTLAY/PROJECTS	111.90
		IN S4862981.003/SCADA RADIO ANTENNA/WTR	
		Total	111.90
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56627	8/19/2016	WISCONSIN DEPARTMENT OF TRANSPORTATION	
		(28)UNPAID PARKING TICKET SUSPENSIONS	
110-00-52100-000-320		SPECIAL INVESTIGATIONS	140.00
		(28)UNPAID PARKING TICKET SUSPENSIONS	
		Total	140.00
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56631	8/26/2016	ALLISON SYSTEMS INC	
		CUST Z04025/POLICE IPRO ANNUAL SUPPORT	
110-00-52100-000-140		PUBLIC SAFETY EXPENSES	1,068.00
		#17407/IPRO CAMERA 1YR SOFTWR MAIN/POL	
		Total	1,068.00
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56632	8/26/2016	AMAZON	
		ACCT 6045787810062071/LIBRARY DVDS & CDS	

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900-00-55110-000-142		LIBRARY-NON-PRINT MATERIALS	949.84
		ACCT 6045787810062071/LIBRARY DVDS & CDS	
900-00-55110-000-313		LIBRARY-PROGRAMS	47.00
		ACCT 6045787810062071/FITBIT ZIP/LIB	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	141.77
		ACCT 6045787810062071/LIBRARY BOOKS	
900-00-55110-000-143		LIBRARY-TECHNOLOGY	14.14
		ACCT 6045787810062071/CABLES/CONNECTORS	
900-00-55110-000-310		LIBRARY-BUILDING MAINTENANCE	40.06
		ACCT 6045787810062071/CAN LINERS/LIB	
Total			1,192.81
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56633	8/26/2016	ASSOCIATED APPRAISAL CONSULTANTS INC	
		IN 122172/ASSESSOR SERVICES/AUGUST 2016	
110-00-51520-000-000		ASSESSOR CONTRACT	3,291.67
		IN 122172/ASSESSOR SERVICES/AUGUST 2016	
Total			3,291.67
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56634	8/26/2016	ASSOCIATED TRUST COMPANY	
		IN 3846/3847/ANNUAL FEES	
300-00-58290-000-000		DEBT INTEREST, FISCAL CHARGES	463.00
		IN 3846/GO CORPORATE/1,265,000 7-27-10	
300-00-58290-000-000		DEBT INTEREST, FISCAL CHARGES	463.00
		IN 3847/GO PROMISSORY/1,120,000 7-27-10	
Total			926.00
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56635	8/26/2016	AT&T U-VERSE	
		ACCT 107653885-Y POLICE INTERNET PRO	
110-00-52100-000-320		SPECIAL INVESTIGATIONS	52.55
		ACCT 107653885-Y POLICE INTERNET PRO	
Total			52.55
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56636	8/26/2016	BAKER & TAYLOR BOOKS	
		ACCT 215658/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	10.07
		INV 2032212013/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	10.07
		INV 2032212187/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	41.95
		INV 2032212276/LIBRARY BOOKS	

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900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	9.44
		INV 2032215077/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	88.42
		INV 2032218203/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	29.44
		INV 2032219923/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	58.77
		INV 2032222384/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	141.98
		INV 2032224418/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	290.59
		INV 2032226613/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	18.02
		INV 2032222728/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	138.01
		INV 2032227876/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	223.22
		INV 2032228125/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS	209.41
		INV 2032243758/LIBRARY BOOKS	
Total			1,269.39
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56637	8/26/2016	BATTERIES PLUS LLC	
		CUST 4146915690/SMART-UPS 1500 LCD/WATER	
600-00-50605-004-000		MAINT. OF WELLS-EQUIP/COMPUTER	699.50
		IN 540-252880-01/SMART-UPS 1500 LCD/WL 3	
Total			699.50
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56638	8/26/2016	BATZNER PEST MANAGEMENT INC	
		ACCT 90297/PEST RODENT MGT/LIBRARY	
900-00-55110-000-310		LIBRARY-BUILDING MAINTENANCE	70.00
		IN 2111974/PEST RODENT MGMT/210 MAIN ST	
900-00-55110-000-310		LIBRARY-BUILDING MAINTENANCE	70.00
		IN 2128018/PEST RODENT MGMT/210 MAIN ST	
Total			140.00
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56639	8/26/2016	BEACHSIDE BOAT & BAIT LLC	
		4% PAYBK CREDIT CD FEE/6-20 THRU 8-21-16	

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960-00-55200-000-155		OPERATING SUPPLIES	1,300.00
		4% PAYBK CREDIT CD FEE/6-20 THRU 8-21-16	
Total			1,300.00
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56640	8/26/2016	BURKE TRUCK & EQUIPMENT INC TRUCK FENDERS/BOX/HOIST/LIGHTS/#110	
110-00-53330-000-310		EQUIPT. MAINT. GEN. OPERATION IN 20251/NEW BOX/HOIST/LIGHTS/TRUCK 110	10,700.00
110-00-53330-000-310		EQUIPT. MAINT. GEN. OPERATION IN 20252/TRUCK FENDERS/TRUCK 110	300.00
Total			11,000.00
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56641	8/26/2016	CED/LAPPIN ELECTRIC ACCT D4-52670/LAMPS/HORNET SPRAY	
110-00-53420-000-310		STREET LIGHTING, GEN. OPERAT. INV 5890-639994/LAMPS/HORNET SPRAY	67.67
Total			67.67
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56642	8/26/2016	CINTAS CORPORATION CUST 0010625169/FIRSTAID CABINET ITEMS	
110-00-53310-000-311		GARAGE EXPENSES IN 5005891906/WIPES/MUSCLE RELIEF/DPW	37.78
Total			37.78
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56643	8/26/2016	CITY OF BROOKFIELD CUST 60002/2ND QTR 2016/SEWAGE TREATMENT	
700-00-50857-000-000		TREATMENT COSTS-BROOKFIELD IN 20161416/2ND QTR 2016 SEWAGE TREATMNT	141,790.33
700-00-50990-000-000		OUTLAY IN 20161416/2ND QTR 2016 FRWPCC CAPITAL	92,183.38
Total			233,973.71
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56644	8/26/2016	CITY OF BROOKFIELD CUST 60002/2ND QTR 2016 INDUST PROCESS	
700-00-50854-000-000		MISC OUTSIDE SERVIC/INDUSTRIAL IN 20161421/COOPER/2ND QTR '16 PROCESS	1,100.81
700-00-50854-000-000		MISC OUTSIDE SERVIC/INDUSTRIAL IN 20161421/KIRKLAND/2ND QTR '16 PROCESS	961.71
700-00-50854-000-000		MISC OUTSIDE SERVIC/INDUSTRIAL IN 20161421/PRIME LEA/2ND QTR '16 PROC	1,419.07

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700-00-50854-000-000		MISC OUTSIDE SERVIC/INDUSTRIAL IN 20161421/WCTC/2ND QTR '16 PROCESS	1,290.56
Total			4,772.15
56645	8/26/2016	CITY OF WAUKESHA POLICE DEPARTMENT BOND \$/JORDAN PATRICK KERN CASE 141111	
110-00-45100-000-000		LAW & ORDINANCE VIOLATIONS BOND \$/JORDAN PATRICK KERN CASE 141111	211.60
Total			211.60
56646	8/26/2016	COMET INC IN 43368/WELD STEP ONTO DUMP BOX/#114	
110-00-53330-000-310		EQUIPT. MAINT. GEN. OPERATION IN 43368/WELD STEP ONTO DUMP BOX/#114	50.00
Total			50.00
56647	8/26/2016	CRAIG D DRUMMY REIMBURSE/CLOTHING/MENS WAREHOUSE	
110-00-52100-000-400		POLICE UNIFORM ALLOWANCE REIMBURSE/CLOTHING/MENS WAREHOUSE	300.00
Total			300.00
56648	8/26/2016	CRYSTAL VISTA LLC IN 8-17-16/WINDOW CLEANING/LIBRARY	
900-00-55110-000-310		LIBRARY-BUILDING MAINTENANCE IN 8-17-16/WINDOW CLEANING/LIBRARY	1,200.00
Total			1,200.00
56649	8/26/2016	DELTA DENTAL OF WISCONSIN GROUP25714-000-00000-00021/DENTAL/SEPT	
110-00-21337-000-100		DENTAL WITHHOLDING PAYABLE DENTAL INSURANCE/SEPTEMBER 2016	2,222.36
Total			2,222.36
56650	8/26/2016	DIVERSIFIED BENEFIT SERVICES INC IN 226717/FLEX PARTICIPANT FEES/AUG 2016	
110-00-51980-000-000		GENERAL GOVT. MISC. EXPENSES IN 226717/FLEX PARTICIPANT FEES/AUG 2016	150.93
Total			150.93

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56651	8/26/2016	E H WOLF & SONS INC ACCT 31518-1/FUEL/LAIMON PARK	
960-00-55200-000-150		GASOLINE EXPENSE IN 63927001/FUEL/LAIMON PARK	2,879.35
960-00-55200-000-150		GASOLINE EXPENSE in 958084/FUEL/LAIMON PARK	1,486.74
960-00-55200-000-150		GASOLINE EXPENSE in 965952/FUEL/LAIMON PARK	3,237.81
960-00-55200-000-150		GASOLINE EXPENSE IN 966178/FUEL/LAIMON PARK	540.68
960-00-55200-000-150		GASOLINE EXPENSE IN 563021/FUEL/LAIMON PARK	2,168.19
			Total 10,312.77
56652	8/26/2016	ENGAGEDPATRONS.ORG IN 8373-16-01/1 YR PUBLICIZE EVENTS/LIB	
900-00-55110-000-143		LIBRARY-TECHNOLOGY IN 8373-16-01/1 YR PUBLICIZE EVENTS/LIB	495.00
			Total 495.00
56653	8/26/2016	FRANZ PLUMBING AND PIPING INC. IN 3758/(5)WATER METERS INSTALLED	
600-00-50931-001-000		OUTLAY/PROJECTS IN 3758/(5)WATER METERS INSTALLED	1,750.00
			Total 1,750.00
56654	8/26/2016	GALE/CENGAGE LEARNING CUST 152312/LIBRARY BOOKS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS INV 58554055/BOOKS/LIBRARY	92.96
			Total 92.96
56655	8/26/2016	GREY HOUSE PUBLISHING IN 925625/LIBRARY BOOK/PROFILES OF WIS	
900-00-55110-000-141		LIBRARY-PRINTED MATERIALS IN 925625/LIBRARY BOOK/PROFILES OF WIS	126.65
			Total 126.65
56656	8/26/2016	HACH COMPANY ACCT 062992/WATER TESTING SUPPLIES	

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600-00-50630-002-000		OPERATION OF WATER TREAT/CHEM. IN 10067388/DPD FREE CHLORINE PACKS/WATR	116.18
Total			116.18
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56657	8/26/2016	HAWKINS INC ACCT 109844/WATER CHEMICALS	
600-00-50631-002-000		CHEMICALS/CHLORINE INV 3933972/CHLORINE	265.00
600-00-50631-001-000		CHEMICALS/FLUORIDE INV 3936272/FLUORIDE	92.50
600-00-50630-004-000		OPERATION OF WATER TREAT/MATER INV 3936272/BLEACH & ALKALI	141.00
600-00-50631-002-000		CHEMICALS/CHLORINE INV 3936272/CHLORINE	1,108.10
600-00-50631-003-000		CHEMICALS/POLYPHOSPHATE INV 3936272/POLYPHOSPHATE	2,268.37
Total			3,874.97
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56658	8/26/2016	J F AHERN COMPANY INV 155994/RECHARGE FIRE EXTING/SQD 637	
110-00-52100-000-140		PUBLIC SAFETY EXPENSES INV 155994/RECHARGE FIRE EXTING/SQD 637	82.84
Total			82.84
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56659	8/26/2016	JENNY R WEGENER REIMBURSE/WOODMANS/WATER/GATORADE/LIB	
900-00-55110-000-500		GRANTS/DONATION FUNDED EXPENSE REIMBURSE/WOODMANS/WATER/GATORADE/LIB	23.61
900-00-55110-000-500		GRANTS/DONATION FUNDED EXPENSE REIMBURSE/WOODMANS/SODA/DIP/CHIPS/LIB	43.15
Total			66.76
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56660	8/26/2016	JOLYNNE WHALEN REIMBURSE/CANDY/CRACKER JACK/LIB	
900-00-55110-000-500		GRANTS/DONATION FUNDED EXPENSE REIMBURSE/CANDY/CRACKER JACK/LIB	93.70
Total			93.70
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56661	8/26/2016	KEN WEBER TRUCK SERVICE IN 9767-1/FLATBED'16 FD EXP #636/SOERENS	

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110-00-52100-000-310		POLICE VEHICLE MAINTENANCE IN 9767-1/FLATBED'16 FD EXP #636/SOERENS	95.00
Total			95.00
56662	8/26/2016	LAKE COUNTRY AUTO CARE ORDER 65759/DOOR HANDLES/TRUCK #305	
700-00-50835-002-000		MAINT. REPAIR/REHAB./VEH MAINT ORDER 65759/DOOR HANDLES/TRUCK #305	90.74
Total			90.74
56663	8/26/2016	LAWNS R US IN 17183/LAWN MAINTENANCE/AUG 2016/LIB	
900-00-55110-000-310		LIBRARY-BUILDING MAINTENANCE IN 17183/LAWN MAINTENANCE/AUG 2016/LIB	885.71
Total			885.71
56664	8/26/2016	MADISON NATIONAL LIFE INSURANCE CO INC ACCT 101785100000000/LIFE INS/SEPT 2016	
110-00-21337-000-400		LIFE INSURANCE PAYABLE LIFE INSURANCE/SEPTEMBER 2016	973.99
110-00-21337-000-300		DISABILITY PAYABLE LONG TERM DISABILITY INSURANCE/SEPT 2016	508.08
110-00-21337-000-300		DISABILITY PAYABLE SHORT TERM DISABILITY INSURANCE/SEP 2016	2,019.25
Total			3,501.32
56665	8/26/2016	MENARDS-PEWAUKEE ACCT 31430450/PAINT FOR SPEED BUMPS/LAIM	
960-00-55200-000-156		GROUNDS & MAINTENANCE IN 87933/PAINT FOR SPEED BUMPS/LAIMON PK	9.56
Total			9.56
56666	8/26/2016	NATIONWIDE RETIREMENT SOLUTIONS DEFERRED COMPENSATION-PAY DATE 8-26-16	
110-00-21335-000-000		DEFERRED COMP/NATIONWIDE DEFERRED COMPENSATION-PAY DATE 8-26-16	4,903.00
Total			4,903.00
56667	8/26/2016	NORTH SHORE BANK DEFERRED COMPENSATION-PAY DATE 8-26-16	

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110-00-21335-000-100		DEFERRED COMP/NORTH SHORE DEFERRED COMPENSATION-PAY DATE 8-26-16	1,395.00
Total			1,395.00
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56668	8/26/2016	NORTH SHORE BANK CARDMEMBER SERVICE LIBRARY VISA CHARGE CARD TRANSACTIONS	
900-00-55110-000-500		GRANTS/DONATION FUNDED EXPENSE PICK N SAVE/GATORADE/LIBRARY	10.50
900-00-55110-000-144		LIBRARY-MILEAGE, SUPPLIES, ETC OFFICE DEPOT/EASEL PAD/LIBRARY	28.99
900-00-55110-000-144		LIBRARY-MILEAGE, SUPPLIES, ETC STAPLES/CARD STOCK/COPY PAPER/LIBRARY	78.27
900-00-55110-000-144		LIBRARY-MILEAGE, SUPPLIES, ETC STAPLES/KLEENEX/BATTERIES/LIBRARY	60.45
900-00-55110-000-144		LIBRARY-MILEAGE, SUPPLIES, ETC USPS/POSTAGE/LIBRARY	5.01
900-00-55110-000-313		LIBRARY-PROGRAMS SENTRY FOODS/COOKIES/CUPCAKES/LIBRARY	13.67
900-00-55110-000-313		LIBRARY-PROGRAMS FACEBK/PROGRAM PROMOTION/LIBRARY	13.97
900-00-55110-000-313		LIBRARY-PROGRAMS DOLLAR TREE/BALLOONS/LIBRARY	5.26
900-00-55110-000-313		LIBRARY-PROGRAMS PICK N SAVE/HERSHEY KISSES/WATER/LIBRARY	13.86
900-00-55110-000-313		LIBRARY-PROGRAMS SIMPLY CINNAMON/BAKERY/LIBRARY	21.00
900-00-55110-000-500		GRANTS/DONATION FUNDED EXPENSE WALMART/SINGLE BURNER PLATE/LIBRARY	20.96
900-00-55110-000-500		GRANTS/DONATION FUNDED EXPENSE PICK N SAVE/MILK/SUGAR/ICE/LIBRARY	9.34
900-00-55110-000-500		GRANTS/DONATION FUNDED EXPENSE SCHOLASTIC INC/BOOKS/LIBRARY	216.97
900-00-55110-000-500		GRANTS/DONATION FUNDED EXPENSE PIZZA HUT/(10)PIZZAS+TIP/LIBRARY	103.60
900-00-55110-000-500		GRANTS/DONATION FUNDED EXPENSE TARGET/(4)GIFT CARDS/LIBRARY	80.00
Total			681.85

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56669	8/26/2016	OFFICE DEPOT/OFFICE MAX ACCT 601116003571566/POLICE OFFICE ITEMS	
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN 850616898001/CD ENV/PL FORKS/POL	59.70
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN 851986320001/AA BATTERIES/POLICE	37.98
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN 851986380001/SELF SEAL MAILER/POLICE	31.99
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN 853559766001/IBM CORR RIBBON/POLICE	18.36
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN 853561832001/FILE CARDS 2.25X4/POLICE	32.99
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN 854241482001/AAA BATTERIES/POLICE	17.98
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN 854241592001/DUSTER/LABEL TAPE/POLICE	21.57
110-00-52100-000-330		POLICE OFFICE SUPPLIES IN 854241593001/COMPUTER CLEAN WIPES/POL	8.99
Total			229.56
56670	8/26/2016	PAYNE & DOLAN CUST 117294/ROAD ASPHALT & TACK	
110-00-53310-000-310		STREET MAINT. GEN. OPERATION IN 1439366/ROAD ASPHALT	1,458.12
110-00-53310-000-310		STREET MAINT. GEN. OPERATION IN 1439473/PREMIXED TACK	25.00
Total			1,483.12
56671	8/26/2016	PENGUIN RANDOM HOUSE LLC ACCT 9277240000/LIBRARY CDS	
900-00-55110-000-142		LIBRARY-NON-PRINT MATERIALS IN 1088265405/LIBRARY CDS	87.75
900-00-55110-000-142		LIBRARY-NON-PRINT MATERIALS IN 1088107681/LIBRARY CDS	60.00
900-00-55110-000-142		LIBRARY-NON-PRINT MATERIALS IN 1088121194/LIBRARY CDS	22.50
900-00-55110-000-142		LIBRARY-NON-PRINT MATERIALS IN 1088118898/LIBRARY CDS	11.25

GENERAL FUND

Accounting Checks

Posted From: 8/01/2016 From Account: 110-00-11100-000-000
Thru: 8/31/2016 Thru Account: 960-00-57610-000-000

Check Nbr	Check Date	Payee	Amount
Total			181.50
<hr/>			
56672	8/26/2016	PENNZOIL 10 MINUTE OIL CHANGE CENTER POLICE OIL CHANGES	
110-00-52100-000-310		POLICE VEHICLE MAINTENANCE #11-0479986/OIL CHANGE/'15 FD EX/LIC 645	38.45
110-00-52100-000-310		POLICE VEHICLE MAINTENANCE #11-0480190/OIL CHANGE/'15 FD EX/LIC 639	38.45
110-00-52100-000-310		POLICE VEHICLE MAINTENANCE #11-0480463/OIL CHANGE/'06 CHV SU/799KPV	38.45
Total			115.35
<hr/>			
56673	8/26/2016	PEWAUKEE PUBLIC LIBRARY REIMBURSE/NORTH SHORE GIFT ACCT/COOKIES	
900-00-55110-000-313		LIBRARY-PROGRAMS REIMBURSE/COOKIES/ANNE BUSCHKE	72.00
Total			72.00
<hr/>			
56674	8/26/2016	PORT A JOHN CUST 00-6915660/PORTABLE RESTROOM/WEEDS	
650-00-53650-000-000		LAKE WEED MAINTENANCE IN 1260230/RESTROOM 8-20-16 TO 9-19-16	89.00
Total			89.00
<hr/>			
56675	8/26/2016	PRAXAIR DISTRIBUTION INC CUST 71899526/NITROGEN CYLINDER/WATER	
600-00-50605-002-000		MAINT. OF WELLS & EQUIP/MATER. IN 74049505/NITROGEN CYLINDER/WATER WL 2	49.02
Total			49.02
<hr/>			
56676	8/26/2016	QUILL CORPORATION ACCT C1349429/CLERK OFFICE SUPPLIES	
110-00-51420-000-140		CLERK'S OFFICE EXPENSES IN 8267986/SCISSORS/CLERK	27.18
110-00-51420-000-140		CLERK'S OFFICE EXPENSES IN 8290236/BULLETIN BARS/CLERK	19.98
110-00-51420-000-140		CLERK'S OFFICE EXPENSES IN 8332155/NAMEPLATES/CLERK	21.58
110-00-51420-000-140		CLERK'S OFFICE EXPENSES IN 8047965/GEL PENS/CLERK	7.71

GENERAL FUND

Accounting Checks

Posted From: 8/01/2016 From Account: 110-00-11100-000-000
Thru: 8/31/2016 Thru Account: 960-00-57610-000-000

Check Nbr	Check Date	Payee	Amount
Total			76.45
56677	8/26/2016	RHYME BUSINESS PRODUCTS IN19177755/SHARP MX-3640N MFP/AUG/CLERK	
110-00-51460-000-000		COPY MACHINE IN19177755/SHARP MX-3640N MFP/AUG/CLERK	290.73
Total			290.73
56678	8/26/2016	RUEKERT & MIELKE CLIENT 8034/ENGINEERING	
110-00-53100-000-120		OUTSIDE CONTRACTED ENGINEERING IN 116070/GIS/WACHTEL TREE INVENTORY	580.00
600-00-50605-004-000		MAINT. OF WELLS-EQUIP/COMPUTER IN 116071/SCADA SYS TROUBLESHOOT/WELL 3	1,111.25
700-00-50832-003-000		MAINT. OF COLL SYS/RADIO ALARM IN 116071/SEWR/TRANSFER INFO TO NEW COMP	1,667.62
600-00-50931-001-000		OUTLAY/PROJECTS IN 116072/WATER SCADA UPGRADES	1,535.93
700-00-50990-000-000		OUTLAY IN 116072/SEWER SCADA UPGRADES	1,535.94
600-00-50931-001-000		OUTLAY/PROJECTS IN 116073/WATER WELL 5 RADIUM FACILITY	519.31
Total			6,950.05
56679	8/26/2016	SIRCHIE FINGER PRINT LABORATORIES CUST 00-B53072/POLICE DRUG TEST KITS	
110-00-52100-000-140		PUBLIC SAFETY EXPENSES INV 0266575/DRUG TEST KITS/POLICE	27.40
Total			27.40
56680	8/26/2016	SKY PLUMBING HEATING & REFRIGERATION LLC IN 8-12-16/REPAIR A/C UNIT/LAIMON PARK	
960-00-55200-000-165		BUILDING MAINTENANCE IN 8-12-16/REPAIR A/C UNIT/LAIMON PARK	150.00
Total			150.00
56681	8/26/2016	SOMAR TEK LLC/SOMAR ENTERPRISES CUST 1250-2/POLICE HANDCUFF CASE	
110-00-52100-000-140		PUBLIC SAFETY EXPENSES IN 99903/HANDCUFF CASE/P LATONA/POLICE	24.20

GENERAL FUND

Accounting Checks

Posted From: 8/01/2016 From Account: 110-00-11100-000-000
Thru: 8/31/2016 Thru Account: 960-00-57610-000-000

Check Nbr	Check Date	Payee	Amount
Total			24.20
56682	8/26/2016	STAPLES ADVANTAGE CUST DET70105038/DPW SUPPLIES	
110-00-53310-000-311		GARAGE EXPENSES IN 3311615282/BATH TISSUE/HWD TOWELS/DPW	201.48
110-00-53310-000-311		GARAGE EXPENSES IN 3311615283/BATH TISSUE/DPW	92.58
Total			294.06
56683	8/26/2016	STUART STOTTS LIBRARY MUSIC PERFORMANCE SEPT 17-2016	
900-00-55110-000-500		GRANTS/DONATION FUNDED EXPENSE LIBRARY MUSIC PERFORMANCE SEPT 17-2016	75.00
Total			75.00
56684	8/26/2016	W BRIGGS HOME IMPROVEMENT IN 2016139/MAINTENANCE SERVICES/LIBRARY	
900-00-55110-000-310		LIBRARY-BUILDING MAINTENANCE IN 2016139/MAINTENANCE SERVICES/LIBRARY	575.00
Total			575.00
56685	8/26/2016	WALDEN & SCHUSTER SC LIBRARY LEGAL SERVICES	
900-00-55110-000-400		LEGAL COUNSEL-LIBRARY ATTORNEY INV 99823/JOINT LIBRARY LEGAL SERVICES	30.00
Total			30.00
56686	8/26/2016	WE ENERGIES LIBRARY ELECTRIC/GAS USAGE	
900-00-55110-000-311		LIBRARY-UTILITIES ACCT 8013-411-855 210 MAIN ST/LIBRARY	4,843.75
Total			4,843.75
56687	8/26/2016	WILLIAM/REID LTD LLC IN 53721/CHLORINE PUMP/WELLS	
600-00-50931-001-000		OUTLAY/PROJECTS IN 53721/CHLORINE PUMP/WELLS	1,389.16
Total			1,389.16

GENERAL FUND

Accounting Checks

Posted From: 8/01/2016 From Account: 110-00-11100-000-000
 Thru: 8/31/2016 Thru Account: 960-00-57610-000-000

Check Nbr	Check Date	Payee	Amount
56688	8/26/2016	WISCONSIN HONOR GUARD ASSOCIATION REGISTER/HONOR GUARD/TRAINING SEP 21-23	
110-00-52100-000-350		POLICE TRAINING & SEMINARS REGISTER/HONOR GUARD/TRAIN/JACOB BOLDT	150.00
Total			150.00
56689	8/26/2016	WISCONSIN SUPPORT COLLECTIONS TRUST FUND WISCONSIN SUPPORT WITHHOLDINGS 8-26-16	
110-00-21336-000-000		ALIMONY & CHILD SUPPORT KIDS #0003 5353 68 CHILD SUPPORT 8-26-16	1,172.29
110-00-21336-000-000		ALIMONY & CHILD SUPPORT KIDS #0006 7398 87 CHILD SUPPORT 8-26-16	230.77
110-00-21336-000-000		ALIMONY & CHILD SUPPORT KIDS #0005 4656 56 CHILD SUPPORT 8-26-16	553.84
Total			1,956.90
Grand Total			474,926.50

GENERAL FUND

Accounting Checks

Posted From: 8/01/2016 From Account: 110-00-11100-000-000
 Thru: 8/31/2016 Thru Account: 960-00-57610-000-000

	Amount
Total Expenditure from Fund # 110 - GENERAL FUND	141,886.34
Total Expenditure from Fund # 300 - DEBT SERVICE FUND	926.00
Total Expenditure from Fund # 450 - TIF #2 DISTRICT	3,867.80
Total Expenditure from Fund # 600 - WATER UTILITY	33,668.25
Total Expenditure from Fund # 650 - STORM WATER UTILITY	3,023.49
Total Expenditure from Fund # 700 - SEWER UTILITY	247,592.26
Total Expenditure from Fund # 800 - CEMETERY FUND	34.47
Total Expenditure from Fund # 900 - LIBRARY FUND	21,586.41
Total Expenditure from Fund # 950 - LAKE PATROL FUND	955.87
Total Expenditure from Fund # 960 - LAIMON LAKESIDE PARK FUND	21,385.61
Total Expenditure from all Funds	474,926.50



To: Jeff Knutson, Village President
Village Board

From: Chaz Schumacher
Village Clerk

Date: September 16, 2016

Re: Agenda Item 89, Discussion and Possible Action on Establishing In-Person Absentee Voting hours for the 2016 Presidential Election.

BACKGROUND

On July 29, 2016 Federal District Judge James Peterson of the Western District of Wisconsin issued a decision regarding the One Wisconsin Institute Case. This decision impacts a variety of elections laws and regulations but the most heavily publicized one has been the in-person absentee voting that takes place prior to Election Day. (memorandum from the Wisconsin Elections Commission dated August 2, 2016 attached)

While this did not affect the August primary it will affect the November election. Since 2011 the State of Wisconsin has restricted in-person absentee voting to the 2 weeks prior to Election Day along with the Friday before remaining open until 5 p.m., and limiting it to one location for the municipality. With the decision that was made and the subsequent denial of the State's motion to stay the decision (memorandum of August 23, 2016 attached), each municipality now has to decide what their hours of in-person absentee voting will be and if additional locations will be added.

Due to the scrutiny Waukesha County is under as a predominately Republican county and the public interest in what the municipalities are choosing to do, clerks have been advised to seek their governing body's direction and support for in-person absentee voting hours and/or additional locations.

Generally speaking there's a wide variety of options being selected, varying from opening up in-person voting on September 26th to maintaining the previous practice of the 2 weeks prior to the Election. Of those communities that chose to open in-person voting for periods after September 26th, all stated they would allow people to vote absentee if they, the clerks, were in the office and once ballots are available. We are anticipating ballot delivery by September 20th.

Currently the City of Pewaukee and the Village of Hartland are beginning in-person voting on September 26th with no additional hours or weekend days. The City of Brookfield has chosen to keep the 2 weeks prior to the Election for in-person voting with no additional hours and a number of other municipalities are following suite but allowing for in-person voters if they request to do so and ballots are available.

ACTION REQUESTED

To provide direction and support to staff for establishing an in-person voting schedule for the upcoming Presidential Election and future elections.

ANALYSIS

Generally speaking there is no right or wrong option to choose but as a board and elected officials, the public will look to you with questions or comments regarding the direction chosen. After reviewing the different options other municipalities have chosen and their reasoning, I feel comfortable allowing in-person voting to take place upon the ballots being available. Citing more experienced clerks' perspective, earlier in-person voting shouldn't generate long lines as most people will wait until the 2-3 weeks prior to the election to come in. I feel we can accommodate the anticipated rush with the help of poll workers and maintain our original plans of scheduling them for the 2 weeks prior to the election. In an attempt to manage costs, I will be asking if there are any poll workers that would be willing to work voluntarily. If there is any interest, we may bring in help the 3rd week before the election as activity by voters increases.

I respectfully request the Board provide direction on establishing the Village's in-person absentee schedule.

WISCONSIN ELECTIONS COMMISSION

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MARK L. THOMSEN, CHAIR

ADMINISTRATOR MICHAEL HAAS

MEMORANDUM

DATE: August 2, 2016

TO: Wisconsin Municipal Clerks
City of Milwaukee Election Commission
Wisconsin County Clerks
Milwaukee County Election Commission

FROM: Michael Haas, Administrator
Nathan Judnic, Staff Counsel

SUBJECT: Federal Court Decision in *One Wisconsin Institute* Case – No Impact on August 9, 2016 Partisan Primary, Absentee Certificate Envelopes and Other Forms May Change for General Election

As we communicated late on Friday afternoon, Federal District Judge James Peterson of the Western District of Wisconsin issued a decision concluding that six separate legislative actions were unconstitutional, in addition to an aspect of the Photo ID Law's implementation by the Division of Motor Vehicles. The Photo ID Law itself was not overturned by the Court.

Specifically, the decision found the following provisions to be unconstitutional:

1. The restriction limiting municipalities to one location for in-person absentee voting.
2. The limits on the time for in-person absentee voting, except for the prohibition applicable to the Monday before Election Day.
3. The requirement that dorm lists (which are used to accompany a student ID as proof of residence) include citizenship information.
4. The change in the residency requirement from 10 days to 28 days.
5. The prohibition on distributing absentee ballots by fax or email to voters other than military electors and permanent overseas electors.
6. The prohibition on using expired, but otherwise qualifying, student ID cards.

7. Components of the Department of Motor Vehicles' ID petition process. That petition process allows individuals to receive a temporary identification receipt that is valid for voting while the individual's petition is pending. The Court ordered that DMV promptly issue a voting credential to individuals with a petition pending or who enter that process. The court's order would require that such credential be valid for the same time period as a driver license or State ID card.

We expect that the Department of Justice will appeal the decision and request an expedited stay of Judge Peterson's order. Until further notice, therefore, the Elections Commission is providing the following guidance regarding the Court's decision in *One Wisconsin Institute v. Thomsen*:

1. As stated in our original communication, Judge Peterson's decision specifically states that it **IS NOT INTENDED TO IMPACT THE PARTISAN PRIMARY AND HAS NO EFFECT ON THAT ELECTION**. The laws and procedure for registration and voting remain the same for the August 9, 2016 Partisan Primary, and municipalities may not implement provisions of the Court order for that election.
2. Due to the Partisan Primary and the possibility of an expedited ruling regarding a stay of the Court's order, the Commission is not issuing specific guidance regarding the implementation of the Court's decision at this time. We are reviewing the decision and will consult with the Department of Justice regarding the rules that will be in effect in the event that a stay of the decision is not issued.
3. We are making the preparations necessary to comply with Judge Peterson's order, with the understanding that it is possible that courts will issue a stay pending appeal. If Judge Peterson's decision is not stayed and remains in effect, several forms will need to be revised for the General Election, and clerks should be mindful of that possibility in printing forms. For example, the Absentee Ballot Request (EL-121), the Absentee Certificate (EL-122), and the Voter Registration Application (EL-131), would need to be revised to reflect a change in the elector's residency requirement from 28 days to 10 days. Any other form or instruction that refers to a 28-day residency requirement would also need to be revised.

We recently posted new versions of the Absentee Ballot Request and the Absentee Certificate to reflect recent legislative changes related to the witness address requirement and the three-day window to return absentee ballots after Election Day. Those forms continue to reflect a residency requirement of 28 days. **Please note** that it may be necessary to print new forms in light of the court's decision. You may consider waiting to print such forms until there is a decision regarding a stay of the Court decision.

We will provide further guidance as soon as we are able based on additional developments. In the meantime, if you have questions or concerns related to the Court's decision in this matter or its impact on the fall elections, please contact the Elections Commission HelpDesk at elections@wi.gov or at (608) 261-2028.

WISCONSIN ELECTIONS COMMISSION

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MARK L. THOMSEN, CHAIR

ADMINISTRATOR MICHAEL HAAS

MEMORANDUM

DATE: August 23, 2016

TO: Wisconsin Municipal Clerks
City of Milwaukee Election Commission
Wisconsin County Clerks
Milwaukee County Election Commission

FROM: Michael Haas, Administrator
Nathan Judnic, Staff Counsel

SUBJECT: Seventh Circuit Court of Appeals Denies Stay Motion in *One Wisconsin Institute* Case and Implementation Guidance

Yesterday afternoon, the Seventh Circuit Court of Appeals denied the State's motion to stay Judge Peterson's decision in the *One Wisconsin Institute* case pending appeal. This ruling does not affect the one aspect of Judge Peterson's decision requiring the Department of Motor Vehicles to reform the ID Petition Process (IDPP) prior to the November election, which Judge Peterson stayed pending appeal. The current IDPP will remain in effect during the appeal of this case.

The Seventh Circuit's ruling does mean that significant election administration changes will be in effect for the November election, and this communication is intended to provide local election officials with guidance to assist in implementing those changes.

1) Municipalities may hold in-person absentee voting in more than one location.

Municipalities may conduct in-person absentee voting in locations in addition to the clerk's office/board of election commissioner's office or at an alternative site under Wis. Stat. § 6.855. If a municipality decides that locations other than the clerk's office or board of election commissioner's office will be used, the Commission recommends that the municipality use the procedure set forth in Wis. Stat. § 6.855 for designating an alternate location to allow enough notice to in-person absentee voters. This means that the alternate locations should be designated by the governing body of the municipality no fewer than 14 days prior to the time that absentee ballots are available for in-person absentee voting at the established location. The municipality should comply with the appropriate notice requirements to inform the public of the locations that will be used, as well as the notice requirements under Wis. Stat. § 6.855 which requires a municipal clerk or board of elections commissioners that maintains a website on the internet to post a notice of the absentee voting sites. Any in-person absentee voting sites should be staffed by the municipal clerk or the executive director of the board of election commissioners and their staffs, and the sites shall be accessible to individuals with disabilities.

- 2) The state-imposed time limits for in-person absentee voting, as well as the restriction on the number of days in-person absentee voting can take place, with the exception of the Monday before the election, have been removed.**

The time of day restrictions for when in-person absentee voting can occur (between 8 a.m. and 7 p.m.) are no longer enforceable. Also, the restriction on the number of days that in-person absentee voting can occur prior to an election (3rd Monday preceding an election until the Friday preceding the election) has also been removed, with the exception of the Monday before Election Day when in-person absentee voting cannot occur. In-person absentee applications can be made and accepted on the days and during the hours set and properly noticed by the municipality and the clerk as soon as ballots for the election are available and until the Monday before the election. In addition to publishing standard absentee voting information in a Type E notice 4 weeks prior to an election, municipalities should publicize the days and hours of in-person absentee voting prior to it commencing. Note that the cutoff for registering to vote in-person at the clerk's office, or the office of the board of election commissioners remains 5 p.m. or the close of business, whichever is later, on the Friday preceding the election.

- 3) Universities, colleges or technical colleges may provide certified "dorm lists" to municipalities used for proof of residence without verifying U.S. citizenship of the students contained on the list.**

Any certified, current list of students provided by a university, college, or technical college who reside in housing sponsored by the university, college, or technical college does not need to filter out students that are not U.S. citizens, meaning some non-U.S. students could appear on the list. As with all other voters, there is no separate requirement that students document their citizenship status apart from their sworn certification when signing the voter registration application. More schools may be willing to provide these certified lists now that the citizenship requirement has been removed, as federal confidentiality laws previously prevented that disclosure.

- 4) The durational residency requirement for voter registration purposes is now 10 days.**

For purposes of determining an individual's residency for voting, an individual need only reside in an election district or ward for 10 consecutive days before any election where the individual offers to vote to be eligible. This is a change from the previous 28 day requirement, and it requires changes to several election forms including the Voter Registration Application, the Absentee Ballot Certificate and the Application for Absentee Ballot. A complete list of election forms affected by this aspect of ruling is posted here: <http://www.gab.wi.gov/node/4057>

Printing of election forms for the November election containing the 10 day residency requirement can begin immediately, but please be mindful when ordering a large stock of materials that an appeal of this decision is still pending and could affect forms used for elections after November.

- 5) The prohibition on distributing absentee ballots by fax or email has been removed.**

Absentee ballots may now be distributed/transmitted to voters by fax or email regardless of the "type" of voter that makes the request. A regular absentee voter (non-military, non-overseas) could receive a ballot by fax or email if they request such delivery from the clerk or the board of election commissioners. All voters may request fax or email ballot delivery using the same methods as military and permanent overseas voters, including the MyVoteWI website or a

standard absentee ballot application. Clerks now have the option to honor requests for faxed or emailed ballots.

The Court order did not address the transmission of absentee ballots through the MyVote Wisconsin website, and therefore that method of transmission continues to be restricted to military and permanent overseas voters.

If the option to send ballots by fax or email becomes more widely used by all voters, municipal clerks and election inspectors will need to be prepared to remake an increased number of ballots on Election Day so that those absentee ballots can be counted by voting equipment.

6) University, college or technical college IDs may be presented to satisfy the Photo ID requirement if they are expired, but the ID must meet all other qualifying requirements

For a student ID card to be used for proof of identification, it must still contain the required elements of the statute, meaning it must contain the date on which the card was issued to the student, it must contain a signature of the individual to whom it has been issued and it must contain an expiration date showing that the card expires within two years of the date of issuance. Election officials need to verify that these elements appear on the card, but it shall still be accepted as proof of identification even if it has expired.

Commission staff is currently updating other election forms and instructions to comply with this order, including documents that reference in-person absentee voting requirements, fax and email of absentee ballots and use of student IDs and certified dorm lists. Parallel changes to the WisVote system are also being made, and will be implemented on a rolling basis until they are complete.

If you have questions regarding yesterday's decision or this guidance, please contact the Elections Commission HelpDesk at elections@wi.gov or at (608) 261-2028.