



**OSHKOSH COMMON COUNCIL AGENDA
COUNCIL CHAMBERS, CITY HALL
OSHKOSH, WISCONSIN
November 26, 2024**

If anyone requires reasonable ADA accommodations, please contact the office of the City Manager at citymgr@oshkoshwi.gov, or phone 920-236-5002.

To send written correspondence to the Council, mail it to the City Manager, place it in the City Hall dropbox, or email it to council@oshkoshwi.gov (prior to the Council meeting).

- A. CALL TO ORDER** (6:00 p.m.)
- B. ROLL CALL**
- C. INVOCATION - VOTING FIRST**
Council Member Stephenson
[Invocation #3](#)
- D. PLEDGE OF ALLEGIANCE**
Perry Tipler Middle School
- E. INTRODUCTION OF STAFF**
Emily Rock, Curator at the Oshkosh Public Museum
K9 Gema, Oshkosh Police Department Therapy Dog
- F. CITIZEN STATEMENTS TO COUNCIL**
(Citizens are to address the Council only. Statements are limited to five (5) minutes; they must address items that are not listed on the Council meeting agenda, are limited to issues that have an impact on the City of Oshkosh and the Common Council may address at a future meeting, and must not include endorsements of any candidates or other electioneering.) If you require more time please inform the Mayor at the beginning of your presentation.
- G. CONSENT AGENDA ITEMS**
(Consent Agenda items are those items of a routine administrative nature that are voted on by the Council in a single roll call vote. Staff recommends approval of all items. Any member of the public or Common Council may request that an item be removed from the Consent Agenda for discussion.)
 - 1.** Report of Bills
 - 2.** Receipt & Filing of Minutes - Museum Arts and Culture Board, 10.09.2024

3. Receipt & Filing of Claim Filed with the City's Insurance Company - Watson
4. Res 24-594 Approve Conditional Use Permit Amendment Request for a Second-Floor Bar and Patio Addition at 701 North Main Street (Parcel 1100950200) (Plan Commission Recommends Approval)
5. Res 24-595 Approve 2025 Across-the-Board Market Increase for Non-Represented Employees
6. Res 24-596 Authorize GO Transit to Apply for 2025 FTA & WisDot Operating Assistance Grants and County Transportation Assistance
7. Res 24-597 Approve Reallocation of \$500,000 in the 2024 Parks Department Capital Improvement Program Budget from Funding Design Services for the Menominee Park Parking Lot and Reetz Fields to Fund Design and Construction of a New Restroom/Concession Stand at Reetz Fields (Advisory Park Board Recommends Approval)
8. Res 24-598 Approve Amendment to the 2024 Capital Improvement Budget for Pollock Water Park Replastering Project (Advisory Park Board Recommends Approval)
9. Res 24-599 Approve Acceptance of Donation and Amendment to Operating Budget for Oshkosh Seniors Center for Programming Software Subscription to GetSetUp.com (\$15,000.00)
10. Res 24-600 Approve Budget Amendment for 2025 Fire Special Revenue Fund Assistance to Firefighters Grant to Accept Revenue and Approve Increases in Expenses (\$37,337.05)
11. Res 24-601 Approve Professional Services Agreement with AECOM for Environmental Support for 2025 Capital Improvement Projects (CIP) (\$134,595.00)
12. Res 24-602 Approve Initial Resolution for Special Assessments for Sidewalk (New and Rehabilitation), Driveway Aprons, Sanitary Sewer Main and Laterals (New and Relay), Water Main and Laterals (New and Relay), and Storm Sewer Mains and Laterals (New and Relay) Relating to Contract No. 25-04
 - Bay Shore Drive (Broad Street to Mill Street)
 - Broad Street (Bay Shore Drive to 75' North of Bay Shore Drive)
 - Bay Street (100' North of Bay Shore Drive to the Fox River)
13. Res 24-603 Approve Initial Resolution for Special Assessments for Sidewalk (New and Rehabilitation), Driveway Aprons, Sanitary Sewer Main and Laterals (New and Relay), Water Main and Laterals (New and Relay), and Storm Sewer Mains and Laterals (New and Relay) Relating to Contract No. 25-05
 - Waugoo Avenue (Rosalia Street to Lake Winnebago)
 - Sweet Street (Waugoo Avenue to 75' North of Waugoo Avenue)
 - Shorelane Street (Waugoo Avenue to 75' North of Waugoo Avenue)
14. Res 24-604 Approve Initial Resolution for Special Assessments for Sidewalk (New and Rehabilitation), Driveway Aprons, Sanitary Sewer Main and Laterals (New and Relay), Water Main and Laterals (New and Relay), and Storm Sewer Mains and Laterals (New and Relay) Relating to Contract No. 25-08
 - Central Street (West New York Avenue to West Bent Avenue)
 - Tennessee Avenue (Central Street to 75' East of Central Street)

- West Custer Avenue (100' East and West of Central Street)
- West Nevada Avenue (75' East and West of Central Street)
- West Bent Avenue (75' East and West of Central Street)

15. Res 24-605 Approve Initial Resolution for Special Assessments for Sidewalk (New and Rehabilitation), Driveway Aprons, Sanitary Sewer Main and Laterals (New and Relay), Water Main and Laterals (New and Relay), and Storm Sewer Mains and Laterals (New and Relay) Relating to Contract No. 25-09
 - Michigan Street (West 7th Avenue to 150' South of West 11th Avenue)
 - West 8th Avenue (100' East and West of Michigan Street)
 - West 9th Avenue (100' East and West of Michigan Street)
 - West 10th Avenue (100' East and West of Michigan Street)
 - West 11th Avenue (Ohio Street to 100' East of Michigan Street)
 - Ohio Street (100' North and South of West 11th Avenue)
16. Res 24-606 Approve Initial Resolution for Special Assessments for Sanitary Sewer Laterals (New and Relay) and Water Main and Laterals (New and Relay) Relating to Contract No. 25-12
 - National Avenue (North Lark Street to North Sawyer Street)
 - Lark Street (Witzel Avenue to Southland Avenue)
 - Faust Avenue (North Lark Street to North Sawyer Street)
17. Res 24-607 Waive Bids and Approve Purchase of Manhole / Inlet Castings for Public Works Department (\$230,650.00)
18. Res 24-608 Amend CIP and Award Bid for Public Works Contract No. 25-04 to Carl Bowers & Sons Construction Company, Inc. for Bay Shore Drive and Bay Street Reconstruction (\$2,074,723.67)
19. Res 24-609 Approve Amendment to the 2024 Operations Budget -- Oshkosh Public Library for Funding from Winnebago County to Support Hoopla and Library Programming (\$12,494.00)
20. Res 24-610 Award Bid to Wheel and Sprocket for 14 "Procaliber 6" Trek Bikes for Police Department (\$32,684.82)
21. Res 24-611 Approve Professional Services Proposal from Lee Recreation, LLC for Playground Design and Installation for Stevens Park (\$275,000.00)
22. Res 24-612 Approve Professional Services Proposal from Lee Recreation, LLC for Playground Design and Installation for Rainbow Memorial Park (\$275,000.00)
23. Res 24-613 Approve Cooperative Purchase of Truck Chassis from Truck Country of Wisconsin, Inc. and Automated Side Loader from Scranton Manufacturing Company/Envirotech Equipment for Sanitation Division (\$328,377.44)
24. Res 24-615 Approve Change Order No. 1 (Final) for Berglund Construction Company for Masonry Repairs/Loading Door Improvements for Public Museum (+\$30,658.00)
25. Res 24-616 Approve Change Order No. 1 (Final) for SMA Construction Services LLC for New 3rd Avenue Storage Facility for Police Department (+\$43,471.08)
26. Res 24-617 Approve Change Order No. 1 (Final) for Cardinal Construction Company, Inc. for

Waldwic Gallery Renovation for Public Museum (+\$34,340.30)

- 27. Res 24-618 Approve Special Event - Anglers in Action Inc. to Utilize Menominee Park Millers Bay and Boat Launch Parking Lot to Host the Cold Water Classic, January 25, 2025
- 28. Res 24-619 Approve Special Event - Special Olympics Wisconsin to Utilize Menominee Park & Millers Bay for the Polar Plunge, February 8, 2025
- 29. Res 24-620 Approve Special Event - Hmong Service Center, Inc to Hold the Hmong National Memorial Day Festival at the Winnebago County Community Park, May 24 & 25, 2025
- 30. Res 24-621 Approve Special Event - Oshkosh Festivals, LLC to Utilize City Streets for the Crossroads 41 Event, August 6 Through August 9, 2025
- 31. Res 24-622 Approve Special Event - Hmong Service Center, Inc. to Hold the Hmong National Labor Day Festival at Sunnyview Exposition Center and the Winnebago County Community Park, August 30 & August 31, 2025

H. ITEMS REMOVED FROM CONSENT AGENDA

- 32. Res 24-614 Approve Purchase of 2025 iasWorld Software as a Service (SaaS) Agreement from Tyler Technologies, Inc. for IT Division (\$130,100.00)

I. PENDING ORDINANCES

- 33. Ord 24-623 Cancel December 24, 2024 Council Meeting
- 34. Ord 24-624 Create Temporary Ordinance Prohibiting Alcohol in City Parks

J. NEW ORDINANCES (NOTE: It is anticipated that there will be no formal action taken at this meeting on items marked with an asterisk (*) unless Council formally waives the rules.)

- 35. *Ord 24-625 Approve Request to Annex to the City from the Town of Oshkosh, 4434 Island View Drive, Parcel 01805930000 (Plan Commission Recommends Approval)
- 36. *Ord 24-626 Amend Section 27A-11 of the Municipal Code to Update Parking Regulations on South Main Street Between the Fox River and W. 9th Avenue (Transportation Committee Recommends Approval)
- 37. *Ord 24-627 Amend Section 27A-11 of the Municipal Code to Extend No Parking Regulations on the West Side of Dove Street (Transportation Committee Recommends Approval)
- 38. *Ord 24-628 Amend Section 27-14 of the Municipal Code Truck Routes Designated (Transportation Committee Recommends Approval)
- 39. *Ord 24-629 Amend Section 27-35 and Appendix 27B of the Oshkosh Municipal Code Pertaining to Parking Regulations Within City-Owned Parking Lots in Relation to the Construction of the New East 9th Avenue Parking Lot (Transportation Committee Recommends Approval)
- 40. *Ord 24-630 Amend Portions of Chapter 4 of the City of Oshkosh Municipal Code Pertaining to

Alcohol Beverages -- License Investigations, Granting and Issuance of Premises and Operator's Licenses

- 41. *Ord 24-631 Create Chapter 4 Article III-A Pertaining to Alcohol Beverages - Issuance of Special Class "B" and Special "Class B" Licenses

K. PENDING RESOLUTIONS

- 42. Res 24-632 Amend Approved Designated Outdoor Refreshment Area (DORA) for the Downtown Business Improvement District (BID) Area 2024/2025 to Remove City Park Property and Sidewalk Adjoining Opera House Square Park

L. NEW RESOLUTIONS

- 43. Res 24-633 Direct City Staff to Excuse Parking Tickets Issued to Early In-Person Voters
- 44. Res 24-634 Approve General Development Plan and Specific Implementation Plan for New Clearwells at 425 Lake Shore Drive (Plan Commission Recommends Approval)
- 45. Res 24-635 Approve Conditional Use Permit Request for a Temporary Use Permit Extension for New Clearwells Construction Staging at Property Located on the East Side of the 400 Block of Lake Shore Drive (Parcel 1100950200) (Plan Commission Recommends Approval)
- 46. Res 24-636 Approve Partial Land Acquisitions at 3277 and 3290 Meadowbrook Road (Plan Commission Recommends Approval)

M. COUNCIL DISCUSSION, DIRECTION TO CITY MANAGER & FUTURE AGENDA ITEMS

47. Discussion and Direction to City Manager

- A. West 7th Avenue Reconstruction Update

48. Future Agenda Items, Meetings, and Workshops

- A. Presentation from Oshkosh Area Humane Society (TBD)

N. COUNCIL MEMBER ANNOUNCEMENTS & STATEMENTS

- 49. City Manager Recruitment Update (Mayor Mugerauer)

O. CITY MANAGER ANNOUNCEMENTS & STATEMENTS

- 50. Professional Services Agreement with AECOM for 2025 Storm Water Management Assistance (\$31,750)
- 51. Professional Services Agreement with KL Engineering, Inc. for Transportation Engineering On-Call Assistance Services for Calendar Year 2025 (\$40,000)
- 52. Professional Services Agreement with Donohue & Associates, Inc. for Structural Engineering Design and Construction-Related Services for 2025 Capital Improvement Projects (\$60,000)
- 53. Professional Services Agreement with AECOM for 2025 Water Distribution System

Leak Detection Services (\$35,000)

54.

Outstanding Issues

P.

CLOSED SESSION (Room 404, City Hall)

The Common Council may convene into closed session pursuant to Section 19.85(1)(e) of the Wisconsin Statutes, where competitive or bargaining reasons require a closed session (specifically, review of options for future of city hall).

Q.

ADJOURN



TO: Honorable Mayor and Members of the Common Council
FROM: Julie Calmes, Director of Finance
DATE: November 26, 2024
SUBJECT: Report of Bills

Background

The items below are being presented for approval by the Oshkosh Common Council. These items have been properly audited and certified by the City Comptroller and are herewith submitted for your allowance in the amount of \$8,319,814.47

Bills paid November 8 and November 15, 2024	\$2,609,234.50
Payroll paid November 22, 2024	\$1,193,309.24
Regular cycle payables paid throughout the month of October	\$3,552,725.14
Regular UMR payables paid throughout the month of October	\$964,545.59

Attachments

11082024 Checkrun
11152024 Checkrun
Oct 2024 UMR

CHECK NUMBER	CHECK DATE	VENDOR NAME	AMOUNT
11949	11/08/2024	AECOM INC	12,710.00
11950	11/08/2024	AIRGAS USA LLC	3,685.80
11951	11/08/2024	BROOKS TRACTOR INC	3,551.14
11952	11/08/2024	CARYN BEHLMAN	64.32
11953	11/08/2024	CDW GOVERNMENT INC	8,347.50
11954	11/08/2024	CENTER FOR INTERNET SECURITY INC	454.85
11955	11/08/2024	CHEMTRADE CHEMICALS US LLC	4,219.15
11956	11/08/2024	CINTAS CORPORATION NO 2	731.29
11957	11/08/2024	ENERGY CONTROL AND DESIGN INC	1,623.70
11959	11/08/2024	FERGUSON WATERWORKS #1476	800.25
11960	11/08/2024	FRANK CONTRACTORS LLC	3,160.00
11961	11/08/2024	GFL ENVIRONMENTAL	186.48
11962	11/08/2024	HORST DISTRIBUTING INC	2,360.06
11963	11/08/2024	HYDRO CORP	8,781.00
11964	11/08/2024	INFOVISION SOFTWARE INC	12,360.00
11965	11/08/2024	JEFFERSON FIRE & SAFETY	2,479.73
11966	11/08/2024	JIM FISCHER INC	142,463.83
11967	11/08/2024	JP COOKE COMPANY	282.00
11968	11/08/2024	JUSTIFACTS CVS INC	322.08
11969	11/08/2024	KEMIRA WATER SOLUTIONS INC	10,309.89
11970	11/08/2024	KENNETH L GRESSER	30.82
11971	11/08/2024	KONE INC	969.33
11972	11/08/2024	LEVENHAGEN OIL CORPORATION	42,970.77
11973	11/08/2024	MACQUEEN EQUIPMENT GROUP	99.60
11974	11/08/2024	MANDI KATION	90.45
11975	11/08/2024	MARK A ROHLOFF	485.67
11976	11/08/2024	MCC INC	15,192.50
11979	11/08/2024	PLYMOUTH LUBRICANTS	376.25
11980	11/08/2024	POMP'S TIRE SERVICES INC	2,866.61
11981	11/08/2024	PRIMADATA LLC	14,226.65
11982	11/08/2024	QUALITY TRUCK CARE CENTER INC	9,509.34
11983	11/08/2024	R AND R PLUMBING LLC	3,442.00
11984	11/08/2024	RED SHOES INC	6,300.00
11985	11/08/2024	HOLIDAY OUTDOOR DECOR	1,425.00
11986	11/08/2024	RYDIN DECAL	1,904.29
11987	11/08/2024	SERVICEMASTER BLDG MAINTENANCE	6,001.00
11988	11/08/2024	SHI INTERNATIONAL CORP	1,974.12
11989	11/08/2024	SONSEEKER POOL MASONRY LLC	115,615.75
11990	11/08/2024	SPEEDY CLEAN DRAIN & SEWER	17,102.47
11991	11/08/2024	MCCLONE	47,359.62
11992	11/08/2024	VANGUARD COMPUTERS INC	1,376.28
11993	11/08/2024	VINTON CONSTRUCTION INC	208,650.81
11995	11/08/2024	WI PUBLIC SERVICE CORP	64,149.95
11996	11/08/2024	POWER WASH STORE MILWAUKEE	6,187.67
11997	11/08/2024	ZOLL MEDICAL CORPORATION	453.09
5003356	11/08/2024	NORTHERN LAKE SERVICE INC	446.39

5003357	11/08/2024 WALLY SCHMID EXCAVATING INC	11,420.00
5003358	11/08/2024 AARON BAER	510.00
5003359	11/08/2024 ASSOCIATED BANK OF OSHKOSH	575.00
5003360	11/08/2024 BOUND TREE MEDICAL LLC	340.43
5003361	11/08/2024 BRANDON C NIELSEN	35.51
5003362	11/08/2024 CARAHSOFT TECHNOLOGY CORPORATION	4,354.02
5003363	11/08/2024 CARGILL INCORPORATED	3,000.00
5003364	11/08/2024 CHARGETECH	3,819.45
5003365	11/08/2024 CHRIS HAEDT	57.62
5003366	11/08/2024 COMPUTER CORNER LLC	72.32
5003367	11/08/2024 CR HOMES GROUP LLC	67.43
5003368	11/08/2024 DAVID PLIER	200.00
5003369	11/08/2024 EMMA DZIENGELESKI	47.57
5003370	11/08/2024 FOCUS PROPERTIES LLC	410.70
5003371	11/08/2024 FOX VALLEY MEP INC	25,500.00
5003372	11/08/2024 GALLS LLC	570.30
5003373	11/08/2024 GAYLORD BROS INC	1,192.28
5003374	11/08/2024 HARMONY WELLNESS CENTER LLC	735.00
5003375	11/08/2024 HEATHER BRICKHAM	31.50
5003376	11/08/2024 HENRY SCHEIN INC	709.61
5003377	11/08/2024 K AND C PEST	349.00
5003378	11/08/2024 KEEGAN J OHEARN	54.31
5003379	11/08/2024 KLINK EQUIPMENT	4,592.24
5003380	11/08/2024 KNIGHT BARRY TITLE SERVICES LLC	54.59
5003381	11/08/2024 KOMOROWSKI PROPERTIES LLC	10.52
5003382	11/08/2024 KAHNER J KONOPACKY	6.26
5003383	11/08/2024 LUDWIGS PLUMBING	5,221.99
5003384	11/08/2024 MARSHALL J POTTER	200.00
5003385	11/08/2024 MARTELLE WATER TREATMENT INC	41,805.50
5003386	11/08/2024 MERCURIAL ARTIST LLC	200.00
5003387	11/08/2024 MILWAUKEE TRANSPORT SERVICES INC	7,580.25
5003388	11/08/2024 MUELLER COMMUNICATIONS LLC	934.71
5003389	11/08/2024 ABSOLUTE SOFTWARE INC	300.99
5003390	11/08/2024 NEUMAN POOLS INC	542.16
5003391	11/08/2024 NEW TITLE SERVICES INC	95.80
5003392	11/08/2024 NICOLET INVESTMENTS OF OSHKOSH LLP	203.79
5003393	11/08/2024 JENNIFER DOEMEL	181.00
5003394	11/08/2024 PAT KROHN	13.00
5003395	11/08/2024 CITY OF OSHKOSH	101.30
5003396	11/08/2024 CITY OF OSHKOSH	10.00
5003397	11/08/2024 OSHKOSH HOUSING AUTHORITY	67.72
5003398	11/08/2024 CITY OF OSHKOSH UTILITIES	660.48
5003399	11/08/2024 PAULA JEAN STEINERT	200.00
5003400	11/08/2024 PEPPLER PROPERTIES LLC	36.16
5003401	11/08/2024 REGISTRATION FEE TRUST	508.50
5003402	11/08/2024 RETTLER CORPORATION	950.00
5003403	11/08/2024 RIESTERER & SCHNELL INC	1,604.58

5003404	11/08/2024 RIESTERER & SCHNELL INC	2,355.92
5003405	11/08/2024 RISE LEADERSHIP LLC	8,000.00
5003406	11/08/2024 RYNE SCOPP	10.00
5003407	11/08/2024 SAIKI DESIGN INC.	8,635.00
5003408	11/08/2024 SALZER AIDAN C	9.84
5003409	11/08/2024 STANARD AND ASSOCIATES INC	298.00
5003410	11/08/2024 STEVEN SCHIMMEL-OLSON	100.40
5003411	11/08/2024 T MOBILE	5,366.51
5003412	11/08/2024 THOMPSON PHOTO IMAGERY	510.00
5003413	11/08/2024 TKK ELECTRONICS LLC	1,347.92
5003414	11/08/2024 TODD MUEHRER	24.79
5003415	11/08/2024 TOTAL SECURITY AND SAFETY INC	6,300.00
5003416	11/08/2024 TRUGREEN PROCESSING CENTER	232.04
5003417	11/08/2024 UNIVERSITY PLAZA OSHKOSH LLC	12.13
5003418	11/08/2024 UNITED PARCEL SERVICE	93.79
5003419	11/08/2024 US SIGNAL COMPANY LLC	67.11
5003420	11/08/2024 WATER CITY PROPERTIES LLC	186.65
5003421	11/08/2024 WEST BEND INSURANCE COMPANY	100.00
5003422	11/08/2024 EMILY WILLEY	200.00
5003423	11/08/2024 WINTER EQUIPMENT COMPANY INCORPORATED	5,163.41
5003424	11/08/2024 ZILLGES MATERIALS INC	1,650.00
5003425	11/08/2024 ZUBE HOLDINGS LLC	45.97
5003426	11/08/2024 EWALDS HARTFORD FORD LLC	55,098.00
5003427	11/08/2024 NAVIGATE WELLBEING SOLUTIONS	864.00
		<u>1,004,904.57</u>

CHECK NUMBER	CHECK DATE	VENDOR NAME	AMOUNT
11998	11/15/2024	AIRGAS USA LLC	3,305.58
11999	11/15/2024	BADGER LAB & ENGINEERING CO INC	7,130.00
12000	11/15/2024	BROOKS TRACTOR INC	2,307.31
12002	11/15/2024	CENTURYLINK	36.56
12003	11/15/2024	CHEMTRADE CHEMICALS US LLC	4,177.45
12004	11/15/2024	CINTAS CORPORATION NO 2	450.15
12005	11/15/2024	CONSTELLATION ENERGY SERVICES	2,174.66
12006	11/15/2024	CORE AND MAIN LP	30,180.30
12007	11/15/2024	DORNER INC	508,790.70
12008	11/15/2024	DUNCANS WINDOW AND DOOR	10,600.00
12009	11/15/2024	EDWARD H WOLF AND SONS INC	20,132.00
12010	11/15/2024	EMMONS BUSINESS INTERIORS	5,012.12
12011	11/15/2024	ENVIROTECH EQUIPMENT	154.71
12012	11/15/2024	FACILITY ENGINEERING INC	3,020.00
12013	11/15/2024	FERGUSON WATERWORKS #1476	750.00
12014	11/15/2024	GANNETT WISCONSIN LOCALIQ	2,774.56
12015	11/15/2024	GODFREY AND KAHN SC	7,386.00
12016	11/15/2024	HAFEMEISTER MACHINE CORP	5,196.50
12017	11/15/2024	HUNTER SECURITY AND SURVEILLANCE	2,278.96
12018	11/15/2024	JFTCO INC	2,656.78
12019	11/15/2024	KWIK TRIP INC	1,646.87
12020	11/15/2024	MECHANICAL TECHNOLOGIES INC	2,250.00
12021	11/15/2024	NAVIGATE WELLBEING SOLUTIONS	1,644.00
12022	11/15/2024	NORTHERN LAKE SERVICE INC	1,151.18
12023	11/15/2024	OSHKOSH CITY CAB CO INC	120,660.50
12024	11/15/2024	OSHKOSH CONVENTION AND VISITORS BUREAU INC	203,341.24
12025	11/15/2024	PLYMOUTH LUBRICANTS	4,840.98
12026	11/15/2024	POLYDYNE INC	702.00
12027	11/15/2024	POMP'S TIRE SERVICES INC	3,388.59
12028	11/15/2024	QUALITY TRUCK CARE CENTER INC	1,001.05
12029	11/15/2024	REINDERS INC	70.00
12030	11/15/2024	RNOW INC	37.19
12031	11/15/2024	SHORT ELLIOTT HENDRICKSON INC	31,529.96
12032	11/15/2024	TELVUE CORPORATION	71,238.63
12033	11/15/2024	U W OSHKOSH	4,480.00
12034	11/15/2024	VALLEY VNA HEALTH SYSTEMS INC	2,912.55
12035	11/15/2024	VANGUARD COMPUTERS INC	2,430.00
12036	11/15/2024	VINTON CONSTRUCTION INC	83,953.50
12037	11/15/2024	WALLY SCHMID EXCAVATING INC	4,535.00
12038	11/15/2024	WI PUBLIC SERVICE CORP	121,091.52
12039	11/15/2024	WINNEBAGO COUNTY TREASURER	70,227.25
12040	11/15/2024	WINNEBAGO COUNTY TREASURER	140.50
12041	11/15/2024	AUGUST WINTER & SONS INC	124,400.00
12042	11/15/2024	ZOLL MEDICAL CORPORATION	1,093.95
5003428	11/15/2024	CENTURY FENCE COMPANY	895.00
5003429	11/15/2024	1 N MAIN LLC	404.00

5003430	11/15/2024 AERO INDUSTRIES INC	1,250.23
5003431	11/15/2024 ALEXANDER CHEMICAL CORPORATION	28,822.38
5003432	11/15/2024 ALL BRANDS APPLIANCE SERVICE	310.00
5003433	11/15/2024 AT & T	421.93
5003434	11/15/2024 BERGSTROM AUBURN HILLS OF OSHKOSH INC	5,562.82
5003435	11/15/2024 BERGSTROM CHEVROLET CADILLAC BUICK GMC TRUCK INC	236.98
5003436	11/15/2024 BOUND TREE MEDICAL LLC	223.60
5003437	11/15/2024 BRITTNEY MEYER	60.97
5003438	11/15/2024 CAROW LAND SURVEYING AND ENVIRONMENTAL INC	15,363.00
5003439	11/15/2024 CRAIG A RAMTHUN	30.82
5003440	11/15/2024 D&M FLOORING AMERICA	783.75
5003441	11/15/2024 DAVEL ENGINEERING AND ENVIRONMENTAL INC	786.00
5003442	11/15/2024 DUNCAN SOLUTIONS LLC	9,794.95
5003443	11/15/2024 ENRIQUE ORTEGA	76.38
5003444	11/15/2024 EVERSON AND GIBBS LLC	2,795.27
5003445	11/15/2024 FAIRCHILD EQUIPMENT	598.33
5003446	11/15/2024 FOCUS PROPERTIES LLC	164.32
5003447	11/15/2024 FOX VALLEY COMMUNICATIONS LLC	203.00
5003448	11/15/2024 FOX VALLEY IRON METAL AND AUTO SALVAGE INC	40.00
5003449	11/15/2024 FOX VALLEY TECH COLLEGE	1,064.00
5003450	11/15/2024 FUTURE BUCKS LLC	143.41
5003451	11/15/2024 GALLS LLC	204.69
5003452	11/15/2024 GUARANTY TITLE SERVICES INC	118.56
5003453	11/15/2024 GUNDERSON CLEANERS INC	1,608.33
5003454	11/15/2024 GAIL OR MARGARET HABLE	45.97
5003455	11/15/2024 WILLIAM OR MATTHEW HOWER	52.51
5003456	11/15/2024 JACKS MAINTENANCE SERVICE INC	360.00
5003457	11/15/2024 JACOB DEDERING	44.22
5003458	11/15/2024 JAMES PIONKE	11.49
5003459	11/15/2024 JASON KONITZER	50.62
5003460	11/15/2024 A. KALMERTON WELDING SUPPLIES	241.93
5003461	11/15/2024 KELLY NIEFORTH	456.57
5003462	11/15/2024 KLINK EQUIPMENT	3,654.46
5003463	11/15/2024 KUNDINGER SERVICE AND REPAIR SOLUTIONS LLC	3,268.68
5003464	11/15/2024 LAURIE LAATSCH	300.16
5003465	11/15/2024 RELX INC	315.00
5003466	11/15/2024 MARIA FLETCHER	38.19
5003467	11/15/2024 MIDWEST REALTY MANAGEMENT INC	21.03
5003468	11/15/2024 MURPHY DESMOND SC	450.00
5003469	11/15/2024 NORTHERN TELEPHONE & DATA CORP	195.50
5003470	11/15/2024 OLSON TRAILER AND BODY LLC	15,375.00
5003471	11/15/2024 ALICIA BROWN	15.00
5003472	11/15/2024 KATE THOMPSON	288.75
5003473	11/15/2024 OSHKOSH AREA HUMANE SOCIETY	291.00
5003474	11/15/2024 OSHKOSH AREA SCHOOL DISTRICT	5,194.95
5003475	11/15/2024 CITY OF OSHKOSH	637.00
5003476	11/15/2024 OSHKOSH HERALD LLC	2,031.40

5003477	11/15/2024 PANSKE ENTERPRISES LLC	189.00
5003478	11/15/2024 NADINE M HUTMAKER	350.00
5003479	11/15/2024 RAMBOLL AMERICAS ENGINEERING SOLUTIONS INC	4,142.26
5003480	11/15/2024 RONALD WILES	9.17
5003481	11/15/2024 RYAN BUSCHING	211.72
5003482	11/15/2024 KENNETH SCHAUFELBERGER	9.53
5003483	11/15/2024 SCHICHEL'S NURSERY INC	1,473.00
5003484	11/15/2024 SCOTT LAMERS CONSTRUCTION LLC	1,937.50
5003485	11/15/2024 MICHAEL OR TONI SPALDING	48.79
5003486	11/15/2024 T MOBILE	805.00
5003487	11/15/2024 THE PAMPERED FOOT LLC	1,400.00
5003488	11/15/2024 TITAN PROPERTY MANAGEMENT LLC	135.67
5003489	11/15/2024 UNITED DATA TECH LLC	511.92
5003490	11/15/2024 UNITED MAILING SERVICE INC	5,363.11
5003491	11/15/2024 WI STATE LABORATORY OF HYGIENE	29.00
5003492	11/15/2024 UNITED PARCEL SERVICE	95.18
5003493	11/15/2024 VERIZON WIRELESS	4,013.66
5003494	11/15/2024 WEST BEND INSURANCE COMPANY	50.00
5003495	11/15/2024 WISCONSIN DEPARTMENT OF JUSTICE	500.00
5003496	11/15/2024 WISCONSIN POLICE LEADERSHIP FOUNDATION	275.00
5003497	11/15/2024 WISCONSIN TITLE CLOSING SERVICES INC	98.62
5003498	11/15/2024 TINA ZIEBELL	98.85
		<u>1,604,329.93</u>

CHECK NUMBER	CHECK DATE	CHECK TYPE	VENDOR NUMBER	VENDOR NAME	AMOUNT
100424	10/04/2024	WIRE	27018	UMR	78,533.13
101124	10/11/2024	WIRE	27018	UMR	112,068.46
101824	10/18/2024	WIRE	27018	UMR	165,384.71
102524	10/25/2024	WIRE	27018	UMR	104,354.83
108841	10/16/2024	WIRE	27018	UMR	236,700.43
109501	10/03/2024	WIRE	27018	UMR	186.66
109541	10/07/2024	WIRE	27018	UMR	40.00
109571	10/21/2024	WIRE	27018	UMR	130.00
109581	10/22/2024	WIRE	27018	UMR	222.16
109591	10/16/2024	WIRE	27018	UMR	249.02
109601	10/03/2024	WIRE	27018	UMR	164.00
109611	10/03/2024	WIRE	27018	UMR	4,498.11
109621	10/10/2024	WIRE	27018	UMR	89,622.94
109631	10/21/2024	WIRE	27018	UMR	360.68
109641	10/11/2024	WIRE	27018	UMR	28.70
109651	10/16/2024	WIRE	27018	UMR	27.27
109661	10/10/2024	WIRE	27018	UMR	418.40
109671	10/31/2024	WIRE	27018	UMR	126.45
109681	10/28/2024	WIRE	27018	UMR	90.00
109701	10/24/2024	WIRE	27018	UMR	155,377.78
109731	10/31/2024	WIRE	27018	UMR	229.88
109741	10/31/2024	WIRE	27018	UMR	186.10
109751	10/24/2024	WIRE	27018	UMR	1,319.08
1004241	10/04/2024	WIRE	27018	UMR	2,578.02
1011241	10/11/2024	WIRE	27018	UMR	7,178.76
1018241	10/18/2024	WIRE	27018	UMR	1,655.27
1025241	10/25/2024	WIRE	27018	UMR	2,814.75
				TOTAL	<u>964,545.59</u>

CHECK NUMBER	CHECK DATE	VENDOR NUMBER	VENDOR NAME	AMOUNT
11836	10/31/2024	13835	ASSOCIATED BANK MERCHANT SERVICES	321.19
11884	10/01/2024	23976	BANKCARD USA	507.53
11917	10/01/2024	22837	DELTA DENTAL OF WISCONSIN INC	4,658.04
11958	10/02/2024	22837	DELTA DENTAL OF WISCONSIN INC	7,802.40
11977	10/09/2024	22837	DELTA DENTAL OF WISCONSIN INC	6,779.58
11978	10/16/2024	22837	DELTA DENTAL OF WISCONSIN INC	6,769.70
11994	10/23/2024	22837	DELTA DENTAL OF WISCONSIN INC	7,009.54
12001	10/30/2024	22837	DELTA DENTAL OF WISCONSIN INC	11,042.05
12043	10/11/2024	13604	BANK ONE	193,282.23
12044	10/11/2024	341	MISSION SQUARE	76,306.44
12045	10/25/2024	341	MISSION SQUARE	82,893.34
12046	10/01/2024	538	CITY OF OSHKOSH	251.08
12047	10/09/2024	585	PITNEY BOWES INC	10,000.00
12048	10/01/2024	27478	SOFTERWARE INC	17.62
12049	10/03/2024	19938	TASC	141.87
12050	10/08/2024	19938	TASC	50.00
12051	10/11/2024	19938	TASC	22,418.38
12052	10/25/2024	19938	TASC	732.00
12053	10/25/2024	19938	TASC	22,463.38
12055	10/16/2024	27018	UMR	143,756.36
12056	10/29/2024	12525	US BANK	152,000.00
12057	10/01/2024	12525	US BANK	91,743.76
12058	10/29/2024	12525	US BANK	74,671.88
12059	10/29/2024	12525	US BANK	42,453.13
12060	10/11/2024	25209	US TREASURY	372,546.27
12061	10/25/2024	25209	US TREASURY	364,055.51
12062	10/31/2024	17	WI DEPT OF ADMIN	65,103.33
12063	10/11/2024	1217	WI DEPT OF REVENUE	70,826.99
12064	10/11/2024	1217	WI DEPT OF REVENUE	2,496.90
12065	10/17/2024	1217	WI DEPT OF REVENUE	13,804.00
12066	10/21/2024	1217	WI DEPT OF REVENUE	1,000.00
12068	10/01/2024	812	WI RETIREMENT SYSTEM	1,004,699.29
12069	10/25/2024	812	WI RETIREMENT SYSTEM	626,975.00
12070	10/31/2024	805	WI DEPT OF TRANSPORTATION	738.00
12071	10/28/2024	1217	WI DEPT OF REVENUE	72,408.35
				3,552,725.14



DATE: November 26, 2024

SUBJECT: Receipt & Filing of Minutes - Museum Arts and Culture Board, 10.09.2024

Attachments

MAC Board Oct. 2024 Approved Minutes



Minutes of the October 9, 2024 Museum, Arts and Culture Board Meeting
(Approved at the November 13, 2024 Board Meeting)

The October meeting of the Oshkosh Public Museum (OPM) Museum, Arts and Culture (MAC) Board was held Wednesday, October 9, 2024, in the Galena Room of the Museum. Board members Becky Matzke called the meeting to order at 4:31 p.m.

The roll was taken by Marketing Coordinator + Advancement, Kate Stel.

Present at Roll: Board Members Becky Matzke, Drew Mueske, Alternates Erron Hundt and Carrie Olson

Excused: Vice-Chair Rebecca Doe Brown, Board Chair Vicky Redlin

Absent: Board Member/Mayor Matt Mugerauer

With Ms. Redlin out, Ms. Matzke appointed Ms. Hundt.

With Ms. Brown out, Ms. Matzke appointed Ms. Olson.

Also Present: Museum Director Anna Cannizzo, Curator of Education Neal Matherne, and Marketing Coordinator + Advancement Kate Stel recording the Minutes.

There were no citizen statements to the Board.

Consent Agenda items included:

A. Minutes of the September 11, 2024, Board Meeting

MOTIONS: Approve Consent Agenda Items. (Olson; second Hundt)

CARRIED: Yes (4) Hundt, Matzke, Mueske, Olson

To begin the Education and Programming Report Ms. Stel gave an overview of Toast to a Century event plans. Ms. Olson asked for further information about the Golden Ticket raffle being held. Ms. Stel described the prize package and that only 100 tickets will be sold. Tickets are available for purchase on the Museum's website.

Dr. Matherne then gave an overview of Día de los Muertos activities and offerings. The event is free to the public both inside and outside the museum. 10:00 a.m. – 4:30 p.m. Staff are reaching new audiences. There is an ofrenda in the OPM sunroom that is announced online and in the OPM newsletter encouraging people to send pictures of their loved ones to be included as part of the ofrenda. There will be two face painters, crafts to do, an onsite translator during the event, dance

performances, food trucks, etc. Of note, more volunteers are needed for both the morning and afternoon shifts, please be in contact with Dr. Matherne if you can help out. That concluded the Education and Programming Report.

Director Cannizzo began her report with Facility Updates. She noted the Second Floor will be opened to the public this week. Waldwic Gallery will remain closed as staff prepare for the opening of the encore exhibition *Helen Farnsworth Mears: A Genius of Wisconsin*. The exhibition is scheduled to open to the public on November 9th.

Additionally, Director Cannizzo reported that the Museum will have a comprehensive upgrade to its security cameras in mid-October. The Museum will have one of its boilers replaced in early November. Neither of these projects will interfere with operations.

For the exterior signage project, the Professional Services Agreement with landscape architect Saiki Design is all set. Staff expect to see initial designs this week and move forward with bid documents for the project soon. Construction of the signs is expected to start in 2025.

Next, Director Cannizzo updated the Board regarding OPM staffing. The Assistant Director/Chief Curator position has been filled. Director Cannizzo was pleased to announce that Museum Curator of Exhibitions Emily Rock has been promoted to the position. Emily will return from leave on November 19th and immediately enter her new role. Director Cannizzo is currently reviewing the Curator of Exhibitions position. The Archivist position has been updated and sent to HR for final review. City staff will move forward with the recruitment process by posting for the position and then will wait until Ms. Rock is back from leave to review applications and conduct interviews. That concluded the Director's report.

With no additional agenda items Ms. Stel asked for a motion to adjourn.

MOTION: Adjourn (Mueske; second Olson)

CARRIED: Voice Vote

The meeting adjourned at 5:06 p.m.



SUBJECT: Receipt & Filing of Claim Filed with the City's Insurance Company - Watson

DATE: November 26, 2024

Claim Information

Claimant: Jeffrey Watson

Date of Loss: 2/20/2024

Summary of Claim: A city sanitation truck damaged Watson's vehicle.



TO: Honorable Mayor and Members of the Common Council
FROM: Kelly Nieforth, Director of Community Development
DATE: November 26, 2024
SUBJECT: Res 24-594 Approve Conditional Use Permit Amendment Request for a Second-Floor Bar and Patio Addition at 701 North Main Street (Parcel 1100950200) (Plan Commission Recommends Approval)

BACKGROUND

The subject site consists of a 0.19 acre parcel at the northwest corner of North Main Street and West Irving Avenue. The site has an Urban Mixed Use (UMU) zoning designation while the 2040 Comprehensive Land Use Plan recommends Center City use for the site. The subject site consists of Mabel Murphy's tavern, which was rebuilt in 2020, and associated patio and parking area.

On May 26, 2020 Common Council approved a Conditional Use Permit for an outdoor commercial entertainment area on the site.

ANALYSIS

The Conditional Use Permit (CUP) approved in 2020 was for a 15' X 72' patio area on the north side of the building, including a 34' X 8' enclosed patio area attached to the building. The applicant is now proposing a 1,090 sq. ft. second-floor addition to the bar that will include a patio area. The patio area is considered outdoor commercial entertainment, which is a conditional use in the UMU district. Therefore, a CUP Amendment is required to allow the second-floor patio area.

Staff is supportive of the proposed use as it is consistent with the existing bar/patio use as well as the surrounding UMU-zoned properties and 2040 Comprehensive Land Use Plan recommendation of Center City.

FISCAL IMPACT

Approval of this may result in an increase in the assessed property value for the site. The applicant is anticipating spending approximately \$600,000 on the proposed project.

RECOMMENDATION

The Plan Commission recommended approval of the requested conditional use permit amendment with the findings on November 19, 2024. Please see the attached staff report and meeting minutes for more information.

Attachments

RES 24-594
CUP Amend - 701 N Main St

11/26/2024

24-594

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE CONDITIONAL USE PERMIT AMENDMENT REQUEST FOR A SECOND-FLOOR BAR AND PATIO ADDITION AT 701 NORTH MAIN STREET

INITIATED BY: 701 MAIN INC.

PLAN COMMISSION RECOMMENDATION: Approved w/ findings

WHEREAS, the Plan Commission finds that the conditional use permit amendment request for a second-floor bar and patio addition at 701 North Main Street, is consistent with the criteria established in Sections 30-51 (C) and 30-382 of the Oshkosh Zoning Ordinance.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that a conditional use permit amendment request for a second-floor bar and patio addition at 701 North Main Street, per the attached, is hereby approved, with the following findings:

1. Is in harmony with the Comprehensive Plan.
2. Would not result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare.
3. Maintains the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.
4. The conditional use is located in an area that will be adequately served by, and will not impose an undue burden on, any of the improvements, facilities, utilities or services provided by public or private agencies serving the subject property.

**ITEM: PUBLIC HEARING: CONDITIONAL USE PERMIT AMENDMENT
REQUEST FOR A SECOND-FLOOR BAR AND PATIO ADDITION AT 701
NORTH MAIN STREET**

Plan Commission Meeting of November 19, 2024.

GENERAL INFORMATION

Owner/Applicant: 701 Main Inc. - Sean Felker

Action(s) Requested:

The applicant is requesting a Conditional Use Permit Amendment for a second-floor bar and patio addition.

Applicable Ordinance Provisions:

Criteria used for Conditional Use Permits is located in Section 30-382 of the Zoning Ordinance.

Property Location and Background Information:

The subject site consists of a 0.19 acre parcel at the northwest corner of North Main Street. The site has an Urban Mixed Use (UMU) zoning designation while the 2040 Comprehensive Land Use Plan recommends Center City use for the site. The subject site consists of Mabel Murphy’s tavern, which was rebuilt in 2020, and associated patio and parking area.

On May 26, 2020 Common Council approved a Conditional Use Permit for an outdoor commercial entertainment area on the site.

Subject Site:

<i>Existing Land Use</i>	<i>Zoning</i>
Vacant	UMU

Adjacent Land Use and Zoning:

<i>Existing Uses</i>		<i>Zoning</i>
North	Commercial	UMU
South	Commercial	UMU
West	Mixed Use	UMU
East	Commercial	UMU

<i>Comprehensive Plan Land Use Recommendation</i>	<i>Land Use</i>
2040 Comprehensive Land Use Plan Recommendation	Center City

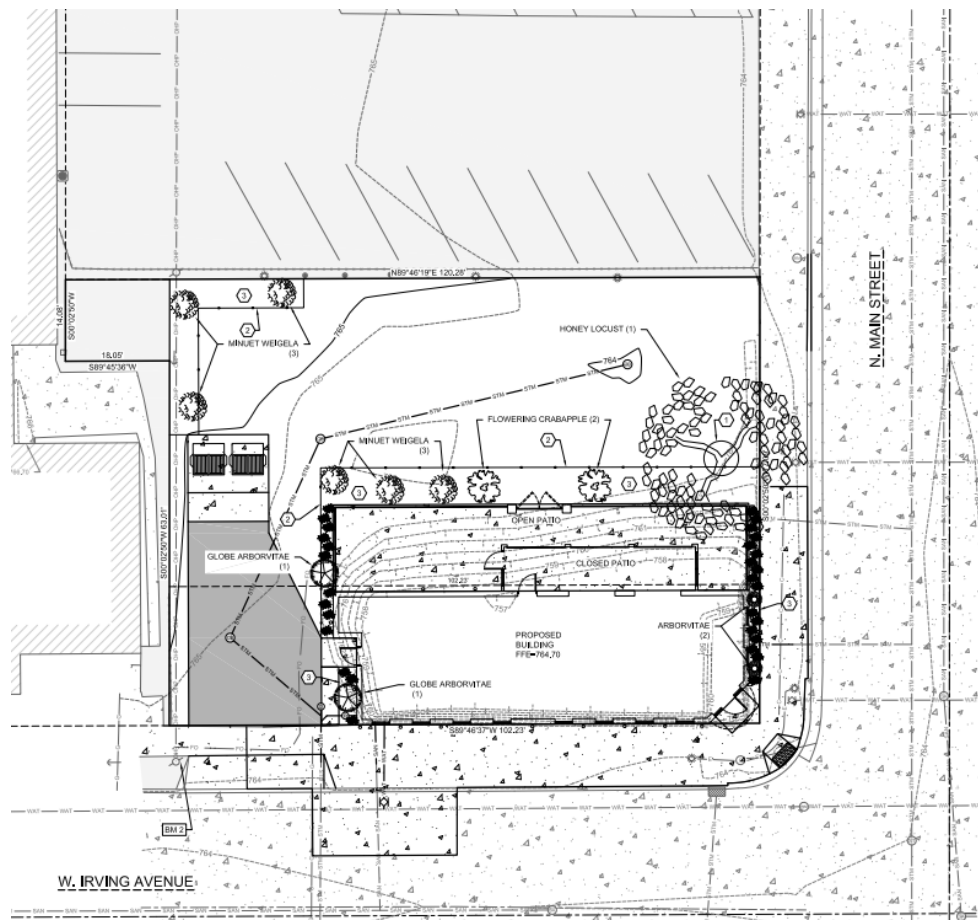
ANALYSIS

Use

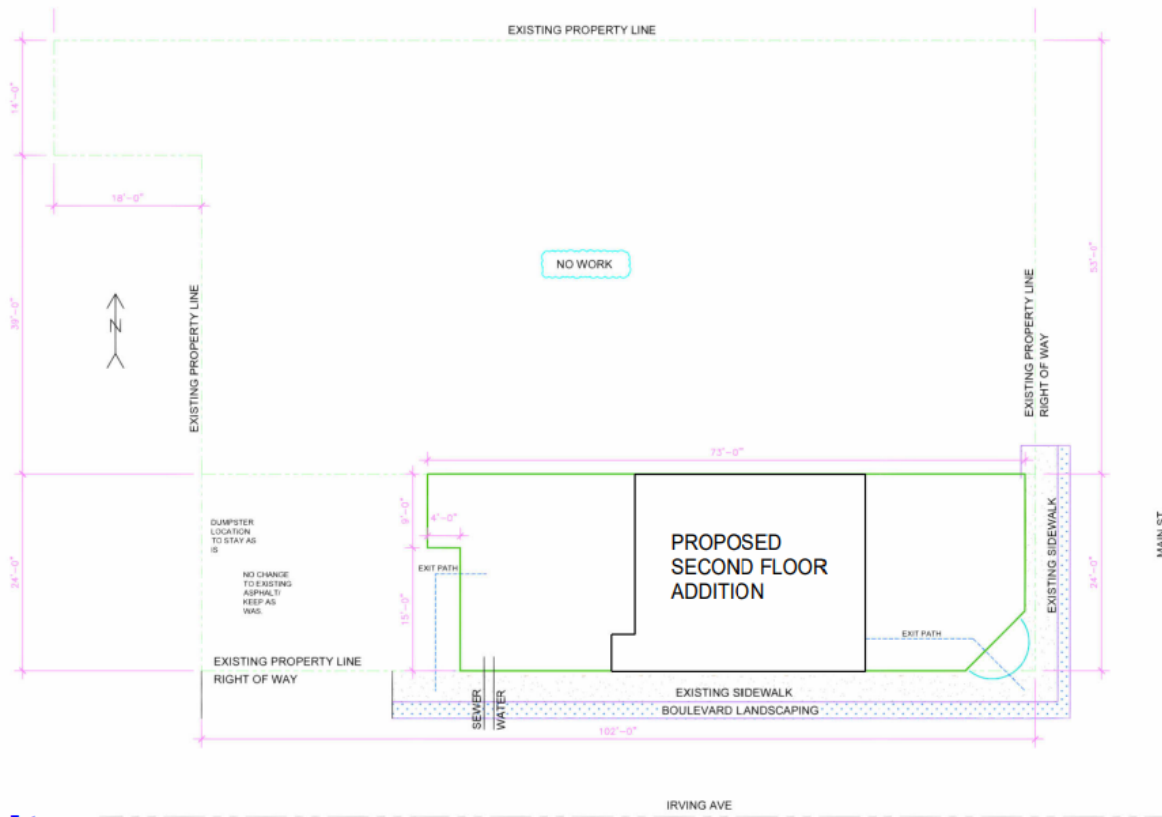
The Conditional Use Permit (CUP) approved in 2020 was for a 15' X 72' patio area on the north side of the building, including a 34' X 8' enclosed patio area attached to the building. The applicant is now proposing a 1,090 sq. ft. second-floor addition to the bar that will include a patio area. The patio area is considered outdoor commercial entertainment, which is a conditional use in the UMU district. Therefore, a CUP Amendment is required to allow the second-floor patio area.

Staff is supportive of the proposed use as it is consistent with the existing bar/patio use as well as the surrounding UMU-zoned properties and 2040 Comprehensive Land Use Plan recommendation of Center City.

Site Design



Existing CUP Site Plan (2020)



Site

Proposed Site Plan.

No changes are proposed to the existing footprint of the site as the only modifications are for a second-floor addition.

The proposed addition will result in an overall height of approximately, 27.2', which is under the maximum height for the UMU district of 45'. The site currently has four (4) existing parking spaces. No additional parking is required as the property is located within the Parking Requirement Exemption Overlay.

Signage

No additional signage is being proposed with this request.

Lighting

A lighting plan has not been submitted. If new lighting is installed for the second-floor addition, it will need to comply with City lighting requirements. This will be verified during Site Plan Review.

Landscaping

As the building expansion will not exceed 50% of the existing floor area of the building and no additional parking area is being proposed for the site, no additional landscaping is required.

Storm Water Management & Utilities

The Department of Public Works has reviewed the plans and did not note any concerns.

Building Elevations

The proposed building addition will be constructed of EIFS and glazing. The existing building and addition combined will comply with the commercial building design requirement of 50% Class I materials per façade.



RECOMMENDATION/CONDITIONS

In its review and recommendation to the Common Council on an application for a Conditional Use Permit, staff recommends the Plan Commission make the following findings based on the criteria established by Chapter 30-382 (F)(3):

- (1) Is in harmony with the Comprehensive Plan.
- (2) Would not result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare.
- (3) Maintains the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.
- (4) The conditional use is located in an area that will be adequately served by, and will not impose an undue burden on, any of the improvements, facilities, utilities or services provided by public or private agencies serving the subject property.

Staff recommends approval of the Conditional Use Permit Amendment for a second-floor bar and patio at 701 North Main Street as proposed with the findings listed above.

Plan Commission recommended approval of the requested Conditional Use Permit Amendment with the findings on November 19, 2024. The following is Plan Commission's discussion on the item.

Site Inspections Report: Mr. Bowen, Ms. Scheuermann, Ms. Propp, Mr. Belville, and Ms. Davey reported visiting the site.

Staff report accepted as part of the record.

The applicant is requesting a Conditional Use Permit Amendment for a second-floor bar and patio addition.

Mr. Slusarek presented the items and reviewed the site and surrounding area as well as the land use and zoning classifications in this area. It is the Mabel Murphy's tavern, which was rebuilt in 2020, and associated patio and parking area to the north side of it.

The Conditional Use Permit (CUP) approved in 2020 was for a 15' X 72' patio area on the north side of the building, including a 34' X 8' enclosed patio area attached to the building. The applicant is now proposing a second-floor addition to the bar that will include a patio area. The patio area is considered outdoor commercial entertainment, which is a conditional use in the UMU district. Therefore, a CUP Amendment is required to allow the second-floor patio area.

No changes are proposed to the existing footprint of the site as the only modifications are for a second-floor addition. No additional parking is required as the property is located within the Parking Requirement Exemption Overlay. No additional landscaping is required and no changes are being made to the footprint of the site.

The proposed building addition will be constructed of EIFS and glazing. The existing building and addition combined will comply with the commercial building design requirement of 50% Class I materials per façade.

Staff recommends approval of the CUP Amendment as proposed with the findings listed in the staff report.

Mr. Perry opened up technical questions to staff.

Ms. Scheuermann wondered if the exemption for the parking is because it was grandfathered in because of the fire back in the day.

Mr. Slusarek stated in the zoning ordinance, we have exemptions for properties within the Central Mixed Use (CMU) District and also other areas where we feel that there is sufficient on-street parking. We have an exemption overlay where those sites do not need to have parking, such as further north on Main Street than the CMU district, and also parts of Oregon Street. We do have areas that do not require parking based on the surrounding area having on-street parking.

Ms. Scheuermann wondered even if you go up in capacity, the determination is that there is sufficient parking around there

Mr. Slusarek stated being a commercial use, it's exempt. Only residential uses require, I believe, one stall per unit in that area.

Mr. Perry opened the public hearing and asked if the applicant wanted to make any statements.

Sean Felker, of 2470 Arcadia Avenue, stated as far as the parking goes, we're not increasing the occupancy at all. We're just basically spreading out the clientele that we already have there. He also made himself available for any questions.

Mr. Perry asked if other members of the public wished to speak.

Mr. Perry closed the public hearing.

There was no closing statement from the applicant.

Motion by Kiefer to adopt the findings and recommendation as stated in the staff report.

Seconded by Scheuermann.

Mr. Perry asked if there was any discussion on the motion.

Mr. Bowen wondered if this will be required to go through site plan review.

Mr. Slusarek stated yes. Things that are outside of our purview will be dealt with at that point.

Mr. Belville had a question for the owner about why the second floor has a different exterior look than the first floor.

Mr. Felker stated I was trying to make it more noticeable. The brick on the top would not have looked as good. Just trying to separate the two different bars. When you're going down the street, you can see it, that there's a patio bar up there.

Ms. Davey stated I really like the way it looks. I was recently in another city that has a large central plaza, and they had several buildings that looked like this with outdoor bars, so I think it's moving us forward.

Motion carried 8-0.



City of Oshkosh Application Conditional Use Permit

SUBMIT TO:
Dept. of Community Development
215 Church Ave., P.O. Box 1130
Oshkosh, Wisconsin 54903-1130
PHONE: (920) 236-5059

****PLEASE TYPE OR PRINT USING BLACK INK****

APPLICANT INFORMATION

Petitioner: Sean Felker Date: 9/19/24
Petitioner's Address: 2470 Arcadia Ave. City: Oshkosh State: WI Zip: 54904
Telephone #: (920) 279-7797 Email: wpoohnwi@gmail.com Contact preference: Phone Email
Status of Petitioner (Please Check): Owner Representative Tenant Prospective Buyer
Petitioner's Signature (required): [Signature] Date: 9-19-24

OWNER INFORMATION

Owner(s): Sean Felker Date: 9/19/24
Owner(s) Address: 2470 Arcadia Ave. City: Oshkosh State: WI Zip: 54904
Telephone #: (920) 279-7797 Email: wpoohnwi@gmail.com Contact preference: Phone Email
Ownership Status (Please Check): Individual Trust Partnership Corporation

Property Owner Consent: (required)

By signature hereon, I/We acknowledge that City officials and/or employees may, in the performance of their functions, enter upon the property to inspect or gather other information necessary to process this application. I also understand that all meeting dates are tentative and may be postponed by the Planning Services Division for incomplete submissions or other administrative reasons.

Property Owner's Signature: [Signature] Date: 9-19-24

SITE INFORMATION

Address/Location of Proposed Project: 701 N. Main St. Oshkosh, WI 54901
Proposed Project Type: Rooftop Bar + Patio
Current Use of Property: Bar Zoning: UMU
Land Uses Surrounding Your Site:
North: restaurant
South: Bar
East: Dr's office
West: Bar

****Please note that a meeting notice will be mailed to all abutting property owners regarding your request.**

- **It is recommended that the applicant meet with Planning Services staff prior to submittal to discuss the proposal.**
- **Application fees are due at time of submittal. Make check payable to City of Oshkosh.**
- **Please refer to the fee schedule for appropriate fee. FEE IS NON-REFUNDABLE**

For more information please the City's website at www.ci.oshkosh.wi.us/Community_Development/Planning.htm

Sign _____ Staff _____ Date Rec'd _____

Briefly explain how the proposed conditional use will not have a negative effect on the issues below.

1. Health, safety, and general welfare of occupants of surrounding lands.	Bar already exists and has been established since 1974.
2. Pedestrian and vehicular circulation and safety.	land/footprint will remain the same.
3. Noise, air, water, or other forms of environmental pollution.	no different than current
4. The demand for and availability of public services and facilities.	no different than current.
5. Character and future development of the area.	First rooftop bar in Oshkosh, bringing down more patrons to downtown Oshkosh.

SUBMITTAL REQUIREMENTS – Must accompany the application to be complete.

(Submit only digital files. Please note at the discretion of Community Development staff may request a hard copy)

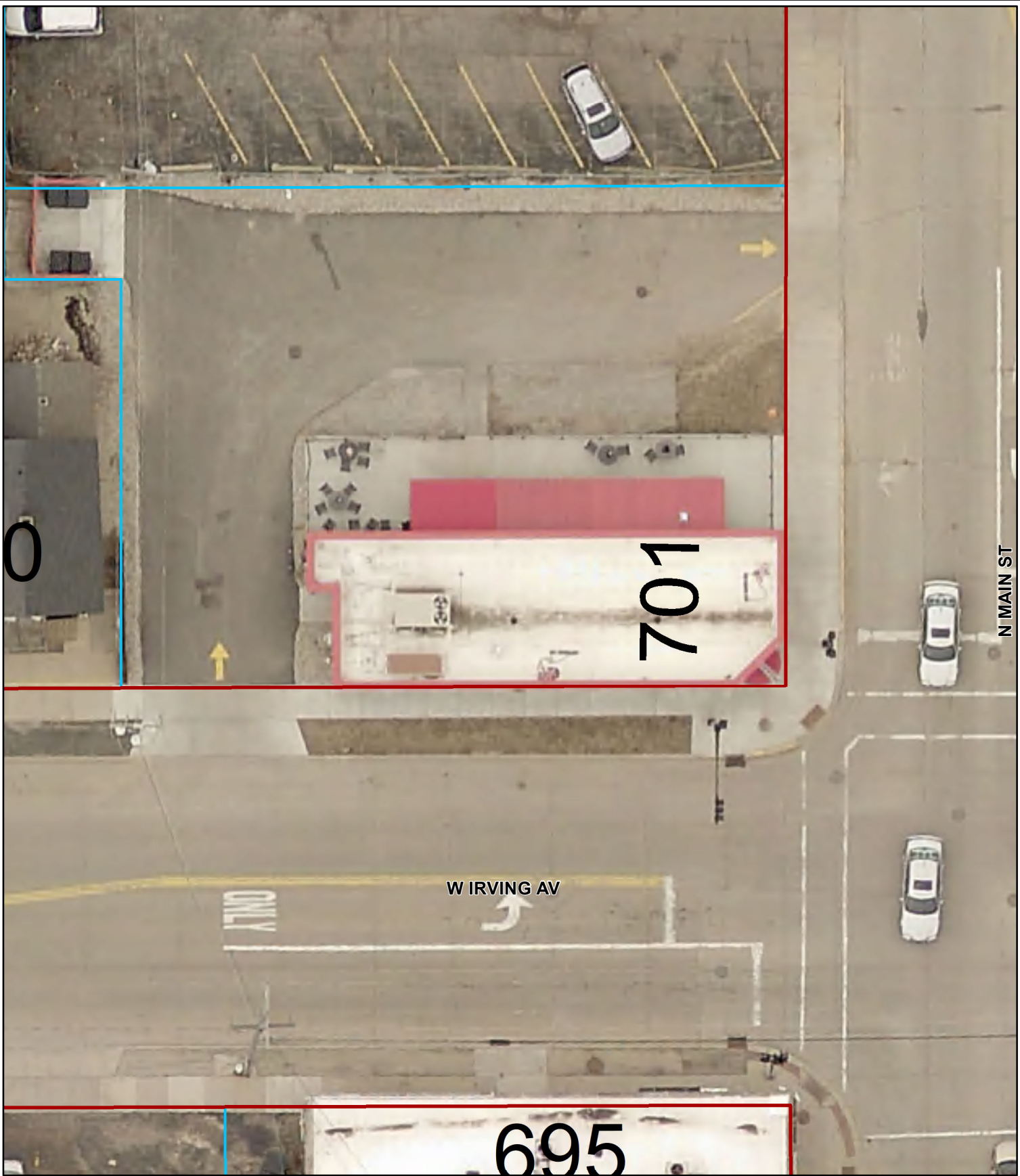
➤ **A narrative of the proposed conditional use and project including:**

- Proposed use of the property
- Existing use of the property
- Identification of structures on the property and discussion of their relation to the project
- Projected number of residents, employees, and/or daily customers
- Proposed amount of dwelling units, floor area, landscape area, and parking area expressed in square feet and acreage to the nearest one-hundredth of an acre
- Effects on adjoining properties to include: noise, hours of operation, glare, odor, fumes, vibration, etc.
- Surrounding land uses
- Compatibility of the proposed use with adjacent and other properties in the area.
- Traffic generation
- Any other information pertinent to adequate understanding of the intended use and its relation to nearby properties

➤ **A complete site plan including:**

- Digital plans and drawings of the project
- Title block that provides all contact information for the petitioner and/or owner, if different
- Full name and contact information of petitioner's engineers/surveyors/architects, or other design professionals used in the plan preparation
- The date of the original plan and latest date of revision to the plan
- A north arrow and graphic scale. Said scale is not to be smaller than one inch equals sixty feet (1"=60') unless otherwise approved by the Department of Community Development prior to submittal
- All property lines and existing and proposed right-of-way lines with bearings and dimensions clearly labeled
- All required building setback and offset lines
- All existing and proposed buildings, structures, and paved areas, including building entrances, walks, drives, decks, patios, fences, walls
- Location of all outdoor storage and refuse disposal areas and the design and materials used for construction
- Location and dimension of all on-site parking (and off-site parking provisions if they are to be employed), including a summary of the number of parking stalls provided per the requirements of Section 30-175 City of Oshkosh Zoning Ordinance
- Location and dimension of all loading and service areas on the subject property
- Location, height, design, illumination power and orientation of all exterior lighting on the property including a photometrics plan
- Location of all exterior mechanical equipment and utilities and elevations of proposed screening devices where applicable (i.e. visible from a public street or residential use or district). Mechanical equipment includes, but is not limited to; HVAC equipment, electrical transformers and boxes, exhaust flues, plumbing vents, gas regulators, generators

- 1) Proposed use of the property/Existing use of the property
 - a) Currently running as a bar. This will be an additional bar and patio space on the rooftop.
- 2) Identification of structures on the property and discussion of their relation to the project
 - a) Existing bar building – this is an addition to the roof of the existing footprint
- 3) Projected number of residents, employees, and/or daily customers
 - a) Employees: current = 10, proposed future = 15
 - b) Daily Customers: current average = 40, projected future average = 60
- 4) Proposed amount of dwelling units, floor area, landscape area, and parking area expressed in square feet and acreage
 - a) Approximately, 616 square feet of new bar area, maintenance room and bathroom (enclosed)
 - b) Approximately, 375 square feet of new bar rooftop area
 - c) Parking is using the existing lot and no other parking to be added/built
- 5) Effects on adjoining properties to include: noise, hours of operation, glare, odor, fumes, vibration, etc.
 - a) No new effects – will still run the same as existing bar
 - b) Hours of Operation:
 - i) Monday-Friday: 3PM-2AM
 - ii) Saturday-Sunday: 12PM-2AM
- 6) Surrounding land uses
 - a) North: Los Jaripeos Mexican Restaurant
 - b) South: CBC Bar
 - c) East: Dr.'s Office Building
 - d) West: Jabroni's Bar
- 7) Compatibility of the proposed use with adjacent and other properties in the area
 - a) Currently, an established bar surrounded other bars and restaurants
- 8) Traffic generation
 - a) No change
- 9) Any other information pertinent to adequate understanding of the intended use and its relation to nearby properties
 - a) Nothing else



0

701

695

N MAIN ST

W IRVING AV

ONLY

701 N MAIN ST



1 in = 0 mi
1 in = 20 ft

Printing Date: 10/22/2024

Prepared by: City of Oshkosh, WI



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BUILDING CODE ANALYSIS

PROPOSED: MABEL MURPHY'S
701 N. MAIN STREET
OSHKOSH, WI

PROJECT INFORMATION:

USE AND OCCUPANCY CLASSIFICATION:
GROUP "A-2", BAR/PUB

SPECIAL OCCUPANCY REQUIREMENTS:

- NO SPECIAL REQUIREMENTS FOR THIS PROJECT
- ALL REQUIREMENTS OF THIS CHAPTER HAVE BEEN REVIEWED AND APPLIED TO THIS BUILDING

TYPE OF CONSTRUCTION:

TYPE VB-NON SPRINKLERED

GENERAL BUILDING HEIGHT AND AREA:27'-0" BUILDING HEIGHT

EXISTING BUILDING: 3431 SQ.FT.
PROPOSED SECOND FLOOR AREA:1090 SQ.FT.
TOTAL=4521 SQ.FT.
AREA ALLOWABLE: (PER TABLE 506.2) 18,000 SQ.FT.
STORIES ALLOWABLE: (PER TABLE 504.4)=2

FIRE RESISTIVE & RATED CONSTRUCTION:

- NO SPECIAL REQUIREMENTS FOR THIS PROJECT
- ALL REQUIREMENTS OF THIS CHAPTER HAVE BEEN REVIEWED AND APPLIED TO THIS BUILDING

FIRE PROTECTIVE SYSTEM:

- NO HAZARDOUS MATERIALS STORED IN BUILDING
- NO SPECIAL REQUIREMENTS FOR THIS PROJECT
- ALL REQUIREMENTS OF THIS CHAPTER HAVE BEEN REVIEWED AND APPLIED TO THIS BUILDING

OCCUPANCY LOAD:

USE "A-2"
TOTAL # OF OCCUPANTS= <99 (1 PER 75 WATER CLOSET)
2 WATER CLOSETS EACH
ALL OTHER AREAS, STORAGE AND UTILITY ARE ACCESSORY TO "A"

MEANS OF EGRESS:

TOTAL # OF OCCUPANTS= 99 X .20 INCHES OF
REQUIRED EXIT WIDTH= 20"
EXITING DISTANCES AND EGRESS WIDTH HAVE BEEN APPLIED.
SEE PLAN FOR EXIT DISTRIBUTION TO GRADE PER PLAN

MECHANICAL SYSTEM:

ALL REQUIREMENTS OF THIS CHAPTER HAVE BEEN REVIEWED AND APPLIED TO THIS BUILDING

PLUMBING SYSTEM:

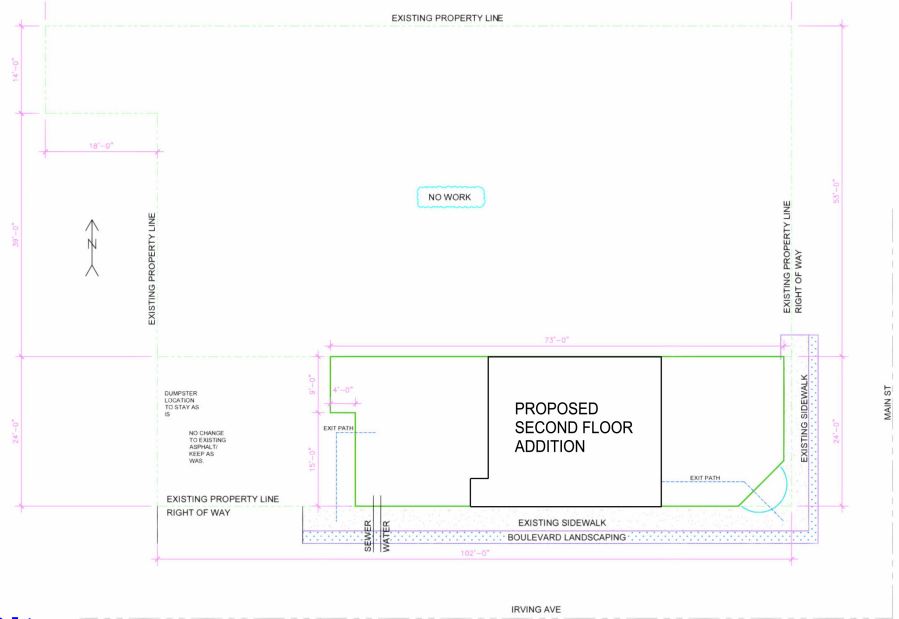
PER SECTION 29, TABLE 2902.1
1 WC PER 40 OCCUPANTS MALE & FEMALE
1 LAVITORY PER 75 EACH MALE & FEMALE

DESIGN INFORMATION:

ALL REQUIREMENTS OF REMAINING SECTIONS HAVE BEEN REVIEWED AND APPLIED TO THIS BUILDING. APPLICABLE REQUIREMENTS HAVE BEEN DETAILED IN PLANS AND SPECIFICATIONS.

ALL CONSTRUCTION OF THIS BUILDING SHALL MEET OR EXCEED ALL APPLICABLE ORDINANCES, CODES AND STANDARDS. IN THE CASE OF CONFLICT, THE MOST STRINGENT SHALL APPLY.

IBC 2015, IMC 2015
STATE OF WISCONSIN PLUMBING CODE
NATIONAL ELECTRICAL CODE



Site

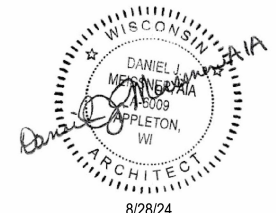
SCALE: 1" = 20'-0"

SHEET INDEX

- T1.0 TITLE
- T1.1 3D VIEW
- A2.0 PROPOSED SECOND FLOOR PLAN
- A3.0 EXISTING FIRST FLOOR PLAN
- A4.0 ELEVATION
- A5.0 ELEVATION
- A6.0 ELEVATION
- A7.0 STAIR SECTION
- A8.0 ELECTRICAL
- A9.0 STRUCTURAL PLAN
- A10.0 DETAILS
- A11.0 DETAILS
- A12.0 EXTERIOR CANOPY

WINNEBAGO COUNTY LOADING

ROOF LOAD Pg=100 psf LL, 15psf DL
FLOOR LOAD Pg=100psf LL, 15psf DL
WIND LOAD= 90 PSF/120 (3 SEC)



8/28/24

VH CONSTRUCTION LLC
1411 Prairie Lake Circle, Neenah WI 54956
Tom Vanden Heuvel
920-340-0529
tommyvh20@gmail.com

ARCHITECT:
DANIEL J. MEISSNER AIA, LLC

1230 E. Calumet Street
920-428-0982 (PH)

Appleton, WI 54915
daniel.meissnerarch@gmail.com

Mabel Murphy's

701 N. Main St, Oshkosh, WI

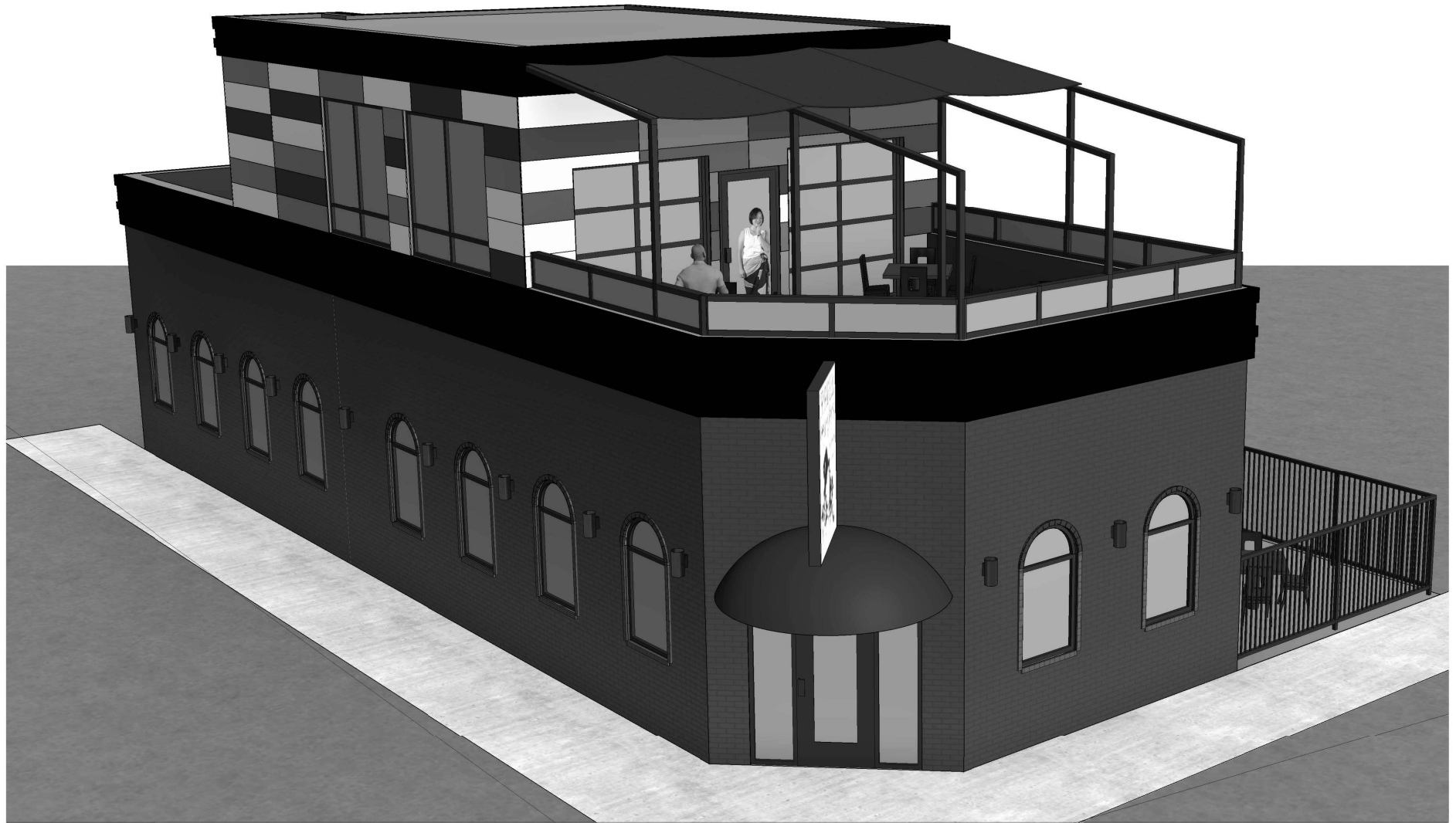
Project # 24-114
Date: 7/15/24
Drawn by: SM

Site Plan

Scale: 1" = 20'-0"

Sheet #

T1.0



VH CONSTRUCTION LLC
 1411 Prairie Lake Circle, Neenah WI 54956
 Tom Vanden Heuvel
 920-340-0529
 tommyvh20@gmail.com

ARCHITECT:
DANIEL J. MEISSNER AIA, LLC

1230 E. Calumet Street
 920-428-0982 (Ph)

Appleton, WI 54915
 daniel.meissnerarch@gmail.com

Mabel Murphy's

701 N. Main St, Oshkosh, WI

Project # 24-114
 Date: 7/15/24
 Drawn by: Author

Rendering

Scale: NONE
 Sheet #

T1.1

CONDITIONAL USE PERMIT
701 N MAIN ST
PC: 11.19.2024

CHRISTINES LLC
4331 N SILVERLEAF CT
APPLETON WI 54913-7733

688 NORTH MAIN LLC
688 N MAIN ST
OSHKOSH WI 54901-4443

ALL STAR INS SERVICE LLC
5899 HELM RD
WINNECONNE WI 54986-9789

ROGER BECKER
675 N MAIN ST
OSHKOSH WI 54901-4431

STEVEN F OROURKE
683 N MAIN ST STE C
OSHKOSH WI 54901-4472

STIEG PROPERTIES LLC
693 N MAIN ST
OSHKOSH WI 54901-4431

THOMAS G TAGGART ETAL
695 N MAIN ST
OSHKOSH WI 54901-4431

ROHAN MEIER & MORGAN LL
671 N MAIN ST
OSHKOSH WI 54901-4431

WATER CITY PROPERTIES LLC
5377 INLET CT
OMRO WI 54963-8232

F COVID LLC
923 S MAIN ST E
OSHKOSH WI 54902-6017

LATRICE D JACKSON
680 CENTRAL ST
OSHKOSH WI 54901-4455

IRVING PLACE LLC
905 OREGON ST
OSHKOSH WI 54902-6454

DIVISION FOUR LLC
905 OREGON ST
OSHKOSH WI 54902-6454

WILLIAM BOWEN
109 W IRVING AVE
OSHKOSH WI 54901-4439

NIKUNJ/KIRTIDA RINGWALA
3100 OLD ORCHARD LN
OSHKOSH WI 54902-7374

KNOLL INVESTMENTS LLC
W1962 PLEASANT AVE
MARKESAN WI 53946-8819

JAMES E STADLER
722 N MAIN ST
OSHKOSH WI 54901-4445

HMONG SERVICE CENTER INC
C/O MEE YANG
PO BOX 2273
OSHKOSH WI 54903-2273

MARK C SHOBERG
11 FULTON AVE
OSHKOSH WI 54901-4547

JOSIAH GUYANT
23 FULTON AVE
OSHKOSH WI 54901-4547

RAYMANN PROPERTIES LLC
823 MOUNT VERNON ST
OSHKOSH WI 54901-4531

DAVID S/ELLIE D MARTELL
2998 HIDDEN HOLLOW RD
OSHKOSH WI 54904-8473

NELS H/CAROL NASLUND
323 N SAWYER ST
OSHKOSH WI 54902-4252

701 MAIN INC
701 N MAIN ST
OSHKOSH WI 54901-4444

SANDOVAL REAL EST OSH
715 N MAIN ST
OSHKOSH WI 54901-4444

RJS PROP MANAG GROUP LLC
237 FOREST ST
FREDONIA WI 53021-9339

MATTHEW F FREDERICK
737 N MAIN ST
OSHKOSH WI 54901-4444

JERICHO RD MINISTRIES INC
400 N SAWYER ST
OSHKOSH WI 54902-4291

THOMAS J BOLLOM
10 W IRVING AVE
OSHKOSH WI 54901-4438

LAKESIDE CUSTOM BUILDERS
3428 SHENANDOAH TRL
NEENAH WI 54956-9044

PINE APARTMENTS III LLC
3389 COUNTY ROAD A
OSHKOSH WI 54901-1414

VALARIE J KEMPEN
717 DIVISION ST
OSHKOSH WI 54901-4405

ARMADA CAPITAL MANAG C/O
TITAN PROP MANAG
923 S MAIN ST
OSHKOSH WI 54902-6017

LARRY/KAREN WILLIAMS
729 DIVISION ST
OSHKOSH WI 54901-4405

WALTER D SUNDQUIST JR
737 DIVISION ST
OSHKOSH WI 54901-4405

SABRINA L KAISER
722 CENTRAL ST
OSHKOSH WI 54901-4402

RANKIN ENTERPRISES LLC
109 E 8TH AVE STE 1
KAUKAUNA WI 54130-2309

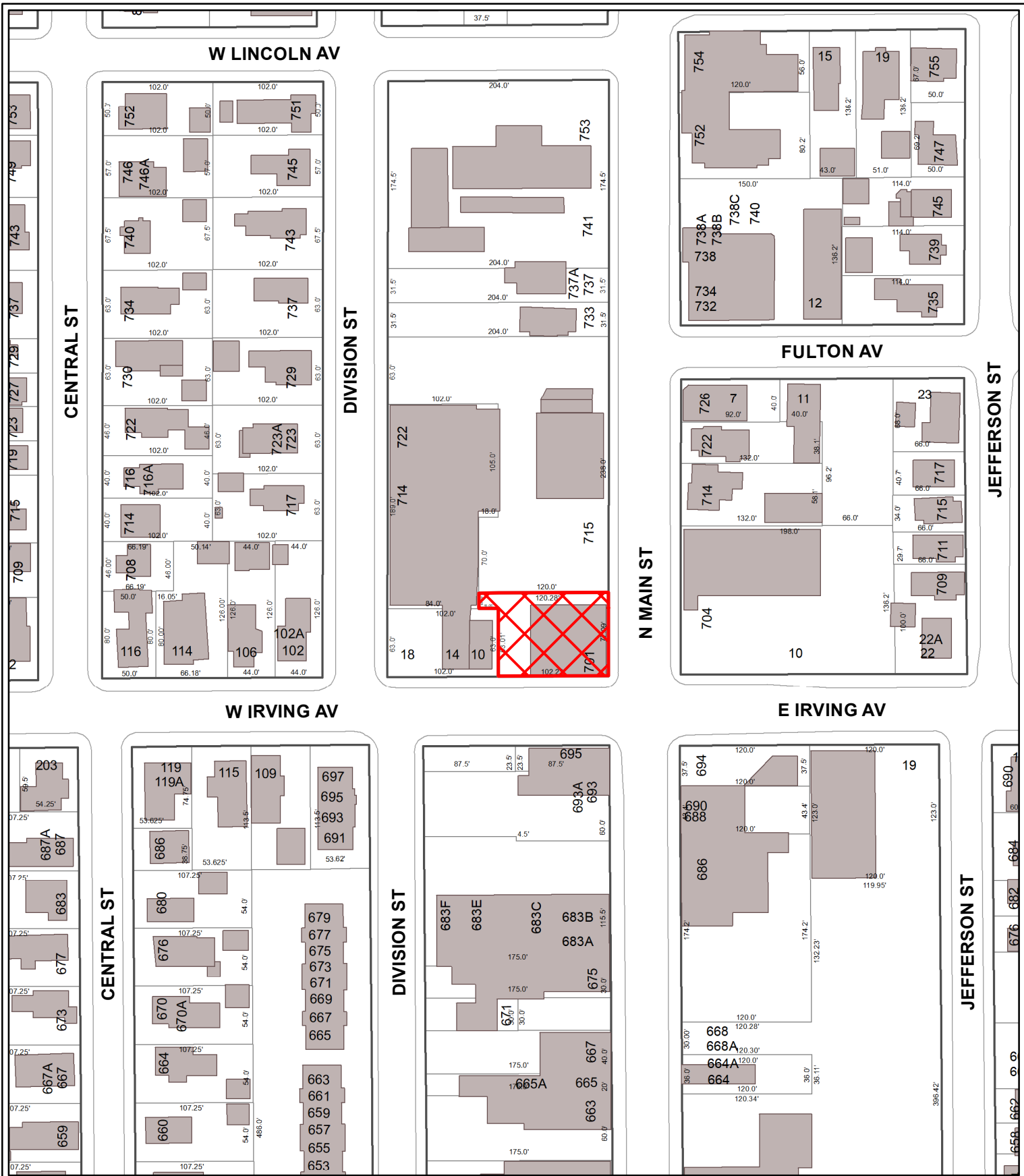
TITAN 2019 LLC
923 S MAIN ST STE E
OSHKOSH WI 54902-6034

GAELLA BUCHOLTZ
116 W IRVING AVE
OSHKOSH WI 54901-4440

BAM PROP HOLDINGS LLC
PO BOX 3522
OSHKOSH WI 54903-3522

MIDTOWN NBHD ASSOC
EMAILED

DOWNTOWN NBHD ASSOC
EMAILED



BASE MAP 701 N MAIN ST

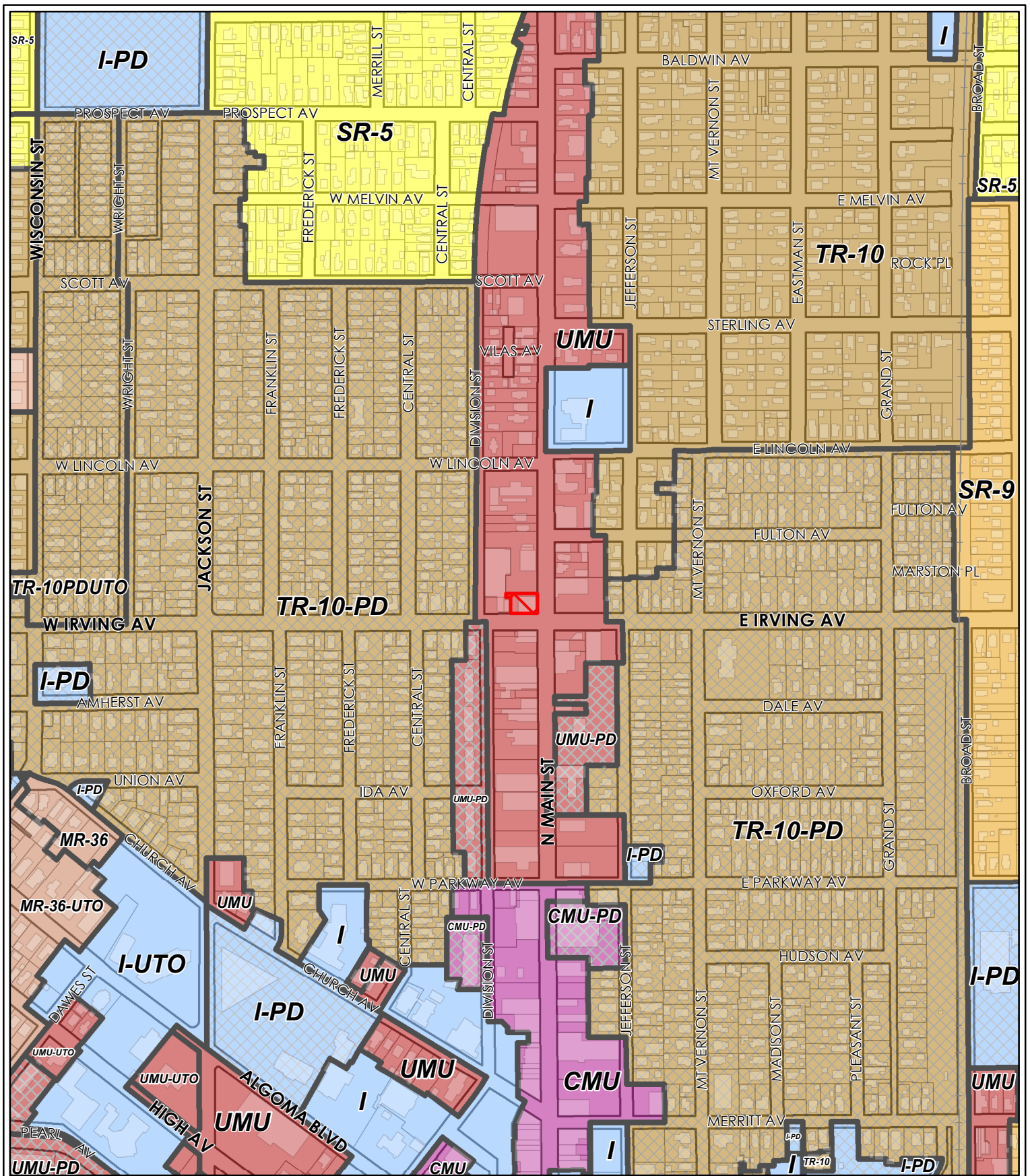


1 in = 0.02 mi
1 in = 120 ft

Printing Date: 10/22/2024
Prepared by: City of Oshkosh, WI



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ZONING MAP 701 N MAIN ST

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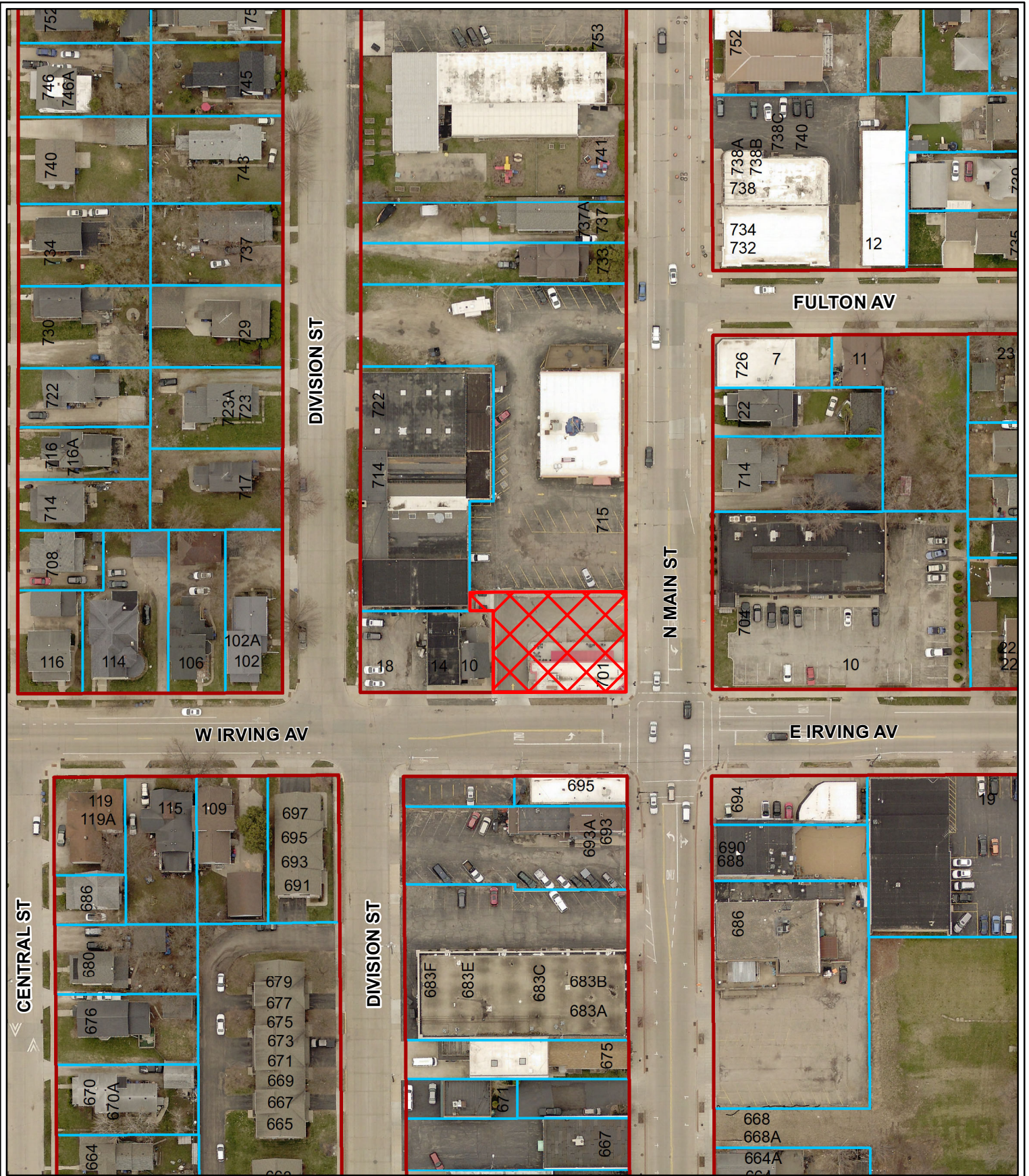


1 in = 0.09 mi
1 in = 500 ft

Printing Date: 10/22/2024

Prepared by: City of Oshkosh, WI





AERIAL MAP 701 N MAIN ST



1 in = 0.02 mi
1 in = 100 ft

Printing Date: 10/22/2024

Prepared by: City of Oshkosh, WI



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TO: Honorable Mayor and Members of the Common Council
FROM: John Fitzpatrick, Asst. City Manager/Director Admin Services
DATE: November 26, 2024
SUBJECT: Res 24-595 Approve 2025 Across-the-Board Market Increase for Non-Represented Employees

BACKGROUND

In concert with your decisions made regarding the 2025 budget, this memo is being provided to you to formalize a 4.25% across-the-board increase. Based on the results of the settled union contracts, the anticipated settlements of the remaining union contracts, as well as current market conditions, a 4.25% increase is being recommended and is within the budget approved by Common Council for 2025.

ANALYSIS

This increase is consistent with budget decisions and in consideration of the current marketplace.

FISCAL IMPACT

The estimated cost for this projected increase in the general fund is approximately \$950,000.

RECOMMENDATION

Based on the analysis conducted, the discussion and direction that occurred in the Council Workshops as well as budget deliberations held this year, staff recommends approval of a 4.25% across-the-board increase for non-represented employees.

Attachments

RES 24-595

11/26/2024

24-595

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE 2025 ACROSS THE BOARD MARKET INCREASE FOR NON-REPRESENTED EMPLOYEES

INITIATED BY: ADMINISTRATIVE SERVICES DEPARTMENT

BE IT RESOLVED by the Common Council of the City of Oshkosh that the bi-weekly compensation schedules for non-represented employees are:

1. Adjusted at the beginning of the respective pay period that corresponds with the date indicated to provide an across the board market increase as listed below; and
2. Approved.

Effective Date	Percentage Increase
January 1, 2024	4.25%



TO: Honorable Mayor and Members of the Common Council
FROM: Jim Collins, Director of Transportation
DATE: November 26, 2024
SUBJECT: Res 24-596 Authorize GO Transit to Apply for 2025 FTA & WisDot Operating Assistance Grants and County Transportation Assistance

BACKGROUND

This resolution will authorize the filing of the following grant applications:

1. **2025 Federal Operating Assistance and Capital Grants**
 - GO Transit is applying for 2025 federal operating assistance in the amount of \$2,410,600. The operating grant will cover approximately 39% of the 2025 projected expenses. GO Transit is applying for \$2,000,000 in capital to assist with 80% funding of up to 2 transit buses.
2. **2025 Wisconsin Department of Transportation Operating Grant**
 - GO Transit is applying for \$1,191,900 in operating assistance from the Wisconsin Department of Transportation. The proposed funding level is approximately 19 % of operating expenses for calendar year 2025.
3. **2025 Winnebago County and Other Transportation Assistance**
 - GO Transit will apply for \$511,145 from Winnebago County. The programs these funds assist with are shown below:
 - ADA - Ambulatory Paratransit
 - ADA -- Non-Ambulatory Paratransit
 - Senior Paratransit
 - Rural Senior and Disabled Paratransit

ANALYSIS

East Central Wisconsin Regional Planning Commission included this program of projects in their public participation process and their public notice for the Transportation Improvement Plan. The public was able to make comments on the social, economic and environmental aspects of the grant applications. No public comments were received.

FISCAL IMPACT

The 2025 City Budget assumed that the City would secure this grant funding. Without applying for this grant funding, the City will not be able to maintain existing service levels. Applying for these grants does not obligate the City to spend any money beyond what was designated in the 2025 City Budget.

RECOMMENDATION

The Transportation Department recommends the Common Council approve this resolution to submit these grant applications as presented. Please contact me if you have any questions.

Attachments

RES 24-596

11/26/2024

24-596

RESOLUTION

CARRIED

7-0

PURPOSE: AUTHORIZE GO TRANSIT TO APPLY FOR 2025 FTA & WISDOT OPERATING ASSISTANCE GRANTS AND COUNTY TRANSPORTATION ASSISTANCE

INITIATED BY: TRANSPORTATION DEPARTMENT

WHEREAS, the Federal Transportation Administrator, the Wisconsin Department of Transportation and Winnebago County each award financial assistance for transportation projects that may be utilized for GO Transit's 2025 operational and capital needs; and

WHEREAS, GO Transit has identified specific projects or programs which match the Financial Assistance programs and seeks council approval to apply for, receive and utilize grant funding if awarded; and

WHEREAS, the grant or cooperative agreements for financial assistance will impose certain obligations upon the Applicant, and may require the Applicant to provide the local share of the project cost; and

WHEREAS, the Applicant has or will provide all annual certifications and assurances to the Federal Transit Administration, the Wisconsin Department of Transportation and Winnebago County as required for the projects.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh

1. That the Transportation Director is authorized to execute and file an application in the amount of \$1,191,900.00 for operating assistance from the 2025 Wisconsin Department of Transportation Operating Grant under S.85.20, Wis. Stats.
2. That the Transportation Director is authorized to execute and file an application for 2025 Federal Operating Assistance and Capital Grants in the amount of \$2,410,600.00 for operating assistance and \$2,000,000 for capital assistance to fund the purchase of up to 2 transit buses on behalf of the City of Oshkosh with the Federal Transit Administration for federal assistance authorized by 49 U.S.C. chapter 53, Title 23, United States Code, or other federal statutes authorizing a project administered by the Federal Transit Administration. The Applicant is the Designated Recipient as defined by 49 U.S.C. § 5307(a)(2).
3. That the Transportation Director is authorized to execute and file an application in the amount of \$511,145.00 to assist with paratransit services with Winnebago County for 2025 Winnebago County and Other Transportation Assistance.
4. That the Transportation Director is authorized to execute and file the annual certifications and assurances and other documents the Federal Transit Administration, the Wisconsin Department of Transportation and Winnebago County may require before awarding a federal or state assistance grant or cooperative agreement.
5. That the Transportation Director is authorized to execute grant and cooperative agreements with the Federal Transit Administration, the Wisconsin Department of Transportation and Winnebago County for these purposes on behalf of the City of Oshkosh.



TO: Honorable Mayor and Members of the Common Council
FROM: Ray Maurer
DATE: November 26, 2024
SUBJECT: Res 24-597 Approve Reallocation of \$500,000 in the 2024 Parks Department Capital Improvement Program Budget from Funding Design Services for the Menominee Park Parking Lot and Reetz Fields to Fund Design and Construction of a New Restroom/Concession Stand at Reetz Fields (Advisory Park Board Recommends Approval)

BACKGROUND

The 2024 Capital Improvement Program (CIP) budget included \$500,000 for design services for the reconstruction of the Menominee Park Miller's Bay parking lot, Reetz ball fields and the restroom/concessions building. This project has been in the CIP for over 10 years and delayed every year due to higher priority projects. The entire project cost has increased significantly over the years and is estimated at over \$5 million currently. When staff was presenting the 2024 proposed CIP to the Advisory Park Board in June 2023, discussion took place that if the entire reconstruction doesn't get funded in the near future that a phasing approach will be considered.

ANALYSIS

At the October 14, 2024 Advisory Park Board, staff presented the Board with a recommendation to reallocate the \$500,000 in funds to be utilized for the design and construction of a new restroom/concession building at Reetz Fields as the first phase of improvements. The Board voted unanimously to support the recommendation. These restrooms and the restrooms at Rainbow Memorial Park are the two remaining outdated facilities within the park system as the restroom upgrades were planned as part of larger projects. We have received numerous complaints from users of the ball fields and the boat launch on the condition of the facilities as well as not being ADA compliant. At the October 28, 2024 Common Council Budget Workshop, Parks Department staff informed the Council that this budget reallocation request would be forthcoming.

FISCAL IMPACT

This amendment with authorize funding be reallocated \$500,000.00 from Account No.03250610-7206-62010 design services for the Menominee Park Parking Lot and Reetz Fields project to Account No.03250610-6401-62010 design and construction of a new restroom/concession building at Reetz Fields.

RECOMMENDATION

Staff recommends that Council approve this resolution.

Attachments

RES 24-597

11/26/24

24-597

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE REALLOCATION OF \$500,000 IN THE 2024 PARKS DEPARTMENT CAPITAL IMPROVEMENT PROGRAM BUDGET FROM FUNDING DESIGN SERVICES FOR THE MENOMINEE PARK PARKING LOT AND REETZ FIELDS TO FUND DESIGN AND CONSTRUCTION OF A NEW RESTROOM/CONCESSION STAND AT REETZ FIELDS (ADVISORY PARK BOARD RECOMMENDS APPROVAL)

INITIATED BY: PARKS DEPARTMENT

WHEREAS, the Common Council has adopted the 2024 Parks Department Capital Improvement Program (CIP), which is on file in the Office of the City Clerk and available for public inspection; and

WHEREAS, staff and the Parks Advisory Board have reviewed the most immediate needs within the parks system recommend the reallocation of funds included in the 2024 Parks Department Capital Improvement Budget from design services for the Menominee Park parking lot and Reetz Fields project to fund the design and construction of a new restroom/concession building at Reetz Fields project.

WHEREAS, by the Common Council of the City of Oshkosh that the 2024 Parks Department Capital Improvement Budget funding, on file in the City Clerk's Office, is hereby amended to reallocate \$500,000 from funding design services for the Menominee Park Parking Lot and Reetz Fields project to fund design and construction of a new restroom/concession building at Reetz Fields.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that the 2024 Parks Department Capital Improvement Budget, on file in the City Clerk's Office, is hereby amended to reallocate \$500,000.00 from Account No.03250610-7206-62010 design services for the Menominee Park Parking Lot and Reetz Fields project to Account No.03250610-6401-62010 design and construction of a new restroom/concession building at Reetz Fields.



TO: Honorable Mayor and Members of the Common Council
FROM: Ray Maurer
DATE: November 26, 2024
SUBJECT: Res 24-598 Approve Amendment to the 2024 Capital Improvement Budget for Pollock Water Park Replastering Project (Advisory Park Board Recommends Approval)

BACKGROUND

The 2024 Pollock Water Park budget included \$370,000 and the 2024 Capital Improvement Program budget included an additional \$50,000 for the replastering of the leisure pool and deep well which was necessary due to the age of the pool. When staff was developing the 2024 budget, we had anticipated the entire cost of this project being funded by the Pollock Water Park maintenance endowment at the Oshkosh Area Community Foundation. However, earlier this summer we were informed that the endowment fund at the Foundation could not go below \$900,000 per the agreement from when the fund was established in 2005. The endowment fund cannot absorb the entire cost of the project without going below \$900,000.

ANALYSIS

Staff reviewed the potential options for funding the deficit for this project. The Parks Department Administration and Operations Building project has \$293,614 remaining in contingency.

At the October 14, 2024 Advisory Park Board, staff presented the Board with a recommendation to transfer \$250,000 from the Parks Department Administration and Operations Building project to the Pollock Water Park budget to cover a portion on the plastering project cost. The Advisory Parks Board voted unanimously to support the decision. At the October 28, 2024 Common Council Budget Workshop, Parks Department staff informed the Council that this budget amendment would be forthcoming.

FISCAL IMPACT

The total fiscal impact of this budget amendment is \$250,000. This amendment will authorize funding for the pool plastering project to be transferred from A/N #: 0323-0610-7214-63115 Parks Department Administration and Operations to A/N#: 0259-0610-7214-62085 Pollock Water Park Buildings/Building Improvement.

RECOMMENDATION

Staff recommends that Council approve this resolution.

Attachments

RES 24-598

11/26/24

24-598

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE AMENDMENT TO THE 2024 CAPITAL IMPROVEMENT BUDGET FOR POLLOCK WATER PARK REPLASTERING PROJECT (ADVISORY PARK BOARD RECOMMENDS APPROVAL)

INITIATED BY: PARKS DEPARTMENT

WHEREAS, the Common Council has adopted the 2024 Operating Budget, which is on file in the Office of the City Clerk and available for public inspection; and

WHEREAS, it is necessary to amend the 2024 Pollock Community Water Park Operating Budget to provide funding for a portion of the pool replastering project.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that the 2024 Pollock Water Park Operating Budget, on file in the City Clerk's Office, is hereby amended to transfer \$250,000 from Account No. 0323-0610-7214-63115 (Parks Department Administration and Operations Building) to Account No. 0259-0610-7214-62085 (Pollock Water Park Buildings/Building Improvement).



TO: Honorable Mayor and Members of the Common Council
FROM: Dan Braun, Senior Services Manager
DATE: November 26, 2024
SUBJECT: Res 24-599 Approve Acceptance of Donation and Amendment to Operating Budget for Oshkosh Seniors Center for Programming Software Subscription to GetSetUp.com (\$15,000.00)

BACKGROUND

The Oshkosh Seniors Center received a \$15,000 donation from the Friends of the Oshkosh Seniors Center Inc. towards the support of a software subscription to GetSetUp.com which supports Oshkosh Seniors Center virtual programming.

ANALYSIS

GetSetUp is a technology platform that offers educational and well-being virtual programs for older adults, enabling them to live fulfilling lives. Assuming the City Council approves the acceptance of this donation, funds will be allocated to the Oshkosh Seniors Center revenue and expenditure accounts for the software license.

FISCAL IMPACT

The acceptance of these donated funds in the amount of \$15,000 will offset expenditures in the Oshkosh Seniors Center 2024 budget.

Deposit \$15,000 to Senior Donations 0231-0760-4952

Allocate \$15,000 to Subscription/Licensing Contracts 0231-0760-6415

RECOMMENDATION

Staff recommends that the Council adopt this resolution.

Attachments

RES 24-599

11/26/2024

24-599

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE ACCEPTANCE OF DONATION AND AMENDMENT TO OPERATING BUDGET FOR OSHKOSH SENIORS CENTER FOR PROGRAMMING SOFTWARE SUBSCRIPTION TO GETSETUP.COM (\$15,000.00)

INITIATED BY: PARKS DEPARTMENT

WHEREAS, the Common Council has adopted the 2024 Operations Budget, which is on file in the Office of the City Clerk and available for public inspection; and

WHEREAS, it is necessary to amend the 2024 Oshkosh Seniors Center Operations Budget to account for a donation and corresponding expenditure for a software subscription to support virtual programming through the Senior Center.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that the 2024 Operations Budget, on file in the City Clerk's Office, is hereby amended as follows:

- To deposit \$15,000 in donations, Account No. 0231-0760-4952 Senior Donations
- To allocate \$15,000 to Account No. 0231-0760-6415 Subscription/Licensing Contracts



TO: Honorable Mayor and Members of the Common Council
FROM: Mike Stanley, Fire Chief
DATE: November 26, 2024
SUBJECT: Res 24-600 Approve Budget Amendment for 2025 Fire Special Revenue Fund Assistance to Firefighters Grant to Accept Revenue and Approve Increases in Expenses (\$37,337.05)

BACKGROUND

The Oshkosh Fire Department applied for a grant from the State of Wisconsin Division of Emergency Management (WEM) Hazardous Materials Emergency Response program to purchase radiological detection equipment.

ANALYSIS

The Oshkosh Fire Department was awarded \$37,337.05 from WEM to purchase radiological detection equipment and the necessary supplies to support the detectors.

FISCAL IMPACT

The total cost for the equipment will be \$37,337.05. A Budget Amendment is necessary to receive the funds from WEM in account 0235-0230-4236-20552 STATE AID-OTHER and allow for an increase of expenditures of \$37,337.05 from account, 0235-0230-7204-20552 Machinery & Equipment to purchase the equipment.

RECOMMENDATION

The recommendation would be that Common Council approve this amendment to accept the award and subsequently make purchases with the grant dollars. This purchase of services will be of direct benefit to the department, the City of Oshkosh, and those we serve.

Attachments

RES 24-600
Oshkosh Award Document

11/26/2024

24-600

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE BUDGET AMENDMENT FOR 2025 FIRE SPECIAL REVENUE FUND ASSISTANCE TO FIREFIGHTERS GRANT, TO ACCEPT REVENUE AND APPROVE INCREASES IN EXPENSES (\$37,337.05)

INITIATED BY: OSHKOSH FIRE DEPARTMENT

WHEREAS, the Common Council has adopted the 2025 Operations Budget, which is on file in the Office of the City Clerk and available for public inspection; and

WHEREAS, the Oshkosh Fire Department applied for a grant from the State of Wisconsin Division of Emergency Management (WEM) Hazardous Materials Emergency Response program to purchase radiological detection equipment was has been awarded to the City; and

WHEREAS, it is necessary to amend the 2025 Budget to:

- Account for funds received and to allow for increase in revenues in account 0235-0230-4236-20552 State Aid-Other for funds received from WEM and allow for an increase of expenditures of \$37,337.05 for account 0235-0230-7204-20552 Machinery & Equipment to purchase the equipment

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that the 2025 Operations Budget, on file in the City Clerk's Office, is hereby amended to accept the award of funds from the State of Wisconsin Division of Emergency Management (WEM) Hazardous Materials Emergency Response program to purchase radiological detection equipment and to increase revenues and expenditures as follows for the purpose of purchasing radiological detection equipment and the necessary supplies to support the detectors:

- increase in revenues in account 0235-0230-4236-20552 State Aid-Other in the amount of \$37,337.05
- increase expenditures in the amount of \$37,337.05 for account 0235-0230-7204-20552 Machinery & Equipment to purchase the equipment



STATE OF WISCONSIN
DEPARTMENT OF MILITARY AFFAIRS
DIVISION OF EMERGENCY MANAGEMENT

Phone: 608-242-3000
P.O. Box 7865 · Madison, WI 53707-7865



November 14, 2024

Brian Bending, Assistant Chief/HazMat
Oshkosh Fire Department
101 Court St
Oshkosh, WI 54901

**RE: Hazmat Regional Emergency Response/HRER WHMRS Equipment Grant
WEM Grant Number: 2024-HRER-01-14077**

Dear Brian Bending:

Congratulations! Wisconsin Emergency Management has approved a grant award to City of Oshkosh in the amount of **\$37,337.05**. These funds are from WEM's Hazmat Regional Emergency Response available through the State of Wisconsin. This grant supports the City of Oshkosh Hazmat Regional Emergency Response/HRER WHMRS Equipment Grant project.

As Project Director, you will be responsible for seeing that funds are administered according to the approved application materials in Egrants; all requirements, including reporting, outlined in the Funding Announcement; Terms and Conditions; and enclosed Grant Agreement. To accept this award, have the Authorized Official review and sign the award agreement. **Once signed, return one copy to WEM via email to anita.smith@widma.gov, and keep a copy for your records.**

Please reach out to the WEM Grant Manager, Anita Smith, with any questions regarding your grant and responsibilities. We look forward to a collaborative working relationship with you.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Greg Engle', is written over a light blue horizontal line.

Greg Engle, Administrator
Wisconsin Emergency Management

**HRER WHMRS Equipment SFY2024
Hazmat Regional Emergency Response/HRER WHMRS Equipment Grant
2024-HRER-01-14077**

This subaward grant agreement (Agreement) is made by and between the Wisconsin Department of Military Affairs, Division of Emergency Management (WEM) and **City of Oshkosh** (the Grantee) to establish the obligations the Grantee must assume in exchange for an award of funds in the amount of **\$37,337.05** under the **Wis. Stat. §323.70(6)(m)**. WEM and **City of Oshkosh** are referred to individually as a Party and collectively as the Parties.

RECITALS

WHEREAS, WEM is authorized to make funds (Grant Funds) available under the **Hazmat Regional Emergency Response** grant program as described in the Notice of Funding Opportunity; and

WHEREAS, the Grantee applied to WEM for Grant Funds; and

WHEREAS, WEM has approved the application and the Grantee desires to accept the Grant Funds;

NOW THEREFORE, in consideration of the mutual promises set forth below and other considerations, the Parties agree as follows.

TERMS AND CONDITIONS

1. The Recitals are incorporated by reference in this Terms and Conditions section of the Agreement.
2. The Notice of Funding Opportunity (NOFO) including all Terms and Conditions as provided or referenced, and the obligations set forth in them are made part of this Agreement by reference.
3. The submitted application as approved by WEM in Egrants is incorporated by reference in the Terms and Conditions section of this Agreement.
4. The Grantee shall administer the programs or projects within the grant period for which this grant is awarded and referenced in Exhibit A, in accordance with the applicable rules, regulations, limitations, and conditions set forth in Exhibit B which are made part of this Agreement by reference.
5. The individuals executing this Agreement represent that they have the authority to sign this Agreement on behalf of and bind their respective Parties.

THE PARTIES, BY THE SIGNATURES BELOW, AGREE THAT THEY HAVE READ AND UNDERSTAND THE TERMS AND CONDITIONS OF THIS AGREEMENT AND TO BE BOUND BY THEM.

**Wisconsin Department of Military Affairs,
Division of Emergency Management
(WEM)**



11/14/2024

Greg Engle
WEM Administrator

Date

Grantee

City of Oshkosh

Matt Mugerauer

Date

Mayor

WEM Grant Agreement 2024-HRER-01-14077

Exhibit A – Approved Award

Funding Authorization Information

Funding authorization: **Wis. Stat. §323.70(6)(m)**

Assistance Listing Number (ALN) or State Identification Number: **465.313**

Notice of Funding Opportunity: **HRER WHMRS Equipment SFY2024**

Approved Award Information

Award date: **November 14, 2024**

Grantee: **City of Oshkosh** UEI:

Project Title: **Hazmat Regional Emergency Response/HRER WHMRS Equipment Grant**

Grant Period: From **November 18, 2024** To **March 31, 2025**

Grant Number: **2024-HRER-01-14077** Award Amount: **\$37,337.05**

Project Director: **Brian Bending, Assistant Chief/HazMat; Oshkosh Fire Department**

Project Summary: **HRER WHMRS Equipment Grant**

Approved Award Budget

<u>Budget Cost Category</u>	<u>Local Match</u>	<u>Subaward</u>
Personnel		
Fringe Benefits		
Travel (Including Training)		
Equipment		\$25,356.00
Supplies & Operating Expenses		\$11,981.05
Consultants/Contractual		
Other		
Indirect		
Sum		
TOTAL APPROVED BUDGET		\$37,337.05

WEM Grant Agreement 2024-HRER-01-14077
Exhibit B – DMA/WEM Standard Terms & Conditions

Article I. Notice of Funding Opportunity Requirements

All the instructions, guidance, limitations, and other conditions set forth in the Notice of Funding Opportunity (NOFO) for this program are incorporated here by reference in the award terms and conditions. All recipients and subrecipients must comply with any such requirements set forth in the program NOFO.

Article II. Compliance with Award Terms and Conditions

Submission of an application constitutes the recipient's agreement to comply with and spend funds consistent with all the terms and conditions of this award. If DMA, WEM determines that noncompliance by the recipient cannot be remedied by imposing additional conditions, WEM may take one or more of the following actions, as appropriate in the circumstances:

- (a) *Temporarily withhold cash payments pending correction of the deficiency by the recipient.*
- (b) *Disallow all, or part of, the cost of the activity or action not in compliance.*
- (c) *Wholly or partly suspend or terminate the award.*
- (d) *Initiate suspension or debarment proceedings as authorized under 2 CFR part 180.*
- (e) *Withhold further Federal awards for the project or program.*
- (f) *Take other remedies that may be legally available.*

Article III. Recipient Responsibilities

In accepting this financial assistance award (grant or cooperative agreement), the recipient assumes legal, financial, administrative, and programmatic responsibility for administering the award in accordance with the laws, rules, regulations, and Executive Orders governing grants and cooperative agreements, and these Award Terms and Conditions, including responsibility for complying with any provisions included in the award.

Article IV. Order of Precedence

Any inconsistency or conflict in the terms and conditions specified in this award will be resolved in accordance with the term or condition that is the stricter of the two.

Article V. Adherence to Original Project Objectives and Budget Estimates

The recipient is responsible for any commitments or expenditures it incurs in excess of the funds provided by an award. Pre-award costs are those incurred prior to the effective date of the award directly pursuant to the negotiation and in anticipation of the award where such costs are necessary for efficient and timely performance of the scope of work. Such costs are allowable only to the extent that they would have been allowable if incurred after the date of the award, and only with the written approval of the program authorizing official or delegate.

Article VI. Acceptance of Post Award Changes

In the event DMA determines that changes are necessary to the award agreement after an award has been made, including changes to period of performance or terms and conditions, subrecipients will be notified of the changes in writing. Once notification has been made, any subsequent request for funds will indicate recipient acceptance of the changes to the award.

Article VII. Prior approval and modifications

All activity and the corresponding incurred expenses must be approved and have a fully executed award agreement prior to conducting the activity and/or incurring the expense unless otherwise stated in the Notice of Funding Opportunity (NOFO). The following require WEM's **advanced** written approval:

- i. Changes to key personnel*
- ii. Changes to the grant period must be submitted prior to the approved end date of the grant.*
- iii. Changes to the scope, objectives, performance measures and intent of the approved award.*
- iv. Changes to the budget that do not fall within a change to the scope or objective but exceeds the approved budget categories by ten percent (10%) of the total award.*

WEM will notify the subrecipient in writing within 30 calendar days after receipt of the request for revision or adjustment whether the request has been approved. Upon approval, WEM will issue a signed Grant Adjustment Notification (GAN). All changes are not officially approved until the GAN is received by the subrecipient.

Article VIII. Allowable activity and costs

Only activity and expenses that are approved within the approved award's application may be allowable for reimbursement by grant funds. All approved costs must be allowable, allocable, necessary and reasonable. To be allowable under a grant program, costs must match the sub-grant's approved award and must comply with the following:

- (a) Be incurred and obligated (purchase order issued, class scheduled) within the performance period.
- (b) If incurred within the performance period, payment must be made within 30 days of the grant period end date and prior to submitting a request for reimbursement.

WEM Grant Agreement 2024-HRER-01-14077
Exhibit B – DMA/WEM Standard Terms & Conditions

Article IX. Project Income

All income generated as a direct result of a grant-funded project shall be deemed project income. Project income must be used for the purpose and under the conditions applicable to the award. Project income should be used as earned and accounted for in your reimbursement request.

Article X. Duplication of Benefits

Any cost allocable to a particular financial assistance award provided for may not be charged to other financial assistance awards to overcome fund deficiencies; to avoid restrictions imposed by federal statutes, regulations, or financial assistance award terms and conditions; or for other reasons. However, these prohibitions would not preclude subrecipients from shifting costs that are allowable under two or more awards in accordance with existing statutes, regulations, or the financial assistance award terms and conditions.

Article XI. Procurement

Recipients and subrecipients shall use their own procurement procedures and regulations, provided that the procurement conforms to applicable Federal, state, local, and tribal laws and procurement standards. Under Wis. Stat. § 16.73, the State of Wisconsin's Department of Administration (DOA) is able, upon request, to provide technical purchasing information such as standard forms, manuals, product specifications, standards, and contract templates.

Article XII. Travel expenses

Recipients and subrecipients shall use their own travel policy and procedures, provided that the policy and procedure conform to applicable state law and federal law if not otherwise stated in the Notice of Funding Opportunity.

Article XIII. Equipment and supplies

Equipment and supplies must be received and placed into inventory before the end date of the grant. All personnel who utilize **equipment** purchased with funds from this grant must receive training either through the equipment vendor or other competent source specific to that piece of equipment before it is put into service. The sub-recipient is required to maintain proper training and inventory records for the appropriate retention period.

Article XIV. Acknowledgement of Funding from WEM

Recipients and Subrecipients must acknowledge their use of funding when issuing statements, press releases, requests for proposal, bid invitations, and other documents describing projects or programs funded in whole or in part with grant funds.

Article XV. Payments and closeout

Grant funds will be paid on a reimbursement basis only and disbursed by WEM upon completion of and approval of all monitoring requirements including Program Report(s), Fiscal Report(s), and satisfaction of Special Conditions as well as verification to the best of WEM's ability that all terms, conditions and requirements have been met. If DMA/WEM determines that payment to the subrecipient was not proper after the payment has been made, WEM will notify the subrecipient of recoupment in writing in which the subrecipient has 30 days to repay WEM or appeal the decision.

Article XVI. Monitoring

- (a) Subrecipients must complete all required reporting and special conditions as stated in the NOFO, in the grant management system (Egrants), and upon the request of WEM officials.
- (c) Subrecipients must submit timely, complete, and accurate reports to the appropriate WEM officials and maintain appropriate backup documentation to support the reports for the appropriate retention period.
- (d) Subrecipients must comply with all other special reporting, data collection, and evaluation requirements, as prescribed by law, or detailed in program guidance.

Article XVII. Best Practices for Collection and Use of Personally Identifiable Information

Recipients who collect personally identifiable information (PII) are required to have a publicly available privacy policy that describes standards on the usage and maintenance of the PII they collect. Wis. Stats. § 19.62 (5) Personally Identifiable Information (PII) means information that can be associated with a particular individual through one or more identifiers or other information or circumstances. This includes, but is not limited to, Driver License Numbers, Social Security Numbers, Addresses, Telephone numbers, Credit Card information and/or bank account information.

Article XVIII. Maintaining, retaining and access to records

All recipients, subrecipients, successors, transferees, and assignees must comply with applicable provisions governing access to records, accounts, documents, information, facilities, and staff.

- (a) Subrecipients must maintain official grant records of all grant related activity, adherence to grant requirements, and grant funded costs. This includes but is not limited to documentation of actual time and

WEM Grant Agreement 2024-HRER-01-14077
Exhibit B – DMA/WEM Standard Terms & Conditions

effort of any personnel, materials, supplies, travel expenses, inventory records, management of assets, rational and justification to support any split allocation of costs, and any other records that support the allowability of expenditures of grant funds.

- (b) Subrecipients must cooperate with any compliance reviews or compliance investigations conducted by the State of Wisconsin, Department of Military Affairs and/or Wisconsin Emergency Management.
- (e) Subrecipients must give access to examine and copy records, accounts, and other documents and sources of information related to the financial assistance award and permit access to facilities or personnel.

Article XIX. Nondiscrimination

In connection with the performance of work under this agreement the grantee agrees not to discriminate against any employee or grantee for employment because of age, race, religion, color, handicap, sex, physical condition, or developmental disability as defined in Wis. Stats. § 51.01(5), arrest or conviction record, sexual orientation, as defined in Wis. Stat. § 111.32(13m), or national origin, or ancestry, or marital status. This provision shall include, but not be limited to the following: employment, upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, rates of pay, or other forms of compensation, and selection for training, including apprenticeship. Except with respect to sexual orientation, the Grantee further agrees to take affirmative action to ensure equal employment opportunities. The Grantee agrees to post in conspicuous places, available for employees and Grantees for employment, notices to be provided by the contracting officer setting forth the provisions of the nondiscrimination clause. The recipient shall comply with Section 504, Rehabilitation Act of 1973 which prohibits discrimination on the basis of a physical condition or handicap and the Age Discrimination Act of 1975, which prohibits discrimination because of age.

Article XX. Liability

The State of Wisconsin and the Department of Military Affairs, Wisconsin Emergency Management, its agents and employees shall not be liable to the subrecipient, or to any individuals or entities with whom the subrecipient contracts for any direct, indirect, incidental, consequential, or other damages sustained or incurred because of activities, actions or inactions on the part of the subrecipient for services rendered pursuant to the Award Agreement. The subrecipient agrees to indemnify and save and hold the Department of Military Affairs, Wisconsin Emergency Management, its agents and employees harmless from all claims or causes of action arising from the performance of this award by the subrecipient or subrecipient's agent or employees.

Article XXI. Establishment of safeguards

The recipient shall ensure the establishment of safeguards to prevent employees, consultants, or members of the governing bodies from using their positions for purposes that are, or give the appearance of being, motivated by a desire for private gain for themselves or others, such as those with whom they have family, business, or other ties as specified in Wisconsin Statutes § 946.10 and § 646.13.

Article XXII. Termination of Agreement.

Any termination of this grant award shall be without prejudice to any obligations or liabilities of either party already accrued prior to such termination. This grant award may be terminated in whole or in part as follows:

- (a) DMA/WEM may terminate this grant award at any time for cause by delivering thirty (30) days written notice to the recipient. Upon termination, the awarding agency's liability will be limited to the pro rata cost of the services performed as of the date of termination plus expenses incurred with the prior written approval of the awarding agency.
- (b) DMA/WEM may terminate this grant award at will effective upon delivery of written notice to the recipient, under any of the following conditions:
 - (i) If the awarding agency's funding from federal, state, or other sources is not obtained and/or continued at levels sufficient to allow for purchases of the indicated quantity of services, the grant may be modified to accommodate a reduction or increase in funds.
 - (ii) If federal or state laws, rules, regulations, or guidelines are modified, changed, or interpreted in such a way that the services are no longer allowable or appropriate for purchase under this grant or are no longer eligible for the funding proposed for payments by this grant.
 - (iii) If any license or certification required by law or regulation to be held by the recipient to provide the services required by this grant award is for any reason denied, revoked, or not renewed.



TO: Honorable Mayor and Members of the Common Council
FROM: Justin Gierach, Engineering Division Manager/City Engineer
DATE: November 26, 2024
SUBJECT: Res 24-601 Approve Professional Services Agreement with AECOM for Environmental Support for 2025 Capital Improvement Projects (CIP) (\$134,595.00)

BACKGROUND

The Department of Public Works requested a proposal from AECOM for environmental support for the 2025 calendar year. The services provided under this proposal include, but are not limited to, Phase I and II Environmental Site Assessments, site investigations/characterizations and cleanups, documentation of contaminated soil removal during construction activities, and offsite treatment and disposal applications and approvals.

ANALYSIS

AECOM was chosen for this work due to their knowledge of the City, and vast experience with this type of work from our previous programs. The work associated with this Project requires an extremely short response time in order to reduce/eliminate down time charges from contractors. When contamination is discovered in the field, the Contractor cannot proceed with work until the Consultant is on site to test, document, and ensure the materials are handled appropriately in accordance with all local, state, and federal laws.

FISCAL IMPACT

Staff has reviewed the agreement and costs. The cost of these services is estimated not to exceed \$134,595, and will be charged to the Storm Water Utility, Water Utility, Sanitary Sewer Utility, or the Street Paving or Property Improvements CIP depending on the location of any contamination encountered. Funding is available in all five (5) accounts (Account #03210410-68XX-XXXXX/Multiple Funds and #03231717-7216-63001/Parking Lot Improvements-Land Improvement-Parking Lot Improvements).

RECOMMENDATION

Chapter 12 of the Municipal Code of the City of Oshkosh (Code) provides that professional services of a specialized nature, including engineering services, may be procured without the use of formal, sealed quotes. I have reviewed this agreement and in accordance with Section 12-16 of the Code, I am hereby recommending that the Common Council approve the award of this professional services agreement.

Attachments

Res 24-601
AECOM 2025 Env Support Proposal

11/26/2024

24-601

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE PROFESSIONAL SERVICES AGREEMENT WITH AECOM FOR ENVIRONMENTAL SUPPORT FOR 2025 CAPITAL IMPROVEMENT PROJECTS (CIP) (\$134,595.00)

INITIATED BY: DEPARTMENT OF PUBLIC WORKS

BE IT FURTHER RESOLVED by the Common Council of the City of Oshkosh that the proper City officials are hereby authorized to enter into and take those steps necessary to implement an appropriate professional services agreement with AECOM for Environmental Support for 2025 Capital Improvement Projects (CIP) in the amount of one hundred thirty-four thousand five hundred ninety-five dollars and no cents (\$134,595.00).

Acct. Nos.

03210410-68XX-XXXXX Multiple Funds

03231717-7216-63001 Parking Lot Improvements-Land Improvement-Parking Lot Improvements

RECEIVED

October 10, 2024

OCT 10 2024

AECOM Proposal No.
OPP-1341417DEPT OF PUBLIC WORKS
OSHKOSH, WISCONSIN

Mr. Justin Gierach, PE
Director of Public Works
City of Oshkosh
215 Church Avenue
Oshkosh, Wisconsin 54903-1130

Proposal for Environmental Support Services during the 2025 Calendar Year for the City of Oshkosh Department of Public Works

Dear Mr. Gierach,

AECOM Technical Services, Inc. (AECOM) is pleased to provide this proposal for environmental support for the City of Oshkosh's (City) 2025 Capital Improvement Program (CIP). These environmental support services include, but are not limited to, providing environmental services such as Phase I and II Environmental Site Assessments (ESA), site investigation/characterization (including waste), cleanups for street and public utility improvement, storm water watershed design/improvement, facility construction/improvement, and release response/cleanups.

This proposal also is intended to provide field documentation services related to results of the 2025 CIP Environmental Records Review and Geotechnical Drilling Environmental Support work previously completed.

City staff will develop the Special Conditions, and incorporate into Project Bidding Documents, the requirements for management of potentially-impacted soil and groundwater per the Soil and Groundwater Management Plans prepared by AECOM under a separate agreement. Bid item quantities will be developed based on information delivered by AECOM that was obtained during the Environmental Services completed as part of the Geotechnical Exploration project. The City will provide the project plans to develop the bid quantities. The bid item estimated quantities are subject to change based on actual subsurface conditions encountered during the construction projects.

The projects anticipated to be a part of the 2025 CIP which may require environmental support during construction include the following:

- Bay Shore Drive (Broad Street to Mill Street)
- Bay Street (Bay Shore Drive to Lake Winnebago)
- Central Street (West New York Avenue to West Bent Avenue)
- Waugoo Avenue (Rosalia Street to Lake Winnebago)
- West 15th Avenue (Ohio Street to Oregon Street)
- Faust Avenue (North Lark Street to North Sawyer Street)
- North Lark Street (Witzel Avenue to Southland Avenue)
- National Avenue (North Lark Street to North Sawyer Street)
- West 11th Avenue (Ohio Street to Michigan Street)
- Michigan Street (West 7th Avenue to West 11th Avenue)
- Nebraska Street (West 8th Avenue to West 15th Avenue)
- Miscellaneous Additional Streets or Projects – To Be Determined



AECOM will also provide environmental services in accordance with the 'Environmental Services Program (Pre-Construction Screening and Construction Monitoring)' developed by the City and will include the following tasks:

- Attend Project Meetings as necessary
- Respond to questions and field observations as requested
- Develop of work plans and contaminated material management plans
- Prepare documentation of management of contaminated soil and groundwater during construction activities
- Prepare WPDES discharge and groundwater remediation permits for the TCE Advisory Zone Area or other area of known impacted groundwater
- Prepare documentation for off-site treatment and disposal of impacted material. Prepare related applications and coordinate approvals
- Prepare Sanitary Discharge Permits for disposal of impacted water
- Prepare Project Summary reports

About AECOM

AECOM is a worldwide multi-disciplined engineering and consulting services firm. While there have been some changes, AECOM still maintains a local central location for field work in Oshkosh. This location will continue to allow AECOM to serve the needs of the City. AECOM has maintained an office in Oshkosh since 1976. For the past 24 of 48 years, our office has been located on North Main Street, within walking distance of Oshkosh City Hall. This centralized location within the City allows our team to provide rapid response time without incurring travel time and expense to project locations, including attending meetings at City Hall. The Oshkosh office is currently comprised of staff that provide construction management, civil engineering, geotechnical engineering, environmental engineering, environmental compliance services, design services, bidding assistance, construction documentation, and material testing. By providing these services locally, the City receives a streamlined, cost-effective approach; consistent understanding and implementation of design goals; rapid response to unanticipated project conditions; and elimination of multiple contracts and service providers on projects. In addition to our Oshkosh staff, staff in our Milwaukee, Green Bay, Middleton, and Stevens Point, Wisconsin offices support the AECOM Oshkosh team. AECOM staff is familiar with the City Standard Specifications and City of Oshkosh engineering project goals. AECOM's understanding of the area's history combined with our office location, skilled local and Wisconsin-based staff, and extensive project experience is essential to the success of our projects with the City.

As an additional benefit, AECOM does not charge the City for any premium overtime costs incurred on projects. The scope of services and estimated cost for each individual project task is prepared based on extensive experience with similar projects, knowledge of the area, project assumptions, information provided by City staff, long-standing working relationships with regulatory agencies and review and negotiations with City staff. We continually strive to provide high-level, cost-effective services to the City.

AECOM has provided environmental services for the City over the past 28 years. AECOM's knowledge base of the City's history and experience on environmental cleanups in Oshkosh is very extensive. AECOM brings additional value by reviewing multiple projects' objectives and site history in such a way to facilitate the reuse of materials, disposal of excess materials, and project symmetry in an effort to reduce costs and provide benefits to the City.

Summary of Benefits of AECOM:

- Completed Geotechnical Environmental Support work for the 2025 CIP projects
- Area environmental knowledge and experienced and trained staff
- Short response time
- Relationship with Waste Management utilized to negotiate material acceptance and reduced tipping fees

- Ability to quickly evaluate impacted material, identify potential sources and use results of previous environmental work to limit expense and time to coordinate impacted soil management
- Cost effective

In order to expedite the processing of the landfill profile acceptance applications and removal activities, this proposal includes AECOM's Agency Agreement. By authorizing this proposal, the City of Oshkosh will be authorizing AECOM to act as the authorized agent for the City of Oshkosh regarding the completion of the waste profiles and the transportation manifests, as needed, as part of the environmental support for the City of Oshkosh project activities.

AGENCY AGREEMENT AUTHORITY TO ACT AS AGENT FOR COMPANY

Pursuant to the terms and conditions of the Master Service Agreement for Services provided by AECOM Technical Services, Inc. (hereinafter "CONTRACTOR") for the City of Oshkosh (hereinafter "COMPANY"), dated April 2009, (hereinafter referred to as the "Agreement" or the "MSA"), which Agreement is incorporated herein by this reference between CONTRACTOR and COMPANY.

COMPANY hereby authorizes CONTRACTOR to act as its agent for the purpose of arranging for the transport and/or disposal of waste ("Services") encountered while providing the services described in CONTRACTOR'S proposal dated September 25, 2024, when the DESCRIPTION OF WORK of a specific Request for Services ("RFS") so states.

COMPANY shall defend, indemnify and hold CONTRACTOR, its employees, agents and subcontractors harmless against any claim, actions, causes of action, liability, judgments, fines, penalties and costs reasonably incurred which arise out of CONTRACTOR's actions within the scope of its authorization as agent for COMPANY for Services in accordance with the MSA, except to the extent such claims, actions, causes of action, liability, judgments, fines, penalties and costs arise out of CONTRACTOR's negligence, breach of contract or willful misconduct which in whole or in part caused the damage, injury or loss. CONTRACTOR shall defend, indemnify and hold COMPANY, its officers, directors and employees harmless against any claims, actions, causes of action, liability, judgments, fines, penalties and costs reasonably incurred which arise out of CONTRACTOR's negligence, breach of contract or willful misconduct.

For transport and disposal activities undertaken by CONTRACTOR in accordance with this Agreement, it is agreed that CONTRACTOR shall under no circumstances be considered the generator of any Waste from the project site pursuant to any environmental or other law or regulation. It is further agreed that nothing in this authorization is intended to transfer or convey ownership of such Waste to CONTRACTOR.

Budget and Schedule

This Agreement is intended for use as a general master services account project agreement for environmental support services to the City, under which services will be authorized and invoiced on a task by task basis. For each project/task request for environmental support, AECOM will complete a Project Authorization/"Work Order" Form containing the scope of work and estimated costs, and submit for approval to Craig Ramthun or other appropriate personnel in the City. Upon receipt of the authorized Work Order, AECOM will set up a task under this authorized AECOM project agreement. This AECOM project agreement will be considered complete when all work and deliverables for the authorized Work Orders in CY2025 have been completed and submitted. Costs will be tracked per billing accounts provided by City staff to facilitate tracking charges to the correct account.

If services to be provided under this proposal require the agents, employees or contractors of AECOM to enter onto the Project site, Client shall provide right-of-access to the site to AECOM, its employees, agents and contractors to conduct the planned field observations or services. The services described in this proposal will be provided on a time and materials basis.

Phase 1 Environmental Site Assessments, prepared by others, for several of the 2025 CIP corridors recommend PFOA and PFOS sampling. AECOM's proposed project budget for 2025 CIP Environmental Support is increased to accommodate potential PFOA, PFOS and PFAS sampling where deemed necessary.

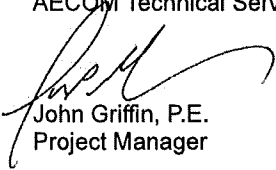


Based upon the above scope of services, and as discussed with the City, the estimated budget for this project to provide environmental support services for City of Oshkosh CY2025 projects is \$134,595. The services provided will be performed in accordance with the approved Fee Schedule and the conditions of the 2009 City of Oshkosh Negotiated General Conditions of Service, which are expressly incorporated into, and are an integral part of, our agreement for professional services. AECOM can begin providing these services immediately upon receipt of the signed Authorization Form.


If you have any questions or need to clarify a point, please call John Griffin at 715-902-0829.

Yours sincerely,

AECOM Technical Services, Inc.



John Griffin, P.E.
Project Manager



Daryl Beck, P.E. (MN, IL ND)
Department Manager

enclosure: Authorization



Authorization

October 10, 2024

I hereby certify that the necessary provisions have been made to pay the liability, which will accrue under this agreement.

I hereby authorize AECOM to proceed with the scope of work for Environmental Support Services during the 2025 Calendar Year for the City of Oshkosh Department of Public Works as described in AECOM's proposal dated October 10, 2024 with a budget authorization of \$134,595 under the general terms and conditions specified in the proposal.

Signature
Mark A Rohloff

Print Name
City Manager

Title/Organization

Date

Signature
Diane M. Bartlett

Print Name
City Clerk

Title/Organization

Date

Signature
Lynn A. Lorenson

Print Name
City Attorney

Title/Organization

Date

Signature
Julie Calmes

Print Name
Director of Finance

Title/Organization

Date



TO: Honorable Mayor and Members of the Common Council
FROM: Justin Gierach, Engineering Division Manager/City Engineer
DATE: November 26, 2024
SUBJECT: Res 24-602 Approve Initial Resolution for Special Assessments for Sidewalk (New and Rehabilitation), Driveway Aprons, Sanitary Sewer Main and Laterals (New and Relay), Water Main and Laterals (New and Relay), and Storm Sewer Mains and Laterals (New and Relay) Relating to Contract No. 25-04

- Bay Shore Drive (Broad Street to Mill Street)
- Broad Street (Bay Shore Drive to 75' North of Bay Shore Drive)
- Bay Street (100' North of Bay Shore Drive to the Fox River)

BACKGROUND

This resolution is the initial resolution for allowing the City of Oshkosh (City) to assess abutting property owners for improvements to be completed during the reconstruction of Bay Shore Drive, from Broad Street to Mill Street, and Bay Street, from Bay Shore Drive to the Fox River. The assessable work may include sidewalk (new and rehabilitation), driveway aprons, sanitary sewer mains and laterals (new and relay), storm sewer mains and laterals (new and relay), and water mains and laterals (new and relay). Sidewalk and driveway assessments will only be generated if/when sidewalk or driveway are to be installed as new or if a property owner requests additional work, outside the scope of work planned by the City.

Additionally, the Transportation Committee will be taking up action on ordering in sidewalk along Bay Shore Drive, from Broad Street to Mill Street, and on Bay Street, from Bay Shore Drive to the Fox River. Any Council action on ordering in sidewalk will be done at a future meeting.

ANALYSIS

The resolution allows City staff to proceed with preparing assessments for the abutting properties. A public hearing needs to be held and a final resolution needs to be approved by the Council prior the assessments being levied on the properties.

FISCAL IMPACT

Assessments allow the City to recover a portion of the costs associated with projects from benefiting properties. Funding for the Project is included in the 2025 Capital Improvement Program in the Street, Storm Sewer, Sanitary Sewer, Water Main, Sidewalk, and Traffic Improvement sections (Account #03210410-6801-04504/Contract Control-Paving-25-04 Bay Shore Dr/Bay St, #03210410-6804-04504/Contract Control-Storm Sewer-25-04 Bay Shore Dr/Bay St, #03210410-6802-04504/Contract Control-Sanitary Sewer-25-04 Bay Shore Dr/Bay St, #03210401-6803-04504/Contract Control-Water Main-25-04 Bay Shore Dr/Bay St, and #03210410-6806-04504/Contract Control-Sidewalk-25-04 Bay Shore Dr/Bay St).

RECOMMENDATION

I recommend approval of the initial resolution.

Attachments

RES 24-602

CARRIED

7-0

PURPOSE: APPROVE INITIAL RESOLUTION FOR SPECIAL ASSESSMENTS FOR SIDEWALK (NEW AND REHABILITATION), DRIVEWAY APRONS, SANITARY SEWER MAIN AND LATERALS (NEW AND RELAY), WATER MAIN AND LATERALS (NEW AND RELAY), AND STORM SEWER MAINS AND LATERALS (NEW AND RELAY) RELATING TO CONTRACT NO. 25-04

- BAY SHORE DRIVE (BROAD STREET TO MILL STREET)
- BROAD STREET (BAY SHORE DRIVE TO 75' NORTH OF BAY SHORE DRIVE)
- BAY STREET (100' NORTH OF BAY SHORE DRIVE TO THE FOX RIVER)

INITIATED BY: DEPARTMENT OF PUBLIC WORKS

BE IT FURTHER RESOLVED BE IT RESOLVED BY the Common Council of the City of Oshkosh as follows:

1. The Common Council hereby declares its intention to exercise its police power under Section 66.0703 and 66.0705 of the Wisconsin Statutes to levy special assessments upon property within the following described areas for benefits conferred upon such property by improving the following:

Sidewalk (New and Rehabilitation), Driveway Aprons, Sanitary Sewer Main and Laterals (New and Relay), Water Main and Laterals (New and Relay), and Storm Sewer Mains and Laterals (New and Relay):

- Bay Shore Drive from Broad Street to Mill Street
 - Broad Street from Bay Shore Drive to 75' North of Bay Shore Drive
 - Bay Street from 100' North of Bay Shore Drive to the Fox River
2. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accrued thereto from said improvements.
 3. The assessments against any parcel may be paid according to the provisions of Chapter 21 of the Oshkosh Municipal Code.
 4. The governing body determines that the improvements constitute an exercise of the police power for the health, safety, and general welfare of the municipality and its inhabitants.
 5. The Board of Public Works is directed to prepare a report consisting of:
 - a. Final plans and specifications for said improvements.
 - b. An estimate of the entire cost of the proposed work or improvements.
 - c. An estimate as to each parcel of property within the assessment district of:
 1. The assessment of benefits to be levied for each improvement.
 2. The damages to be awarded for property taken or damages by each improvement.
 3. The net amount of benefits over damages or the net amount of damages over benefits for each improvement.
 4. The total assessment against each parcel

Upon completion of such report, the Board of Public Works is directed to file a copy thereof in the City Clerk's Office for public inspection.

6. Upon receiving the report of the Board of Public Works, the City Clerk is directed to give notice of a public hearing on such reports as specified in Section 66.0703(7)(a) of the Wisconsin Statutes. The hearing shall be held before the Common Council at the Council Chambers, Room 406 in the City Hall at a time set by the Clerk in accordance with the Wisconsin Statutes. The assessment against any parcel may be paid in cash, paid with the first property tax installment, or paid in installments pursuant to the provisions of Chapter 21 of the City of Oshkosh Municipal Code.
7. The installation of said street improvements shall be accomplished according to the provisions of

Section 25-3 through 25-11 of the Oshkosh Municipal Code.



TO: Honorable Mayor and Members of the Common Council
FROM: Justin Gierach, Engineering Division Manager/City Engineer
DATE: November 26, 2024
SUBJECT: Res 24-603 Approve Initial Resolution for Special Assessments for Sidewalk (New and Rehabilitation), Driveway Aprons, Sanitary Sewer Main and Laterals (New and Relay), Water Main and Laterals (New and Relay), and Storm Sewer Mains and Laterals (New and Relay) Relating to Contract No. 25-05

- Waugoo Avenue (Rosalia Street to Lake Winnebago)
- Sweet Street (Waugoo Avenue to 75' North of Waugoo Avenue)
- Shorelane Street (Waugoo Avenue to 75' North of Waugoo Avenue)

BACKGROUND

This resolution is the initial resolution for allowing the City of Oshkosh (City) to assess abutting property owners for improvements to be completed during the reconstruction of Waugoo Avenue, from Rosalia Street to Lake Winnebago. The assessable work may include sidewalk (new and rehabilitation), driveway aprons, sanitary sewer mains and laterals (new and relay), storm sewer mains and laterals (new and relay), and water mains and laterals (new and relay). Sidewalk and driveway assessments will only be generated if/when sidewalk or driveway are to be installed as new or if a property owner requests additional work, outside the scope of work planned by the City.

ANALYSIS

The resolution allows City staff to proceed with preparing assessments for the abutting properties. A public hearing needs to be held and a final resolution needs to be approved by the Council prior the assessments being levied on the properties.

FISCAL IMPACT

Assessments allow the City to recover a portion of the costs associated with projects from benefiting properties. Funding for the Project is included in the 2025 Capital Improvement Program in the Street, Storm Sewer, Sanitary Sewer, Water Main, Sidewalk, and Traffic Improvement sections (Account #03210410-6801-04505/Contract Control-Paving-25-05 Waugoo Avenue Reconstruction, #03210410-6804-04505/Contract Control-Storm Sewer-25-05 Waugoo Avenue Reconstruction, #03210410-6802-04505/Contract Control-Sanitary Sewer-25-05 Waugoo Avenue Reconstruction, #03210401-6803-04505/Contract Control-Water Main-25-05 Waugoo Avenue Reconstruction, #03210410-6806-04505/Contract Control-Sidewalk-25-05 Waugoo Avenue Reconstruction, and #03210410-6809-04505/Contract Control-Traffic-25-05 Waugoo Avenue Reconstruction).

RECOMMENDATION

I recommend approval of the initial resolution.

Attachments

RES 24-603

CARRIED

7-0

PURPOSE: APPROVE INITIAL RESOLUTION FOR SPECIAL ASSESSMENTS FOR SIDEWALK (NEW AND REHABILITATION), DRIVEWAY APRONS, SANITARY SEWER MAIN AND LATERALS (NEW AND RELAY), WATER MAIN AND LATERALS (NEW AND RELAY), AND STORM SEWER MAINS AND LATERALS (NEW AND RELAY) RELATING TO CONTRACT NO. 25-05

- WAUGOO AVENUE (ROSALIA STREET TO LAKE WINNEBAGO)
- SWEET STREET (WAUGOO AVENUE TO 75' NORTH OF WAUGOO AVENUE)
- SHORELANE STREET (WAUGOO AVENUE TO 75' NORTH OF WAUGOO AVENUE)

INITIATED BY: DEPARTMENT OF PUBLIC WORKS

BE IT FURTHER RESOLVED BE IT RESOLVED BY the Common Council of the City of Oshkosh as follows:

1. The Common Council hereby declares its intention to exercise its police power under Section 66.0703 and 66.0705 of the Wisconsin Statutes to levy special assessments upon property within the following described areas for benefits conferred upon such property by improving the following:

Sidewalk (New and Rehabilitation), Driveway Aprons, Sanitary Sewer Main and Laterals (New and Relay), Water Main and Laterals (New and Relay), and Storm Sewer Mains and Laterals (New and Relay):

- Waugoo Avenue from Rosalia Street to Lake Winnebago
 - Sweet Street from Waugoo Avenue to 75' North of Waugoo Avenue
 - Shorelane Street from Waugoo Avenue to 75' North of Waugoo Avenue
2. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accrued thereto from said improvements.
 3. The assessments against any parcel may be paid according to the provisions of Chapter 21 of the Oshkosh Municipal Code.
 4. The governing body determines that the improvements constitute an exercise of the police power for the health, safety, and general welfare of the municipality and its inhabitants.
 5. The Board of Public Works is directed to prepare a report consisting of:
 - a. Final plans and specifications for said improvements.
 - b. An estimate of the entire cost of the proposed work or improvements.
 - c. An estimate as to each parcel of property within the assessment district of:
 1. The assessment of benefits to be levied for each improvement.
 2. The damages to be awarded for property taken or damages by each improvement.
 3. The net amount of benefits over damages or the net amount of damages over benefits for each improvement.
 4. The total assessment against each parcel

Upon completion of such report, the Board of Public Works is directed to file a copy thereof in the City Clerk's Office for public inspection.

6. Upon receiving the report of the Board of Public Works, the City Clerk is directed to give notice of a public hearing on such reports as specified in Section 66.0703(7)(a) of the Wisconsin Statutes. The hearing shall be held before the Common Council at the Council Chambers, Room 406 in the City Hall at a time set by the Clerk in accordance with the Wisconsin Statutes. The assessment against any parcel may be paid in cash, paid with the first property tax installment, or paid in installments pursuant to the provisions of Chapter 21 of the City of Oshkosh Municipal Code.
7. The installation of said street improvements shall be accomplished according to the provisions of

Section 25-3 through 25-11 of the Oshkosh Municipal Code.



TO: Honorable Mayor and Members of the Common Council
FROM: Justin Gierach, Engineering Division Manager/City Engineer
DATE: November 26, 2024
SUBJECT: Res 24-604 Approve Initial Resolution for Special Assessments for Sidewalk (New and Rehabilitation), Driveway Aprons, Sanitary Sewer Main and Laterals (New and Relay), Water Main and Laterals (New and Relay), and Storm Sewer Mains and Laterals (New and Relay) Relating to Contract No. 25-08

- Central Street (West New York Avenue to West Bent Avenue)
- Tennessee Avenue (Central Street to 75' East of Central Street)
- West Custer Avenue (100' East and West of Central Street)
- West Nevada Avenue (75' East and West of Central Street)
- West Bent Avenue (75' East and West of Central Street)

BACKGROUND

This resolution is the initial resolution for allowing the City of Oshkosh (City) to assess abutting property owners for improvements to be completed during the reconstruction of Central Street, from West New York Avenue to West Bent Avenue. The assessable work may include sidewalk (new and rehabilitation), driveway aprons, sanitary sewer mains and laterals (new and relay), storm sewer mains and laterals (new and relay), and water mains and laterals (new and relay). Sidewalk and driveway assessments will only be generated if/when sidewalk or driveway are to be installed as new or if a property owner requests additional work, outside the scope of work planned by the City.

ANALYSIS

The resolution allows City staff to proceed with preparing assessments for the abutting properties. A public hearing needs to be held and a final resolution needs to be approved by the Council prior the assessments being levied on the properties.

FISCAL IMPACT

Assessments allow the City to recover a portion of the costs associated with projects from benefiting properties. Funding for the Project is included in the 2025 Capital Improvement Program in the Street, Storm Sewer, Sanitary Sewer, Water Main, Sidewalk, and Traffic Improvement sections (Account #03210410-6801-04508/Contract Control-Paving-25-08 Central Street Reconstruction, #03210410-6804-04508/Contract Control-Storm Sewer-25-08 Central Street Reconstruction, #03210410-6802-04508/Contract Control-Sanitary Sewer-25-08 Central Street Reconstruction, #03210401-6803-04508/Contract Control-Water Main-25-08 Central Street Reconstruction, #03210410-6806-04508/Contract Control-Sidewalk-25-08 Central Street Reconstruction, and #03210410-6809-04508/Contract Control-Traffic-25-08 Central Street Reconstruction).

RECOMMENDATION

I recommend approval of the initial resolution.

Attachments

CARRIED

7-0

PURPOSE: APPROVE INITIAL RESOLUTION FOR SPECIAL ASSESSMENTS FOR SIDEWALK (NEW AND REHABILITATION), DRIVEWAY APRONS, SANITARY SEWER MAIN AND LATERALS (NEW AND RELAY), WATER MAIN AND LATERALS (NEW AND RELAY), AND STORM SEWER MAINS AND LATERALS (NEW AND RELAY) RELATING TO CONTRACT NO. 25-08

- CENTRAL STREET (WEST NEW YORK AVENUE TO WEST BENT AVENUE)
- TENNESSEE AVENUE (CENTRAL STREET TO 75' EAST OF CENTRAL STREET)
- WEST CUSTER AVENUE (100' EAST AND WEST OF CENTRAL STREET)
- WEST NEVADA AVENUE (75' EAST AND WEST OF CENTRAL STREET)
- WEST BENT AVENUE (75' EAST AND WEST OF CENTRAL STREET)

INITIATED BY: DEPARTMENT OF PUBLIC WORKS

BE IT FURTHER RESOLVED BE IT RESOLVED BY the Common Council of the City of Oshkosh as follows:

1. The Common Council hereby declares its intention to exercise its police power under Section 66.0703 and 66.0705 of the Wisconsin Statutes to levy special assessments upon property within the following described areas for benefits conferred upon such property by improving the following:

Sidewalk (New and Rehabilitation), Driveway Aprons, Sanitary Sewer Main and Laterals (New and Relay), Water Main and Laterals (New and Relay), and Storm Sewer Mains and Laterals (New and Relay):

- Central Street from West New York Avenue to West Bent Avenue
 - Tennessee Avenue from Central Street to 75' East of Central Street
 - West Custer Avenue from 100' East and West of Central Street
 - West Nevada Avenue from 75' East and West of Central Street
 - West Bent Avenue from 75' East and West of Central Street
2. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accrued thereto from said improvements.
 3. The assessments against any parcel may be paid according to the provisions of Chapter 21 of the Oshkosh Municipal Code.
 4. The governing body determines that the improvements constitute an exercise of the police power for the health, safety, and general welfare of the municipality and its inhabitants.
 5. The Board of Public Works is directed to prepare a report consisting of:
 - a. Final plans and specifications for said improvements.
 - b. An estimate of the entire cost of the proposed work or improvements.
 - c. An estimate as to each parcel of property within the assessment district of:
 1. The assessment of benefits to be levied for each improvement.
 2. The damages to be awarded for property taken or damages by each improvement.
 3. The net amount of benefits over damages or the net amount of damages over benefits for each improvement.
 4. The total assessment against each parcel

Upon completion of such report, the Board of Public Works is directed to file a copy thereof in the City Clerk's Office for public inspection.

6. Upon receiving the report of the Board of Public Works, the City Clerk is directed to give notice of a public hearing on such reports as specified in Section 66.0703(7)(a) of the Wisconsin Statutes. The hearing shall be held before the Common Council at the Council Chambers, Room 406 in the City Hall

at a time set by the Clerk in accordance with the Wisconsin Statutes. The assessment against any parcel may be paid in cash, paid with the first property tax installment, or paid in installments pursuant to the provisions of Chapter 21 of the City of Oshkosh Municipal Code.

7. The installation of said street improvements shall be accomplished according to the provisions of Section 25-3 through 25-11 of the Oshkosh Municipal Code.



TO: Honorable Mayor and Members of the Common Council
FROM: Justin Gierach, Engineering Division Manager/City Engineer
DATE: November 26, 2024
SUBJECT: Res 24-605 Approve Initial Resolution for Special Assessments for Sidewalk (New and Rehabilitation), Driveway Aprons, Sanitary Sewer Main and Laterals (New and Relay), Water Main and Laterals (New and Relay), and Storm Sewer Mains and Laterals (New and Relay) Relating to Contract No. 25-09

- Michigan Street (West 7th Avenue to 150' South of West 11th Avenue)
- West 8th Avenue (100' East and West of Michigan Street)
- West 9th Avenue (100' East and West of Michigan Street)
- West 10th Avenue (100' East and West of Michigan Street)
- West 11th Avenue (Ohio Street to 100' East of Michigan Street)
- Ohio Street (100' North and South of West 11th Avenue)

BACKGROUND

This resolution is the initial resolution for allowing the City of Oshkosh (City) to assess abutting property owners for improvements to be completed during the reconstruction of Michigan Street, from West 7th Avenue to West 11th Avenue, and West 11th Avenue, from Ohio Street to Michigan Street. The assessable work may include sidewalk (new and rehabilitation), driveway aprons, sanitary sewer mains and laterals (new and relay), storm sewer mains and laterals (new and relay), and water mains and laterals (new and relay). Sidewalk and driveway assessments will only be generated if/when sidewalk or driveway are to be installed as new or if a property owner requests additional work, outside the scope of work planned by the City.

ANALYSIS

The resolution allows City staff to proceed with preparing assessments for the abutting properties. A public hearing needs to be held and a final resolution needs to be approved by the Council prior the assessments being levied on the properties.

FISCAL IMPACT

Assessments allow the City to recover a portion of the costs associated with projects from benefiting properties. Funding for the Project is included in the 2025 Capital Improvement Program in the Street, Storm Sewer, Sanitary Sewer, Water Main, Sidewalk, and Traffic Improvement sections (Account #03210410-6801-04509/Contract Control-Paving-25-09 Michigan St/W 11th Ave Recon, #03210410-6804-04509/Contract Control-Storm Sewer-25-09 Michigan St/W 11th Ave Recon, #03210410-6802-04509/Contract Control-Sanitary Sewer-25-09 Michigan St/W 11th Ave Recon, #03210401-6803-04509/Contract Control-Water Main-25-09 Michigan St/W 11th Ave Recon, #03210410-6806-04509/Contract Control-Sidewalk-25-09 Michigan St/W 11th Ave Recon, and #03210410-6809-04509/Contract Control-Traffic-25-09 Michigan St/W 11th Ave Recon).

RECOMMENDATION

I recommend approval of the initial resolution.

Attachments

CARRIED

7-0

PURPOSE: APPROVE INITIAL RESOLUTION FOR SPECIAL ASSESSMENTS FOR SIDEWALK (NEW AND REHABILITATION), DRIVEWAY APRONS, SANITARY SEWER MAIN AND LATERALS (NEW AND RELAY), WATER MAIN AND LATERALS (NEW AND RELAY), AND STORM SEWER MAINS AND LATERALS (NEW AND RELAY) RELATING TO CONTRACT NO. 25-09

- MICHIGAN STREET (WEST 7TH AVENUE TO 150' SOUTH OF WEST 11TH AVENUE)
- WEST 8TH AVENUE (100' EAST AND WEST OF MICHIGAN STREET)
- WEST 9TH AVENUE (100' EAST AND WEST OF MICHIGAN STREET)
- WEST 10TH AVENUE (100' EAST AND WEST OF MICHIGAN STREET)
- WEST 11TH AVENUE (OHIO STREET TO 100' EAST OF MICHIGAN STREET)
- OHIO STREET (100' NORTH AND SOUTH OF WEST 11TH AVENUE)

INITIATED BY: DEPARTMENT OF PUBLIC WORKS

BE IT FURTHER RESOLVED BE IT RESOLVED BY the Common Council of the City of Oshkosh as follows:

1. The Common Council hereby declares its intention to exercise its police power under Section 66.0703 and 66.0705 of the Wisconsin Statutes to levy special assessments upon property within the following described areas for benefits conferred upon such property by improving the following:

Sidewalk (New and Rehabilitation), Driveway Aprons, Sanitary Sewer Main and Laterals (New and Relay), Water Main and Laterals (New and Relay), and Storm Sewer Mains and Laterals (New and Relay):

- Michigan Street from West 7th Avenue to 150' South of West 11th Avenue
 - West 8th Avenue from 100' East and West of Michigan Street
 - West 9th Avenue from 100' East and West of Michigan Street
 - West 10th Avenue from 100' East and West of Michigan Street
 - West 11th Avenue from Ohio Street to 100' East of Michigan Street
 - Ohio Street from 100' North and South of West 11th Avenue
2. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accrued thereto from said improvements.
 3. The assessments against any parcel may be paid according to the provisions of Chapter 21 of the Oshkosh Municipal Code.
 4. The governing body determines that the improvements constitute an exercise of the police power for the health, safety, and general welfare of the municipality and its inhabitants.
 5. The Board of Public Works is directed to prepare a report consisting of:
 - a. Final plans and specifications for said improvements.
 - b. An estimate of the entire cost of the proposed work or improvements.
 - c. An estimate as to each parcel of property within the assessment district of:
 1. The assessment of benefits to be levied for each improvement.
 2. The damages to be awarded for property taken or damages by each improvement.
 3. The net amount of benefits over damages or the net amount of damages over benefits for each improvement.
 4. The total assessment against each parcel

Upon completion of such report, the Board of Public Works is directed to file a copy thereof in the City Clerk's Office for public inspection.

6. Upon receiving the report of the Board of Public Works, the City Clerk is directed to give notice of a

public hearing on such reports as specified in Section 66.0703(7)(a) of the Wisconsin Statutes. The hearing shall be held before the Common Council at the Council Chambers, Room 406 in the City Hall at a time set by the Clerk in accordance with the Wisconsin Statutes. The assessment against any parcel may be paid in cash, paid with the first property tax installment, or paid in installments pursuant to the provisions of Chapter 21 of the City of Oshkosh Municipal Code.

7. The installation of said street improvements shall be accomplished according to the provisions of Section 25-3 through 25-11 of the Oshkosh Municipal Code.



TO: Honorable Mayor and Members of the Common Council
FROM: Justin Gierach, Engineering Division Manager/City Engineer
DATE: November 26, 2024
SUBJECT: Res 24-606 Approve Initial Resolution for Special Assessments for Sanitary Sewer Laterals (New and Relay) and Water Main and Laterals (New and Relay) Relating to Contract No. 25-12

- National Avenue (North Lark Street to North Sawyer Street)
- Lark Street (Witzel Avenue to Southland Avenue)
- Faust Avenue (North Lark Street to North Sawyer Street)

BACKGROUND

This resolution is the initial resolution for allowing the City of Oshkosh (City) to assess abutting property owners for improvements to be completed during the replacement of water on National Avenue, from North Lark Street to North Sawyer Street; Lark Street, from Witzel Avenue to Southland Avenue; and Faust Avenue, from North Lark Street to North Sawyer Street. The assessable work may include sanitary sewer laterals (new and relay) and water mains and laterals (new and relay).

ANALYSIS

The resolution allows City staff to proceed with preparing assessments for the abutting properties. A public hearing needs to be held and a final resolution needs to be approved by the Council prior the assessments being levied on the properties.

FISCAL IMPACT

Assessments allow the City to recover a portion of the costs associated with projects from benefiting properties. Funding for the Project is included in the 2025 Capital Improvement Program in the Water Main section (Account #03210410-6803-04512/Contract Control-Water Main-25-12 Water Main Replacement-Variou).

RECOMMENDATION

I recommend approval of the initial resolution.

Attachments

RES 24-606

11/26/2024

24-606

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE INITIAL RESOLUTION FOR SPECIAL ASSESSMENTS FOR SANITARY SEWER LATERALS (NEW AND RELAY) AND WATER MAIN AND LATERALS (NEW AND RELAY) RELATING TO CONTRACT NO. 25-12

- NATIONAL AVENUE (NORTH LARK STREET TO NORTH SAWYER STREET)
- LARK STREET (WITZEL AVENUE TO SOUTHLAND AVENUE)
- FAUST AVENUE (NORTH LARK STREET TO NORTH SAWYER STREET)

INITIATED BY: DEPARTMENT OF PUBLIC WORKS

BE IT FURTHER RESOLVED BE IT RESOLVED BY the Common Council of the City of Oshkosh as follows:

1. The Common Council hereby declares its intention to exercise its police power under Section 66.0703 and 66.0705 of the Wisconsin Statutes to levy special assessments upon property within the following described areas for benefits conferred upon such property by improving the following:

Sanitary Sewer Laterals (New and Relay) and Water Main and Laterals (New and Relay):

- National Avenue from North Lark Street to North Sawyer Street
 - Lark Street from Witzel Avenue to Southland Avenue
 - Faust Avenue from North Lark Street to North Sawyer Street
2. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accrued thereto from said improvements.
 3. The assessments against any parcel may be paid according to the provisions of Chapter 21 of the Oshkosh Municipal Code.
 4. The governing body determines that the improvements constitute an exercise of the police power for the health, safety, and general welfare of the municipality and its inhabitants.
 5. The Board of Public Works is directed to prepare a report consisting of:
 - a. Final plans and specifications for said improvements.
 - b. An estimate of the entire cost of the proposed work or improvements.
 - c. An estimate as to each parcel of property within the assessment district of:
 1. The assessment of benefits to be levied for each improvement.
 2. The damages to be awarded for property taken or damages by each improvement.
 3. The net amount of benefits over damages or the net amount of damages over benefits for each improvement.
 4. The total assessment against each parcel

Upon completion of such report, the Board of Public Works is directed to file a copy thereof in the City Clerk's Office for public inspection.

6. Upon receiving the report of the Board of Public Works, the City Clerk is directed to give notice of a public hearing on such reports as specified in Section 66.0703(7)(a) of the Wisconsin Statutes. The hearing shall be held before the Common Council at the Council Chambers, Room 406 in the City Hall at a time set by the Clerk in accordance with the Wisconsin Statutes. The assessment against any parcel may be paid in cash, paid with the first property tax installment, or paid in installments pursuant to the provisions of Chapter 21 of the City of Oshkosh Municipal Code.
7. The installation of said street improvements shall be accomplished according to the provisions of Section 25-3 through 25-11 of the Oshkosh Municipal Code.



TO: Honorable Mayor and Members of the Common Council
FROM: Justin Gierach, Engineering Division Manager/City Engineer
DATE: November 26, 2024
SUBJECT: Res 24-607 Waive Bids and Approve Purchase of Manhole / Inlet Castings for Public Works Department (\$230,650.00)

BACKGROUND

The Department of Public Works has adopted standards for the manhole and inlet castings to be used within City-maintained right-of-way and easements. The standardization of the castings allows for a limited variety of inlet and manhole castings to be stocked and ensures proper-sized items are available for repair. Manhole castings are special ordered with the utility type cast into the lid to help identify the facilities.

ANALYSIS

The Engineering Division of the Department of Public Works has typically ordered and supplied these castings for City-let contracts to avoid paying contractor markup and sales tax. The City also avoids delays on construction projects by having stock of the castings available, which allows Project schedules to adjust for varying field conditions and also allows for the Projects to start earlier. The Streets Division also orders castings annually to maintain an inventory for repairs to Storm, Wastewater, and Water Utility facilities. The current lead time for castings is four to six weeks. These castings will be provided by Neenah Foundry Company of Neenah, Wisconsin.

FISCAL IMPACT

The cost of this casting order is \$230,650. Funding is available in the Streets inventory account (06090430-1510/Field Ops Services-Inv -- Castings).

RECOMMENDATION

Section 12-11 of the Municipal Code of the City of Oshkosh provides that material purchases, when standardization or compatibility is the overriding consideration, may be approved by the City Manager without the use of formal, sealed quotes. In accordance with Section 12-11 of the Code, I am recommending approval regarding this purchase.

Attachments

RES 24-607
2025 Castings Quote

11/26/2024

24-607

RESOLUTION

CARRIED

7-0

PURPOSE: WAIVE BIDS AND APPROVE PURCHASE OF MANHOLE / INLET CASTINGS FOR PUBLIC WORKS DEPARTMENT (\$230,650.00)

INITIATED BY: DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Department of Public Works needs to stock castings for repairs and to complete construction work scheduled in 2025; and

WHEREAS, the Department of Public Works has adopted standards for the manhole and inlet castings to be used within the city; and

WHEREAS, it is necessary to waive bids as permitted by Section 12-11 of the City of Oshkosh Municipal Code when standardization or compatibility is the overriding consideration.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that the proper City officials are hereby authorized and directed pursuant to Section 12-11 of the Oshkosh Municipal Code to waive bids and purchase manhole and inlet castings from:

NEENAH FOUNDRY COMPANY
2121 Brooks Ave
Neenah, WI 54956

Total: \$230,650.00

BE IT FURTHER RESOLVED that the proper City officials are hereby authorized and directed to enter into an appropriate agreement for the purpose of same. Money for this purpose is hereby appropriated from:

Acct. No. 06090430-1510 Field Ops Services-Inv – Castings

QUOTATION
Q00178354



CITY OF OSHKOSH
P O BOX 1130
OSHKOSH, Wisconsin 54902
United States

1220 S Prairie Ave
Waukesha, Wisconsin 53186

PHONE: (262) 685-7377 | FAX: (920) 729-3661
matthew.stec@groupnei.com

Attn: Alyssa Deckert
Phone: (920) 236-5065
Mobile Phone:
Email: adeckert@ci.oshkosh.wi.us

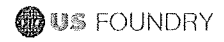
RECEIVED
NOV 13 2024
DEPT OF PUBLIC WORKS
OSHKOSH, WISCONSIN

Date: Nov 13, 2024
Job Name: 2024 Fall Stock
Job Location: Oshkosh, WI
Expiration Date: Nov 20, 2024
Bid Date: Nov 13, 2024

We are pleased to submit the following quotation in accordance with your request.

Line	Quantity	Catalog	Description	Sales Price	Total Price
			R-3015 Frame - 3010-2100		
1	25 EA	3010	INLET FRAME--TYPE-N--REGULAR SEAT--GI CLASS 35B--AA 23-3/16 X 16-1/8, BB 2, 4 SIDED SUPPORT	\$480.00	\$12,000.00
			R-3015 "R" Grate - 3015-0003		
2	25 EA	3015	GRATE--TYPE-R--REGULAR SEAT--GI CLASS 35B--15-7/8 X 22-7/8 X 2, DIAGONAL BAR	\$167.00	\$4,175.00
			R-3015 Curb Box - 3010-7013		
3	25 EA	3010	CURB BOX--TYPE-N--1-1/2 INCH RADIUS - OPEN--GI CLASS 35B--WITH FISH LOGO, LTRD. 'DUMP NO WASTE' IN 1/2. LTRS.--'DRAINS TO LAKE' IN 1/2 IN. LTRS.	\$223.00	\$5,575.00
			R-3067 Frame - 3067-2000		
4	20 EA	3067	INLET FRAME--TYPE-N--REGULAR SEAT--GI CLASS 35B--AA 18 X 35-3/4, BB 2, FOUR SIDED SEAT SUPPORT	\$271.00	\$5,420.00
			R-3067 "R" Grate - 3067-0004		
5	20 EA	3067	GRATE--TYPE-R--REGULAR SEAT--GI CLASS 35B--17-3/4 X 35-1/4 X 2, DIAGONAL BAR	\$197.00	\$3,940.00
			R-3067 Curb Box "Drains to Lake" - 3067-7004		
6	20 EA	3067	CURB BOX--TYPE-N--2 INCH RADIUS - OPEN--GI CLASS 35B--W/DOUBLE FISH LOGO--'DUMP NO WASTE'DRAINS TO LAKE' IN 3/4 IN.LTR	\$164.00	\$3,280.00
			R-3067 Curb Plate - 3067-7000		
7	10 EA	3067	CURB PLATE--TYPE-N--DI 55+KSI YIELD--MOUNTABLE, W/ TYPE 'C' CHECKERED TOP DESIGN--'DUCTILE IRON' 'USA' IN COPE	\$210.00	\$2,100.00
			R-1500 Frame - 1100-0003		
8	20 EA	1100	FRAME--TYPE-A--NON-ROCKING SEAT--GI CLASS 35B--AA 22-3/8, BB 1-1/2	\$265.00	\$5,300.00

QUOTATION
Q00178354



Line	Quantity	Catalog	Description	Sales Price	Total Price
9	300 EA	1090	R-1710 Non-Rocking Frame - 1090-0003 FRAME--TYPE-A--NON-ROCKING SEAT--GI CLASS 35B--AA 22-3/8, BB 1-1/2	\$296.00	\$88,800.00
10	15 EA	1700	R-1510-A Non-Rocking Frame - 1700-0003 FRAME--TYPE-A--NON-ROCKING SEAT--GI CLASS 35B--AA 22-3/8, BB 1-1/2	\$666.00	\$9,990.00
11	195 EA	1090	R-1710 SANITARY SEWER Lid - 1909-1049 SOLID LID--TYPE-B--NON-ROCK MACH SELF-SEAL--GI CLASS 35B--22 X 1-1/2--'SANITARY SEWER'	\$279.00	\$54,405.00
12	115 EA	1090	R-1710 STORM SEWER Lid - 1090-1074 SOLID LID--TYPE-B--NON-ROCKING SEAT--GI CLASS 35B--22 X 1-1/2--'STORM SEWER'	\$279.00	\$32,085.00
13	5 EA	1090	R-1710 WATER Lid - 1090-1076 SOLID LID--TYPE-B--NON-ROCK MACH SELF-SEAL--GI CLASS 35B--22 X 1-1/2--'WATER'	\$310.00	\$1,550.00
14	10 EA	2090	R-2533 Non-Rocking Grate - 2090-0005 GRATE--TYPE-A--NON-ROCKING SEAT--GI CLASS 35B--22 X 1-1/2	\$203.00	\$2,030.00

Quotation Comments:

Quotatin includes delivery not to exceed (3) shipments.

TOTAL ESTIMATED WEIGHT: 119,920 lbs
(Excluding Skids)

TOTAL QUOTATION VALUE: \$230,650.00
(Excluding Shipping & Handling)

TERMS & CONDITIONS

Neenah Foundry Terms & Conditions apply and are available upon request. Castings furnished unpainted. Quantities are approximate, changes could alter unit prices. Estimated Shipping & Handling based on above quantities shipping in one complete shipment. Any order submitted pursuant to this quotation shall not result in a contract until it is accepted and acknowledged in writing by Neenah Foundry Company (SELLER).

Notwithstanding any contrary provision in the incorporated Terms and Conditions, this quote shall expire after 7 days from the date of issuance. All orders are subject to review of buyer's credit status. Standard terms for qualified customers are Net 30 Days. Prices do not include tax. If tax exempt, please provide a sales tax exemption certificate at time of order or any applicable tax will be charged.

https://groupnei.com/App_Uploads/PageContent/salesTC_133640825765439047.pdf

FOB Origin Pre-pay & Add

NEENAH FOUNDRY COMPANY

BY _____

Matt Stec

District Sales Manager

QUOTATION
Q00178354





TO: Honorable Mayor and Members of the Common Council
FROM: Justin Gierach, Engineering Division Manager/City Engineer
DATE: November 26, 2024
SUBJECT: Res 24-608 Amend CIP and Award Bid for Public Works Contract No. 25-04 to Carl Bowers & Sons Construction Company, Inc. for Bay Shore Drive and Bay Street Reconstruction (\$2,074,723.67)

BACKGROUND

The purpose of this Project is to reconstruct Bay Shore Drive, from Broad Street to Mill Street, and Bay Street, from Bay Shore Drive to the Fox River. Sanitary sewer and laterals, water main and laterals, and storm sewer and laterals will be installed, replaced, or repaired, as needed, prior to placing the concrete pavement. New concrete driveway aprons will be constructed where needed, provided property owners have returned the Construction Access Agreement the City mailed to them.

Sidewalks and drive aprons abutting properties whose property owners have not returned the *Construction Access Agreement* will have partial sidewalk sections removed and patched. In 2026, property owners will be responsible for repairing drive aprons and all patched and non-ADA compliant sidewalks that cannot be constructed with this Project.

ANALYSIS

Engineering staff reviewed four (4) bids. The low bid was received from Carl Bowers & Sons Construction Company, Inc. of Kaukauna, Wisconsin.

FISCAL IMPACT

Funding for the Bay Shore Drive and Bay Street Reconstruction Project is in the 2025 Capital Improvement Program (CIP) (Account No. 03210410-6801-04504/Contract Control-Paving-25-04 Bay Shore Dr/Bay St, 03210410-6804-04504/Contract Control-Storm Sewer-25-04 Bay Shore Dr/Bay St, 03210410-6802-04504/Contract Control-Sanitary Sewer-25-04 Bay Shore Dr/Bay St, 03210410-6803-04504/Contract Control-Water Main-25-04 Bay Shore Dr/Bay St, 03210410-6806-04504/Contract Control-Sidewalk-25-04 Bay Shore Dr/Bay St, and 03210410-6809-04504/Contract Control-Traffic-25-04 Bay Shore Dr/Bay St. Additional funding for the storm sewer portion of this Project is available from CIP Projects which have come in under budget:

â€ \$100,000 will be transferred from Account No. 03210410-6804-04412 (Contract Control-Storm Sewer-24-12 E 7th Ave/Grand St Reconstruc) to Account No. 03210410-6804-04504 (Contract Control-Storm Sewer-25-04 Bay Shore Dr/Bay St).

Following is a summary of the available funds (after the transfer) and the estimated total construction cost, including ancillary costs such as engineering fees, landfill tipping fees, construction materials testing fees, and other construction-related expenses. Special Assessments will be levied to adjoining property owners per the City's Special Assessment Policy.

CIP Section	CIP Funds Budgeted and Transferred	Estimated Total Construction Cost
Streets	\$961,000	\$797,788
Storm Sewer	\$756,500	\$713,887

Sanitary Sewer	\$642,600	\$332,837
Water Main	\$757,000	\$423,876
Sidewalk	\$111,400	\$59,451
Admin	\$6,000	\$2,000
Totals	\$3,234,500	\$2,327,839

RECOMMENDATION

I recommend award to the low bidder, Carl Bowers Construction Company, Inc. in the amount of \$2,074,723.67 and amending the CIP.

Attachments

RES 24-608
25-04 Bid tab

11/26/2024

24-608

RESOLUTION

CARRIED

7-0

PURPOSE: AMEND CIP AND AWARD BID FOR PUBLIC WORKS CONTRACT NO. 25-04 TO CARL BOWERS & SONS CONSTRUCTION COMPANY, INC. FOR BAY SHORE DRIVE AND BAY STREET RECONSTRUCTION (\$2,074,723.67)

INITIATED BY: DEPARTMENT OF PUBLIC WORKS

WHEREAS, the City of Oshkosh has heretofore advertised for bids for Bay Shore Drive and Bay Street Reconstruction; and

WHEREAS, upon the opening and tabulation of bids, it appears that the following is the most advantageous bid:

Carl Bowers & Sons Construction Company, Inc.
N1844 Maloney Road
Kaukauna, WI 54130

Total Bid: \$2,074,723.67

WHEREAS, the Common Council has adopted the 2025 Capital Improvement Program and Budget, which is on file in the Office of the City Clerk and available for public inspection; and

WHEREAS, it is necessary to amend the 2025 Capital Improvement Program Budget to add additional funding for this purpose.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that the 2025 Capital Improvements Budget, on file in the City Clerk's Office, is hereby amended as follows:

Transfer \$100,000.00 from Account No. 03210410-6804-04412 (Contract Control-Storm Sewer-24-12 E 7th Ave/Grand St Reconstruc) to Account No. 03210410-6804-04504 (Contract Control-Storm Sewer-25-07 West 15th Avenue Reconstruct).

BE IT FURTHER RESOLVED that the said bid is hereby accepted and the proper City officials are hereby authorized and directed to enter into an appropriate agreement for the purpose of same, all according to plans, specifications, and bid on file. Money for this purpose is hereby appropriated from:

Account Nos.

03210410-6801-04504	Contract Control-Paving-25-04 Bay Shore Dr/Bay St
03210410-6804-04504	Contract Control-Storm Sewer-25-04 Bay Shore Dr/Bay St
03210410-6802-04504	Contract Control-Sanitary Sewer-25-04 Bay Shore Dr/Bay St
03210410-6803-04504	Contract Control-Water Main-25-04 Bay Shore Dr/Bay St
03210410-6806-04504	Contract Control-Sidewalk-25-04 Bay Shore Dr/Bay St
03210410-6809-04504	Contract Control-Traffic-25-04 Bay Shore Dr/Bay St

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Carl Bowers & Sons Const. Co., Inc.		PTS Contractors, Inc	
					N1844 Maloney Road			
					Kaukauna, WI 54130			
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
Section 1						\$2,074,723.67		\$2,390,986.00
	1010	Clearing; complete as specified	Stations	1.00	\$1,785.00	\$1,785.00	\$510.00	\$510.00
	1011	Clearing; complete as specified	Inch Diameter	51.00	\$63.00	\$3,213.00	\$21.00	\$1,071.00
	1020	Grubbing; complete as specified	Stations	1.00	\$840.00	\$840.00	\$510.00	\$510.00
	1021	Grubbing; complete as specified	Inch Diameter	39.00	\$31.50	\$1,228.50	\$31.00	\$1,209.00
	1050	Mobilization; complete as specified	Lump Sum	1.00	\$125,000.00	\$125,000.00	\$135,996.50	\$135,996.50
	1051	Business access plan and signage; complete as specified	Each	8.00	\$367.50	\$2,940.00	\$360.00	\$2,880.00
	1100	Removing pavement; complete as specified	Square Yards	280.00	\$5.00	\$1,400.00	\$11.00	\$3,080.00
	1110	Removing curb and gutter; complete as specified	Linear Feet	2,200.00	\$3.00	\$6,600.00	\$3.70	\$8,140.00
	1120	Removing concrete and asphalt sidewalk and driveway; complete as specified	Square Feet	10,600.00	\$0.70	\$7,420.00	\$0.70	\$7,420.00
	1200	Unclassified excavation; complete as specified	Cubic Yards	2,700.00	\$18.00	\$48,600.00	\$22.00	\$59,400.00
	1220	Excavation special (paving); complete as specified	Tons	775.00	\$15.00	\$11,625.00	\$20.00	\$15,500.00
	1225	Sediment storage area; complete as specified	Lump Sum	2.00	\$250.00	\$500.00	\$8,700.00	\$17,400.00
	1226	Dredge material; load; transport; and dispose of dewatered sediment; complete as specified	Cubic Yards	350.00	\$100.00	\$35,000.00	\$58.00	\$20,300.00
	1301	7" concrete pavement; with 5" CABG and grading; complete as specified	Square Yards	4,500.00	\$55.00	\$247,500.00	\$56.00	\$252,000.00

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Carl Bowers & Sons Const. Co., Inc.		PTS Contractors, Inc	
					N1844 Maloney Road			
					Kaukauna, WI 54130			
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	1303	7" concrete pavement HES; with 5" CABC and grading; complete as specified	Square Yards	850.00	\$59.00	\$50,150.00	\$60.00	\$51,000.00
	1313	8" concrete pavement HES; with 6" CABC and grading; complete as specified	Square Yards	40.00	\$90.00	\$3,600.00	\$87.00	\$3,480.00
	1334	Concrete pavement gaps; complete as specified	Each	8.00	\$0.01	\$0.08	\$1.00	\$8.00
	1340	Crushed aggregate base course; complete as specified	Tons	1,300.00	\$14.00	\$18,200.00	\$8.15	\$10,595.00
	1350	Pavement ties; complete as specified	Each	14.00	\$10.50	\$147.00	\$10.00	\$140.00
	1352	Drilled dowel bars; 1"; complete as specified	Each	30.00	\$14.70	\$441.00	\$14.00	\$420.00
	1354	Drilled dowel bars; 1 1/4"; complete as specified	Each	23.00	\$17.33	\$398.59	\$17.00	\$391.00
	1360	Adjust manholes and inlets; complete as specified	Each	32.00	\$420.00	\$13,440.00	\$408.00	\$13,056.00
	1370	Turf restoration; complete as specified	Square Yards	2,910.00	\$10.00	\$29,100.00	\$8.00	\$23,280.00
	1372	Restore gravel driveway/apron; complete as specified	Square Yards	480.00	\$18.00	\$8,640.00	\$15.00	\$7,200.00
	1380	Cold weather covering (concrete pavement) - single visquine; complete as specified	Square Yards	530.00	\$0.01	\$5.30	\$1.00	\$530.00
	1390	Up-charge for late season cold weather concrete pavement; complete as specified	Cubic Yards	103.00	\$0.01	\$1.03	\$1.00	\$103.00
	1410	12" radius curb with 6" CABC and grading; complete as specified	Linear Feet	390.00	\$15.75	\$6,142.50	\$16.00	\$6,240.00
	1460	Sidewalk curb; complete as specified	Linear Feet	60.00	\$68.25	\$4,095.00	\$66.00	\$3,960.00

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Carl Bowers & Sons Const. Co., Inc.		PTS Contractors, Inc	
					N1844 Maloney Road			
					Kaukauna, WI 54130			
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	1500	4" concrete sidewalk with 3" CABG and grading; complete as specified	Square Feet	10,600.00	\$7.00	\$74,200.00	\$8.00	\$84,800.00
	1510	6" concrete sidewalk/driveway/ramp with 3" CABG and grading; complete as specified	Square Feet	6,700.00	\$7.25	\$48,575.00	\$8.10	\$54,270.00
	1514	6" concrete sidewalk/driveway/ramp (HES) with 3" CABG and grading; complete as specified	Square Feet	350.00	\$7.50	\$2,625.00	\$8.40	\$2,940.00
	1530	6" concrete step; complete as specified	Square Feet	80.00	\$78.75	\$6,300.00	\$77.00	\$6,160.00
	1540	Curb ramp detectable warning field (natural/non-painted); complete as specified	Square Feet	100.00	\$42.00	\$4,200.00	\$71.00	\$7,100.00
	1550	No. 4 reinforcing rods - deformed; epoxy-coated; complete as specified	Linear Feet	800.00	\$2.10	\$1,680.00	\$2.00	\$1,600.00
	1560	Drilled No. 4 sidewalk tie bars - deformed; epoxy-coated; complete as specified	Each	45.00	\$8.40	\$378.00	\$8.00	\$360.00
	1580	Cold weather covering (sidewalk) - single visquine; complete as specified	Square Feet	1,750.00	\$0.01	\$17.50	\$0.01	\$17.50
	1582	Cold weather covering (sidewalk) - double visquine; complete as specified	Square Feet	1,750.00	\$0.01	\$17.50	\$0.01	\$17.50
	1590	Up-charge for late season cold weather concrete sidewalk; complete as specified	Cubic Yards	26.00	\$0.01	\$0.26	\$1.00	\$26.00
	1600	Furnish and install tree; complete as specified	Each	4.00	\$808.50	\$3,234.00	\$560.00	\$2,240.00

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Carl Bowers & Sons Const. Co., Inc.		PTS Contractors, Inc	
					N1844 Maloney Road			
					Kaukauna, WI 54130			
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	1650	Locate existing property monuments; complete as specified	Each	13.00	\$52.50	\$682.50	\$148.00	\$1,924.00
	1652	Replace existing property monuments; complete as specified	Each	13.00	\$54.60	\$709.80	\$10.00	\$130.00
	1700	Sawing existing pavement; complete as specified	Linear Feet	340.00	\$2.00	\$680.00	\$3.00	\$1,020.00
	1710	Sawing concrete pavement full depth; complete as specified	Linear Feet	110.00	\$2.50	\$275.00	\$3.00	\$330.00
	1900	Tack coat; complete as specified	Gallons	11.00	\$7.25	\$79.75	\$7.00	\$77.00
	1916	4" asphaltic surface LT with 6" CABG and grading; complete as specified	Square Yards	96.00	\$88.20	\$8,467.20	\$95.00	\$9,120.00
	1917	2" asphaltic surface LT with 6" CABG and grading; complete as specified	Square Yards	50.00	\$86.75	\$4,337.50	\$94.00	\$4,700.00
	1918	Asphaltic cold weather paving up-charge; complete as specified	Square Yards	15.00	\$0.01	\$0.15	\$4.00	\$60.00
	2003	Furnish and install 12" storm sewer; complete as specified	Linear Feet	190.00	\$94.00	\$17,860.00	\$105.00	\$19,950.00
	2009	Furnish and install 18" storm sewer; complete as specified	Linear Feet	900.00	\$105.00	\$94,500.00	\$110.00	\$99,000.00
	2021	Furnish and install 30" storm sewer; complete as specified	Linear Feet	15.00	\$185.00	\$2,775.00	\$323.00	\$4,845.00
	2027	Furnish and install 42" storm sewer; complete as specified	Linear Feet	325.00	\$253.00	\$82,225.00	\$308.00	\$100,100.00
	2049	Furnish and install 24" x 38" HERCP Class III storm sewer; complete as specified	Linear Feet	35.00	\$215.00	\$7,525.00	\$308.00	\$10,780.00

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Carl Bowers & Sons Const. Co., Inc.		PTS Contractors, Inc	
					N1844 Maloney Road			
					Kaukauna, WI 54130			
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	2053	Furnish and install 34" x 53" HERCP Class III storm sewer; complete as specified	Linear Feet	275.00	\$345.00	\$94,875.00	\$355.00	\$97,625.00
	2148	Furnish and install 42" RCP Class III apron endwall with joint ties; complete as specified	Each	1.00	\$25,000.00	\$25,000.00	\$60,350.00	\$60,350.00
	2158	Furnish and install 34" x 53" RCP Class III apron endwall with joint ties; complete as specified	Each	1.00	\$25,000.00	\$25,000.00	\$60,345.00	\$60,345.00
	2190	Supply outfall end section steel plate; complete as specified	Each	2.00	\$1,350.00	\$2,700.00	\$13,400.00	\$26,800.00
	2201	Furnish and install standard storm sewer manhole (4' diameter); complete as specified	Vertical Feet	14.75	\$600.00	\$8,850.00	\$656.00	\$9,676.00
	2202	Furnish and install standard storm sewer manhole (5' diameter); complete as specified	Vertical Feet	6.30	\$825.00	\$5,197.50	\$850.00	\$5,355.00
	2203	Furnish and install standard storm sewer manhole (6' diameter); complete as specified	Vertical Feet	24.75	\$1,050.00	\$25,987.50	\$1,130.00	\$27,967.50
	2205	Furnish and install standard storm sewer manhole (8' diameter); complete as specified	Vertical Feet	9.75	\$1,725.00	\$16,818.75	\$2,060.00	\$20,085.00
	2215	Furnish and install standard storm sewer inlet manhole (6' diameter); complete as specified	Vertical Feet	8.25	\$1,050.00	\$8,662.50	\$1,140.00	\$9,405.00
	2217	Furnish and install standard storm sewer inlet manhole (8' diameter); complete as specified	Vertical Feet	10.50	\$1,775.00	\$18,637.50	\$2,144.00	\$22,512.00

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Carl Bowers & Sons Const. Co., Inc.		PTS Contractors, Inc	
					N1844 Maloney Road			
					Kaukauna, WI 54130			
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	2235	Furnish and install Type 1 inlet (with 18" sump); complete as specified	Each	1.00	\$3,500.00	\$3,500.00	\$2,940.00	\$2,940.00
	2237	Furnish and install Type 3 inlet (with 18" sump); complete as specified	Each	14.00	\$3,250.00	\$45,500.00	\$3,020.00	\$42,280.00
	2400	Furnish and install 6" storm sewer lateral; complete as specified	Linear Feet	400.00	\$75.00	\$30,000.00	\$85.00	\$34,000.00
	2402	Furnish and install 8" storm sewer lateral; complete as specified	Linear Feet	175.00	\$83.00	\$14,525.00	\$123.00	\$21,525.00
	2404	Furnish and install storm sewer marker balls; complete as specified	Each	40.00	\$25.00	\$1,000.00	\$42.00	\$1,680.00
	2406	Furnish and install storm sewer clay dams; complete as specified	Each	20.00	\$100.00	\$2,000.00	\$87.00	\$1,740.00
	2408	Furnish and install storm sewer lateral inlet; complete as specified	Each	12.00	\$1,200.00	\$14,400.00	\$1,066.00	\$12,792.00
	2414	Storm lateral inlet adjustments; complete as specified	Each	12.00	\$100.00	\$1,200.00	\$1.00	\$12.00
	2508	Furnish; install; maintain; and remove Type D modified inlet protection; complete as specified	Each	40.00	\$100.00	\$4,000.00	\$76.00	\$3,040.00
	2510	Sediment removal - Type D modified inlet protection; complete as specified	Each	40.00	\$10.00	\$400.00	\$1.00	\$40.00
	2512	Furnish; install; maintain; and remove stone tracking pad; complete as specified	Each	2.00	\$0.01	\$0.02	\$1.00	\$2.00
	2516	Furnish; install; maintain; and remove stone bag; complete as specified	Each	40.00	\$10.00	\$400.00	\$8.00	\$320.00

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Carl Bowers & Sons Const. Co., Inc.		PTS Contractors, Inc	
					N1844 Maloney Road			
					Kaukauna, WI 54130			
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	2518	Furnish; install; maintain; and remove 12" diameter sediment logs; complete as specified	Linear Feet	150.00	\$10.00	\$1,500.00	\$10.00	\$1,500.00
	2524	Furnish; install; maintain; and remove dewatering tank system; complete as specified	Each	4.00	\$0.01	\$0.04	\$1.00	\$4.00
	2526	Furnish; install; maintain; and remove turbidity barrier; complete as specified	Each	3.00	\$2,500.00	\$7,500.00	\$4,300.00	\$12,900.00
	2650	Furnish and install heavy rip-rap with filter fabric; complete as specified	Square Yards	80.00	\$65.00	\$5,200.00	\$90.00	\$7,200.00
	2800	Abandon 8" - 12" storm sewer; complete as specified	Linear Feet	25.00	\$15.00	\$375.00	\$10.00	\$250.00
	2802	Abandon 15" and larger storm sewer; complete as specified	Linear Feet	325.00	\$20.00	\$6,500.00	\$33.00	\$10,725.00
	2804	Remove 30" and smaller storm sewer; complete as specified	Linear Feet	175.00	\$50.00	\$8,750.00	\$29.00	\$5,075.00
	2806	Remove 33" - 60" storm sewer; complete as specified	Linear Feet	70.00	\$30.00	\$2,100.00	\$112.00	\$7,840.00
	2810	Abandon storm sewer manholes and inlets; complete as specified	Each	3.00	\$400.00	\$1,200.00	\$290.00	\$870.00
	2812	Remove storm sewer manholes and inlets; complete as specified	Each	8.00	\$500.00	\$4,000.00	\$290.00	\$2,320.00
	2850	Connect to existing storm sewer main; complete as specified	Each	3.00	\$1,200.00	\$3,600.00	\$3,175.00	\$9,525.00
	2852	Connect to existing storm sewer lateral; complete as specified	Each	10.00	\$200.00	\$2,000.00	\$190.00	\$1,900.00

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					Kaukauna, WI 54130			
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	2856	Connect to existing storm sewer manhole; complete as specified	Each	1.00	\$750.00	\$750.00	\$290.00	\$290.00
	2858	Connect to existing storm sewer inlet; complete as specified	Each	1.00	\$750.00	\$750.00	\$290.00	\$290.00
	2914	Storm sewer utility line opening (ULO); complete as specified	Each	5.00	\$600.00	\$3,000.00	\$1.00	\$5.00
	2950	Excavation special (storm); complete as specified	Tons	250.00	\$30.00	\$7,500.00	\$58.00	\$14,500.00
	2952	Bentonite slurry dam (storm); complete as specified	Each	25.00	\$500.00	\$12,500.00	\$830.00	\$20,750.00
	3000	Furnish and install 8" sanitary sewer (relay); complete as specified	Linear Feet	1,040.00	\$120.00	\$124,800.00	\$165.00	\$171,600.00
	3004	Furnish and install 12" sanitary sewer (relay); complete as specified	Linear Feet	5.00	\$150.00	\$750.00	\$440.00	\$2,200.00
	3100	Furnish and install standard sanitary sewer manhole (4' diameter); complete as specified	Vertical Feet	33.00	\$575.00	\$18,975.00	\$716.00	\$23,628.00
	3114	Furnish and install sanitary sewer external manhole chimney seal; complete as specified	Each	6.00	\$450.00	\$2,700.00	\$560.00	\$3,360.00
	3116	Furnish and install sanitary sewer external manhole chimney seal extension; complete as specified	Each	2.00	\$425.00	\$850.00	\$510.00	\$1,020.00
	3210	Furnish and install 8" x 6" sanitary sewer factory wyes or tees; complete as specified	Each	16.00	\$300.00	\$4,800.00	\$190.00	\$3,040.00

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					Kaukauna, WI 54130			
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	3232	Furnish and install 6" sanitary sewer laterals (new); complete as specified	Linear Feet	35.00	\$105.00	\$3,675.00	\$133.00	\$4,655.00
	3234	Furnish and install 4"/6" sanitary sewer lateral (relay); complete as specified	Linear Feet	525.00	\$100.00	\$52,500.00	\$141.00	\$74,025.00
	3235	Furnish and install 4"/6" sanitary sewer riser (relay); complete as specified	Linear Feet	20.00	\$105.00	\$2,100.00	\$102.00	\$2,040.00
	3236	Furnish and install sanitary sewer lateral marker balls; complete as specified	Each	30.00	\$25.00	\$750.00	\$42.00	\$1,260.00
	3238	Furnish and install clay dams; complete as specified	Each	15.00	\$100.00	\$1,500.00	\$87.00	\$1,305.00
	3300	Furnish and install connection to existing 8" sanitary sewer mains; complete as specified	Each	2.00	\$1,500.00	\$3,000.00	\$1,825.00	\$3,650.00
	3304	Furnish and install connection to existing 12" sanitary sewer mains; complete as specified	Each	1.00	\$2,300.00	\$2,300.00	\$1,775.00	\$1,775.00
	3330	Furnish and install sanitary sewer concrete collars; complete as specified	Each	2.00	\$1,000.00	\$2,000.00	\$1.00	\$2.00
	3404	Furnish and install 10" sanitary sewer open cut casing pipes; complete as specified	Linear Feet	10.00	\$120.00	\$1,200.00	\$165.00	\$1,650.00
	3410	Furnish and install 18" sanitary sewer open cut casing pipes; complete as specified	Linear Feet	12.00	\$200.00	\$2,400.00	\$209.00	\$2,508.00
	3600	Rock excavation; complete as specified	Cubic Yards	50.00	\$0.01	\$0.50	\$1.00	\$50.00

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					N1844 Maloney Road			
					Kaukauna, WI 54130			
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	3700	Closed circuit televising; complete as specified	Linear Feet	1,045.00	\$2.00	\$2,090.00	\$1.40	\$1,463.00
	3710	Closed circuit televising - using push camera; complete as specified	Each	4.00	\$400.00	\$1,600.00	\$153.00	\$612.00
	3800	Abandon sanitary sewer manholes; complete as specified	Each	4.00	\$800.00	\$3,200.00	\$580.00	\$2,320.00
	3802	Abandon 8" sanitary sewer; complete as specified	Linear Feet	301.00	\$23.00	\$6,923.00	\$8.00	\$2,408.00
	3806	Abandon 12" sanitary sewer; complete as specified	Linear Feet	420.00	\$27.00	\$11,340.00	\$10.00	\$4,200.00
	3852	Remove sanitary sewer manholes; complete as specified	Each	2.00	\$800.00	\$1,600.00	\$290.00	\$580.00
	3854	Remove sanitary sewer; complete as specified	Linear Feet	220.00	\$60.00	\$13,200.00	\$38.00	\$8,360.00
	3890	Sanitary sewer utility line opening (ULO); complete as specified	Each	2.00	\$600.00	\$1,200.00	\$1.00	\$2.00
	3892	Excavation special (sanitary); complete as specified	Tons	110.00	\$30.00	\$3,300.00	\$58.00	\$6,380.00
	3894	Bentonite slurry dam (sanitary); complete as specified	Each	20.00	\$1,000.00	\$20,000.00	\$830.00	\$16,600.00
	4000	Furnish and install 4" ductile iron water main (relay) with polywrap; complete as specified	Linear Feet	20.00	\$130.00	\$2,600.00	\$170.00	\$3,400.00
	4002	Furnish and install 6" ductile iron water main (relay) with polywrap; complete as specified	Linear Feet	65.00	\$127.00	\$8,255.00	\$167.00	\$10,855.00
	4004	Furnish and install 8" ductile iron water main (relay) with polywrap; complete as specified	Linear Feet	1,355.00	\$132.00	\$178,860.00	\$163.00	\$220,865.00

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					Kaukauna, WI 54130			
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	4036	Furnish and install 1" water service (relay); complete as specified	Linear Feet	500.00	\$97.00	\$48,500.00	\$102.00	\$51,000.00
	4038	Furnish and install 1-1/2" water service (relay); complete as specified	Linear Feet	45.00	\$106.00	\$4,770.00	\$107.00	\$4,815.00
	4042	Furnish and install 1" water service (new); complete as specified	Linear Feet	75.00	\$97.00	\$7,275.00	\$102.00	\$7,650.00
	4048	Furnish and install 1" corporation and stop box; complete as specified	Each	14.00	\$700.00	\$9,800.00	\$503.00	\$7,042.00
	4052	Furnish and install 1-1/2" stop box and rod only; complete as specified	Each	1.00	\$1,200.00	\$1,200.00	\$1,085.00	\$1,085.00
	4055	Furnish and install water service clay dams; complete as specified	Each	15.00	\$100.00	\$1,500.00	\$87.00	\$1,305.00
	4056	Furnish and install connections to existing 4" water main; complete as specified	Each	1.00	\$1,500.00	\$1,500.00	\$1,960.00	\$1,960.00
	4060	Furnish and install connections to existing 8" water main; complete as specified	Each	2.00	\$2,500.00	\$5,000.00	\$2,710.00	\$5,420.00
	4080	Temporary water main; complete as specified	Lump Sum	1.00	\$3,000.00	\$3,000.00	\$3,325.00	\$3,325.00
	4109	Furnish and install 8" x 4" water main tee; complete as specified	Each	1.00	\$650.00	\$650.00	\$640.00	\$640.00
	4110	Furnish and install 8" x 6" water main tee; complete as specified	Each	3.00	\$750.00	\$2,250.00	\$735.00	\$2,205.00
	4189	Furnish and install 8" x 8" water main cross; complete as specified	Each	1.00	\$1,100.00	\$1,100.00	\$1,040.00	\$1,040.00
	4236	Furnish and install 6" 45 degree water main bend; complete as specified	Each	10.00	\$450.00	\$4,500.00	\$375.00	\$3,750.00

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					N1844 Maloney Road			
					Kaukauna, WI 54130			
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	4237	Furnish and install 8" 45 degree water main bend; complete as specified	Each	8.00	\$550.00	\$4,400.00	\$485.00	\$3,880.00
	4264	Furnish and install 8" x 6" water main reducer; complete as specified	Each	1.00	\$500.00	\$500.00	\$425.00	\$425.00
	4352	Cut and cap existing 6" water main; complete as specified	Each	2.00	\$2,000.00	\$4,000.00	\$1,900.00	\$3,800.00
	4354	Cut and cap existing 8" water main; complete as specified	Each	2.00	\$2,200.00	\$4,400.00	\$2,270.00	\$4,540.00
	4400	Furnish and install 4" water main gate valve; complete as specified	Each	1.00	\$1,900.00	\$1,900.00	\$1,630.00	\$1,630.00
	4401	Furnish and install 6" water main gate valve; complete as specified	Each	3.00	\$2,100.00	\$6,300.00	\$1,920.00	\$5,760.00
	4402	Furnish and install 8" water main gate valve; complete as specified	Each	12.00	\$2,900.00	\$34,800.00	\$2,660.00	\$31,920.00
	4500	Furnish and install hydrant; complete as specified	Each	4.00	\$6,000.00	\$24,000.00	\$5,700.00	\$22,800.00
	4712	Furnish and install 2" water main casing pipe; complete as specified	Linear Feet	10.00	\$35.00	\$350.00	\$36.00	\$360.00
	4726	Furnish and install 18" water main casing pipe; complete as specified	Linear Feet	12.00	\$200.00	\$2,400.00	\$187.00	\$2,244.00
	4800	Rock excavation; complete as specified	Cubic Yards	20.00	\$0.01	\$0.20	\$1.00	\$20.00
	4920	Remove water main; complete as specified	Linear Feet	265.00	\$45.00	\$11,925.00	\$39.00	\$10,335.00
	4990	Excavation special (water); complete as specified	Tons	100.00	\$30.00	\$3,000.00	\$58.00	\$5,800.00
	4992	Bentonite slurry dam (water); complete as specified	Each	20.00	\$100.00	\$2,000.00	\$830.00	\$16,600.00

Bid Total:

\$2,074,723.67

\$2,390,986.00

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
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					Dorner Inc.		Advance Construction Inc.	
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
Section 1						\$2,397,669.00		\$2,695,205.49
	1010	Clearing; complete as specified	Stations	1.00	\$1,320.00	\$1,320.00	\$1,200.00	\$1,200.00
	1011	Clearing; complete as specified	Inch Diameter	51.00	\$58.00	\$2,958.00	\$35.00	\$1,785.00
	1020	Grubbing; complete as specified	Stations	1.00	\$1,320.00	\$1,320.00	\$500.00	\$500.00
	1021	Grubbing; complete as specified	Inch Diameter	39.00	\$42.00	\$1,638.00	\$15.00	\$585.00
	1050	Mobilization; complete as specified	Lump Sum	1.00	\$275,000.00	\$275,000.00	\$498,705.00	\$498,705.00
	1051	Business access plan and signage; complete as specified	Each	8.00	\$511.00	\$4,088.00	\$625.00	\$5,000.00
	1100	Removing pavement; complete as specified	Square Yards	280.00	\$5.50	\$1,540.00	\$5.00	\$1,400.00
	1110	Removing curb and gutter; complete as specified	Linear Feet	2,200.00	\$2.00	\$4,400.00	\$5.00	\$11,000.00
	1120	Removing concrete and asphalt sidewalk and driveway; complete as specified	Square Feet	10,600.00	\$0.60	\$6,360.00	\$0.55	\$5,830.00
	1200	Unclassified excavation; complete as specified	Cubic Yards	2,700.00	\$19.00	\$51,300.00	\$26.00	\$70,200.00
	1220	Excavation special (paving); complete as specified	Tons	775.00	\$10.00	\$7,750.00	\$12.50	\$9,687.50
	1225	Sediment storage area; complete as specified	Lump Sum	2.00	\$5,573.00	\$11,146.00	\$0.01	\$0.02
	1226	Dredge material; load; transport; and dispose of dewatered sediment; complete as specified	Cubic Yards	350.00	\$43.00	\$15,050.00	\$65.00	\$22,750.00
	1301	7" concrete pavement; with 5" CABG and grading; complete as specified	Square Yards	4,500.00	\$56.70	\$255,150.00	\$54.95	\$247,275.00

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Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	1303	7" concrete pavement HES; with 5" CABG and grading; complete as specified	Square Yards	850.00	\$61.00	\$51,850.00	\$58.95	\$50,107.50
	1313	8" concrete pavement HES; with 6" CABG and grading; complete as specified	Square Yards	40.00	\$96.20	\$3,848.00	\$90.25	\$3,610.00
	1334	Concrete pavement gaps; complete as specified	Each	8.00	\$0.01	\$0.08	\$0.01	\$0.08
	1340	Crushed aggregate base course; complete as specified	Tons	1,300.00	\$10.00	\$13,000.00	\$15.00	\$19,500.00
	1350	Pavement ties; complete as specified	Each	14.00	\$10.60	\$148.40	\$10.00	\$140.00
	1352	Drilled dowel bars; 1"; complete as specified	Each	30.00	\$14.80	\$444.00	\$14.00	\$420.00
	1354	Drilled dowel bars; 1 1/4"; complete as specified	Each	23.00	\$17.40	\$400.20	\$16.50	\$379.50
	1360	Adjust manholes and inlets; complete as specified	Each	32.00	\$422.30	\$13,513.60	\$400.00	\$12,800.00
	1370	Turf restoration; complete as specified	Square Yards	2,910.00	\$9.00	\$26,190.00	\$7.75	\$22,552.50
	1372	Restore gravel driveway/apron; complete as specified	Square Yards	480.00	\$6.60	\$3,168.00	\$6.00	\$2,880.00
	1380	Cold weather covering (concrete pavement) - single visquine; complete as specified	Square Yards	530.00	\$0.01	\$5.30	\$0.01	\$5.30
	1390	Up-charge for late season cold weather concrete pavement; complete as specified	Cubic Yards	103.00	\$0.01	\$1.03	\$0.01	\$1.03
	1410	12" radius curb with 6" CABG and grading; complete as specified	Linear Feet	390.00	\$17.50	\$6,825.00	\$18.00	\$7,020.00
	1460	Sidewalk curb; complete as specified	Linear Feet	60.00	\$68.60	\$4,116.00	\$68.00	\$4,080.00

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Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	1500	4" concrete sidewalk with 3" CABG and grading; complete as specified	Square Feet	10,600.00	\$6.80	\$72,080.00	\$6.50	\$68,900.00
	1510	6" concrete sidewalk/driveway/ramp with 3" CABG and grading; complete as specified	Square Feet	6,700.00	\$7.10	\$47,570.00	\$6.75	\$45,225.00
	1514	6" concrete sidewalk/driveway/ramp (HES) with 3" CABG and grading; complete as specified	Square Feet	350.00	\$7.40	\$2,590.00	\$7.00	\$2,450.00
	1530	6" concrete step; complete as specified	Square Feet	80.00	\$79.20	\$6,336.00	\$77.00	\$6,160.00
	1540	Curb ramp detectable warning field (natural/non-painted); complete as specified	Square Feet	100.00	\$42.20	\$4,220.00	\$40.00	\$4,000.00
	1550	No. 4 reinforcing rods - deformed; epoxy-coated; complete as specified	Linear Feet	800.00	\$2.10	\$1,680.00	\$2.00	\$1,600.00
	1560	Drilled No. 4 sidewalk tie bars - deformed; epoxy-coated; complete as specified	Each	45.00	\$8.40	\$378.00	\$8.00	\$360.00
	1580	Cold weather covering (sidewalk) - single visquine; complete as specified	Square Feet	1,750.00	\$0.01	\$17.50	\$0.01	\$17.50
	1582	Cold weather covering (sidewalk) - double visquine; complete as specified	Square Feet	1,750.00	\$0.01	\$17.50	\$0.01	\$17.50
	1590	Up-charge for late season cold weather concrete sidewalk; complete as specified	Cubic Yards	26.00	\$15.84	\$411.84	\$0.01	\$0.26
	1600	Furnish and install tree; complete as specified	Each	4.00	\$686.00	\$2,744.00	\$550.00	\$2,200.00

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Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	1650	Locate existing property monuments; complete as specified	Each	13.00	\$53.00	\$689.00	\$145.00	\$1,885.00
	1652	Replace existing property monuments; complete as specified	Each	13.00	\$55.00	\$715.00	\$10.00	\$130.00
	1700	Sawing existing pavement; complete as specified	Linear Feet	340.00	\$2.00	\$680.00	\$3.00	\$1,020.00
	1710	Sawing concrete pavement full depth; complete as specified	Linear Feet	110.00	\$4.00	\$440.00	\$3.00	\$330.00
	1900	Tack coat; complete as specified	Gallons	11.00	\$7.30	\$80.30	\$6.90	\$75.90
	1916	4" asphaltic surface LT with 6" CABG and grading; complete as specified	Square Yards	96.00	\$92.80	\$8,908.80	\$88.60	\$8,505.60
	1917	2" asphaltic surface LT with 6" CABG and grading; complete as specified	Square Yards	50.00	\$92.40	\$4,620.00	\$87.15	\$4,357.50
	1918	Asphaltic cold weather paving up-charge; complete as specified	Square Yards	15.00	\$3.70	\$55.50	\$0.01	\$0.15
	2003	Furnish and install 12" storm sewer; complete as specified	Linear Feet	190.00	\$68.00	\$12,920.00	\$97.00	\$18,430.00
	2009	Furnish and install 18" storm sewer; complete as specified	Linear Feet	900.00	\$77.00	\$69,300.00	\$115.00	\$103,500.00
	2021	Furnish and install 30" storm sewer; complete as specified	Linear Feet	15.00	\$192.00	\$2,880.00	\$293.00	\$4,395.00
	2027	Furnish and install 42" storm sewer; complete as specified	Linear Feet	325.00	\$254.00	\$82,550.00	\$344.00	\$111,800.00
	2049	Furnish and install 24" x 38" HERCP Class III storm sewer; complete as specified	Linear Feet	35.00	\$219.00	\$7,665.00	\$294.00	\$10,290.00

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Dorner Inc.		Advance Construction Inc.	
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	2053	Furnish and install 34" x 53" HERCP Class III storm sewer; complete as specified	Linear Feet	275.00	\$280.00	\$77,000.00	\$417.00	\$114,675.00
	2148	Furnish and install 42" RCP Class III apron endwall with joint ties; complete as specified	Each	1.00	\$70,000.00	\$70,000.00	\$1.00	\$1.00
	2158	Furnish and install 34" x 53" RCP Class III apron endwall with joint ties; complete as specified	Each	1.00	\$70,000.00	\$70,000.00	\$1.00	\$1.00
	2190	Supply outfall end section steel plate; complete as specified	Each	2.00	\$5,918.00	\$11,836.00	\$2,000.00	\$4,000.00
	2201	Furnish and install standard storm sewer manhole (4' diameter); complete as specified	Vertical Feet	14.75	\$1,044.00	\$15,399.00	\$928.00	\$13,688.00
	2202	Furnish and install standard storm sewer manhole (5' diameter); complete as specified	Vertical Feet	6.30	\$1,075.00	\$6,772.50	\$1,178.00	\$7,421.40
	2203	Furnish and install standard storm sewer manhole (6' diameter); complete as specified	Vertical Feet	24.75	\$1,429.00	\$35,367.75	\$1,578.00	\$39,055.50
	2205	Furnish and install standard storm sewer manhole (8' diameter); complete as specified	Vertical Feet	9.75	\$2,535.00	\$24,716.25	\$2,268.00	\$22,113.00
	2215	Furnish and install standard storm sewer inlet manhole (6' diameter); complete as specified	Vertical Feet	8.25	\$1,271.00	\$10,485.75	\$1,504.00	\$12,408.00
	2217	Furnish and install standard storm sewer inlet manhole (8' diameter); complete as specified	Vertical Feet	10.50	\$3,454.00	\$36,267.00	\$3,233.00	\$33,946.50

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Dorner Inc.		Advance Construction Inc.	
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	2235	Furnish and install Type 1 inlet (with 18" sump); complete as specified	Each	1.00	\$3,327.00	\$3,327.00	\$3,782.00	\$3,782.00
	2237	Furnish and install Type 3 inlet (with 18" sump); complete as specified	Each	14.00	\$3,792.00	\$53,088.00	\$4,846.00	\$67,844.00
	2400	Furnish and install 6" storm sewer lateral; complete as specified	Linear Feet	400.00	\$65.00	\$26,000.00	\$70.00	\$28,000.00
	2402	Furnish and install 8" storm sewer lateral; complete as specified	Linear Feet	175.00	\$76.00	\$13,300.00	\$78.00	\$13,650.00
	2404	Furnish and install storm sewer marker balls; complete as specified	Each	40.00	\$31.00	\$1,240.00	\$30.00	\$1,200.00
	2406	Furnish and install storm sewer clay dams; complete as specified	Each	20.00	\$128.00	\$2,560.00	\$300.00	\$6,000.00
	2408	Furnish and install storm sewer lateral inlet; complete as specified	Each	12.00	\$1,274.00	\$15,288.00	\$1,070.00	\$12,840.00
	2414	Storm lateral inlet adjustments; complete as specified	Each	12.00	\$128.00	\$1,536.00	\$50.00	\$600.00
	2508	Furnish; install; maintain; and remove Type D modified inlet protection; complete as specified	Each	40.00	\$121.00	\$4,840.00	\$75.00	\$3,000.00
	2510	Sediment removal - Type D modified inlet protection; complete as specified	Each	40.00	\$11.00	\$440.00	\$1.00	\$40.00
	2512	Furnish; install; maintain; and remove stone tracking pad; complete as specified	Each	2.00	\$528.00	\$1,056.00	\$1,200.00	\$2,400.00
	2516	Furnish; install; maintain; and remove stone bag; complete as specified	Each	40.00	\$13.00	\$520.00	\$8.00	\$320.00

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Dorner Inc.		Advance Construction Inc.	
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	2518	Furnish; install; maintain; and remove 12" diameter sediment logs; complete as specified	Linear Feet	150.00	\$16.00	\$2,400.00	\$10.00	\$1,500.00
	2524	Furnish; install; maintain; and remove dewatering tank system; complete as specified	Each	4.00	\$3,695.00	\$14,780.00	\$2,000.00	\$8,000.00
	2526	Furnish; install; maintain; and remove turbidity barrier; complete as specified	Each	3.00	\$6,335.00	\$19,005.00	\$1.00	\$3.00
	2650	Furnish and install heavy rip-rap with filter fabric; complete as specified	Square Yards	80.00	\$70.00	\$5,600.00	\$250.00	\$20,000.00
	2800	Abandon 8" - 12" storm sewer; complete as specified	Linear Feet	25.00	\$10.00	\$250.00	\$9.00	\$225.00
	2802	Abandon 15" and larger storm sewer; complete as specified	Linear Feet	325.00	\$59.00	\$19,175.00	\$48.00	\$15,600.00
	2804	Remove 30" and smaller storm sewer; complete as specified	Linear Feet	175.00	\$24.00	\$4,200.00	\$36.00	\$6,300.00
	2806	Remove 33" - 60" storm sewer; complete as specified	Linear Feet	70.00	\$48.00	\$3,360.00	\$143.00	\$10,010.00
	2810	Abandon storm sewer manholes and inlets; complete as specified	Each	3.00	\$523.00	\$1,569.00	\$400.00	\$1,200.00
	2812	Remove storm sewer manholes and inlets; complete as specified	Each	8.00	\$731.00	\$5,848.00	\$600.00	\$4,800.00
	2850	Connect to existing storm sewer main; complete as specified	Each	3.00	\$2,395.00	\$7,185.00	\$1,000.00	\$3,000.00
	2852	Connect to existing storm sewer lateral; complete as specified	Each	10.00	\$367.00	\$3,670.00	\$200.00	\$2,000.00

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Dorner Inc.		Advance Construction Inc.	
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	2856	Connect to existing storm sewer manhole; complete as specified	Each	1.00	\$1,472.00	\$1,472.00	\$1,000.00	\$1,000.00
	2858	Connect to existing storm sewer inlet; complete as specified	Each	1.00	\$1,031.00	\$1,031.00	\$600.00	\$600.00
	2914	Storm sewer utility line opening (ULO); complete as specified	Each	5.00	\$1,418.00	\$7,090.00	\$750.00	\$3,750.00
	2950	Excavation special (storm); complete as specified	Tons	250.00	\$20.00	\$5,000.00	\$12.50	\$3,125.00
	2952	Bentonite slurry dam (storm); complete as specified	Each	25.00	\$529.00	\$13,225.00	\$1,500.00	\$37,500.00
	3000	Furnish and install 8" sanitary sewer (relay); complete as specified	Linear Feet	1,040.00	\$125.00	\$130,000.00	\$152.00	\$158,080.00
	3004	Furnish and install 12" sanitary sewer (relay); complete as specified	Linear Feet	5.00	\$182.00	\$910.00	\$300.00	\$1,500.00
	3100	Furnish and install standard sanitary sewer manhole (4' diameter); complete as specified	Vertical Feet	33.00	\$881.00	\$29,073.00	\$780.00	\$25,740.00
	3114	Furnish and install sanitary sewer external manhole chimney seal; complete as specified	Each	6.00	\$581.00	\$3,486.00	\$550.00	\$3,300.00
	3116	Furnish and install sanitary sewer external manhole chimney seal extension; complete as specified	Each	2.00	\$528.00	\$1,056.00	\$500.00	\$1,000.00
	3210	Furnish and install 8" x 6" sanitary sewer factory wyes or tees; complete as specified	Each	16.00	\$280.00	\$4,480.00	\$135.00	\$2,160.00

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Dorner Inc.		Advance Construction Inc.	
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	3232	Furnish and install 6" sanitary sewer laterals (new); complete as specified	Linear Feet	35.00	\$94.00	\$3,290.00	\$145.00	\$5,075.00
	3234	Furnish and install 4"/6" sanitary sewer lateral (relay); complete as specified	Linear Feet	525.00	\$94.00	\$49,350.00	\$145.00	\$76,125.00
	3235	Furnish and install 4"/6" sanitary sewer riser (relay); complete as specified	Linear Feet	20.00	\$114.00	\$2,280.00	\$145.00	\$2,900.00
	3236	Furnish and install sanitary sewer lateral marker balls; complete as specified	Each	30.00	\$31.00	\$930.00	\$30.00	\$900.00
	3238	Furnish and install clay dams; complete as specified	Each	15.00	\$128.00	\$1,920.00	\$250.00	\$3,750.00
	3300	Furnish and install connection to existing 8" sanitary sewer mains; complete as specified	Each	2.00	\$2,386.00	\$4,772.00	\$3,000.00	\$6,000.00
	3304	Furnish and install connection to existing 12" sanitary sewer mains; complete as specified	Each	1.00	\$2,587.00	\$2,587.00	\$3,000.00	\$3,000.00
	3330	Furnish and install sanitary sewer concrete collars; complete as specified	Each	2.00	\$707.00	\$1,414.00	\$500.00	\$1,000.00
	3404	Furnish and install 10" sanitary sewer open cut casing pipes; complete as specified	Linear Feet	10.00	\$224.00	\$2,240.00	\$196.00	\$1,960.00
	3410	Furnish and install 18" sanitary sewer open cut casing pipes; complete as specified	Linear Feet	12.00	\$310.00	\$3,720.00	\$250.00	\$3,000.00
	3600	Rock excavation; complete as specified	Cubic Yards	50.00	\$0.01	\$0.50	\$0.01	\$0.50

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Dorner Inc.		Advance Construction Inc.	
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	3700	Closed circuit televising; complete as specified	Linear Feet	1,045.00	\$1.60	\$1,672.00	\$1.35	\$1,410.75
	3710	Closed circuit televising - using push camera; complete as specified	Each	4.00	\$255.00	\$1,020.00	\$300.00	\$1,200.00
	3800	Abandon sanitary sewer manholes; complete as specified	Each	4.00	\$557.00	\$2,228.00	\$500.00	\$2,000.00
	3802	Abandon 8" sanitary sewer; complete as specified	Linear Feet	301.00	\$5.00	\$1,505.00	\$10.00	\$3,010.00
	3806	Abandon 12" sanitary sewer; complete as specified	Linear Feet	420.00	\$5.00	\$2,100.00	\$12.00	\$5,040.00
	3852	Remove sanitary sewer manholes; complete as specified	Each	2.00	\$772.00	\$1,544.00	\$600.00	\$1,200.00
	3854	Remove sanitary sewer; complete as specified	Linear Feet	220.00	\$33.00	\$7,260.00	\$50.00	\$11,000.00
	3890	Sanitary sewer utility line opening (ULO); complete as specified	Each	2.00	\$2,324.00	\$4,648.00	\$750.00	\$1,500.00
	3892	Excavation special (sanitary); complete as specified	Tons	110.00	\$20.00	\$2,200.00	\$12.50	\$1,375.00
	3894	Bentonite slurry dam (sanitary); complete as specified	Each	20.00	\$822.00	\$16,440.00	\$1,500.00	\$30,000.00
	4000	Furnish and install 4" ductile iron water main (relay) with polywrap; complete as specified	Linear Feet	20.00	\$143.00	\$2,860.00	\$160.00	\$3,200.00
	4002	Furnish and install 6" ductile iron water main (relay) with polywrap; complete as specified	Linear Feet	65.00	\$132.00	\$8,580.00	\$170.00	\$11,050.00
	4004	Furnish and install 8" ductile iron water main (relay) with polywrap; complete as specified	Linear Feet	1,355.00	\$156.00	\$211,380.00	\$160.00	\$216,800.00

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Dorner Inc.		Advance Construction Inc.	
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	4036	Furnish and install 1" water service (relay); complete as specified	Linear Feet	500.00	\$87.00	\$43,500.00	\$75.00	\$37,500.00
	4038	Furnish and install 1-1/2" water service (relay); complete as specified	Linear Feet	45.00	\$99.00	\$4,455.00	\$118.00	\$5,310.00
	4042	Furnish and install 1" water service (new); complete as specified	Linear Feet	75.00	\$87.00	\$6,525.00	\$112.00	\$8,400.00
	4048	Furnish and install 1" corporation and stop box; complete as specified	Each	14.00	\$594.00	\$8,316.00	\$654.00	\$9,156.00
	4052	Furnish and install 1-1/2" stop box and rod only; complete as specified	Each	1.00	\$1,216.00	\$1,216.00	\$1,284.00	\$1,284.00
	4055	Furnish and install water service clay dams; complete as specified	Each	15.00	\$191.00	\$2,865.00	\$250.00	\$3,750.00
	4056	Furnish and install connections to existing 4" water main; complete as specified	Each	1.00	\$2,892.00	\$2,892.00	\$2,217.00	\$2,217.00
	4060	Furnish and install connections to existing 8" water main; complete as specified	Each	2.00	\$3,570.00	\$7,140.00	\$2,888.00	\$5,776.00
	4080	Temporary water main; complete as specified	Lump Sum	1.00	\$2,375.00	\$2,375.00	\$10,500.00	\$10,500.00
	4109	Furnish and install 8" x 4" water main tee; complete as specified	Each	1.00	\$824.00	\$824.00	\$607.00	\$607.00
	4110	Furnish and install 8" x 6" water main tee; complete as specified	Each	3.00	\$928.00	\$2,784.00	\$703.00	\$2,109.00
	4189	Furnish and install 8" x 8" water main cross; complete as specified	Each	1.00	\$1,295.00	\$1,295.00	\$1,024.00	\$1,024.00
	4236	Furnish and install 6" 45 degree water main bend; complete as specified	Each	10.00	\$476.00	\$4,760.00	\$337.00	\$3,370.00

Contract 25-04 - Bay Shore Drive and Bay Street Reconstruction (#9381346)								
Owner: Oshkosh WI, City of								
Solicitor: Oshkosh WI, City of								
Bid Opening: 11/18/2024 11:00 AM CST								
					Dorner Inc.		Advance Construction Inc.	
Section Title	Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension
	4237	Furnish and install 8" 45 degree water main bend; complete as specified	Each	8.00	\$615.00	\$4,920.00	\$452.00	\$3,616.00
	4264	Furnish and install 8" x 6" water main reducer; complete as specified	Each	1.00	\$525.00	\$525.00	\$392.00	\$392.00
	4352	Cut and cap existing 6" water main; complete as specified	Each	2.00	\$1,683.00	\$3,366.00	\$233.00	\$466.00
	4354	Cut and cap existing 8" water main; complete as specified	Each	2.00	\$2,001.00	\$4,002.00	\$318.00	\$636.00
	4400	Furnish and install 4" water main gate valve; complete as specified	Each	1.00	\$1,857.00	\$1,857.00	\$1,567.00	\$1,567.00
	4401	Furnish and install 6" water main gate valve; complete as specified	Each	3.00	\$2,168.00	\$6,504.00	\$1,864.00	\$5,592.00
	4402	Furnish and install 8" water main gate valve; complete as specified	Each	12.00	\$3,023.00	\$36,276.00	\$2,613.00	\$31,356.00
	4500	Furnish and install hydrant; complete as specified	Each	4.00	\$6,861.00	\$27,444.00	\$5,980.00	\$23,920.00
	4712	Furnish and install 2" water main casing pipe; complete as specified	Linear Feet	10.00	\$109.00	\$1,090.00	\$70.00	\$700.00
	4726	Furnish and install 18" water main casing pipe; complete as specified	Linear Feet	12.00	\$310.00	\$3,720.00	\$200.00	\$2,400.00
	4800	Rock excavation; complete as specified	Cubic Yards	20.00	\$0.01	\$0.20	\$100.00	\$2,000.00
	4920	Remove water main; complete as specified	Linear Feet	265.00	\$39.00	\$10,335.00	\$58.00	\$15,370.00
	4990	Excavation special (water); complete as specified	Tons	100.00	\$20.00	\$2,000.00	\$12.50	\$1,250.00
	4992	Bentonite slurry dam (water); complete as specified	Each	20.00	\$688.00	\$13,760.00	\$1,500.00	\$30,000.00
Bid Total:						\$2,397,669.00		\$2,695,205.49



TO: Honorable Mayor and Members of the Common Council
FROM: Darryl Eschete, Library Director
DATE: November 26, 2024
SUBJECT: Res 24-609 Approve Amendment to the 2024 Operations Budget – Oshkosh Public Library for Funding from Winnebago County to Support Hoopla and Library Programming (\$12,494.00)

BACKGROUND

Winnebago County annually provides support to the Oshkosh Public Library which is incorporated into the Library budget. For 2024 Winnebago County has provided additional funding in the amount of twelve thousand four hundred ninety-four and no/100 dollars (\$12,494.00) to the Oshkosh Public Library to support special project funds including Hoopla and other Library programming.

ANALYSIS

The Oshkosh Library Board has accepted the additional funding from Winnebago County and it is necessary to amend the Library's operating budget to allow the funds to be spent.

BOARD/COMMISSION INFORMATION

The Oshkosh Library Board has accepted the additional funding from Winnebago County and recommends approval of the Resolution.

FISCAL IMPACT

A Budget Amendment is necessary to receive the funds from Winnebago County on account 02391060-4240-11306 and to allocate those funds to the following account numbers to allow for an increase of expenditures: Acct. Number 02391060-6524 for \$6494 and Acct. Number 02391060-6529 for \$6000.

RECOMMENDATION

It is recommended that Common Council approve this amendment.

Attachments

RES 24-609

11/26/2024

24-609

RESOLUTION

CARRIED

7-0

PURPOSE: AMEND THE 2024 LIBRARY OPERATING BUDGET (\$12,494.00)

INITIATED BY: OSHKOSH PUBLIC LIBRARY BOARD OF TRUSTEES

Oshkosh Public Library Board - Approved

WHEREAS, the Common Council has adopted the 2024 Operating Budget, which is on file in the Office of the City Clerk and available for public inspection; and

WHEREAS, it is necessary to amend the 2024 Oshkosh Public Library Operating Budget to account for unanticipated income for Specialty Supplies and Non-Inventory supplies received from Winnebago County and accepted by the Oshkosh Public Library Board of Trustees.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that the 2024 Program Budget, on file in the City Clerk's office, is hereby amended as follows:

- To deposit funds received from Winnebago County in the amount of \$12,494.00 in Acct. No. 02391060-4240-11306
- To allocate \$6000.00 to Acct. Number 02391060-6524
- To allocate \$6494.00 to Acct. Number 02391060-6529



TO: Honorable Mayor and Members of the Common Council
FROM: Jon Urben, General Services Manager
DATE: November 26, 2024
SUBJECT: Res 24-610 Award Bid to Wheel and Sprocket for 14 "Procaliber 6" Trek Bikes for Police Department (\$32,684.82)

BACKGROUND

The Oshkosh Police Department's Mobile Field Force (MFF) team is deployed to manage events that involve large crowds. The MFF is trained and equipped to respond to and prevent unlawful activities during these events. There has been an increasing shift towards large gatherings such as protests and demonstrations that could escalate into violence, resulting in harm to the community. Providing 14 additional bicycles to the MFF team during event deployments will provide mobility and increase ease of access to areas where police vehicles might encounter challenges. Each bike includes higher end bike pedals, racks, trunk bags, lights, helmet, load cage and other accessories. At their September 24, 2024, meeting, the Common Council approved allocating \$27,434.00 in remaining ARPA appropriations for this project.

ANALYSIS

Working with Police Department staff, Purchasing prepared bid specifications for this project. Bids were due November 12, 2024. The bid tab is attached. The sole bid from Wheel and Sprocket met all the minimum bid requirements.

FISCAL IMPACT

The Common Council allocated \$27,434.00 in remaining ARPA appropriations for this project. The fiscal impact of this bid is \$32,684.82. This project will be charged to A/N#: 02240211 7204 15456 (Machinery & Equipment: ARPA- PD Mobile Force Bicycles). Police Department staff have confirmed the overage (\$5,250.82) will be charged to the Police Department's Operating Budget A/N#: 02150211 6550 02105 (Minor Equipment).

RECOMMENDATION

Purchasing recommends the Common Council award this bid to Wheel and Sprocket for \$32,684.82.

Attachments

RES 24-610
Bid Tab OPD Bikes

11/26/2024

24-610

RESOLUTION

CARRIED

7-0

PURPOSE: AWARD BID TO WHEEL AND SPROCKET FOR 14 PROCALIBER 6 TREK BIKES FOR POLICE DEPARTMENT (\$32,684.82)

INITIATED BY: PURCHASING DEPARTMENT

WHEREAS, the City of Oshkosh has heretofore advertised for bids for 14 Procaliber 6 Trek Bikes for Oshkosh Police Department; and

WHEREAS, upon the opening and tabulation of bids, the following is the only bid:

Wheel and Sprocket
3939 W College Ave
Appleton, WI 54914

Total Bid: \$32,684.82

WHEREAS, this bid meets the minimum specifications and staff has reviewed the bid and recommends its acceptance.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that the said bid is hereby accepted and the proper City officials are hereby authorized and directed to enter into an appropriate agreement for the purpose of same, all according to plans, specifications, and bid on file. Money for this purpose is hereby appropriated from:

Acct. Nos.

02240211 7204 15456 Machinery & Equipment: ARPA- PD Mobile Force Bicycles
02150211 6550 02105 Minor Equipment



BID TAB

**QTY FOURTEEN (14) PROCALIBER 6 TREK BIKES AND EQUIPMENT SETS
FOR THE CITY OF OSHKOSH POLICE DEPARTMENT**

TUESDAY NOVEMBER 12, 2024 10:00 A.M.

BIDDER	BID
Wheel and Sprocket 3939 W College Ave Appleton WI 54914	\$32,684.82



TO: Honorable Mayor and Members of the Common Council
FROM: Jon Urben, General Services Manager
DATE: November 26, 2024
SUBJECT: Res 24-611 Approve Professional Services Proposal from Lee Recreation, LLC for Playground Design and Installation for Stevens Park (\$275,000.00)

BACKGROUND

At their September 24, 2024, meeting, the Common Council approved allocating \$275,000.00 in remaining ARPA appropriations to replace play equipment at Stevens Park that was originally installed in 2004. The Parks Department and Purchasing staff solicited proposals from playground design firms. The RFP requested firms to provide up to three playground designs, to include the equipment, installation and poured-in-place rubber surfacing.

ANALYSIS

The RFP was issued for this project on September 23, 2024, and sent to known playground design firms. Proposals were due October 25, 2024. Proposals were received from four firms. Proposals were evaluated based on design creativity, components requested in the RFP and potential future maintenance. After evaluating all the proposals, it was the consensus of Parks staff and the Stevens Park Neighborhood Association members that Design 2 from Lee Recreation, LLC best met the project criteria. The project is scheduled to be completed in the spring of 2025.

FISCAL IMPACT

The total fiscal impact of Lee Recreation, LLC's proposal is \$275,000.00. The proposal includes the equipment, installation and poured-in-place rubber surfacing. The Common Council allocated \$275,000.00 in remaining ARPA appropriations for this project. Funding for this project will be charged to A/N#: 02240610 7204 15465 (Machinery and Equipment- ARPA Stevens Park Play Equip).

RECOMMENDATION

Section 12-16 of the Municipal Code provides that, subject to approval of the City Manager, the City may enter into professional service agreements without following a competitive bidding or quotation process. In accordance with Section 12-16, Purchasing recommends that the Common Council approve the proposal submitted by Lee Recreation, LLC, 260 W. Main Street, Cambridge, WI 53523 for \$275,000.00. If you have any questions, please contact Parks Director Ray Maurer.

Attachments

RES 24-611

11/26/2024

24-611

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE PROFESSIONAL SERVICES PROPOSAL FROM LEE RECREATION, LLC FOR PLAYGROUND DESIGN AND INSTALLATION FOR STEVENS PARK (\$275,000.00)

INITIATED BY: PURCHASING DEPARTMENT

WHEREAS, the Common Council allocated \$275,000.00 in remaining ARPA appropriations to replace play equipment at Stevens Park that was originally installed in 2004, and

WHEREAS, staff solicited proposals for the the equipment, installation and poured in place rubber surfacing pursuant to the professional services exception under Section 12-16 of our Municipal Code which allows for the waiving of formal competitive bidding; and

WHEREAS, four (4) proposals were received by October 25, 2024; and

WHEREAS, after evaluating all of the proposals it was the consensus of Parks staff and Stevens Park Neighborhood Association members that Design 2 from Lee Recreation, LLC best met the project criteria.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that the proper City officials are hereby authorized to enter into and take those steps necessary to implement an appropriate professional services agreement with Lee Recreation, LLC for the equipment, installation and poured in place rubber surfacing for Stevens Park in the amount of two hundred seventy-five thousand dollars and no cents (\$275,000.00).

Acct. No. 02240610 7204 15465 Machinery and Equipment- ARPA Stevens Park Play Equip



TO: Honorable Mayor and Members of the Common Council
FROM: Jon Urben, General Services Manager
DATE: November 26, 2024
SUBJECT: Res 24-612 Approve Professional Services Proposal from Lee Recreation, LLC for Playground Design and Installation for Rainbow Memorial Park (\$275,000.00)

BACKGROUND

At their September 24, 2024, meeting, the Common Council approved allocating \$275,000.00 in remaining ARPA appropriations to replace play equipment at Rainbow Memorial Park that was originally installed in 2004. The Parks Department and Purchasing staff solicited proposals from playground design firms. The RFP requested firms to provide up to three playground designs, to include the equipment, installation and poured-in-place rubber surfacing.

ANALYSIS

The RFP was issued for this project on September 23, 2024, and sent to known playground design firms. Proposals were due October 25, 2024. Proposals were received from four firms. Proposals were evaluated based on design creativity, components requested in the RFP and potential future maintenance. After evaluating all the proposals, it was the consensus of Parks staff that Design 2 from Lee Recreation, LLC best met the project criteria. The project is scheduled to be completed in the spring of 2025.

FISCAL IMPACT

The total fiscal impact of Lee Recreation, LLC's proposal is \$275,000.00. The proposal includes the equipment, installation and poured-in-place rubber surfacing. The Common Council allocated \$275,000.00 in remaining ARPA appropriations for this project. Funding for this project will be charged to A/N#: 02240610 7204 15466 (Machinery and Equipment- ARPA Rainbow Memorial Park Play Equip).

RECOMMENDATION

Section 12-16 of the Municipal Code provides that, subject to approval of the City Manager, the City may enter into professional service agreements without following a competitive bidding or quotation process. In accordance with Section 12-16, Purchasing recommends that the Common Council approve the proposal submitted by Lee Recreation, LLC, 260 W. Main Street, Cambridge, WI 53523 for \$275,000.00. If you have any questions, please contact Parks Director Ray Maurer.

Attachments

RES 24-612

11/26/2024

24-612

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE PROFESSIONAL SERVICES PROPOSAL FROM LEE RECREATION, LLC FOR PLAYGROUND DESIGN AND INSTALLATION FOR RAINBOW MEMORIAL PARK (\$275,000.00)

INITIATED BY: PURCHASING DEPARTMENT

WHEREAS, the Common Council allocated \$275,000.00 in remaining ARPA appropriations to replace play equipment at Rainbow Memorial Park that was originally installed in 2004, and

WHEREAS, staff solicited proposals for the the equipment, installation and poured in place rubber surfacing pursuant to the professional services exception under Section 12-16 of our Municipal Code which allows for the waiving of formal competitive bidding; and

WHEREAS, four (4) proposals were received by October 25, 2024; and

WHEREAS, after evaluating all of the proposals it was the consensus of Parks staff that Design 2 from Lee Recreation, LLC best met the project criteria.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that the proper City officials are hereby authorized to enter into and take those steps necessary to implement an appropriate professional services agreement with Lee Recreation, LLC for the equipment, installation and poured in place rubber surfacing for Rainbow Memorial Park in the amount of two hundred seventy-five thousand dollars and no cents (\$275,000.00).

Acct. No. 02240610 7204 15466 Machinery and Equipment- ARPA Rainbow Memorial Park Play Equip



TO: Honorable Mayor and Members of the Common Council
FROM: Jon Urben, General Services Manager
DATE: November 26, 2024
SUBJECT: Res 24-613 Approve Cooperative Purchase of Truck Chassis from Truck Country of Wisconsin, Inc. and Automated Side Loader from Scranton Manufacturing Company/Envirotech Equipment for Sanitation Division (\$328,377.44)

BACKGROUND

The Common Council allocated \$375,000.00 in the 2024 CIP to purchase an automated side loader refuse truck for the Sanitation Division. This unit includes the truck chassis and the automated side loader body. This memo seeks Council approval of the purchase of this unit pursuant to the cooperative purchase exception to our purchasing ordinance. The new unit will replace unit #211, a 2016 truck with 43,818 miles that has required an increasing amount of maintenance resulting in more downtime. On a daily basis, this unit makes between 800--900 stops for recycling pickups.

ANALYSIS

Purchasing confirmed Truck Country of Wisconsin, Inc. holds a State of Wisconsin cooperative contract (#505ENT-M23-MDHDCHASSIS-04) for the truck chassis. Additionally, purchasing confirmed Scranton Manufacturing Company/Envirotech Equipment holds a Sourcewell cooperative contract (#091219-NWY) for the automated side loader body. By using these cooperative contracts, in total, the city will save \$90,475 (41%) off list price. Purchasing has confirmed these contracts qualify as cooperative purchasing exceptions to our purchasing ordinance.

FISCAL IMPACT

With trade-in, the total fiscal impact of this vehicle via the State of Wisconsin and Sourcewell cooperative contract discounts is \$328,377.44. A total of \$375,000.00 was allocated for an automated side load refuse truck in the 2024 CIP. This purchase will be charged to A/N#: 03230480 7210 66911 (Motor Vehicles- CIP Recycling Roll Off Containers).

RECOMMENDATION

Section 12-15 of the Municipal Code provides that, subject to approval of the City Manager, cooperative purchases pursuant to a contract with any other local, state or federal governmental unit or agency may be made without following a competitive bidding or quotation process. In accordance with Section 12-15 of the Municipal Code and with approval by the City Manager, Purchasing recommends the Common Council approve these cooperative purchases from Truck Country of Wisconsin, Inc., 2401 Progress Way, Kaukauna, WI 54130, for \$173,562.44 and from Scranton Manufacturing Company/Envirotech Equipment, 19750 W. Edgewood Drive, Lannon, WI 53046 for \$154,815.00. If there are any questions about this purchase, please contact me or Public Works Director James Rabe.

Attachments

RES 24-613

11/26/2024

24-613

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE COOPERATIVE PURCHASE OF TRUCK CHASSIS FROM TRUCK COUNTRY OF WISCONSIN, INC. AND AUTOMATED SIDE LOADER BODY FROM SCRANTON MANUFACTURING COMPANY/ENVIROTECH EQUIPMENT FOR SANITATION DIVISION (\$328,377.44)

INITIATED BY: PURCHASING DEPARTMENT

WHEREAS, the 2024 Capital Improvements Budget allocated funds for the purchase of a truck chassis and automated side loader for the Sanitation Division; and

WHEREAS, by participating through the State of Wisconsin Sourcewell Cooperative Purchase program, staff was able to obtain a more competitive price for the truck chassis and automated side loader; and

WHEREAS, section 12-15 of the City of Oshkosh Municipal Code provides that purchases may be done without the use of formal sealed quotations or bids pursuant to a contract with any other local, state or federal governmental unit or agency; and

WHEREAS, Truck Country of Wisconsin holds the Sourcewell cooperative contract (#505ENT-M23-MDHDCHASSIS-04) for truck chassis and Scranton Manufacturing Company/Envirotech Equipment holds the Sourcewell cooperative contract (#091219-NWY) for automated side loader body.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that the proper City officials are hereby authorized and directed pursuant to Section 12-15 of the Oshkosh Municipal Code to purchase the above-mentioned truck chassis and automated side loader from:

Truck Country of Wisconsin, Inc.
2401 Progress Way
Kaukauna, WI 54130

Total Bid: \$173,562.44

and

Scranton Manufacturing Company/Envirotech Equipment
19750 W. Edgewood Drive
Lannon, WI 53046

Total Bid: \$154,815.00

BE IT FURTHER RESOLVED that the proper City officials are hereby authorized and directed to enter into an appropriate agreement for the purpose of same. Money for this purpose is hereby appropriated from:

Acct. No. 03230480 7210 66911 Motor Vehicles- CIP Recycling Roll Off Containers



TO: Honorable Mayor and Members of the Common Council
FROM: Jon Urben, General Services Manager
DATE: November 26, 2024
SUBJECT: Res 24-615 Approve Change Order No. 1 (Final) for Berglund Construction Company for Masonry Repairs/Loading Door Improvements for Public Museum (+\$30,658.00)

BACKGROUND

Change Order No. 1 (Final) for Masonry Repairs/Loading Door Improvements at the Public Museum is scheduled for consideration by the Common Council at their November 26, 2024 meeting. The project was originally awarded to Berglund Construction Company at the August 23, 2023 meeting. This change order is for additional services requested by the city.

ANALYSIS

Following is a summary of changes and associated costs for this change order:

Item	Work Change Directive	Description	Action	Amount
1	1	Remove loading door operator scope of work	Deduct	-\$6,850.00
2	2	Lead abatement at Sawyer Home windows	Add	+\$4,000.00
3	3	Limestone purchase for future maintenance/replacement	Add	+\$943.00
4	4	SE chimney repair of extensive cracking	Add	+\$7,270.00
5	5	Roof repair from Sawyer bay window and main slate	Add	+\$25,295.00
		TOTAL VALUE OF CHANGE ORDER NO. 1 (FINAL)		+\$30,658.00

FISCAL IMPACT

Funding for this change order is in A/N#: 02241070 7214 15231 (Building Improvements- Museum Masonry Overhaul and Loading Doors). There are sufficient funds within this project budget for this change order.

RECOMMENDATION

Staff recommends approval of Change Order No. 1 (Final) to the Masonry Repairs/Loading Door Improvements for the Public Museum in the amount of +\$30,658.00. If there are any questions on this purchase, please contact me or Assistant City Manager/Director of Administrative Services John Fitzpatrick.

Attachments

11/26/2024

24-615

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE CHANGE ORDER NO. 1 (FINAL) FOR BERGLUND CONSTRUCTION COMPANY FOR MASONRY REPAIRS/LOADING DOOR IMPROVEMENTS FOR PUBLIC MUSEUM (+\$30,658.00)

INITIATED BY: PURCHASING DEPARTMENT

BE IT FURTHER RESOLVED by the Common Council of the City of Oshkosh that the following change order, a copy of which is attached, is hereby approved:

Berglund Construction Company
1650 W. Miller Park Way
Milwaukee, WI 53214

Net Increase to Contract: \$30,658.00

Acct. No. 02241070 7214 15231 Building Improvements- Museum Masonry Overhaul and Loading Doors



TO: Honorable Mayor and Members of the Common Council
FROM: Jon Urben, General Services Manager
DATE: November 26, 2024
SUBJECT: Res 24-616 Approve Change Order No. 1 (Final) for SMA Construction Services LLC for New 3rd Avenue Storage Facility for Police Department (+\$43,471.08)

BACKGROUND

Change Order No. 1 (Final) for the new 3rd Avenue Storage Facility is scheduled for consideration by the Common Council at their November 26, 2024 meeting. The project was originally awarded to SMA Construction Services, LLC at the November 14, 2023 meeting. This change order is for additional services requested by the city.

ANALYSIS

Following is a summary of changes and associated costs for this change order:

Item	Work Change Directive	Description	Action	Amount
1	03	Additional electrical work for storage mezzanine	Add	+\$7,366.46
2	01	300 LF of 6' high galvanized chain link temp fence	Add	+\$5,275.46
3R	04	Bad soils-directed to use slurry to fill 9 yd area	Add	+\$4,353.30
4	02	Add 75' fence to south of building for added security	Add	+\$7,343.02
5	05	Installation of 1.5" Mississippi rock in lieu of sod	Add	+\$4,083.95
6	05	(2) 8' added to bollards on ext. of bldgs.	Add	+\$2,508.89
7	05	Wrap SE & SW corners of front wall w masonry	Add	+\$3,778.85
8	05	Upgraded IT switches from original spec	Add	+\$4,952.30
9	05	3" hub drain below water heater for temperature relief	Add	+\$1,438.84
10	05	WPS fee for final electrical/gas	Add	+\$2,557.79
11	06	Blockfill and paint backside of parapet masonry wall	Add	+\$799.31
12	06	Water tap per CBD and quartz box and traffic cover	Deduct	-\$5,122.13
13	06	Removal motion sensor & install toggle switch Storage Area	Add	+\$659.70
14	06	Install railing under stairs, added evac and address signage	Add	+\$2,162.05

15	06	Split cost for fire sprinkler system install w Simplex devices	Add	+\$1,313.29
		TOTAL VALUE OF CHANGE ORDER NO. 1 (FINAL)		+\$43,471.08

FISCAL IMPACT

Funding for this change order is in A/N#: 03230130 7214 63111 (Building Improvements- PD 3rd Avenue Storage Facility Improvements). There are sufficient funds within this project budget for this change order.

RECOMMENDATION

Staff recommends approval of Change Order No. 1 (Final) to the new 3rd Avenue Storage Facility for the Police Department in the amount of +\$43,471.08. If there are any questions on this purchase, please contact me or Assistant City Manager/Director of Administrative Services John Fitzpatrick.

Attachments

Res 24-616

11/26/2024

24-616

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE CHANGE ORDER NO. 1 (FINAL) FOR SMA CONSTRUCTION SERVICES LLC FOR NEW 3RD AVENUE STORAGE FACILITY FOR POLICE DEPARTMENT (+\$43,471.08)

INITIATED BY: PURCHASING DEPARTMENT

BE IT RESOLVED by the Common Council of the City of Oshkosh that the following change order, a copy of which is attached, is hereby approved:

SMA Construction Services LLC
201 W. Walnut Street, Suite 301
Green Bay, WI 54303-5709

Net Increase to Contract: \$43,471.08

Acct. No. 03230130 7214 63111 Building Improvements- PD 3rd Avenue Storage Facility Improvements



TO: Honorable Mayor and Members of the Common Council
FROM: Jon Urben, General Services Manager
DATE: November 26, 2024
SUBJECT: Res 24-617 Approve Change Order No. 1 (Final) for Cardinal Construction Company, Inc. for Waldwic Gallery Renovation for Public Museum (+\$34,340.30)

BACKGROUND

Change Order No. 1 (Final) for the Waldwic Gallery Renovation at the Public Museum is scheduled for consideration by the Common Council at their November 26, 2024 meeting. The project was originally awarded to Cardinal Construction Company, Inc. at the March 26, 2024 meeting. This change order is for additional services requested by the city.

ANALYSIS

Following is a summary of changes and associated costs for this change order:

Item	Work Change Directive	Description	Action	Amount
1	1	Added flooring finish	Add	+\$2,772.00
2	2	Extra CAT6 cable for security cameras	Add	+\$1,815.00
3	3	Duct and roof drain modifications	Add	+\$8,308.30
4	4	Add closet	Add	+\$6,180.90
5	5	Decommission water fountain	Add	+\$1,554.30
6	6	Stairwell wall furring	Add	+\$2,938.10
7	7	Additional painting at doors, frames ST201 and ST203	Add	+\$686.40
8	8	Additional lighting and exit fixtures ST201 & ST202	Add	+\$4,279.00
9	9	Magnetic hold opens at gallery doors	Add	+\$5,806.30
		TOTAL VALUE OF CHANGE ORDER NO. 1 (FINAL)		+\$34,340.30

FISCAL IMPACT

Funding for this change order is in A/N#: 032301070 7214 63170 (Building Improvements- Museum CIP Fund for General Purpose Room). There are sufficient funds within this project budget for this change order.

RECOMMENDATION

Staff recommends approval of Change Order No. 1 (Final) to the Waldwic Gallery Renovation for the Public Museum in the amount of +\$34,340.30. If there are any questions on this purchase, please contact me or Assistant City Manager/Director of Administrative Services John Fitzpatrick.

Attachments

Res 24-617

11/26/2024

24-617

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE CHANGE ORDER NO. 1 (FINAL) FOR CARDINAL CONSTRUCTION COMPANY, INC. FOR WALDWIC GALLERY RENOVATION FOR PUBLIC MUSEUM (+\$34,340.30)

INITIATED BY: PURCHASING DEPARTMENT

BE IT RESOLVED by the Common Council of the City of Oshkosh that the following change order, a copy of which is attached, is hereby approved:

Cardinal Construction Company, Inc.
1183 Industrial Parkway
Fond du Lac, WI 54937

Net Increase to Contract: \$34,340.30

Acct. No. 032301070 7214 63170 Building Improvements- Museum CIP Fund for General Purpose Room



TO: Honorable Mayor and Members of the Common Council
FROM: Kathy Snell, Special Events Coordinator
DATE: November 26, 2024
SUBJECT: Res 24-618 Approve Special Event - Anglers in Action Inc. to Utilize Menominee Park Millers Bay and Boat Launch Parking Lot to Host the Cold Water Classic, January 25, 2025

Attachments

RES 24-618
Cold Water Classic Attachment

11/26/2024

24-618

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE SPECIAL EVENT - ANGLERS IN ACTION INC TO UTILIZE MENOMINEE PARK MILLERS BAY AND BOAT LAUNCH PARKING LOT TO HOST THE COLD WATER CLASSIC, JANUARY 25, 2025

INITIATED BY: CITY ADMINISTRATION

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that approval is granted to Anglers in Action LLC (Matthew Crawford) to utilize Menominee Park Millers Bay and boat launch parking lot on Saturday, January 25, 2025, from 8 a.m. to 4 p.m. to host the Cold Water Classic, in accordance with the municipal code and the attached application, with the following exceptions/conditions:

- A.
- B.
- C.

BE IT FURTHER RESOLVED that as a condition of approval, the Event Organizer shall pay the City's actual costs for extraordinary services. Approval of this request shall not be interpreted as approval to conduct the event during any period of emergency order or declaration prohibiting such an event. Approval of this event shall not be interpreted to supersede any emergency order or declaration applicable to such an event and all events shall remain subject to all applicable ordinances, orders, declarations and requirements for public gatherings.

Cost Estimates for Extraordinary Services
None



Date Filed: 11/11/24

Application Fee Paid: INV

SPECIAL EVENT PERMIT APPLICATION

Application fees are \$25 for a single day event or \$35 for a multi-day event

GENERAL INFORMATION							
Official Name of Event: Cold Water Classic							
Start Date: 4/11/2025 1/25/25				End Date: 4/11/2025 1/25/25			
List times for each day:							
	MON	TUES	WED	THURS	FRI	SAT	SUN
SET UP TIME						8am	
START TIME						11am	
END TIME						2pm	
CLEAN UP TIME						4pm	
LOCATION OF THE EVENT							
City Park: Menominee Park							
Public Property (list street(s), building(s), etc.)							
County Park / Property:							
City Park:							
Other:							
ORGANIZATION SPONSOR							
Name: Anglers In Action Inc.							
Address: 925 Starboard Court							
City: Oshkosh		State: WI			Zip: 54901		
<input type="checkbox"/> Check this box if this organization is tax exempt (a copy of Wisconsin Sales & Use Tax Exempt form is required)							

* date updated per email 11/11/24



TO: Honorable Mayor and Members of the Common Council
FROM: Kathy Snell, Special Events Coordinator
DATE: November 26, 2024
SUBJECT: Res 24-619 Approve Special Event - Special Olympics Wisconsin to Utilize Menominee Park & Millers Bay for the Polar Plunge, February 8, 2025

Attachments

RES 24-619
Polar Plunge Attachment

11/26/2024

24-619

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE SPECIAL EVENT - SPECIAL OLYMPICS WISCONSIN TO UTILIZE MENOMINEE PARK & MILLERS BAY FOR THE POLAR PLUNGE, FEBRUARY 8, 2025

INITIATED BY: CITY ADMINISTRATION

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that approval is granted to Special Olympics Wisconsin (Corey Beecher) to utilize Menominee Park & Millers Bay on Saturday, February 8, 2025, from 10:00 a.m. to 4:00 p.m. for the Polar Plunge in accordance with the municipal code and the attached application, with the following exceptions/conditions:

- A.
- B.
- C.

BE IT FURTHER RESOLVED that as a condition of approval, the Event Organizer shall pay the City's actual costs for extraordinary services. Approval of this request shall not be interpreted as approval to conduct the event during any period of emergency order or declaration prohibiting such an event. Approval of this event shall not be interpreted to supersede any emergency order or declaration applicable to such an event and all events shall remain subject to all applicable ordinances, orders, declarations and requirements for public gatherings.

Cost Estimates for Extraordinary Services

The Extraordinary Services Fee Schedule for Special Events is subject to change.
These rates are based on the 2024 Extraordinary Services Fee Schedule for Special Events.

Fire Department

Inspections \$75 (preliminary estimate includes one hour of dedicated staff for inspection of temporary structures)

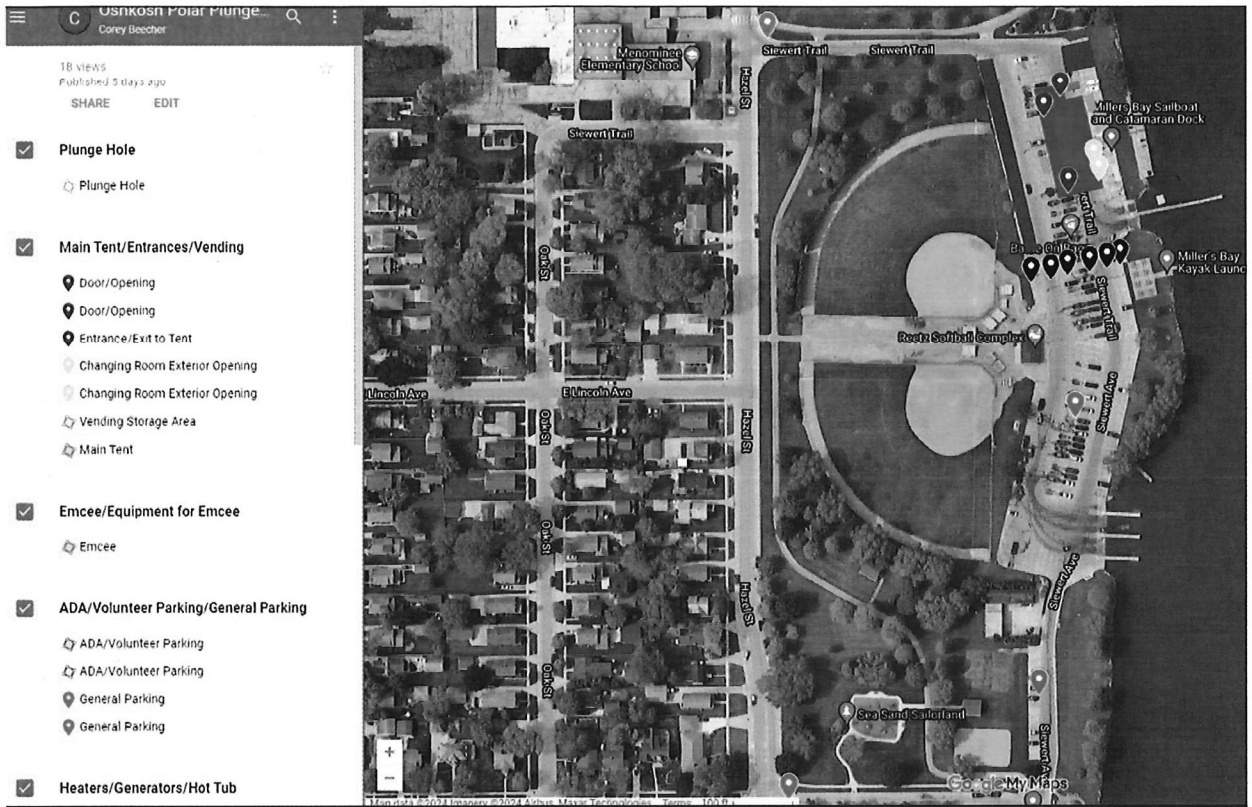


Date Filed: 10/29/24
Application Fee Paid: INV

SPECIAL EVENT PERMIT APPLICATION

Application fees are \$25 for a single day event or \$35 for a multi-day event

GENERAL INFORMATION							
Official Name of Event: Oshkosh Polar Plunge							
Start Date: 2/8/2025				End Date: 2/8/2025			
List times for each day:							
	MON	TUES	WED	THURS	FRI	SAT	SUN
SET UP TIME					8am	7am	
START TIME						10am	
END TIME						4pm	
CLEAN UP TIME						7pm	
LOCATION OF THE EVENT							
City Park: Miller's Bay, Menominee Park							
Public Property (list street(s), building(s), etc.)							
County Park / Property:							
City Park:							
Other:							
ORGANIZATION SPONSOR							
Name: Special Olympics Wisconsin							
Address: 6582 Ronald Reagan Drive							
City: Madison		State: Wisconsin			Zip: 53704		
<input type="checkbox"/> Check this box if this organization is tax exempt (a copy of Wisconsin Sales & Use Tax Exempt form is required)							





TO: Honorable Mayor and Members of the Common Council
FROM: Kathy Snell, Special Events Coordinator
DATE: November 26, 2024
SUBJECT: Res 24-620 Approve Special Event - Hmong Service Center, Inc to Hold the Hmong National Memorial Day Festival at the Winnebago County Community Park, May 24 & 25, 2025

Attachments

RES 24-620
Hmong National Memorial Day Festival Attachment

11/26/2024

24-620

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE SPECIAL EVENT - HMONG SERVICE CENTER INC TO HOST THE HMONG NATIONAL MEMORIAL DAY FESTIVAL AT THE WINNEBAGO COUNTY COMMUNITY PARK MAY 24 & 25, 2025

INITIATED BY: CITY ADMINISTRATION

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that approval is granted to Hmong Service Center, Inc. (Mee Yang) to hold the Hmong National Memorial Day Festival at the Winnebago County Community Park on Saturday, May 24, 2025, from 7:00 a.m. to 9:00 p.m. and Sunday, May 25, 2025, from 7:00 a.m. to 9:00 p.m., in accordance with the municipal code and the attached application, with the following exceptions/conditions:

A.

BE IT FURTHER RESOLVED that as a condition of approval, the Event Organizer shall pay the City's actual costs for extraordinary services. Approval of this request shall not be interpreted as approval to conduct the event during any period of emergency order or declaration prohibiting such an event. Approval of this event shall not be interpreted to supersede any emergency order or declaration applicable to such an event and all events shall remain subject to all applicable ordinances and orders, declarations and requirements for public gatherings.

Cost Estimates for Extraordinary Services

The Extraordinary Service Fee Schedule for Special Events is subject to change.
These rates are based on the 2024 Extraordinary Services Fee Schedule for Special Events.

Police

Staffing \$7,823.23 (preliminary estimate includes 73 officer hrs., 20
Supervisor hrs., 2 CSO hrs.)

Equipment/Vehicle Use \$128.96 (preliminary estimate includes 10 hrs. of ATV use)

Fire

Fire Inspection \$150 (preliminary estimate includes Inspector services)



Date Filed: 10/23/24
 Application Fee Paid: 10/23/24

SPECIAL EVENT PERMIT APPLICATION

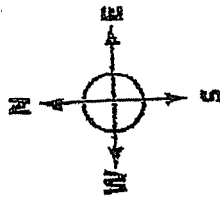
Application fees are \$25 for a single day event or \$35 for a multi-day event

GENERAL INFORMATION							
Official Name of Event: Hmong National Memorial Day Festival							
Start Date: 5/24/2025				End Date: 5/25/2025			
List times for each day:							
	MON	TUES	WED	THURS	FRI	SAT	SUN
SET UP TIME			8:00 AM	8:00 AM	8:00 AM	6:00 AM	6:00 AM
START TIME						7:00 AM	7:00 AM
END TIME						9:00 PM	9:00 PM
CLEAN UP TIME	8:00 AM					9:00 PM	9:00 PM
Brief Description/Purpose of Event: Festival & Sports, including parachuting as part of the opening ceremony of the event <hr/> <hr/> <hr/>							
Location of the Event:							
<input type="checkbox"/> City Park _____							
<input type="checkbox"/> Public Property (list street(s), building(s), etc.) _____							
<input checked="" type="checkbox"/> County Park / Property Winnebago County Community Park							
<input type="checkbox"/> Other _____							
ORGANIZATION SPONSOR							
Name: Hmong Service Center, Inc.							
Address: 2825 Prairie Wood Dr							
City: Oshkosh			State: WI		Zip: 54904		
<input type="checkbox"/> Check this box if this organization is tax exempt (a copy of Wisconsin Sales & Use Tax Exempt form is required)							

Hmong National Memorial Day Festival 2025 North Gate

Winnebago County Community Park
 501 E. County Rd Y
 Oshkosh, WI 54901

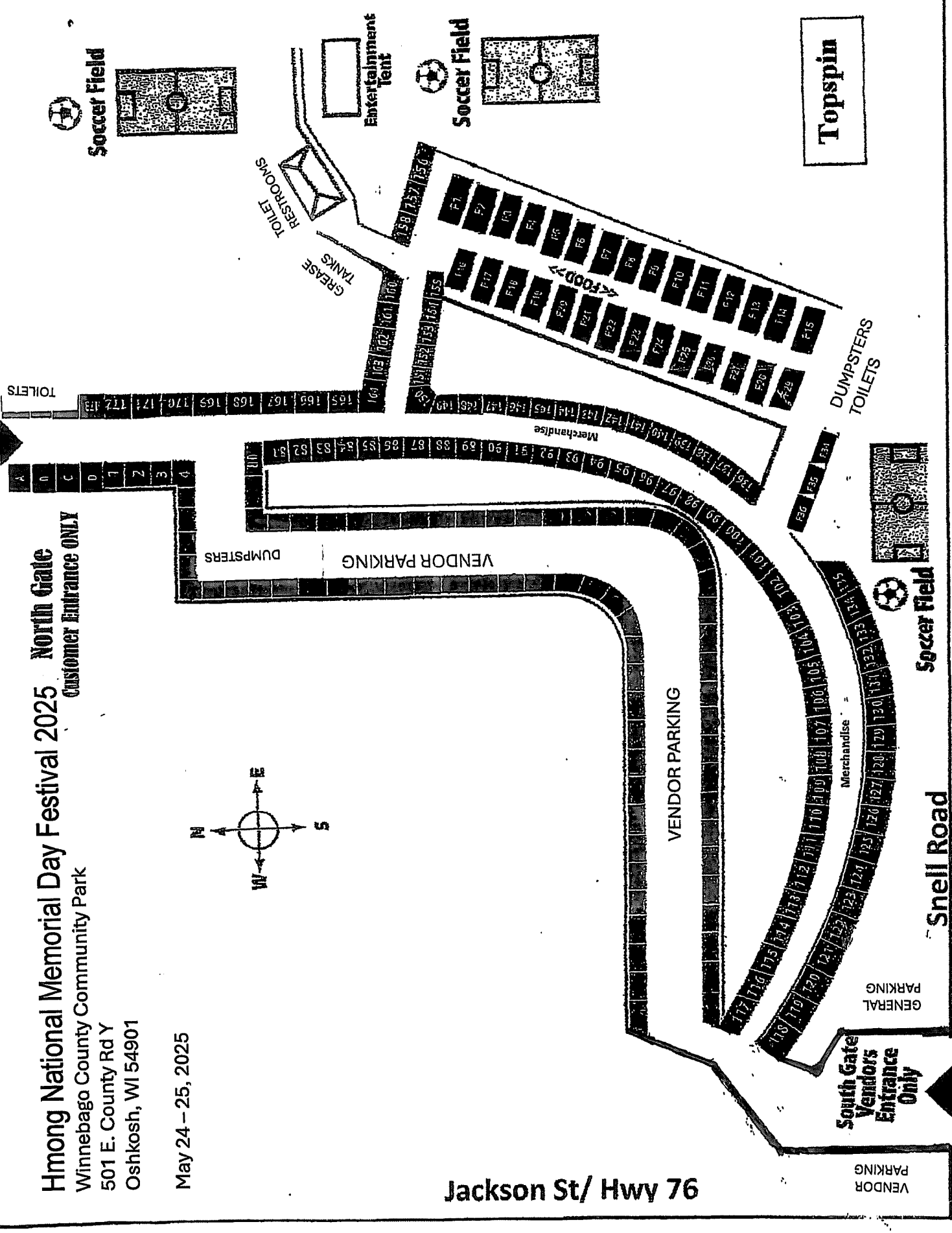
May 24 - 25, 2025



County Y Road

Jackson St/ Hwy 76

Snell Road



VOLLEYBALL

Soccer Field

Entertainment Tent

Soccer Field

Topsin

TOILETS

TOILETS RESTROOMS
 GREASE TANKS

Merchandise

DUMPSTERS

VENDOR PARKING

VENDOR PARKING

DUMPSTERS TOILETS

South Gate Vendors Entrance Only

VENDOR PARKING

Soccer Field



TO: Honorable Mayor and Members of the Common Council
FROM: Kathy Snell, Special Events Coordinator
DATE: November 26, 2024
SUBJECT: Res 24-621 Approve Special Event - Oshkosh Festivals, LLC to Utilize City Streets for the Crossroads 41 Event, August 6 Through August 9, 2025

Attachments

RES 24-621
Crossroads 41 Music Festival Attachmnet

11/26/2024

24-621

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE SPECIAL EVENT - OSHKOSH FESTIVAL LLC TO UTILIZE CITY STREETS FOR THE CROSSROADS 41 MUSIC FESTIVAL AUGUST 6 THROUGH 9, 2025

INITIATED BY: CITY ADMINISTRATION

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that approval is granted to Oshkosh Festivals, LLC (Corey Bliss) to utilize City streets from 9 a.m., Wednesday, August 6, 2025, through 12:00 p.m., Sunday, August 10, 2025, for the Crossroads 41 Music Festival in accordance with the municipal code and the attached application, with the following exceptions/conditions:

- a. Submission and approval of a Traffic, Pedestrian Safety, Security and Lighting Plan to include additional lighting, reduced speed limits, caution lights with message boards, and enhanced law enforcement as agreed upon.
- b. Submission and approval of an Emergency Services and Fire Protection Plan to include staffing levels.

BE IT FURTHER RESOLVED that as a condition of approval, the Event Organizer shall pay the City's actual costs for extraordinary services. Approval of this request shall not be interpreted as approval to conduct the event during any period of emergency order or declaration prohibiting such an event. Approval of this event shall not be interpreted to supersede any emergency order or declaration applicable to such an event and all events shall remain subject to all applicable ordinances, orders, declarations, and requirements for public gatherings.

Cost Estimates for Extraordinary Services

The Extraordinary Services Fee Schedule for Special Events is subject to change.
These rates are based on the 2024 Extraordinary Services Fee Schedule for Special Events.

Police

Staffing \$54,166.64 (preliminary estimate includes 48 CSO hours, 556.75 officer hrs., and 84 Supervisor hrs.)
Equipment / Vehicle \$3,564.92 (preliminary estimate includes 30 mobile command center hrs., 52 ATV/UTV hrs., 56 auto hrs.)
Supplies/Materials \$165 (preliminary estimate includes use of cones and no parking signs)

Public Works/Streets/Tranist

Staffing \$226.90 (preliminary estimate includes 6 staff hrs.)
Equipment/Vehicle \$138.72 (preliminary estimate includes 4 truck hrs. and 4 trailer hrs.)
Supplies/Materials \$258.50 (preliminary estimate includes use of barricades and signs)



Date Filed: _____
Application Fee Paid: _____

SPECIAL EVENT PERMIT APPLICATION

Application fees are \$25 for a single day event or \$35 for a multi-day event

GENERAL INFORMATION							
Official Name of Event: Crossroads 41 Music Festival							
Start Date: 8/6/2025				End Date: 8/9/2025			
List times for each day:							
	MON	TUES	WED	THURS	FRI	SAT	SUN
SET UP TIME							
START TIME			9:00 AM	1:00 PM	1:00 PM	1:00 PM	
END TIME				2:00 AM	2:00 AM	2:00 AM	12:00 PM
CLEAN UP TIME							
LOCATION OF THE EVENT							
City Park: n/a							
Public Property (list street(s), building(s), etc.) n/a							
County Park / Property: n/a							
City Park: n/a							
Other: 4125 S Washburn St, Oshkosh, WI 54904							
ORGANIZATION SPONSOR							
Name: Oshkosh Festivals, LLC							
Address: PO Box 3808							
City: Oshkosh			State: Wisconsin			Zip: 54903	
<input type="checkbox"/> Check this box if this organization is tax exempt (a copy of Wisconsin Sales & Use Tax Exempt form is required)							



TO: Honorable Mayor and Members of the Common Council
FROM: Kathy Snell, Special Events Coordinator
DATE: November 26, 2024
SUBJECT: Res 24-622 Approve Special Event - Hmong Service Center, Inc. to Hold the Hmong National Labor Day Festival at Sunnyview Exposition Center and the Winnebago County Community Park, August 30 & August 31, 2025

Attachments

RES 24-622
Hmong National Labor Day Festival Attachment

11/26/2024

24-622

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE SPECIAL EVENT - HMONG SERVICE CENTER INC TO HOLD THE HMONG NATIONAL LABOR DAY FESTIVAL AT THE WINNEBAGO COUNTY COMMUNITY PARK ON AUGUST 30 & 31, 2025

INITIATED BY: CITY ADMINISTRATION

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that approval is granted to Hmong Service Center, Inc. (Mee Yang) to hold the Hmong National Labor Day Festival at the Winnebago County Community Park on Saturday, August 30, 2025, from 7:00 a.m. to 9:00 p.m. and Sunday, August 31, 2025, from 7:00 a.m. to 9:00 p.m., in accordance with the municipal code and the attached application, with the following exceptions/conditions:

A.

BE IT FURTHER RESOLVED that as a condition of approval, the Event Organizer shall pay the City's actual costs for extraordinary services. Approval of this request shall not be interpreted as approval to conduct the event during any period of emergency order or declaration prohibiting such an event. Approval of this event shall not be interpreted to supersede any emergency order or declaration applicable to such an event and all events shall remain subject to all applicable ordinances, orders, declarations and requirements for public gatherings.

Cost Estimates for Extraordinary Services

The Extraordinary Services Fee Schedule for Special Events is subject to change.
These rates are based on the 2024 Extraordinary Services Fee Schedule for Special Events.

Police

Staffing \$9,650.48 (preliminary estimate includes 92 officer hrs., 23
Supervisor hrs., 2 CSO hrs.)

Equipment/Vehicle Use \$311.28 (preliminary estimate includes 32 hrs. of ATV use)

Fire

Fire Inspection \$150.00 (preliminary estimate includes Inspector services)



Date Filed: 10/23/24
 Application Fee Paid: 10/23/24

SPECIAL EVENT PERMIT APPLICATION

Application fees are \$25 for a single day event or \$35 for a multi-day event

GENERAL INFORMATION							
Official Name of Event: Hmong National Labor Day Festival							
Start Date: 8/30/2025				End Date: 8/31/2025			
List times for each day:							
	MON	TUES	WED	THURS	FRI	SAT	SUN
SET UP TIME			8:00 AM	8:00 AM	8:00 AM	6:00 AM	6:00 AM
START TIME						7:00 AM	7:00 AM
END TIME						9:00 PM	9:00 PM
CLEAN UP TIME	8:00 AM					9:00 PM	9:00 PM
Brief Description/Purpose of Event: Festival & Sports							
Location of the Event:							
<input type="checkbox"/> City Park _____							
<input type="checkbox"/> Public Property (list street(s), building(s), etc.) _____							
<input checked="" type="checkbox"/> County Park / Property Winnebago County Community Park							
<input type="checkbox"/> Other _____							
ORGANIZATION SPONSOR							
Name: Hmong Service Center, Inc.							
Address: 2825 Prairie Wood Dr							
City: Oshkosh			State: WI			Zip: 54904	
<input type="checkbox"/> Check this box if this organization is tax exempt (a copy of Wisconsin Sales & Use Tax Exempt form is required)							



TO: Honorable Mayor and Members of the Common Council
FROM: Jon Urben, General Services Manager
DATE: November 26, 2024
SUBJECT: Res 24-614 Approve Purchase of 2025 iasWorld Software as a Service (SaaS) Agreement from Tyler Technologies, Inc. for IT Division (\$130,100.00)

BACKGROUND

The Assessor Division utilizes Tyler Technologies iasWorld software to perform its assessment duties for real estate and personal property tax valuations. This agreement is proprietary to the assessment software system utilized by the city of Oshkosh.

ANALYSIS

The Tyler Technologies iasWorld annual software agreement is \$130,100.00, billed quarterly. The City Manager has approved this service agreement renewal. Tyler Technologies does not offer a multi-year renewal option for this software as their rates are adjusted annually. Purchasing has confirmed this purchase qualifies as an exception to our purchasing ordinance.

FISCAL IMPACT

The annual total fiscal impact of this agreement for 2025 is \$130,100.00. Funds for the 2025 iasWorld agreement (\$130,100.00) are allocated annually to the cloud-based computer services account (01000110 6415) of the 2025 IT Operating Budget.

RECOMMENDATION

Section 12-11 of the Municipal Code provides that, subject to approval of the City Manager, purchases may be made without following a formal competitive bidding process when the purchase is from only one source of supply or when standardization or compatibility is the overriding consideration. In accordance with Section 12-11 of the Municipal Code and with approval by the City Manager, Purchasing recommends the Common Council approve the 2025 iasWorld Software as a Service (SaaS) agreement for \$130,100.00 with Tyler Technologies, PO Box 203551, Dallas, TX 75320-3551.

Attachments

RES 24-614

11/26/2024

24-614

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE PURCHASE OF 2025 IASWORLD SOFTWARE AS A SERVICE (SAAS) AGREEMENT FROM TYLER TECHNOLOGIES, INC. FOR IT DIVISION (\$130,100.00)

INITIATED BY: PURCHASING DEPARTMENT

WHEREAS, the City of Oshkosh utilizes Tyler Technologies software for assessment of real estate and personal property; and

WHEREAS, it is necessary to provide for annual updating and maintenance of this system which is available only through Tyler Technologies.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that the proper City officials are hereby authorized and directed pursuant to Section 12-11 of the Oshkosh Municipal Code to enter into an appropriate agreement for software maintenance with:

Tyler Technologies, INC.
PO Box 203551
Dallas, TX 75320-3551

Total: \$130,100.00

Money for this purpose is hereby appropriated from:

Acct. No. 01000110-6415 Cloud-based Computer Services



TO: Honorable Mayor and Members of the Common Council
FROM: Mark Rohloff, City Manager
DATE: November 26, 2024
SUBJECT: Ord 24-623 Cancel December 24, 2024 Council Meeting

Attachments

ORD 24-623

11/26/2024 24-623 ORDINANCE
SECOND READING

11/12/2024 24-581 ORDINANCE
FIRST READING

CARRIED 7-0

PURPOSE: CANCEL DECEMBER 24, 2024 COUNCIL MEETING

INITIATED BY: CITY ADMINISTRATION

A GENERAL ORDINANCE OF THE CITY OF OSHKOSH PERTAINING TO REGULAR COUNCIL MEETINGS

WHEREAS, Section 2-10 of the City of Oshkosh Municipal Code provides that the regular meetings of the Common Council shall take place on the second and fourth Tuesdays of each month; and

WHEREAS, in December 2024, the second monthly meeting would occur on December 24.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Oshkosh as follows:

SECTION 1. That the regular meeting of the Oshkosh Common Council scheduled for December 24, 2024 at 6:00 p.m. is hereby canceled.

SECTION 2. This ordinance shall be in full force and effect from and after its passage and publication.

SECTION 3. Publication Notice. Please take notice that the City of Oshkosh enacted Ordinance 24-623 CANCEL DECEMBER 24, 2024 COUNCIL MEETING on November 26, 2024. The ordinance cancels the regular meeting of the Common Council scheduled for December 24, 2024.

The full text of the ordinance may be obtained at the Office of the City Clerk, 215 Church Ave., and on the City's website at www.oshkoshwi.gov. Clerk's phone: (920) 236-5011.



TO: Honorable Mayor and Members of the Common Council
FROM: Dean Smith, Police Chief
DATE: November 26, 2024
SUBJECT: Ord 24-624 Create Temporary Ordinance Prohibiting Alcohol in City Parks

BACKGROUND

The City of Oshkosh does not currently prohibit the consumption of alcohol beverages in city parks and has taken steps in recent years to expand the ability to consume alcohol beverages in the city's downtown area during certain limited times and with certain conditions through the adoption of a Designated Outdoor Refreshment Area (DORA). The Common Council through the DORA has, through March 31, 2025, permitted the carrying of open containers and consumption of alcoholic beverages within the city's North Main Street downtown area on Wednesday through Saturday evenings and on Saturday afternoons. While for the most part the DORA has resulted in minimal additional enforcement and concern in the downtown area, there have been incidents related to the consumption of alcohol beverages, particularly within the Opera House Square Park area, where intoxicated persons have either violated or attempted to violate other ordinances of the City of Oshkosh.

Due to the increase in these incidents, businesses in the downtown area and representatives of the Downtown Oshkosh Business Improvement District (BID) have approached the city with concerns pertaining to the unregulated consumption of alcohol beverages within the parks within the downtown area.

Staff reviewed the complaints and incidents that have occurred and recommends that action be taken to limit the consumption of alcohol in and around Grand Opera House Park. In addition, staff is concerned that regulating alcohol beverage consumption in a single or certain parks while prohibiting it in others may simply drive the problem from one public location to another. To that end, staff is recommending a temporary prohibition of alcohol beverages at all parks to address the current problems as well as to allow the city to evaluate the effectiveness of this measure and to identify other potential longer-term solutions.

While staff supports the prohibition of uncontrolled use of alcohol beverages within the city parks, staff does recommend some limited exceptions for situations with more controlled possession and consumption, specifically in connection with the holiday parade which has already been approved by Council and occurs during the original DORA hours, and in connection with approved Special Events and park facility rentals.

ANALYSIS

Limiting the possession and consumption of alcohol in city parks and in the established DORA district will require two (2) separate actions of the Council: an ordinance to prohibit the possession and consumption of alcohol beverages within city parks and a resolution to modify the approval of the DORA in the downtown area to remove the city parks and the sidewalk area adjacent to Opera House Square Park from the approved areas for carrying and consumption of alcohol.

Staff is proposing limited exceptions for the holiday parade which has already been approved by Council and occurs during the original DORA hours, and in connection with approved Special Events and park facility rentals where staff can work with the organizers to address concerns related to control of possession and consumption.

Staff is requesting waiving the rules to allow for passage of the ordinance upon the first reading to allow all provisions to go into effect at the same time for consistency of communication and education of the public.

Staff is also requesting that the ordinance provision be limited in term to March 31, 2025 and be self-repealing, requiring no further formal action of the Council to repeal at that time.

RECOMMENDATION

Staff recommends waiving of the rules and adopting on first reading the proposed ordinance to temporarily prohibit possession and consumption of alcohol beverages in city parks with the noted exceptions.

Attachments

ORD 24-624

11/26/2024
SECOND READING

24-624 ORDINANCE

11/12/2024
FIRST READING

24-582 ORDINANCE

CARRIED

4-3

PURPOSE: CREATE TEMPORARY ORDINANCE PROHIBITING ALCOHOL IN CITY PARKS

INITIATED BY: OSHKOSH POLICE DEPARTMENT

(LANGUAGE SUBMITTED FOR FIRST AND SECOND READING AS AMENDED NOVEMBER 26, 2024 / below)

A GENERAL ORDINANCE OF THE CITY OF OSHKOSH TEMPORARILY CREATING SECTION 19-4.1 OF THE CITY OF OSHKOSH MUNICIPAL CODE TO PROHIBIT THE POSSESSION AND CONSUMPTION OF ALCOHOL WITHIN CITY PARKS

WHEREAS, the consumption of alcohol beverages in City Parks is not currently prohibited within the City's Municipal Code; and

WHEREAS, the Oshkosh Police Department reports that there have been incidents related to the consumption of alcohol beverages where intoxicated persons have either violated or attempted violate other ordinances of the City of Oshkosh; and

WHEREAS, businesses in the downtown area and representatives of the Downtown Oshkosh Business Improvement District (BID) have approached the city with concerns pertaining to the unregulated consumption of alcohol beverages within the parks within the downtown area; and

WHEREAS, there is concern that regulating alcohol beverage consumption in certain parks while prohibiting it in others may simply drive the problem from one public location to another; and

WHEREAS, staff recommends a temporary prohibition of alcohol beverages at all parks with limited exceptions for the holiday parade which had already been approved and occurs during the original DORA hours, and in connection with City approved special events and park facility rentals.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Oshkosh as follows:

SECTION 1. That Section 19-4.1 of the City of Oshkosh Municipal Code is hereby created to read as follows:

SECTION 19-4.1 POSSESSION AND CONSUMPTION OF ALCOHOL WITHIN CITY PARKS PROHIBITED

(A) No person shall possess or consume any intoxicating liquor or fermented malt beverage while in or upon any City of Oshkosh park property.

(B) Notwithstanding the prohibition contained within subsection (A) above, persons may possess intoxicating liquor and fermented malt beverages within or upon city park property:

- (1) in connection with the previously approved Special Event for Opera House Square Park Community Tree Lighting and Holiday Parade Event to be held on Thursday, December 5, 2024.
- (2) within the boundaries of and during the hours of a Special Event which includes a request for alcohol beverages approved under the provisions of Chapter 5 of the City of Oshkosh Municipal Code.
- (3) in connection with and during the hours rented within the exclusive rental area of a park facility.

SECTION 2. This ordinance shall be in full force and effect from and after its passage and publication and shall automatically repeal without further action by the Common Council required at 11:59 pm on March 31, 2025.

SECTION 3.

Publication Notice. Please take notice that the City of Oshkosh enacted ordinance #24-624 **Create Temporary Ordinance Banning Alcohol in THE OPERA HOUSE SQUARE PARK (A GENERAL ORDINANCE OF THE CITY OF OSHKOSH TEMPORARILY CREATING SECTION 19-4.1 OF THE CITY OF OSHKOSH MUNICIPAL CODE TO PROHIBIT THE POSSESSION AND CONSUMPTION OF ALCOHOL WITHIN THE OPERA HOUSE SQUARE CITY PARK) on November 12, 2024. This ordinance creates a temporary ban on the possession and/or consumption of alcohol beverages in the Opera House Square City Park through March 31, 2025. There are exceptions for the previously approved evening of December 5, 2024, in connection with the Downtown Holiday Parade, approved Special Events, and Rentals of the Opera House Square City Park.**

The full text of the ordinance may be obtained at the Office of the City Clerk, 215 Church Avenue, and through the City's website at www.oshkoshwi.gov. Clerk's phone: 920/236-5011.



TO: Honorable Mayor and Members of the Common Council
FROM: Kelly Nieforth, Director of Community Development
DATE: November 26, 2024
SUBJECT: *Ord 24-625 Approve Request to Annex to the City from the Town of Oshkosh, 4434 Island View Drive, Parcel 01805930000 (Plan Commission Recommends Approval)

BACKGROUND

The property is located on the east side of Island View Drive approximately 400 feet south of Sunnyview Road and fronts the west shoreline of Lake Winnebago. The property contains a single-family house with attached 2-car garage. The petitioner is requesting to annex to enable a connection to City water. The existing well serving the house has failed and the owner has chosen to annex to the city versus constructing a replacement well. The Common Council approved an Annexation Agreement (Res. 24-534) which allowed the owner to connect to City water prior to officially annexing to the City to shorten the delay of restoring water to her house. The agreement stipulates that the owner will follow through with the annexation after connecting to City water. The house is currently connected to sanitary sewer owned by the Island View Sanitary District.

ANALYSIS

The proposed annexation meets Wisconsin's statutory requirements for unanimous annexations. The property is adjacent to the City to the north and south, and will eliminate a town island. The State of Wisconsin Department of Administration's Municipal Boundary Review has reviewed the petition and found the annexation to be in the public interest.

The Comprehensive Plan designates this area appropriate for Light Density Residential land uses, which is consistent with the proposed Single Family Residential-5 (SR-5) District zoning designation.

The Department of Public Works has reviewed the request and reported that the City water main is available along Island View Drive. Sanitary sewer is also located within the Island View Drive right-of-way; however, it is owned by the Island View Sanitary District. The Oshkosh Fire and Police Departments have reviewed the annexation request and do not have any concerns with providing services to this property.

RECOMMENDATION

The Plan Commission recommended approval of the requested annexation on November 19, 2024.

Please see the attached staff report, meeting minutes and the Wisconsin Department of Administration's finding for more information.

Attachments

Ord 24-625
Exhibit A to Ord 24-625
Annexation - 4434 Island View Dr
DOA Letter
StampedKrommAnnexationMap
StampedUnanimousPetition
StampedZoningPetition

PURPOSE: APPROVE REQUEST TO ANNEX TO THE CITY FROM THE TOWN OF OSHKOSH, 4434 ISLAND VIEW DRIVE, PARCEL 01805930000

INITIATED BY: CHRISTINE KROMM

PLAN COMMISSION RECOMMENDATION: Approved

A GENERAL ORDINANCE OF THE CITY ANNEXING CERTAIN TERRITORY FROM THE TOWN OF OSHKOSH TO THE CITY OF OSHKOSH.

The Common Council of the City of Oshkosh do ordain as follows:

WHEREAS, an annexation petition duly circulated has heretofore been signed by the owners of all the real property within such territory and all of the electors residing in said territory; and

WHEREAS, Section 66.0217(2) of the Wisconsin Statutes allows for petition to be filed without a notice of intention to circulate in an annexation by unanimous approval; and

WHEREAS, said annexation petition together with a description of the territory to be annexed and a scale map showing the boundaries of such territory and its relation to the municipalities involved, having been filed with the City Clerk of the City of Oshkosh and the Town Clerk for the Town of Oshkosh; and

WHEREAS, a copy of said annexation petition together with a description of the territory to be annexed and a scale map having been mailed to the affected municipal and school district clerks and the Director of the Municipal Boundary Review of the State of Wisconsin, Department of Commerce within five (5) days of the filing of said petition; and

WHEREAS, not more than one hundred twenty (120) days have lapsed since the filing of the annexation petition; and

WHEREAS, the Director of the Municipal Boundary Review of the State of Wisconsin, Department of Commerce, has issued his opinion that the annexation is not contrary to the public interest; and

WHEREAS, the petitioners have requested that the annexation ordinance temporarily designate the classification of the annexed area for zoning purposes; and

WHEREAS, the Plan Commission of the City of Oshkosh is recommending that said property be temporarily zoned as follows: Single-Family Residential (SR-5)

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Oshkosh as follows:

SECTION 1. The following described territory, pursuant to a duly filed voluntary attachment petition is hereby attached to and made part of the City of Oshkosh, a municipal corporation located in Winnebago County, more specifically to the 22ND Ward of said City and subject to Wisconsin Statutes and described in the attached "Exhibit A".

SECTION 2. Sections 1-28 and 1-29 of the Oshkosh Municipal Code pertaining to Boundaries, Wards, Polls, Benchmarks are hereby amended so as to reflect the provisions of this Ordinance and the proper City officials are hereby authorized and directed to make such changes.

SECTION 3. The proper City officials are hereby authorized and directed to comply with the requirements of Section 66.0307(10) including those requirements of 66.0217(9)(a) adopted by reference therein of the Wisconsin Statutes and the City Clerk shall give written notice to the Secretary of State.

SECTION 4. Said property hereinabove described is hereby temporarily zoned as follows: Single-Family Residential (SR-5)

SECTION 5. This Ordinance shall be in full force and effect from and after its passage and publication.

SECTION 6. Publication Notice. Please take notice that the City of Oshkosh enacted Ordinance #24-XXX APPROVE REQUEST TO ANNEX TO THE CITY FROM THE TOWN OF OSHKOSH, 4334 ISLAND VIEW DRIVE, PARCEL 01805930000 on December 10, 2024. The Ordinance annexed property located at 4334 Island View Drive from the Town of Oshkosh to the City of Oshkosh. The full text of the Ordinance may be obtained at the Office of the City Clerk, 215 Church Ave. and on the City's website at www.oshkoshwi.gov. Clerk's phone: (920) 236-5011.

EXHIBIT A

KROMM UNANIMOUS ANNEXATION FROM THE TOWN OF OSHKOSH

BEING PART OF GOVERNMENT LOT 1, SECTION 31, TOWNSHIP 19 NORTH, RANGE 17 EAST, TOWN OF OSHKOSH, WINNEBAGO COUNTY, WISCONSIN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING FROM THE NORTH CORNER OF SAID SECTION 31; THENCE S89°14'26"W, 4.02 FEET ALONG THE NORTH LINE OF THE NORTHWEST¹/₄ SAID SECTION 31 TO A POINT ON THE EXTENDED WESTERLY LINE OF ISLAND VIEW DRIVE; THENCE S09°00'46"W, 383.51 FEET ALONG SAID EXTENDED WESTERLY AND WESTERLY LINES OF ISLAND VIEW DRIVE TO THE POINT OF BEGINNING; THENCE N89°14'26"E, 245.31 FEET TO A MEANDER CORNER BEING S89°14'26"W, 20 FEET MORE OR LESS FROM THE WESTERN SHORELINE OF LAKE WINNEBAGO; THENCE S133°6'46"W, 63.07 FEET ALONG A MEANDER LINE TO A MEANDER CORNER BEING S89°14'26"W, 20 FEET MORE OR LESS FROM SAID SHORELINE; THENCE S89°14'26"W, 240.17 FEET TO THE WESTERLY LINE OF ISLAND VIEW DRIVE; THENCE N09°00'46"E, 62.00 FEET ALONG SAID WESTERLY LINE TO THE POINT OF BEGINNING; DESCRIBED AREA CONTAINS 16,018 SQUARE FEET OR 0.368 ACRES, MORE OR LESS, INCLUDING THOSE LANDS LOCATED BETWEEN SAID MEANDER LINE AND THE WESTERN SHORELINE OF LAKE WINNEBAGO. ALSO KNOWN AS 44 34 ISLAND VIEW DRIVE, PARCEL ID 01805930000.

ITEM: PUBLIC HEARING: PETITION FOR DIRECT ANNEXATION BY UNANIMOUS APPROVAL – KROMM ANNEXATION FROM THE TOWN OF OSHKOSH, 4434 ISLAND VIEW DRIVE, PARCEL 01805930000

Plan Commission Meeting of November 19, 2024.

GENERAL INFORMATION

Petitioner/Property Owner: Christine Kromm

Action(s) Requested:

Christine Kromm is requesting direct annexation (by unanimous approval) of approximately 0.368 acres of land located at 4434 Island View Drive in the Town of Oshkosh.

Applicable Ordinance Provisions:

Procedures concerning annexations are located within Section 30-360 of the City of Oshkosh Zoning Ordinance as well as within Section 66.0217 of the Wisconsin State Statutes.

Property Location and Background Information:

The property is located on the east side of Island View Drive approximately 400 feet south of Sunnyview Road and fronts the west shoreline of Lake Winnebago. The property contains a single-family house with attached 2-car garage.

The petitioner is requesting to annex to enable a connection to City water. The existing well serving the house has failed and the owner has chosen to annex to the city versus constructing a replacement well. The Common Council approved an Annexation Agreement (Res. 24-534) which allowed the owner to connect to City water prior to officially annexing to the City to shorten the delay of restoring water to her house. The agreement stipulates that the owner will follow through with the annexation after connecting to City water. The house is currently connected to sanitary sewer owned by the Island View Sanitary District.



Subject Site

The property currently has a Town of Oshkosh Rural Residential District (R-1). The surrounding area is made up exclusively of single-family uses with most of the houses being located within the City limits. The property will be annexed with temporary and permanent zonings of Single Family Residential-5 (SR-5), which is consistent with the adjacent City zoning and Comprehensive Plan's Light Density Residential land use recommendation.

Subject Site

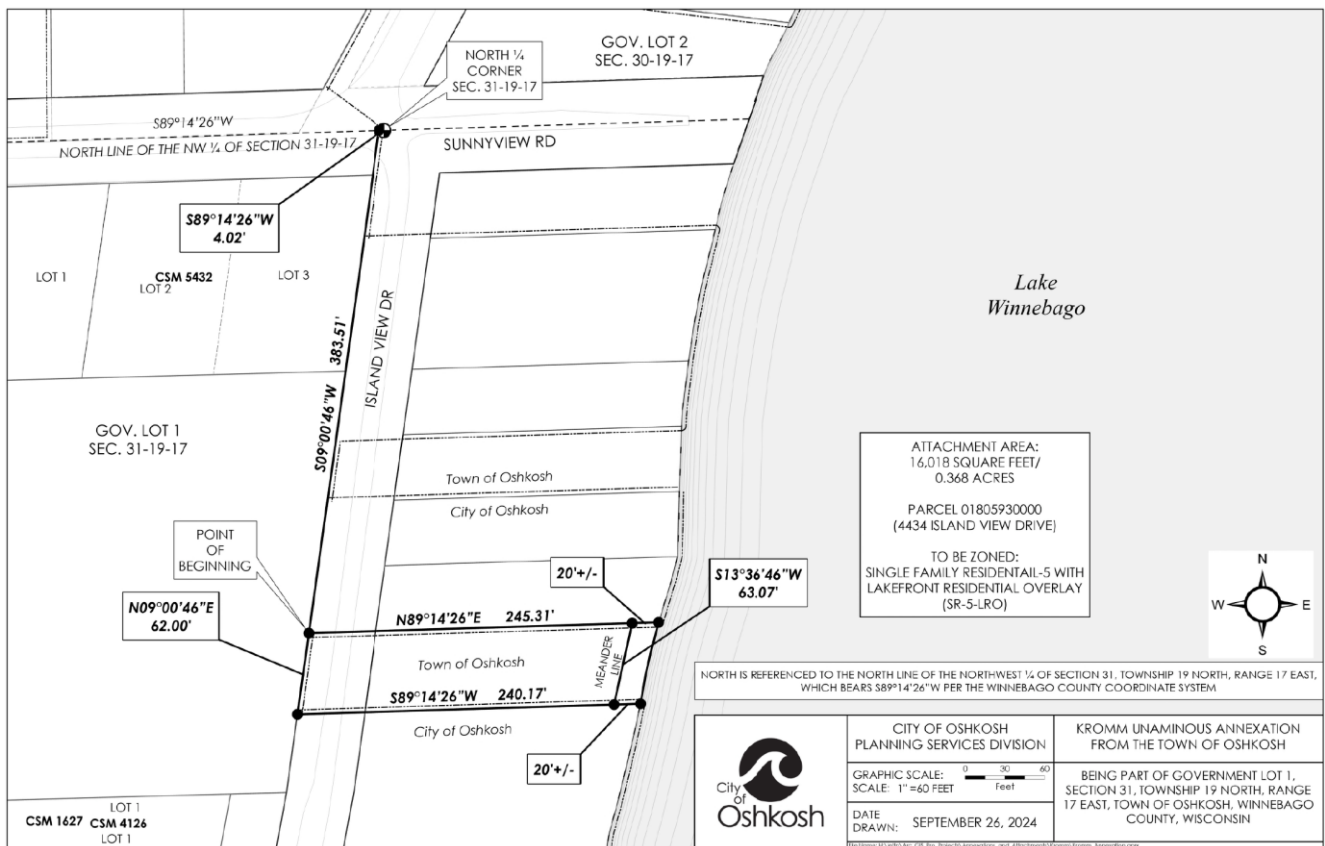
<i>Existing Land Use</i>	<i>Zoning</i>
Single-Family Residential	Rural Residential District (R-1) (Town of Oshkosh)

Adjacent Land Use and Zoning

<i>Existing Uses</i>		<i>Zoning</i>
North	Single-Family Residential	Single Family Residential-5 (SR-5) (City)
South	Single-Family Residential	Single Family Residential-5 (SR-5) (City)
East	Lake Winnebago	N/A
West	Single-Family Residential	Single Family Residential-5 (SR-5) (City)

Comprehensive Plan

<i>Land Use Recommendation</i>	<i>Land Use</i>
Comprehensive Plan 2040 Recommendation	Light Density Residential



ANALYSIS

The proposed annexation meets Wisconsin’s statutory requirements for unanimous annexations. The property is adjacent to the City to the north and south, and will eliminate a town island. The State of Wisconsin Department of Administration’s Municipal Boundary Review has reviewed the petition and found the annexation to be in the public interest.

The Comprehensive Plan designates this area appropriate for Light Density Residential land uses which is consistent with the proposed Single Family Residential-5 (SR-5) District zoning designation.

The Department of Public Works has reviewed the request and reported that the City water main is available along Island View Drive. Sanitary sewer is also located within the Island View Drive right-of-way; however, it is owned by the Island View Sanitary District. The Oshkosh Fire and Police Departments have reviewed the annexation request and do not have any concerns with providing services to this property.

RECOMMENDATION/CONDITIONS

Staff recommends approval of the Kromm Annexation with temporary and permanent zonings of Single-Family Residential-5 (SR-5) as requested.

Plan Commission recommended approval of the requested annexation on November 19, 2024. The following is Plan Commission's discussion on the item.

Site Inspections Report: Ms. Davey reported visiting the site.

Staff report accepted as part of the record.

Christine Kromm is requesting direct annexation (by unanimous approval) of approximately 0.368 acres of land located at 4434 Island View Drive in the Town of Oshkosh.

Mr. Nau presented the items and reviewed the site and surrounding area as well as the land use and zoning classifications in this area. The property is located on the east side of Island View Drive approximately 400 feet south of Sunnyview Road and fronts the west shoreline of Lake Winnebago. The property contains a single-family house with attached 2-car garage.

The petitioner is requesting to annex to enable a connection to City water. The existing well serving the house has failed and the owner has chosen to annex to the city versus constructing a replacement well. The Common Council approved an Annexation Agreement (Res. 24-534) which allowed the owner to connect to City water prior to officially annexing to the City to shorten the delay of restoring water to her house. The agreement stipulates that the owner will follow through with the annexation after connecting to City water. The house is currently connected to sanitary sewer owned by the Island View Sanitary District.

The property currently has a Town of Oshkosh Rural Residential District (R-1). The surrounding area is almost exclusively single-family in nature. The property will be annexed with temporary and permanent zonings of Single Family Residential-5 (SR-5), which is consistent with the adjacent City zoning and Comprehensive Plan's Light Density Residential land use recommendation.

The proposed annexation meets Wisconsin's statutory requirements for unanimous annexations. The property is adjacent to the City to the north and south, and will eliminate a town island. The State of Wisconsin Department of Administration's Municipal Boundary Review has reviewed the petition and found the annexation to be in the public interest.

The Department of Public Works has reviewed the request and reported that the City water main is available along Island View Drive. As I recall, I believe the petitioner has obtained plumbing permits to hook up to the water already. The Oshkosh Fire and Police Departments have reviewed the annexation request and do not have any concerns with providing services to this property.

Staff recommends approval of the Kromm Annexation with temporary and permanent zonings of Single-Family Residential-5 (SR-5) as requested.

Mr. Perry opened up technical questions to staff.

Mr. Perry opened the public hearing and asked if the applicant wanted to make any statements.

Mr. Perry asked if other members of the public wished to speak.

Mr. Perry closed the public hearing.

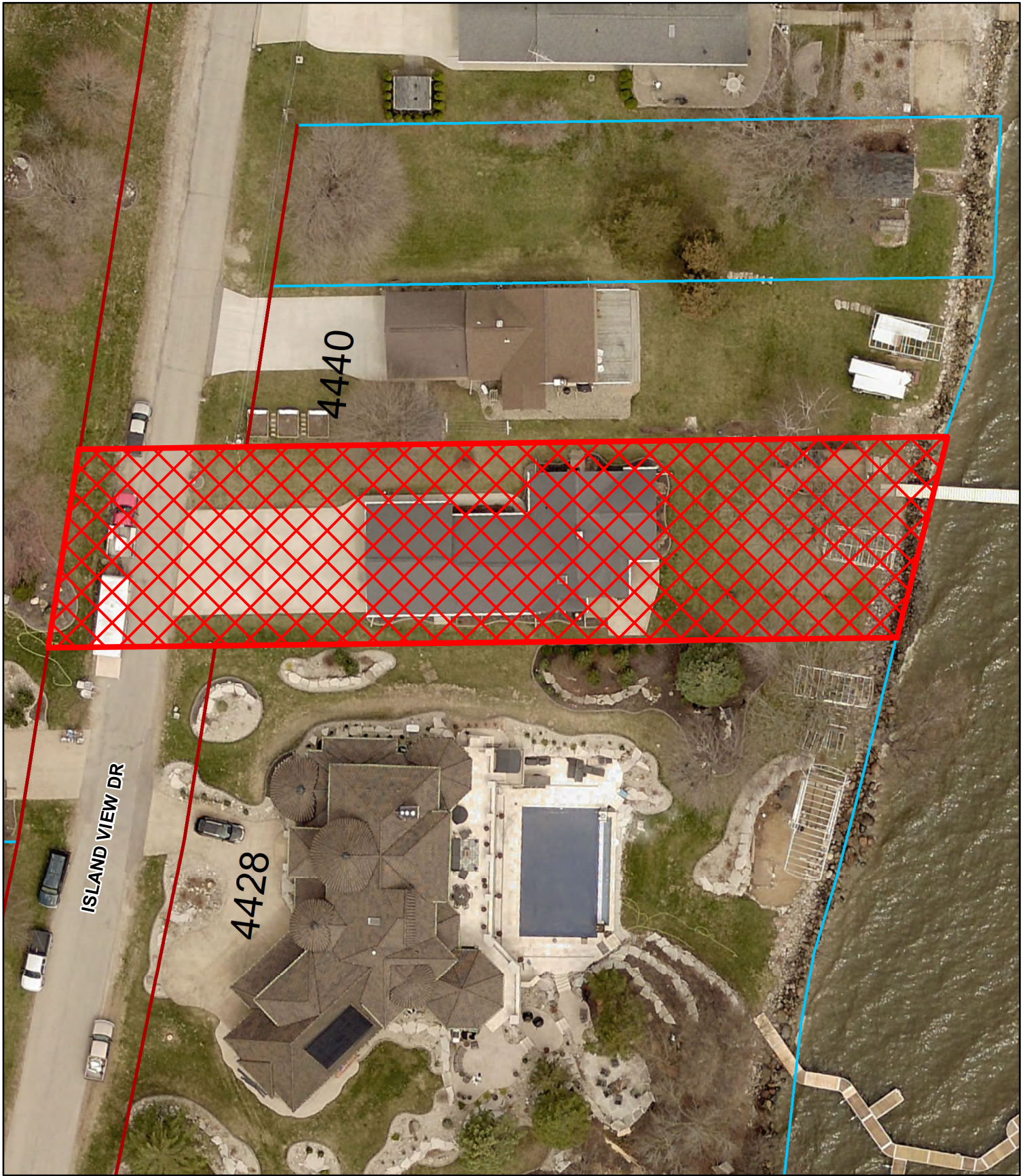
There was no closing statement from the applicant.

Motion by Propp to adopt the findings and recommendation as stated in the staff report.

Seconded by Davey.

Mr. Perry asked if there was any discussion on the motion.

Motion carried 8-0.



4434 ISLAND VIEW DR



1 in = 0.01 mi
1 in = 40 ft

Printing Date: 10/23/2024

Prepared by: City of Oshkosh, WI



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ANNEXATION
4434 ISLAND VIEW DR
PC: 11-19-2024

ERIK T/JENNIFER A LARSON
4428 ISLAND VIEW DR
OSHKOSH WI 54901-1307

NANCY ALBRIGHT
JOAN MARTZ AHL
4419 ISLAND VIEW DR
OSHKOSH WI 54901-1306

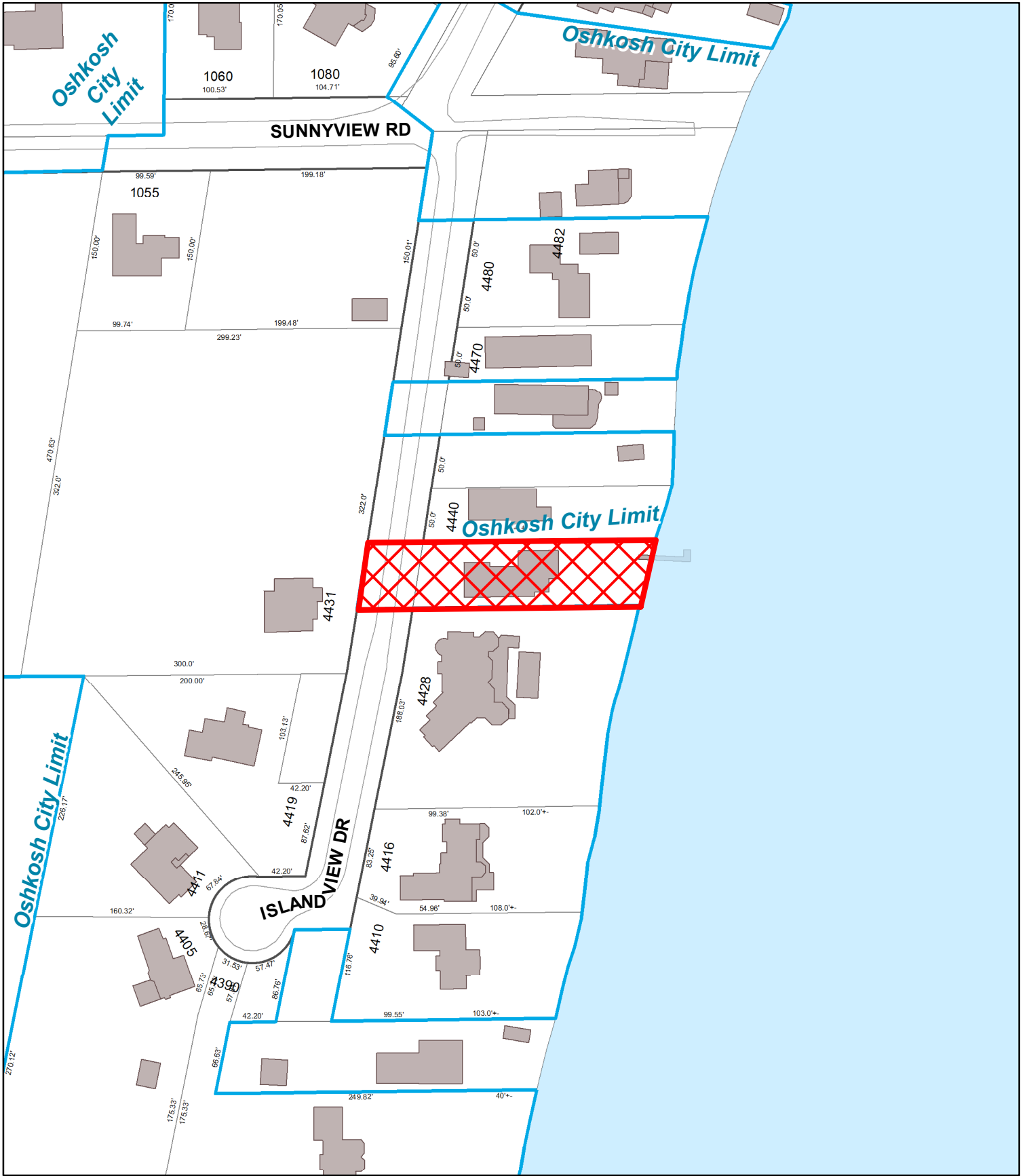
RODNEY/ROSEMARIE BUSCH
4440 ISLAND VIEW DR
OSHKOSH WI 54901-1307

TERRY C/HEIDI C KRAUSE
4442 ISLAND VIEW DR
OSHKOSH WI 54901-1307

CARLISS LAU
300 OAK ST
PRESCOTT WI 54021-1700

CHRISTINE KROMM
4434 ISLAND VIEW DR
OSHKOSH WI 54901-1307

TOWN OF OSHKOSH
1076 COZY LN
OSHKOSH WI 54901-1404



BASE MAP
4434 ISLAND VIEW DR

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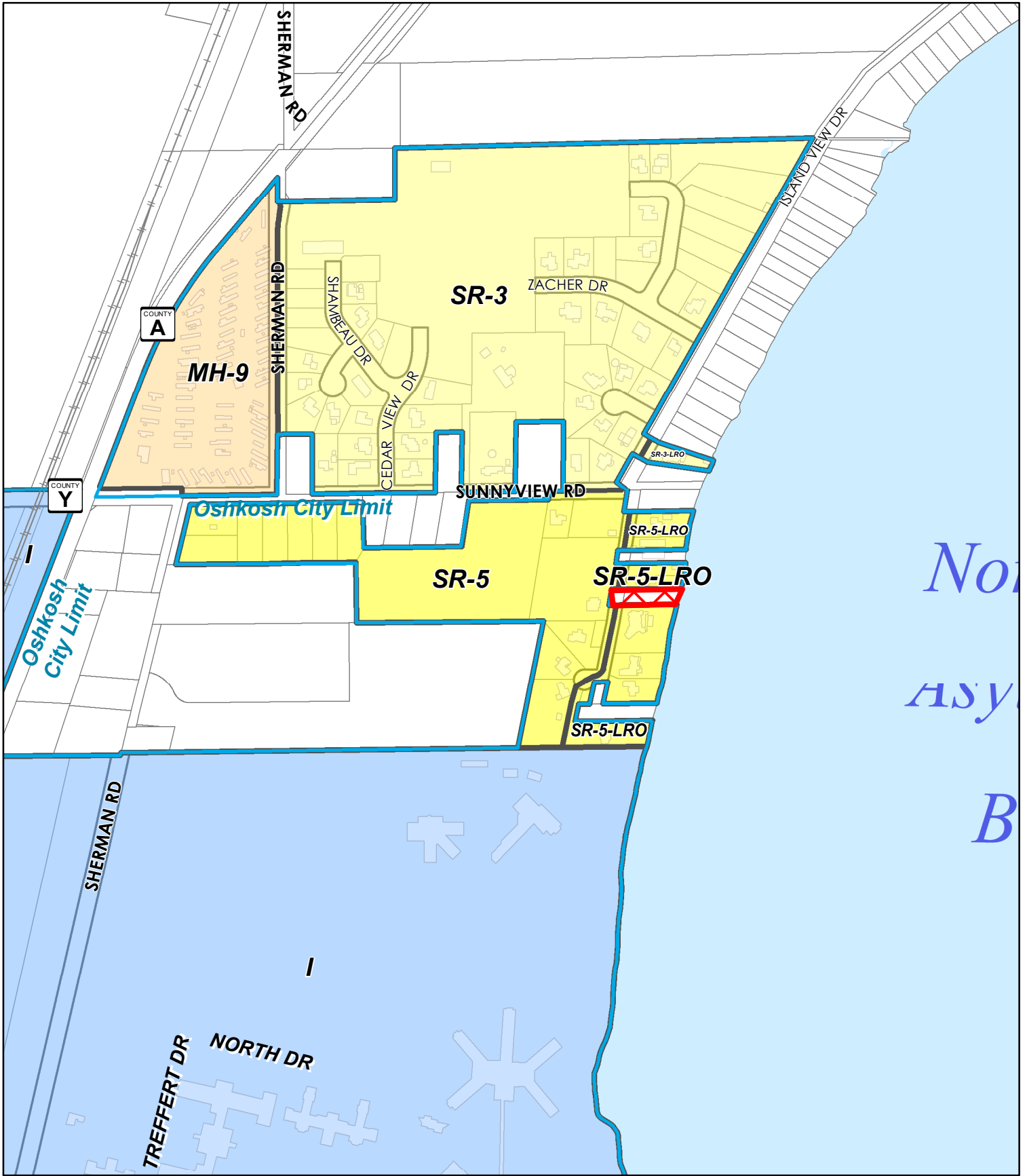


1 in = 0.02 mi
1 in = 120 ft

Printing Date: 10/23/2024

Prepared by: City of Oshkosh, WI





ZONING MAP

4434 ISLAND VIEW DR

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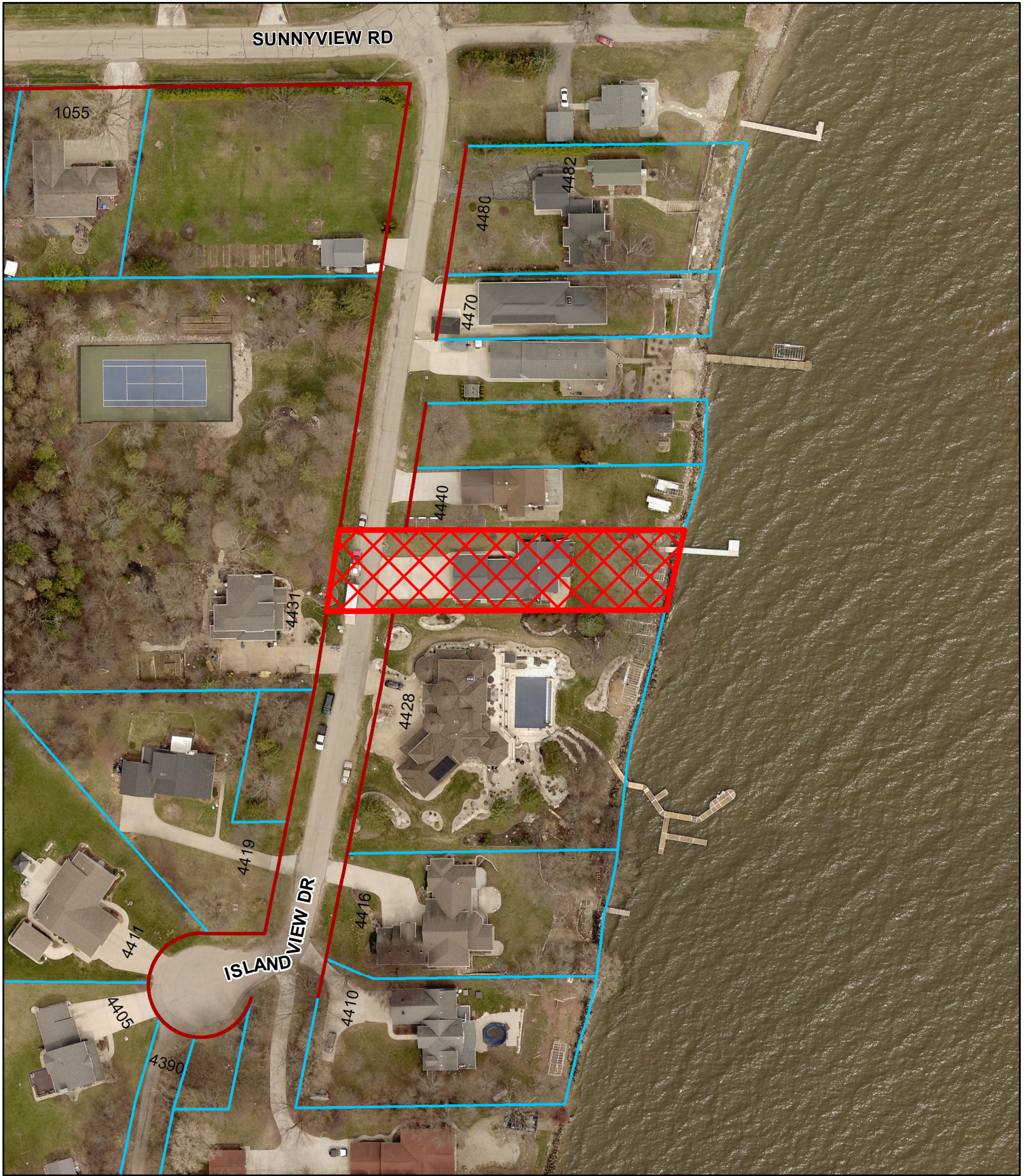


1 in = 0.09 mi
1 in = 500 ft

Printing Date: 10/23/2024

Prepared by: City of Oshkosh, WI





AERIAL MAP 4434 ISLAND VIEW DR

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1 in = 0.02 mi

1 in = 100 ft

Printing Date: 10/23/2024

Prepared by: City of Oshkosh, WI





TONY EVERS

GOVERNOR

KATHY BLUMENFELD

SECRETARY

Municipal Boundary Review

PO Box 1645, Madison WI 53701

Voice (608) 264-6102 Fax (608) 264-6104

Email: wimunicipalboundaryreview@wi.gov

Web: <http://doa.wi.gov/municipalboundaryreview>

October 28, 2024

PETITION FILE NO. 14707

DIANE BARTLETT, CLERK
CITY OF OSHKOSH
PO BOX 1130
OSHKOSH, WI 54903-1130

JEANNETTE MERTEN, CLERK
TOWN OF OSHKOSH
1076 COZY LN
OSHKOSH, WI 54901-1404

Subject: KROMM ANNEXATION

The proposed annexation submitted to our office on October 07, 2024, has been reviewed and found to be in the public interest. In determining whether an annexation is in the public interest, s. 66.0217 (6), Wis. Stats. requires the Department to examine "[t]he shape of the proposed annexation and the homogeneity of the territory with the annexing village or city..." so as, to ensure the resulting boundaries are rational and compact. The statute also requires the Department to consider whether the annexing city or village can provide needed municipal services to the territory. The subject petition is for territory that is reasonably shaped and contiguous to the City of Oshkosh, which is able to provide needed municipal services.

Note: 'of' is misspelled in line 11 of the legal description.

The Department reminds clerks of annexing municipalities of the requirements of s. 66.0217 (9)(a), Wis. Stats., which states:

"The clerk of a city or village which has annexed shall file immediately with the secretary of administration a certified copy of the ordinance, certificate and plat, and shall send one copy to each company that provides any utility service in the area that is annexed. The clerk shall record the ordinance with the register of deeds and file a signed copy of the ordinance with the clerk of any affected school district..."

State and federal aids based on population and equalized value may be significantly affected through failure to file with the Department of Administration. Please file a copy of your annexing ordinance, including a statement certifying the population of the annexed territory. **Please include your MBR number 14707 with your ordinance.** Ordinance filing checklist available at <http://mds.wi.gov/>, click on "Help on How to Submit Municipal Records". Email scanned copy of required materials (color scan maps with color) to mds@wi.gov or mail to: Wisconsin Department of Administration, Municipal Boundary Review, PO Box 1645, Madison WI 53701-1645.

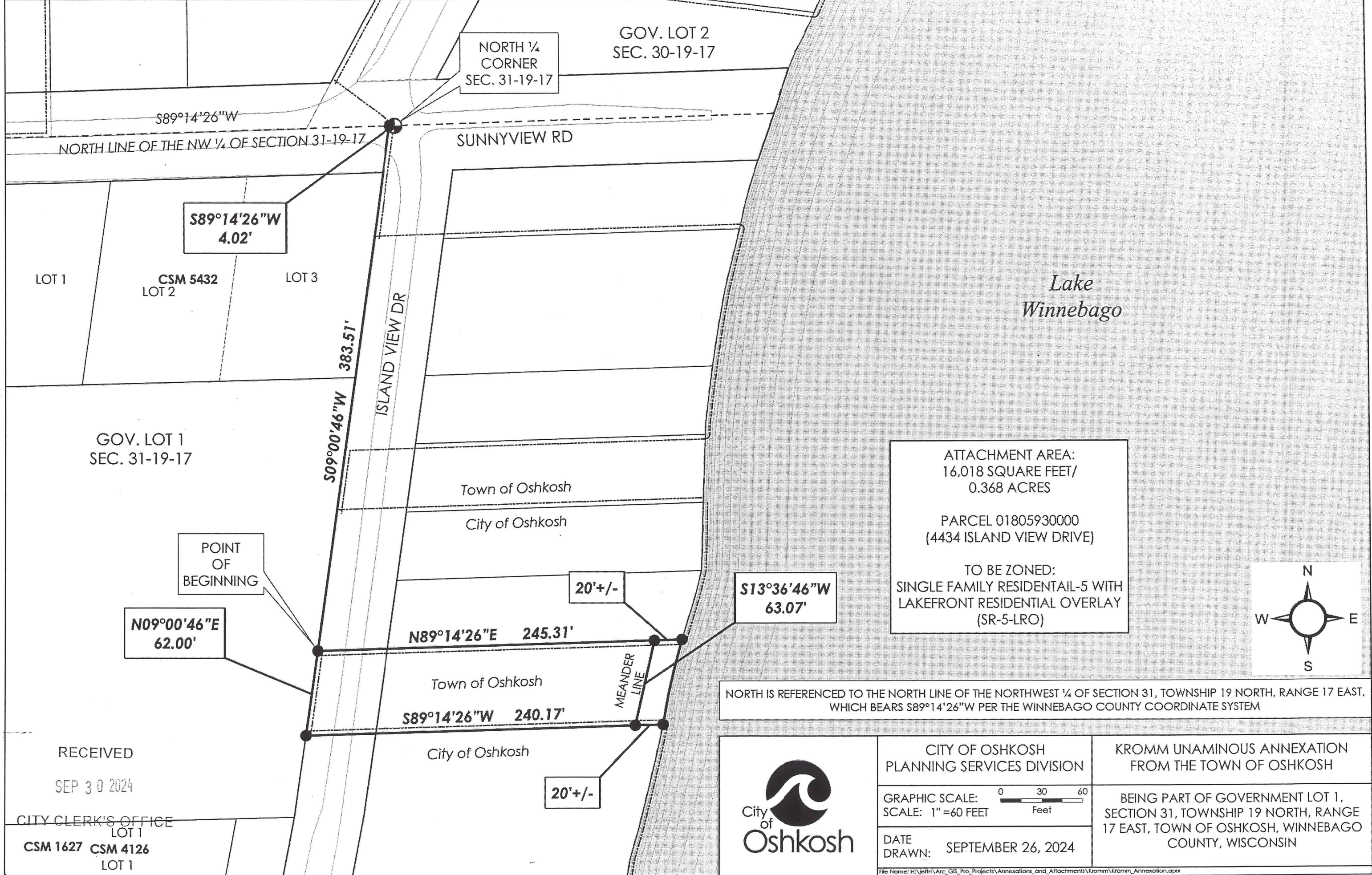
The petition file is available for viewing at: <http://mds.wi.gov/View/Petition?ID=2781>

Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

Erich Schmidtke, Municipal Boundary Review

cc: petitioner



NORTH ¼
CORNER
SEC. 31-19-17

GOV. LOT 2
SEC. 30-19-17

S89°14'26"W

NORTH LINE OF THE NW ¼ OF SECTION 31-19-17

SUNNYVIEW RD

S89°14'26"W
4.02'

LOT 1 CSM 5432 LOT 3
 LOT 2

383.51'

ISLAND VIEW DR

GOV. LOT 1
SEC. 31-19-17

Town of Oshkosh
City of Oshkosh

POINT
OF
BEGINNING

N09°00'46"E
62.00'

20'+/-

S13°36'46"W
63.07'

N89°14'26"E 245.31'

MEANDER
LINE

Town of Oshkosh

S89°14'26"W 240.17'

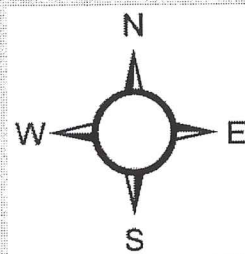
City of Oshkosh

20'+/-

ATTACHMENT AREA:
16,018 SQUARE FEET/
0.368 ACRES

PARCEL 01805930000
(4434 ISLAND VIEW DRIVE)

TO BE ZONED:
SINGLE FAMILY RESIDENTIAL-5 WITH
LAKEFRONT RESIDENTIAL OVERLAY
(SR-5-LRO)



NORTH IS REFERENCED TO THE NORTH LINE OF THE NORTHWEST ¼ OF SECTION 31, TOWNSHIP 19 NORTH, RANGE 17 EAST, WHICH BEARS S89°14'26"W PER THE WINNEBAGO COUNTY COORDINATE SYSTEM

RECEIVED

SEP 30 2024

CITY CLERK'S OFFICE
LOT 1
CSM 1627 CSM 4126
LOT 1



CITY OF OSHKOSH
PLANNING SERVICES DIVISION

KROMM UNANIMOUS ANNEXATION
FROM THE TOWN OF OSHKOSH

GRAPHIC SCALE: 0 30 60
SCALE: 1" = 60 FEET Feet

BEING PART OF GOVERNMENT LOT 1,
SECTION 31, TOWNSHIP 19 NORTH, RANGE
17 EAST, TOWN OF OSHKOSH, WINNEBAGO
COUNTY, WISCONSIN

DATE
DRAWN: SEPTEMBER 26, 2024

File Name: H:\jettr\Arc_GIS_Pro_Projects\Annexations_and_Attachments\Kromm\Kromm_Annexation.aprx

PETITION FOR DIRECT ANNEXATION BY UNANIMOUS APPROVAL

TO THE COMMON COUNCIL OF THE CITY OF OSHKOSH, WINNEBAGO COUNTY, WISCONSIN:

WHEREAS, the undersigned constituting all of the electors and all of the owners of real property in the territory proposed to be annexed;

NOW, THEREFORE, PETITION IS HEREBY MADE by unanimous approval pursuant to the provisions of Sec. 66.0217(2) of the Wisconsin Statutes, for direct annexation to the City of Oshkosh, Wisconsin, from the Town of Oshkosh, Winnebago County, Wisconsin, of the real estate hereinafter described.

That pursuant to Sec. 66.0217(2), petition is hereby made without compliance to the notice requirements of Sec. 66.0217(4) of the Wisconsin Statutes.

That the current population of the territory to be annexed as defined by Sec. 66.0201(2)(dm) of the Wisconsin Statutes is One (1).

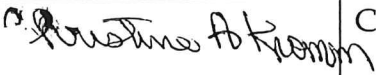
That the territory to be annexed is contiguous to the City of Oshkosh, is located in the Town of Oshkosh, Winnebago County, Wisconsin and is described as follows:

RECEIVED
SEP 30 2024

KROMM ANNEXATION

BEING PART OF GOVERNMENT LOT 1, SECTION 31, TOWNSHIP 19 NORTH RANGE 11 EAST, TOWN OF OSHKOSH, WINNEBAGO COUNTY, WISCONSIN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING FROM THE NORTH ¼ CORNER OF SAID SECTION 31; THENCE S89°14'26"W, 4.02 FEET ALONG THE NORTH LINE OF THE NORTHWEST ¼ SAID SECTION 31 TO A POINT ON THE EXTENDED WESTERLY LINE OF ISLAND VIEW DRIVE; THENCE S09°00'46"W, 383.51 FEET ALONG SAID EXTENDED WESTERLY AND WESTERLY LINES OF ISLAND VIEW DRIVE TO THE POINT OF BEGINNING; THENCE N89°14'26"E, 245.31 FEET TO A MEANDER CORNER BEING S89°14'26"W, 20 FEET MORE OR LESS FROM THE WESTERN SHORELINE OF LAKE WINNEBAGO; THENCE S13°36'46"W, 63.07 FEET ALONG A MEANDER LINE TO A MEANDER CORNER BEING S89°14'26"W, 20 FEET MORE OR LESS FROM SAID SHORELINE; THENCE S89°14'26"W, 240.17 FEET TO THE WESTERLY LINE OF ISLAND VIEW DRIVE; THENCE N09°00'46"E, 62.00 FEET ALONG SAID WESTERLY LINE TO THE POINT FO BEGINNING; DESCRIBED AREA CONTAINS 16,018 SQUARE FEET OR 0.368 ACRES, MORE OR LESS, INCLUDING THOSE LANDS LOCATED BETWEEN SAID MEANDER LINE AND THE WESTERN SHORELINE OF LAKE WINNEBAGO. ALSO KNOWN AS 4434 ISLAND VIEW DRIVE, PARCEL ID 01805930000.

That attached hereto is a scaled map reasonably showing the boundaries of the following described territory to be annexed and its relation to the municipalities involved.

Signature of Petitioner	Printed Name	Date of Signing	Elector or Property Owner	Address or Description of Property
	Christine A. Kromm	9/27/24	Owner	4434 Island View Dr. Oshkosh, WI 54901 Parcel 01805930000

PETITION FOR TEMPORARY AND PERMANENT ZONING CLASSIFICATION

TO THE COMMON COUNCIL OF THE CITY OF OSHKOSH:

WHEREAS the undersigned are electors and/or property owners in the area being sought to be annexed to the City of Oshkosh, said area being more particularly described in a certain petition for unanimous annexation to the City of Oshkosh,

Kromm Annexation,

and,

WHEREAS it is acknowledged by the undersigned that the submitting of this petition does not in any matter attempt to make said petition for direct annexation conditional upon this petition or the action taken by the said Common Council pursuant to this petition.

NOW, THEREFORE, the undersigned petition the Common Council of the City of Oshkosh that the ordinance annexing said territory include a provision temporarily designating the classification for zoning purposes, pursuant to Sec. 66.0217(8) of the Wisconsin Statutes, until the zoning ordinance is amended as prescribed in Sec. 62.23(7)(d) of the Wisconsin Statutes, as follows:

SINGLE FAMILY RESIDENTAIL-5 WITH LAKEFRONT RESIDENTIAL OVERLAY
(SR-5-LRO)

RECEIVED

SEP 30 2024

CITY CLERK'S OFFICE

Signature of Petitioner	Printed Name	Date of Signing	Elector or Property Owner	Address or Description of Property
<i>Christine A. Kromm</i>	Christine A. Kromm	9/27/24	Owner	4434 Island View Dr. Oshkosh, WI 54901 Parcel 01805930000



TO: Honorable Mayor and Members of the Common Council
FROM: Jim Collins, Director of Transportation
DATE: November 26, 2024
SUBJECT: *Ord 24-626 Amend Section 27A-11 of the Municipal Code to Update Parking Regulations on South Main Street Between the Fox River and W. 9th Avenue (Transportation Committee Recommends Approval)

BACKGROUND

Part of South Main Street was recently reconstructed to add parking bump-outs. This updates the city's parking regulations accordingly to allow parking in these areas. The Transportation Committee recommends approval (5-0).

ANALYSIS

These parking bump-out areas were added in preparation for the Mill on Main project.

FISCAL IMPACT

The fiscal impact of these ordinances is the cost of signage. The signage cost would come out of the Sign Department operational budget.

RECOMMENDATION

I recommend that the Common Council approve these modifications to Section 27A-11 and of the Municipal Code pertaining to parking regulations on designated streets and alleys.

Attachments

Ord 24-626

PURPOSE: AMEND SECTION 27A-11 OF THE MUNICIPAL CODE TO UPDATE PARKING REGULATIONS ON SOUTH MAIN STREET BETWEEN THE FOX RIVER AND W. 9TH AVENUE (TRANSPORTATION COMMITTEE RECOMMENDS APPROVAL)

INITIATED BY: TRANSPORTATION DEPARTMENT

RECOMMENDATION: TRANSPORTATION COMMITTEE - APPROVED

A GENERAL ORDINANCE OF THE CITY OF OSHKOSH AMENDING SECTION 27A-11 OF THE OSHKOSH MUNICIPAL CODE PERTAINING TO PARKING REGULATIONS ON DESIGNATED STREETS AND ALLEYS

WHEREAS, parking bump outs were constructed on South Main Street between the Fox River and 9th Avenue and the Transportation Committee recommends approval to amend parking regulations on South Main Street to accommodate the bump outs.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Oshkosh as follows:

SECTION 1. That Section 27A-11 of the Oshkosh Municipal Code pertaining to parking regulations on designated streets and alleys is hereby amended as follows:

A-11 UPDATE PARKING REGULATIONS ON DESIGNATED STREETS AND ALLEYS:

South Main Street

Delete Therefrom: No parking, both sides, from Fox River to W. 9th Avenue

Add Thereto: No parking, west side from Fox River to W. 9th Avenue. No parking, east side, from Fox River to 40' south of 7th Avenue, and from 180' south of 7th Avenue to 260' south of 7th Avenue.

SECTION 2. This ordinance shall be in full force and effect from and after its passage, publication and placement of the appropriate signage.

SECTION 3. Publication Notice. Please take notice that the City of Oshkosh enacted ordinance #24-XXX on December 10th, 2024 UPDATING PARKING REGULATIONS ON SOUTH MAIN STREET, EAST SIDE BETWEEN THE FOX RIVER AND 2. 9TH AVENUE. (A GENERAL ORDINANCE OF THE CITY OF OSHKOSH AMENDING SECTION 27A-11 OF THE OSHKOSH MUNICIPAL CODE PERTAINING TO PARKING REGULATIONS ON DESIGNATED STREETS AND ALLEYS). The ordinance will amend the parking regulations on the east side of South Main Street near its intersection with 7th Avenue to address newly installed bump out parking areas.

The full text of the ordinance may be obtained at the Office of the City Clerk, 215 Church Ave and through the website at www.oshkoshwi.gov Phone: 920/236-5011.



TO: Honorable Mayor and Members of the Common Council
FROM: Jim Collins, Director of Transportation
DATE: November 26, 2024
SUBJECT: *Ord 24-627 Amend Section 27A-11 of the Municipal Code to Extend No Parking Regulations on the West Side of Dove Street (Transportation Committee Recommends Approval)

BACKGROUND

A resident that lives in this area requested that the no parking area on this street be extended about 100 feet. The resident stated that a number of vehicles are parking here to fish and blocking their driveways, making ingress and egress difficult. The parked cars are also causing issues with garbage collection and mail delivery.

ANALYSIS

This change will reduce the impact of visitor parking on the residence. There is still sufficient on-street parking on this street.

BOARD/COMMISSION INFORMATION

The Transportation Committee supports this recommendation (5-0).

FISCAL IMPACT

The fiscal impact of this ordinance change is parking signage.

RECOMMENDATION

I recommend approval.

Attachments

Ord 24-627

PURPOSE: AMEND SECTION 27A-11 OF THE MUNICIPAL CODE TO EXTEND NO PARKING REGULATIONS ON THE WEST SIDE OF DOVE STREET (TRANSPORTION COMMITTEE APPROVED)

INITIATED BY: TRANSPORTATION DEPARTMENT

RECOMMENDATION: TRANSPORTATION COMMITTEE - APPROVED

A GENERAL ORDINANCE OF THE CITY OF OSHKOSH AMENDING SECTION 27A-11 OF THE OSHKOSH MUNICIPAL CODE PERTAINING TO PARKING REGULATIONS ON DESIGNATED STREETS AND ALLEYS

WHEREAS, the Transportation Committee recommends approval to amend parking regulations on Dove Street north of its intersection with Buchanan Avenue.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Oshkosh as follows:

SECTION 1. That Section 27A-11 of the Oshkosh Municipal Code pertaining to parking regulations on designated streets and alleys is hereby amended as follows:

A-11 UPDATE PARKING REGULATIONS ON DESIGNATED STREETS AND ALLEYS:

Dove Street

Delete Therefrom: No parking, both sides, from 327 feet north of Buchanan Avenue to its northern terminus.

Add Thereto: No parking, west side from 243' north of Buchanan Avenue to its northern terminus.

No parking, east side from 327 feet north of Buchanan Avenue to its northern terminus.

SECTION 2. This ordinance shall be in full force and effect from and after its passage, publication and placement of the appropriate signage.

SECTION 3. Publication Notice. Please take notice that the City of Oshkosh enacted ordinance #24-XXX AMEND SECTION 27A-11 OF THE MUNICIPAL CODE TO EXTEND NO PARKING REGULATIONS ON THE WEST SIDE OF DOVE STREET (A GENERAL ORDINANCE OF THE CITY OF OSHKOSH AMENDING SECTION 27A-11 OF THE OSHKOSH MUNICIPAL CODE PERTAINING TO PARKING REGULATIONS ON DESIGNATED STREETS AND ALLEYS). The ordinance will extend the no parking area on the west side of Dove Street north of its intersection with Buchanan Avenue.

The full text of the ordinance may be obtained at the Office of the City Clerk, 215 Church Ave and through the website at www.oshkoshwi.gov Phone: 920/236-5011.



TO: Honorable Mayor and Members of the Common Council
FROM: Jim Collins, Director of Transportation
DATE: November 26, 2024
SUBJECT: *Ord 24-628 Amend Section 27-14 of the Municipal Code Truck Routes Designated (Transportation Committee Recommends Approval)

BACKGROUND

The city engaged KL Engineering to study the city's truck routes at the request of the BID. KL presented the study and its recommendations at the June 11th Transportation Committee meeting. Subsequently, the information was provided to the Common Council with a request for direction. The council requested that these recommendations be considered together and that residents of South Park Avenue be notified of the potential addition of South Park Avenue as a designated truck route from Ohio Street to Main Street and be given a chance to comment. Notice was sent to all affected property owners and no comments were received. The Transportation Committee previously recommended these changes be implemented. We did receive some feedback from a resident on Jackson Street concerned that no longer offering North Main Street as a truck route may increase truck traffic on Jackson Street. KL and staff believe there would be a very minimal impact on Jackson Street as trucks are still allowed to take the most direct route to and from their origin and destination and most already avoid N. Main Street. KL's presentation is included for your reference.

ANALYSIS

The stakeholder groups that participated in the truck route study and the BID strongly support these changes.

BOARD/COMMISSION INFORMATION

The Transportation Committee supports this recommendation (5-0)

FISCAL IMPACT

The fiscal impact of this ordinance change is administrative changes to the municipal code.

RECOMMENDATION

I recommend approval following the recommendations of KL Engineering, the stakeholder group, the BID and the Transportation Committee.

Attachments

Ord 24-628
Truck Route Presentation

PURPOSE: AMEND SECTION 27-14 OF THE MUNICIPAL CODE TRUCK ROUTES DESIGNATED

INITIATED BY: TRANSPORTATION DEPARTMENT

RECOMMENDATION: TRANSPORTATION COMMITTEE - APPROVED

A GENERAL ORDINANCE OF THE CITY OF OSHKOSH AMENDING SECTION 27-14 OF THE OSHKOSH MUNICIPAL CODE PERTAINING TO TRUCK ROUTES DESIGNATED

WHEREAS, the Transportation Committee recommends approval to amend truck routes designated removing the designation from North Main Street from Algoma Blvd. to Irving Avenue and adding the designation on South Park Avenue from Ohio Street to South Main Street.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Oshkosh as follows:

SECTION 1. That Section 27-14 of the Oshkosh Municipal Code pertaining to truck routes designated is hereby amended as follows:

A-14 TRUCK ROUTES DESIGNATED

Delete Therefrom: Main Street – Fond du Lac Avenue to New York Avenue
Add Thereto: Main Street – Fond du Lac Avenue to Algoma Blvd.
Main Street – Irving Avenue to New York Avenue

Delete Therefrom: South Park Avenue (Highway 44) – Ohio Street to west city limits
Add Thereto: South Park Avenue (Highway 44) – South Main Street to west city limits.

SECTION 2. This ordinance shall be in full force and effect from and after its passage, publication and placement of the appropriate signage.

SECTION 3. Publication Notice. Please take notice that the City of Oshkosh enacted ordinance #24-XXX AMEND SECTION 27-14 OF THE MUNICIPAL CODE TRUCK ROUTES DESIGNATED (A GENERAL ORDINANCE OF THE CITY OF OSHKOSH AMENDING SECTION 27A-14 OF THE OSHKOSH MUNICIPAL CODE PERTAINING TO TRUCK ROUTES DESIGNATED) on December 10th, 2024 removing the truck route designation from North Main Street between Algoma Blvd and Irving Avenue and adding the designation on South Park Avenue from Ohio Street to South Main Street.

The full text of the ordinance may be obtained at the Office of the City Clerk, 215 Church Ave and through the website at www.oshkoshwi.gov Phone: 920/236-5011.

OSHKOSH DESIGNATED TRUCK ROUTE STUDY

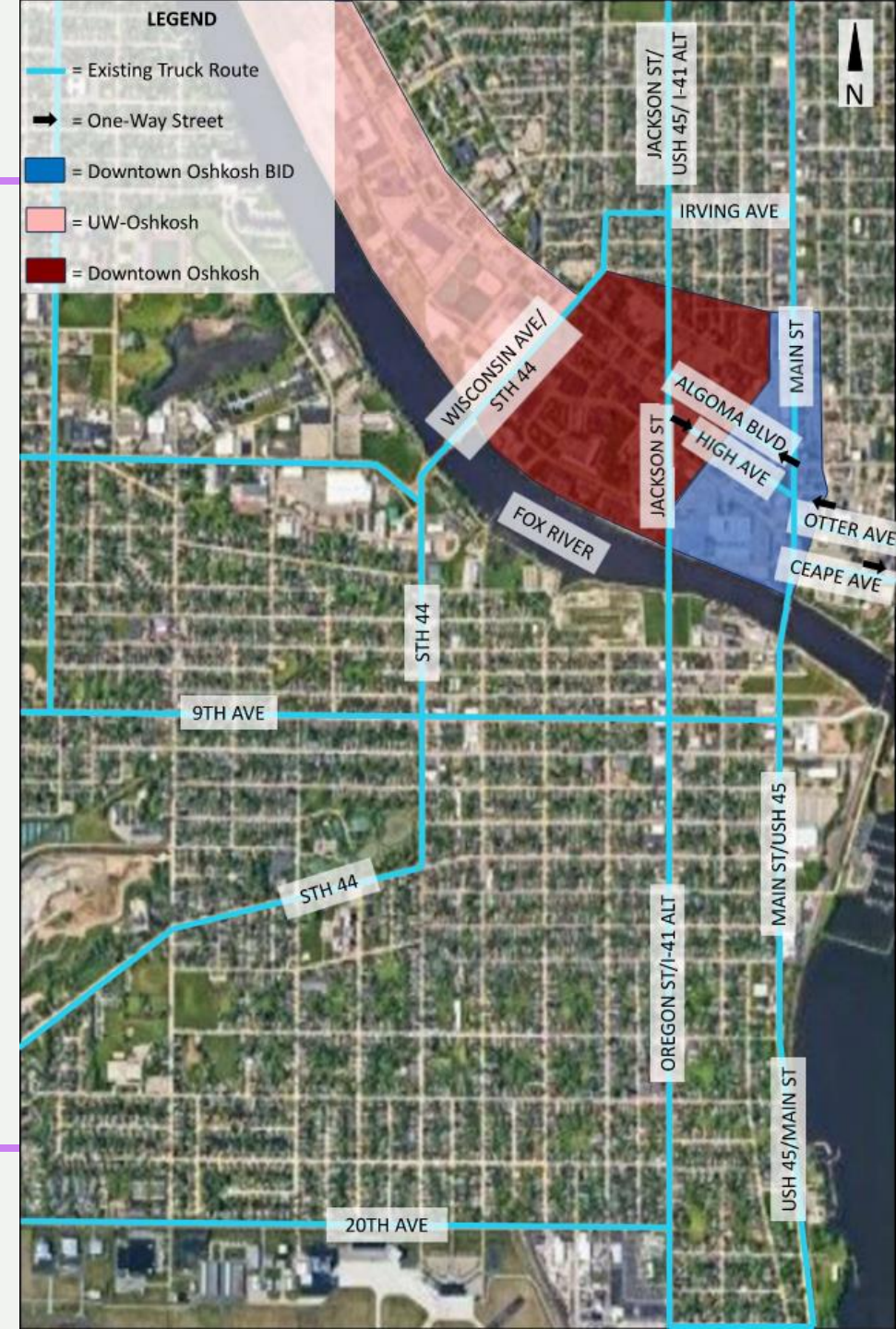
CITY COUNCIL MEETING

JULY 23RD, 2024



STUDY AREA AND PURPOSE

- Study impacts/benefits of re-routing how trucks travel through downtown Oshkosh
- Goal #1 -- Promote walkability & accessibility in key areas
- Goal #2 -- Planning for future re-development
- Designate potential routing changes for truck movements and WisDOT highways



CITY STAFF

- Jim Collins – Director of Transportation
- James Rabe – Director of Public Works
- Kelly Nieforth – Director of Community Development
- Justin Gierach – City Engineer

KL PROJECT TEAM

- Mike Scarmon – Project Manager
- Brad Domasky – Design Engineer
- Jamie Dalheim – Traffic Engineer

STAKEHOLDERS

- Oshkosh BID
- Oshkosh Chamber of Commerce
- Greater Oshkosh Economic Development Corp
- Oshkosh Corp
- Kitz and Pfeil
- Oshkosh Convention and Visitors Bureau
- Amcor
- Leach Amphitheater
- Blended Waxes
- Sadoff Iron and Metal Company
- Valley Express

WHY RE-ROUTE TRUCKS?

PROMOTING DOWNTOWN
BUSINESSES & AMENITIES



ROUTING TRUCKS TO MORE
APPROPRIATE AREAS

BENEFITS OF RE-ROUTING -BUSINESSES

- More walkable Main Street
- Less noise through downtown
- Safer for cars, pedestrians, and bicyclists
- Re-allocate space for other uses



BENEFITS OF RE-ROUTING - FREIGHT

- Avoid the tight spaces (narrow lanes, tight corners, on-street parking)
- Safer for cars, pedestrians, and bicyclists

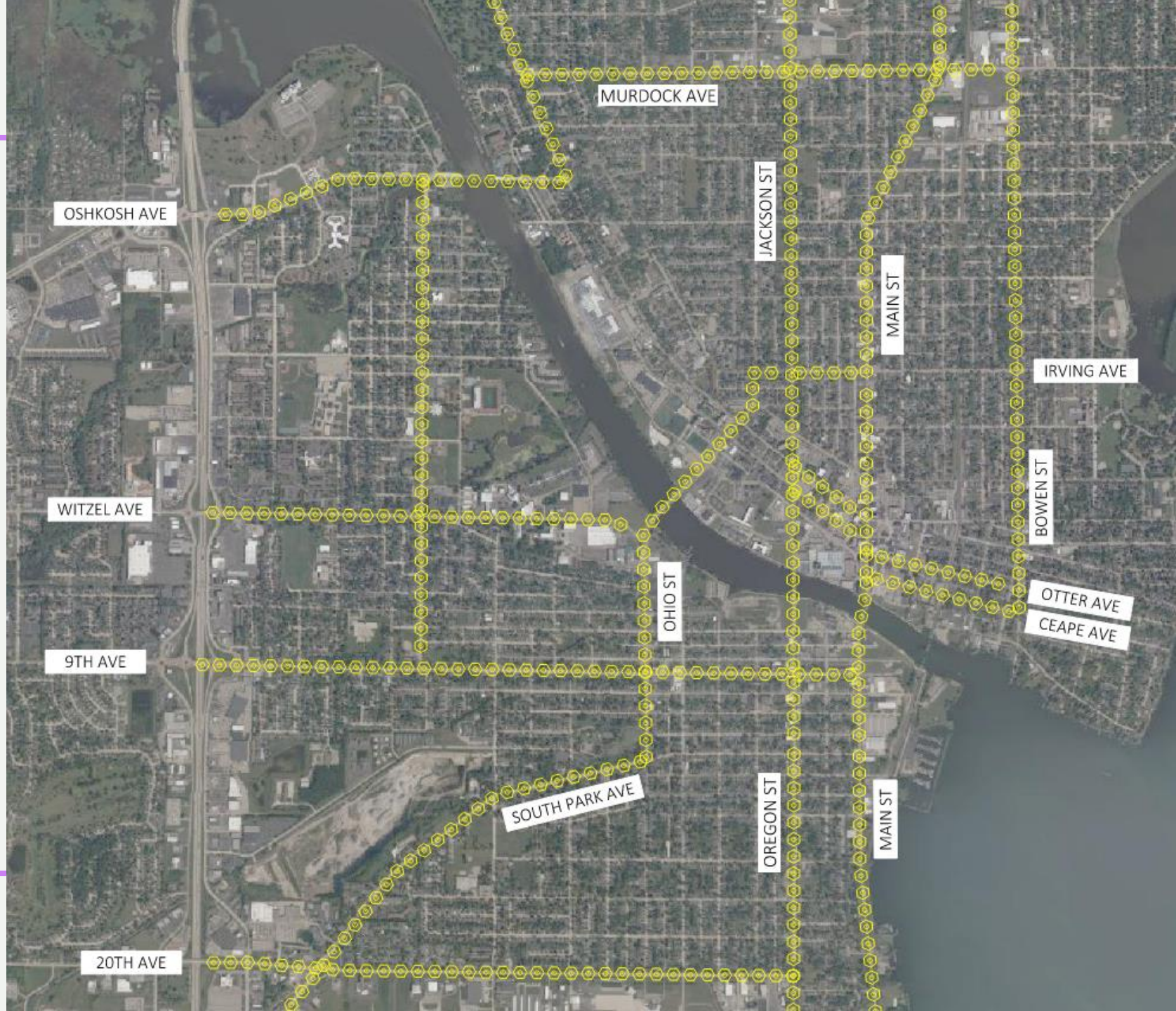


STUDY METHODOLOGY

- Matrix Approach to Route Removal and Addition
- Evaluation Criteria (15)
 - Extra Travel Required (Distance and Time)
 - Stop Density per mile (Traffic Signal Stops and Stop Signs)
 - Intersection Density per mile
 - Additional Turns/Turning Difficulty
 - **Adjacent Land Use**
 - Number of Lanes
 - **Crash History**
 - Traffic Volumes
 - Pavement Type and Condition
 - Pedestrian Crossing Density per mile
 - **Alignment with City Plans/Concepts**
 - **Project Improvement Cost**
 - Stakeholder Support

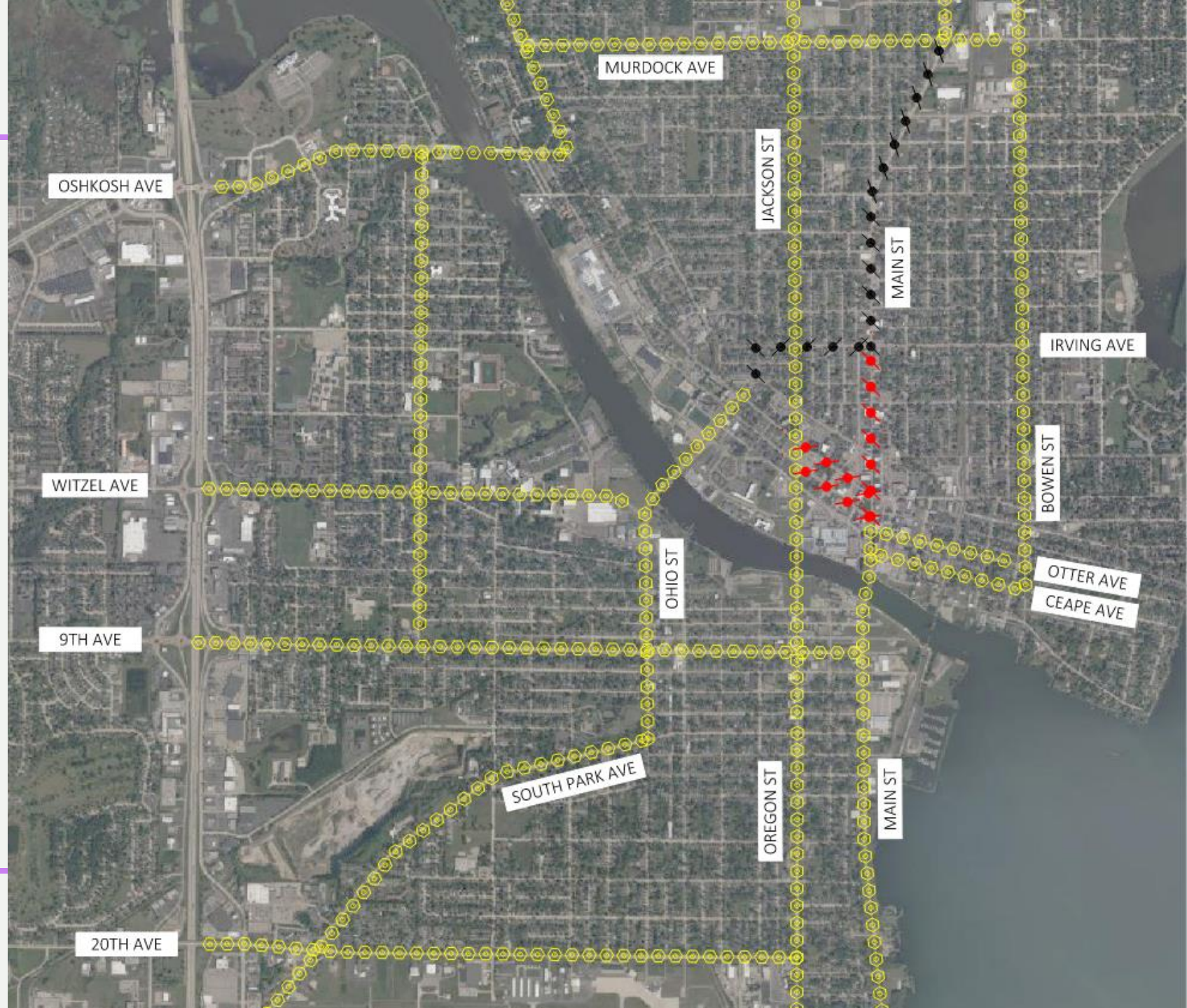
EXISTING TRUCK ROUTES

- Main St
- Oregon St/Jackson St
- Ohio St/Wisconsin St
- Bowen St
- 9th Ave
- Ceape Ave
- Otter Ave
- High Ave
- Algoma Blvd
- Irving Ave



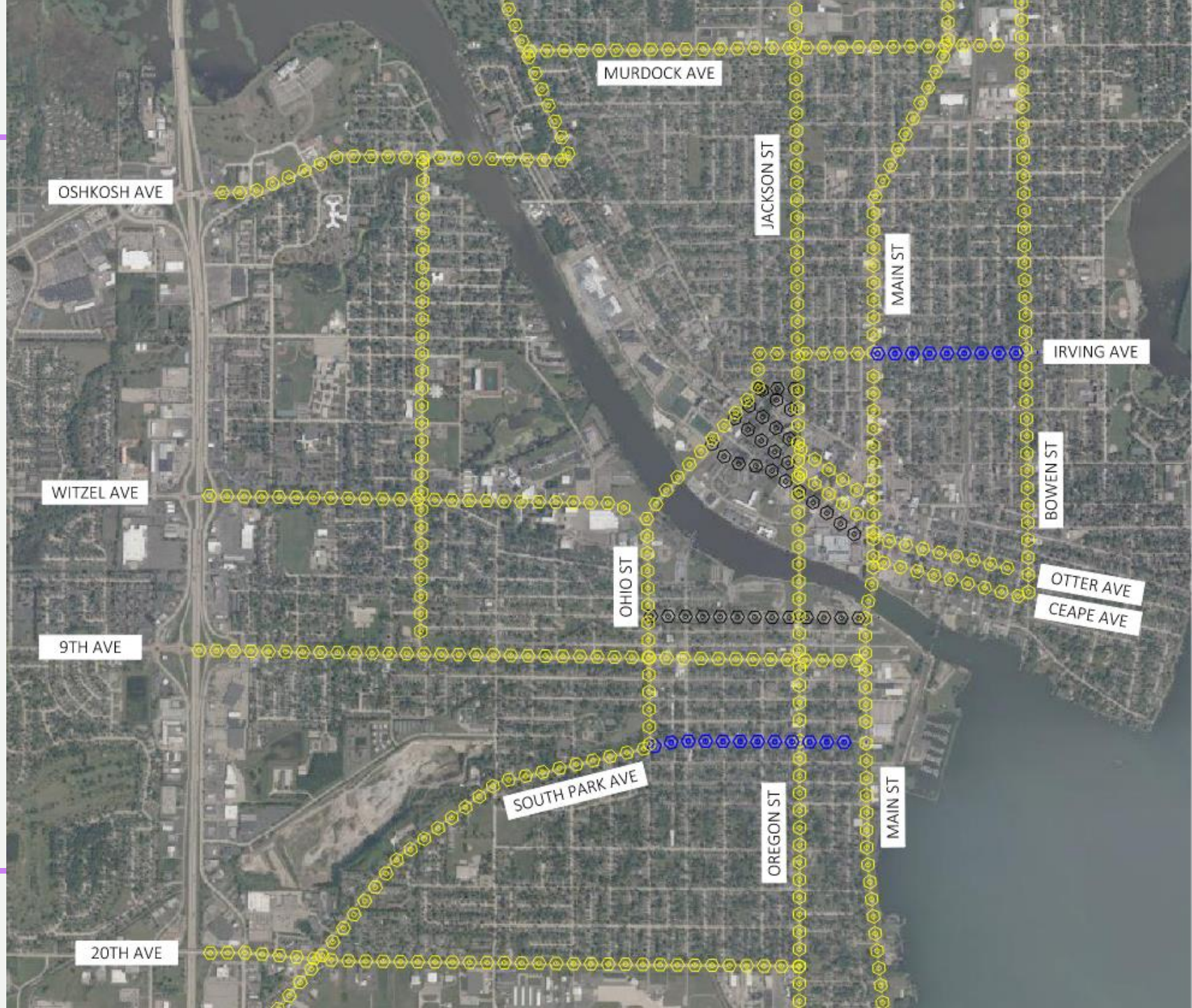
ROUTES EVALUATED- REMOVING

- 5 Segments
 - Main St
 - High Ave/Algoma Blvd
 - Irving Ave



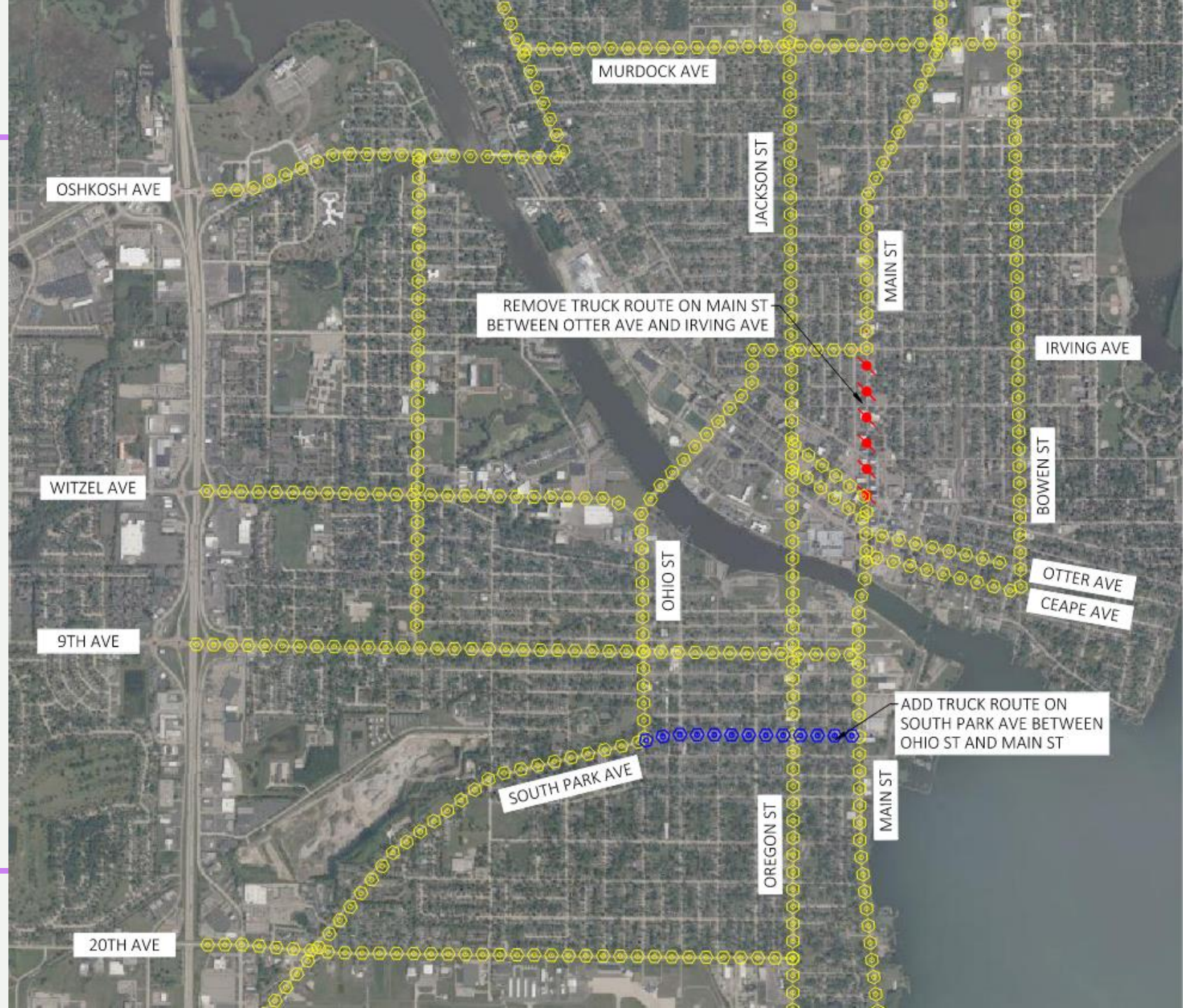
ROUTES EVALUATED- ADDING

- 9 Segments
 - South Park Ave
 - Pearl Ave
 - 6th Ave
 - Irving Ave
 - Union Ave
 - Church Ave
 - Algoma Blvd/High Ave



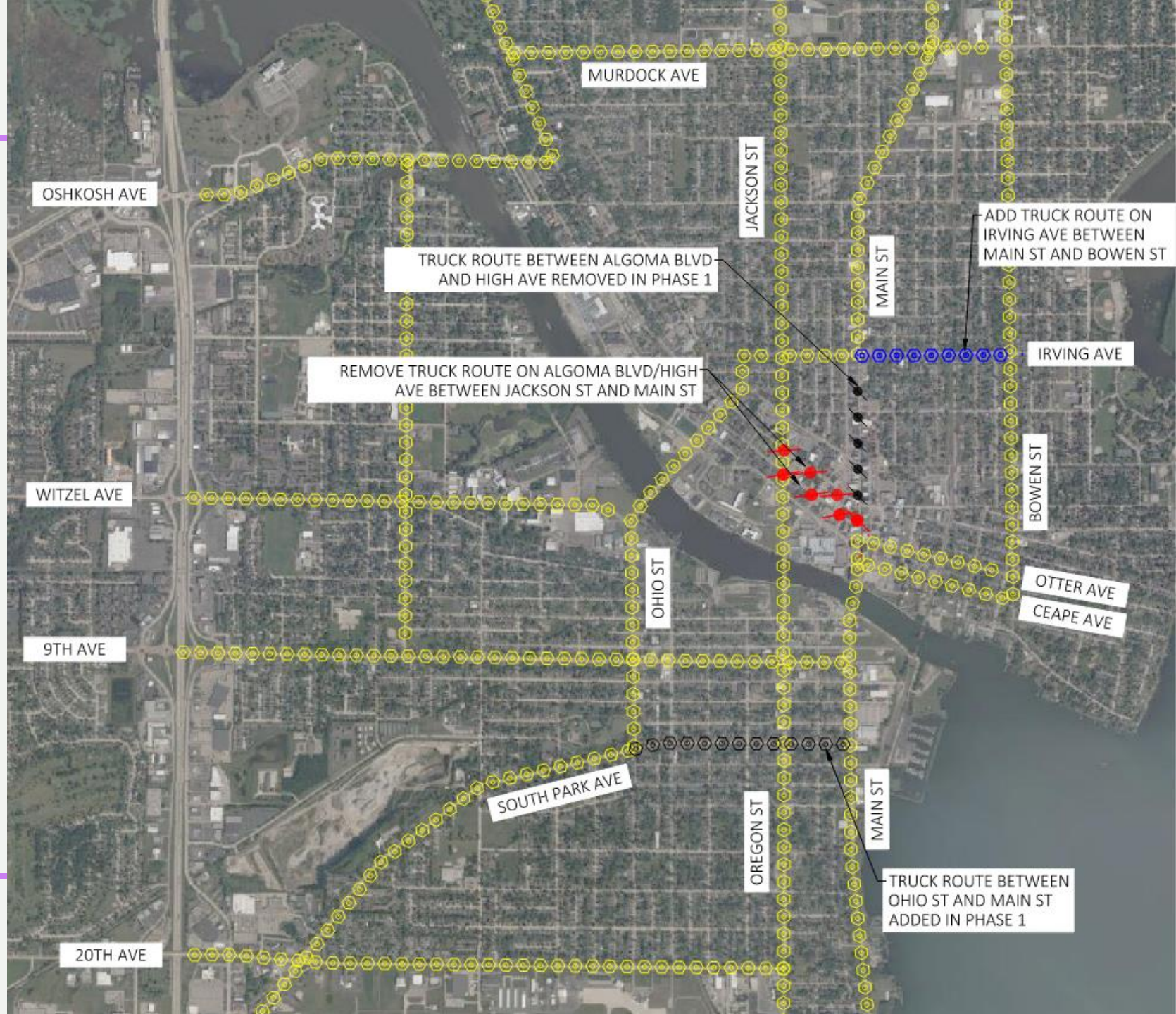
RECOMMENDATIONS - TRUCK ROUTES

- Phased Approach
- Phase 1
 - Implement in Near-Term
 - Add South Park Ave
 - Remove Main St



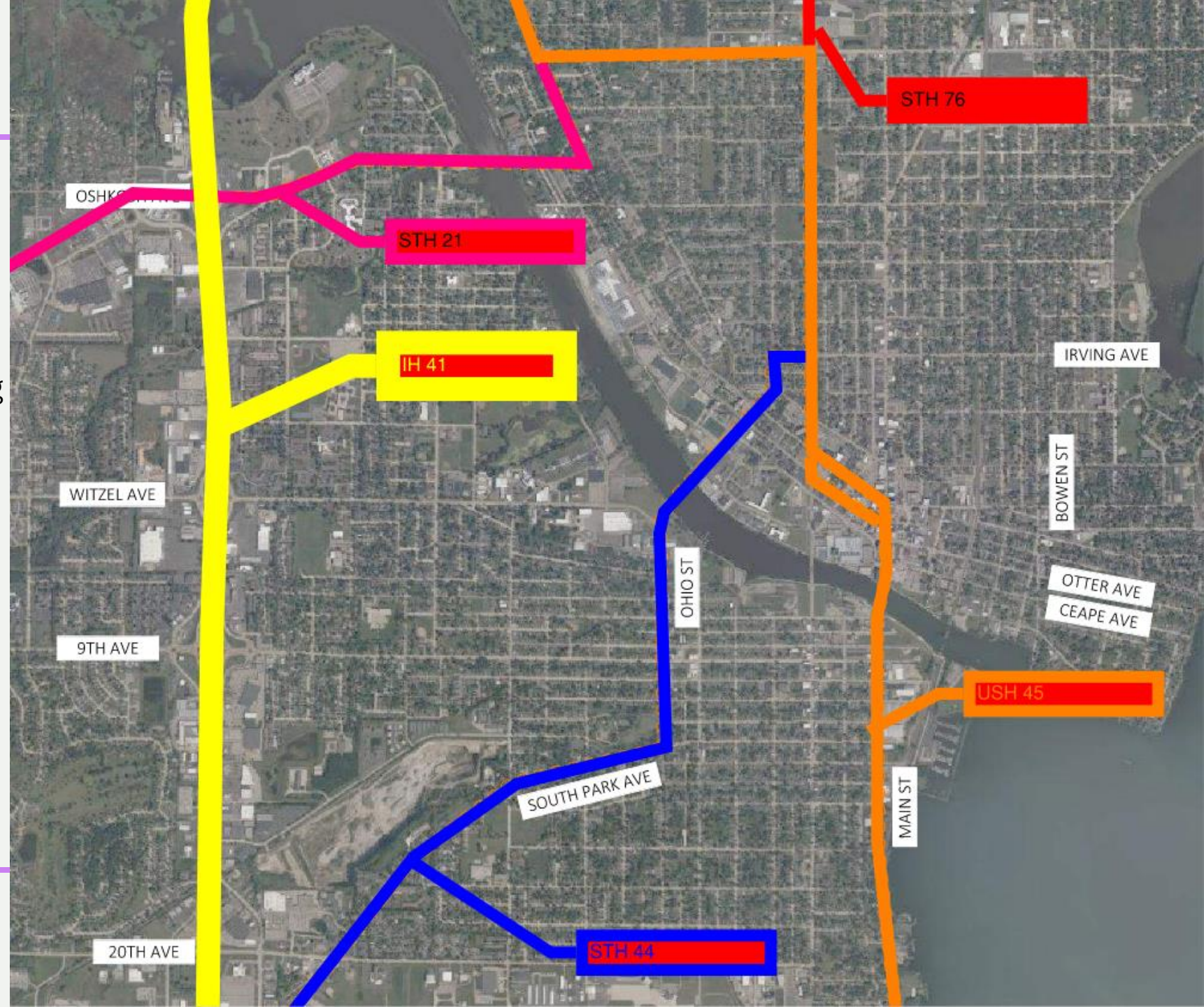
RECOMMENDATIONS - TRUCK ROUTES

- Phased Approach
- Phase 2
 - Implement in Future
 - Add Irving Ave
 - Remove Algoma Blvd /High Ave



CONNECTING HIGHWAYS

- Importance of Connecting Highways
- Connection with Truck Routes



NEXT STEPS

- Complete report and final recommendations – August 2024
- Update City Ordinances as needed – August/September 2024
- *Dates are subject to change!*

ANY QUESTIONS?

CONTACTS

- Jim Collins
 - jcollins@oshkoshwi.gov
- Mike Scarmon
 - Mike.Scarmon@klengineering.com
- Brad Domasky
 - Brad.Domasky@klengineering.com





TO: Honorable Mayor and Members of the Common Council
FROM: Jim Collins, Director of Transportation
DATE: November 26, 2024
SUBJECT: *Ord 24-629 Amend Section 27-35 and Appendix 27B of the Oshkosh Municipal Code Pertaining to Parking Regulations Within City-Owned Parking Lots in Relation to the Construction of the New East 9th Avenue Parking Lot (Transportation Committee Recommends Approval)

BACKGROUND

The City constructed a new public parking lot in connection with the Sawdust District Plan which includes the T. Wall development and Riverwalk Extension.

ANALYSIS

The new parking lot in the area of East 9th Avenue needs to be added to the municipal code. At this time staff proposed and that the new parking stalls will be free with no time restriction other than overnight (2-5 a.m.).

BOARD/COMMISSION INFORMATION

The Transportation Committee supports this recommendation (5-0).

FISCAL IMPACT

The fiscal impact of this ordinance change is parking signage.

RECOMMENDATION

I recommend approval of the ordinance.

Attachments

Ord 24-629
P-19 East 9th Map

PURPOSE: AMEND SECTION 27-35 AND APPENDIX 27B OF THE OSHKOSH MUNICIPAL CODE PERTAINING TO PARKING REGULATIONS WITHIN CITY OWNED PARKING LOTS IN RELATION TO THE CONSTRUCTION OF THE NEW EAST 9TH AVENUE PARKING LOT (TRANSPORTATION COMMITTEE RECOMMENDS APPROVAL)

INITIATED BY: TRANSPORTATION DEPARTMENT

RECOMMENDATION: TRANSPORTATION COMMITTEE – APPROVED

A GENERAL ORDINANCE OF THE CITY OF OSHKOSH AMENDING SECTION 27-35 OF THE MUNICIPAL CODE PERTAINING TO MUNICIPAL PARKING LOTS TO ADD NEWLY CONSTRUCTED CITY EAST 9TH AVENUE PARKING LOT TO LISTING OF CITY PARKING LOTS AND ADOPT MAP AND ASSOCIATED REGULATIONS FOR THIS LOT WITHIN APPENDIX 27B OF THE MUNICIPAL CODE

WHEREAS, a new city parking lot was constructed on East 9th Avenue which requires the City's Municipal Code to be updated to establish parking regulations and designate parking stalls for that parking lot.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Oshkosh as follows:

SECTION 1. Section 27-35 pertaining to Municipal Parking Lots is hereby amended to add the East 9th Parking lot.

SECTION 2. The attached map and parking regulations designated there on are hereby adopted and added to Appendix B of Chapter 27 of the City of Oshkosh Municipal Code.

SECTION 3. This ordinance shall be in full force and effect from and after its passage, publication and placement of the appropriate signage.

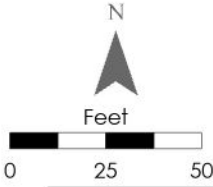
SECTION 4. Publication Notice. Please take notice that the City of Oshkosh enacted ordinance #24-XXX on December 10th AMEND SECTION 27-35 AND APPENDIX 27B OF THE OSHKOSH MUNICIPAL CODE PERTAINING TO PARKING REGULATIONS WITHIN CITY OWNED PARKING LOTS IN RELATION TO THE CONSTRUCTION OF THE NEW EAST 9TH AVENUE PARKING LOT (A GENERAL ORDINANCE OF THE CITY OF OSHKOSH AMENDING SECTION 27-35 OF THE MUNICIPAL CODE PERTAINING TO MUNICIPAL PARKING LOTS TO ADD NEWLY CONSTRUCTED CITY EAST 9TH AVENUE PARKING LOT TO LISTING OF CITY PARKING LOTS AND ADOPT MAP AND ASSOCIATED REGULATIONS FOR THIS LOT WITHIN APPENDIX 27B OF THE MUNICIPAL CODE). The ordinance adds the new East 9th Avenue parking lot and associated regulations to the municipal code.

The full text of the ordinance may be obtained at the Office of the City Clerk, 215 Church Avenue and through the City's website at www.oshkoshwi.gov. Clerk's phone: 920/236-5011.



P-19 - East 9th Ave - 115 East 9th

- Handicap (4 stalls)
- Unrestricted (46 stalls)



Printing Date: 11/1/2024

Prepared by:
City of Oshkosh, WI



The City of Oshkosh creates and maintains GIS maps and data for its own use. They may show the approximate relative location of property, boundaries and other feature from a variety of sources. These map(s)/datasets are provided for information purposes only and may not be sufficient or appropriate for legal, engineering, or surveying purposes. They are provided "AS-IS" without warranties of any kind and the City of Oshkosh assumes no liability for use or misuse.



TO: Honorable Mayor and Members of the Common Council
FROM: Lynn Lorensen, City Attorney
DATE: November 26, 2024
SUBJECT: *Ord 24-630 Amend Portions of Chapter 4 of the City of Oshkosh Municipal Code Pertaining to Alcohol Beverages – License Investigations, Granting and Issuance of Premises and Operator's Licenses

BACKGROUND

The State of Wisconsin updated significant portions of the Wisconsin Statutes pertaining to Alcohol Beverage laws. City staff reviewed the changes and worked with outside counsel from the law firm of Ogden, Glazer and Schaefer, LLC who specialize in alcohol beverage regulations.

Based on the review of our current codes it is recommended that the City update and clarify current code provisions pertaining to license investigations and to the granting and issuance of premises and operator's licenses. The Department of Revenue issued draft guidance on November 6th that staff is currently reviewing and which may necessitate or advise additional changes, particularly in relation to Full Service Retail outlets. However at this time, staff is recommending the current changes to give the City a clear process and starting point. If additional changes or modifications are required when the guidance and final rules are issued, staff would follow up with those after further review.

ANALYSIS

A working group comprised of staff from the City Attorney's office, City Clerk's office, Police Department, Fire Department, Planning Services Division, Parks Department and the City Manager and outside counsel met on several occasions to review the new state statutes and discuss the city's current processes and procedures. In many cases the updates are simply adding current practices more explicitly into the Municipal Code. One change that is not currently referenced in the alcohol beverage sections of the Municipal Code but does currently occur when a new business is established under the provisions of Chapter 30 of the Zoning Code is a review by the Planning Services Division. Due to changes in the state statutes pertaining to state licensing of Full Service Retail outlets, it is being recommended to municipalities to include a reference to zoning compliance within the alcohol beverage portions of your municipal code. As noted above, we continue to await some additional guidance from the State in this regard, however, because municipalities are starting to see these applications coming at this point, staff is recommending the changes to the code at this time. If additional clarifications are needed based on future guidance we will bring those forward as may be necessary.

A redlined and annotated version of the current code is attached to this memorandum which notes the specific changes being recommended and the basis for those changes.

Staff is grateful to outside counsel from the Ogden, Glazer and Schaefer law firm who provided expertise in this complex area of law and a perspective from an applicant's potential view to our discussions to assure that staff was working within the law and in a manner that would not be burdensome to applicants.

FISCAL IMPACT

It is difficult to estimate a fiscal impact from the proposed revisions in this case. Many reflect current processes and therefore staff believes at this point that there may be no or minimal impact.

RECOMMENDATION

It is recommended that the Council approve the proposed amendments to Chapter 4 Pertaining to Alcohol Beverages -- License Investigations, Granting and Issuance of Premises and Operator's Licenses.

Attachments

Ord 24-630

Chapter 4 updates - clean

Chapter 4 Updates - redline

PURPOSE: AMEND PORTIONS OF CHAPTER 4 OF THE CITY OF OSHKOSH MUNICIPAL CODE PERTAINING TO ALCOHOL BEVERAGES – LICENSE INVESTIGATIONS, GRANTING AND ISSUANCE OF PREMISES AND OPERATOR'S LICENSES

INITIATED BY: CITY ADMINISTRATION

A GENERAL ORDINANCE OF THE CITY OF OSHKOSH PORTIONS OF CHAPTER 4 OF THE CITY OF OSHKOSH MUNICIPAL CODE PERTAINING TO ALCOHOL BEVERAGES – LICENSE INVESTIGATIONS, GRANTING AND ISSUANCE OF PREMISES AND OPERATOR'S LICENSES TO UPDATE LANGUAGE IN RESPONSE TO UPDATED STATE OF WISCONSIN ALCOHOL BEVERAGE LAWS

WHEREAS, the State of Wisconsin updated significant portions of the Wisconsin Statutes pertaining to Alcohol Beverage laws; and

WHEREAS, staff from the City Attorney's office, City Clerk's office, Police Department, Fire Department, Planning Services Division, Parks Department and the City Manager and outside counsel reviewed the City's current codes and recommends the following updates to the City's Municipal Code.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Oshkosh as follows:

SECTION 1. That Sections 4-3, 4-4, 4-5, 4-16, and 4-17.2 of the City of Oshkosh Municipal Code pertaining to premises licenses and operator licenses are hereby repealed and recreated to read as shown on the attachment to this Ordinance.

SECTION 2. That Section 4-10 of the City of Oshkosh Municipal Code pertaining to Health Rules is hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its passage and publication.

SECTION 4. Publication Notice. Please take notice that the City of Oshkosh enacted ordinance #24-XXX AMEND PORTIONS OF CHAPTER 4 OF THE CITY OF OSHKOSH MUNICIPAL CODE PERTAINING TO ALCOHOL BEVERAGES – LICENSE INVESTIGATIONS, GRANTING AND ISSUANCE OF PREMISES AND OPERATOR'S LICENSES (A GENERAL ORDINANCE OF THE CITY OF OSHKOSH PORTIONS OF CHAPTER 4 OF THE CITY OF OSHKOSH MUNICIPAL CODE PERTAINING TO ALCOHOL BEVERAGES – LICENSE INVESTIGATIONS, GRANTING AND ISSUANCE OF PREMISES AND OPERATOR'S LICENSES TO UPDATE LANGUAGE IN RESPONSE TO UPDATED STATE OF WISCONSIN ALCOHOL BEVERAGE LAWS) ON December 10, 2024. This ordinance updates the provisions pertaining to review, granting and issuance of alcohol beverage licenses to clarify current provisions and explicitly set forth additional details in the current processes within the provisions of the municipal code. In addition, the revisions specifically require applicants to be truthful in their applications and includes a requirement that applications for new licenses be reviewed for zoning compliance and renewals be reviewed only for additions or changes to the property or use in relation to zoning compliance. The provisions for appeal to council of any license conditions are clarified.

The full text of the ordinance may be obtained at the Office of the City Clerk, 215 Church Avenue and through the City's website at www.oshkoshwi.gov. Clerk's phone: 920/236-5011.

SECTION 4-3

APPLICATION FOR LICENSED PREMISES

(A) Form

Applications for a premises license to sell or deal in intoxicating liquor shall be made in writing on the form prescribed by law, and shall be sworn to by the applicant, as provided within chapter 125 of the Wisconsin Statutes, and shall be filed with the City Clerk not less than fifteen (15) days prior to the granting of such license. In addition, the Council may require the filing of additional information for new premises licenses as the Council may determine necessary to determine the appropriateness of the location for the proposed licensed premises, the potential economic impact of the proposed premises, the record of the applicant in operating a licensed premises or other business and the potential impact of the proposed license premises on the surrounding neighborhood and community as a whole.

(B) Time for Filing

All renewal applications for licenses will be issued on July 1st of any year and all original applications for such licenses to be issued on July 1st of any year shall be executed and filed with the City Clerk not later than April 15th preceding to ensure timely granting and issuance on or before July 1st.

(C) Payment of License Fee

No license for the sale of alcohol beverages may be delivered to the applicant until the applicant files with the City Clerk a receipt showing payment of the prescribed license fee to the Treasurer. The applicant shall pay the prescribed license fee at least fifteen (15) days prior to the date the license is to be issued.

(D) Proof of Seller's Permit

Applications shall be accompanied by proof of application for or a copy of the applicant's current Wisconsin State Seller's permit. If the application is accompanied by an application for the seller's permit the license may be conditionally granted to the applicant and a copy of a current permit must be provided to the City Clerk's office prior to the issuance of the license.

(E) Publication

Said application shall be accompanied by the cost of the publication in the amount as provided for within chapter 125 of the Wisconsin Statutes. Prior to the granting of such license notice of the application shall be published in the official newspaper at least three (3) times successively. Such publication shall include the name and address of the applicant, and kind of license applied for, and the location of the premises to be licensed.

(F) All matters submitted to the City or the State by any applicant or licensee shall be true. It is a violation of this Chapter to submit any untrue statement or information to the City or State in relation to a license or permit application or in relation to the operation of a

licensed or permitted premises. Every application for license or permit issued under this Chapter shall contain information to the effect that the provision of false information may result in non-issuance, suspension, revocation, or non-renewal of a license or permit as well as issuance of a citation for forfeiture.

SECTION 4-4 LICENSE INVESTIGATION AND APPROVAL

(A) Investigation by Officials

The City Clerk shall notify the Chief of Police, the Winnebago County Health Department, the Planning Services Division, and the Chief of the Fire Department of each application, and these officials shall inspect or cause to be inspected each applicant's qualifications and the premises to determine whether the applicant and the premises sought to be licensed comply with the regulations, ordinances, and laws applicable thereto, as follows:

(1) The Chief of Police shall review the applicant's history of police contacts, if any, and may make a recommendation to refuse a license to any person who the Chief has determined has been convicted of any felony, misdemeanor or ordinance offense(s) the circumstances of which substantially relate to the licensed activity pursuant to §111.335 Wis. Stats. In the case of new license applications, the Police Chief may also make recommendation concerning the appropriateness of the proposed location and premises for matters including but not limited to, whether the proposed location of the premises or proposed construction of the premises or operation thereof would potentially create a public or private nuisance, neighborhood problems such as unreasonably loud noise, parking issues or congestion.

(2) The Winnebago County Health Department shall inspect the applicant's premises for compliance with all applicable health codes and required licensing including but not limited to the Wisconsin Food Code. Applicant's must be in compliance with all applicable health codes prior to issuance of a license under this Chapter. Applicant's must maintain compliance with all applicable health codes during each license year.

(3) The Fire Chief shall inspect the applicant's premises for compliance with all applicable fire codes, including specifically the requirements of the State of Wisconsin Fire Code SPS 314. Applicant's must be in compliance with all applicable fire codes prior to issuance of a license under this Chapter. Applicant's must maintain compliance with all applicable fire codes during each license year.

(4) The Planning Services Division shall review the application for any new proposed premises for compliance with the location requirements of §125.68(3) Wis. Stats. as well as in relation to the zoning classification together with the surrounding land uses and may make a recommendation concerning the appropriateness of the proposed location and premises for matters including but not limited to, whether the proposed

location of the premises or proposed construction of the premises or operation thereof would potentially create a public or private nuisance, neighborhood problems such as unreasonably loud noise, parking issues or congestion. For existing licenses, the Planning Services Division shall review the licensed premises for any changes to the property, premises or operation for continued compliance with applicable zoning requirements.

Any of these officials may designate an employee of their offices to provide the requested information, however, the official shall be responsible for the information provided by any employee so designated.

These officials shall each file with the City Clerk, the information derived from such investigation accompanied by a recommendation as to whether a license should be granted, conditionally granted or denied.

If the recommendation is to conditionally grant the license, a written explanation shall be provided to the City Clerk's office who shall provide such explanation to the applicant. If the recommendation is to conditionally grant the license, based upon items noted in the investigations which are deemed reasonably correctable by the inspecting official, the City Clerk may forward the license for approval by Council and approval by the Council shall be conditioned upon correction of any conditions noted in the written explanation provided to the City Clerk.

If the recommendation is to deny the license, a written explanation shall be provided to the City Clerk's office who shall provide such explanation to the Council and the applicant.

(B) Approval by Council

The City Council may, upon the applicant's completion of all prescribed procedures, grant conditionally grant, or deny the license. If the Council decides not to grant a new license under this Chapter, it shall notify the applicant in writing of the decision and the reason(s) therefore pursuant to Section 125.12 of the Wisconsin Statutes. Nonrenewal of licenses shall be governed by the provisions of Section 125.12 of the Wisconsin Statutes.

(C) Appearance before Council

Unless notified otherwise, all applicants for the license need not appear in person before the City Council provided a completed questionnaire is presented to the Council with the requisite application.

SECTION 4-5 GRANTING AND ISSUANCE OF LICENSE

Opportunity shall be given by the Common Council to any person to be heard for or against the

granting of any license. Upon the approval of the applicant by the Common Council, the City Clerk shall issue to the applicant a license. If a license has been conditionally approved, the City Clerk shall issue to the applicant a license only upon proof of compliance with all conditions. Each license shall be numbered in the order in which issued, and shall state the premises for which issued, the date of issuance, the fee paid, and the name of the licensee.

Upon the approval of the applicant by the Common Council, the City Clerk shall issue to the applicant a license except as follows:

- (A) For any premises for which items were identified under section 4-4 above until all conditions have been corrected and verified by reinspection by the Department identifying the condition.

Upon correction of any conditions noted, the official shall provide notice to the City Clerk as soon as reasonably practical of the satisfaction of the conditions, and upon correction of all applicable conditions, the City Clerk may proceed to issue the license.

Any applicant refused a license due to conditions or aggrieved by any condition may request appeal of the condition by the Common Council by filing a written request for appeal with the City Clerk. The appeal shall be scheduled before the Common Council as provided in this section.

- (B) Unpaid Taxes, Assessments or Special Charges.

- 1) Premises.

- a) For any premises for which taxes, assessments, or special charges are delinquent and unpaid.
 - i. This subsection 1) shall not apply to prohibit the issuance of a license for any premises if:
 - a. the unpaid taxes, assessments or special charges were levied against the premises; and
 - b. the license is necessary for the conduct of business on the premises by a lessee of the premises; and
 - c. the licensee and owner have no immediate or extended family, business, or financial relationship with one another other than as landlord and tenant.
- b) For any premises for which a conditional approval of the granting of the license has been issued and for which written proof of fulfillment or

completion of the conditions has not been provided to the City Clerk's office.

2) Persons.

- a) To any person who is delinquent in the payment of taxes, assessments or special charges related to the business or property for which the license or permit is sought.
- b) To any applicant for a Class "A" or Class "B" license who has an indebtedness for fermented malt beverages outstanding for more than 15 days or to any applicant for an intoxicating liquor or retail license or permit who has an indebtedness for intoxicating liquor outstanding for more than 30 days.
- c) To any person who has not provided a copy of their current State of Wisconsin Seller's Permit
- d) To any person for which a conditional approval of the granting of the license has been issued and for which written proof of fulfillment or completion of the conditions has not been provided to the City Clerk's office.

Upon issuance of the license, the City Clerk shall remit the license fee to the City Treasurer who shall transfer said fee to the General City Fund. The full license fee shall be charged except as specifically provided for within this ordinance or by statute.

(3) Appeal from determinations of the Finance Director.

Alleged errors in the determination of non-issuance of the license based upon delinquent or unpaid taxes, assessments or special charges may be appealed to the Finance Director within 5 days of notice of the non-issuance of the license or permit. The Finance Director shall issue a notice setting forth a date and time for hearing on the matter, not less than three (3) days nor more than fifteen (15) days after the date of the notice of hearing. At the hearing, the complainant and a representative of the City may be represented by counsel, may present evidence and call and examine witnesses and cross examine witnesses of another party. Such witnesses shall be sworn or affirmed by the person conducting the hearing. The Finance Director shall act as the decision maker. If the Finance Director is unable to so act, a decision maker shall be appointed by the City Manager.

A written determination shall be made directing the continued holding of the license or permit or the issuance of such license or permit. Within ten (10) days of the hearing, the written determination shall be mailed to all interested parties and shall be placed on file with the City Clerk by the decision maker. The written decision shall specify the reasons for the decision made.

Within ten days of the date of posting of the written decision, any person

aggrieved thereby may appeal such decision to the Common Council. Appeals shall be taken by filing a notice of appeal specifying the grounds therefor with the City Clerk.

(4) Appeals to Council. On Appeal the Finance Director or other decision maker shall forthwith transmit all papers relating to such appeal to the City Clerk. The Clerk shall give notice of the appeal to the Common Council at its next regular meeting. The Council shall then fix a reasonable time for hearing of the same and give public notice thereof, as well as notice to the parties interested, and shall promptly decide the appeal. Any party to the proceeding as well as any person who may be adversely affected by a decision of the Council may appear at the hearing and may produce witnesses and be represented by counsel. In addition to any other witnesses presented, the council may subpoena and examine such other persons as it may deem necessary for a fair and impartial hearing of the appeal. The Clerk shall swear or affirm all persons testifying before the council in regard to the appeal, and shall maintain a record of all testimony and other evidence as may be presented.

The Council may reverse, affirm, or modify the decision of the Finance Director or other decision maker appealed from, and to this end may direct issuance or non-issuance of any license or permit. Within ten (10) days after the decision on any appeal, the City Clerk shall cause due notice thereof in writing to be mailed to all parties to the appeal as well as any other persons who may have appeared therein at their last known post office address. Such notice shall specify the grounds for the decision.

Any person aggrieved by the decision of the Common Council on appeal may seek such other legal relief as may be available.

ARTICLE IV. OPERATOR'S LICENSES

SECTION 4-16 APPLICATION FOR OPERATOR'S LICENSE

A written application shall be filed with the City Clerk with such pertinent information as the City Clerk may require. The applicant shall pay the prescribed fee at the time of application. Applications shall be valid for a period of sixty (60) days.

All matters submitted to the City or the State by any applicant or licensee shall be true. It is a violation of this Chapter to submit any untrue statement or information to the City or State in relation to a license or permit application or in relation to the operation of a licensed or permitted premises. Every application for license or permit issued under this Chapter shall contain information to the effect that the provision of false information may result in non-issuance,

suspension, revocation, or non-renewal of a license or permit as well as issuance of a citation for forfeiture.

SECTION 4-17.2 ISSUANCE OF OPERATOR'S LICENSES

The Common Council hereby grants to the City Clerk the authority to issue operator's licenses to persons who have met the requirements contained in this Code and Chapter 125 of the Wisconsin Statutes, as may be amended from time to time.

The Chief of Police or the Chief's designee shall review all applications for operator's licenses prior to issuance to determine whether the applicant meets all requirements and is a proper person to be the recipient of a license.

The Chief of Police shall review the applicant's history of police contacts, if any, and may make a recommendation to refuse a license to any person who the Chief has determined has been convicted of any felony, misdemeanor or ordinance offense(s) the circumstances of which substantially relate to the licensed activity pursuant to §111.335 Wis. Stats.

The Chief of Police or designee shall report their findings and recommendation to the City Clerk whether the license should be granted or denied.

Upon completion of the application, recommendation by the Chief of Police or the Chief's designee to issue the license and payment of the appropriate fee, the City Clerk may issue the operator's license.

If the recommendation of the Chief or Chief's designee is to deny the license, or the City Clerk determines for non-payment of fee, failure to complete the required responsible beverage server training course, or other reason to deny the license, the City Clerk shall notify the applicant in writing of the decision to deny the license and the reason(s) therefore and informing the applicant that the applicant may request that the license approval be placed upon the council agenda for review and determination by the City Council. Requests for review shall be made in writing, be signed by the applicant, and shall be placed upon the council agenda for review and determination as soon as practicable.

If the City Council determines not to issue an operator's license the Council shall direct that the applicant be notified in writing of the refusal to issue and the reasons for the decision.

SECTION 4-3 APPLICATION FOR LICENSE D PREMISES

Commented [LL1]: Clarifying Title that this is for the Premises license

(A) Form

Applications for a premises license to sell or deal in intoxicating liquor shall be made in writing on the form prescribed by law, and shall be sworn to by the applicant, as provided within chapter 125 of the Wisconsin Statutes, and shall be filed with the City Clerk not less than fifteen (15) days prior to the granting of such license. In addition, the Council may require the filing of additional information for new premises licenses as the Council may determine necessary to determine the appropriateness of the location for the proposed licensed premises, the potential economic impact of the proposed premises, the record of the applicant in operating a licensed premises or other business and the potential impact of the proposed license premises on the surrounding neighborhood and community as a whole.

Commented [LL2]: Adding language to address the additional questionnaire that Council has been using to specifically include a reference to it in the ordinance.

(B) Time for Filing

All renewal applications for licenses will be issued on July 1st of any year and all original applications for such licenses to be issued on July 1st of any year shall be executed and filed with the City Clerk not later than April 15th preceding to ensure timely granting and issuance on or before July 1st.

(C) Payment of License Fee

No license for the sale of alcohol beverages may be delivered to the applicant until the applicant files with the City Clerk a receipt showing payment of the prescribed license fee to the Treasurer. The applicant shall pay the prescribed license fee at least fifteen (15) days prior to the date the license is to be issued.

(D) Proof of Seller's Permit

Applications shall be accompanied by proof of application for or a copy of the applicant's current Wisconsin State Seller's permit. If the application is accompanied by an application for the seller's permit the license may be conditionally granted to the applicant and a copy of a current permit must be provided to the City Clerk's office prior to the issuance of the license.

(E) Publication

Said application shall be accompanied by the cost of the publication in the amount as provided for within chapter 125 of the Wisconsin Statutes. Prior to the granting of such license notice of the application shall be published in the official newspaper at least three (3) times successively. Such publication shall include the name and address of the applicant, and kind of license applied for, and the location of the premises to be licensed.

(F) All matters submitted to the City or the State by any applicant or licensee shall be true. It is a violation of this Chapter to submit any untrue statement or information to the City or State in relation to a license or permit application or in relation to the operation of a

~~licensed or permitted premises. Every application for license or permit issued under this Chapter shall contain information to the effect that the provision of false information may result in non-issuance, suspension, revocation, or non-renewal of a license or permit as well as issuance of a citation for forfeiture.~~

Commented [LL3]: Proposing to put this more explicitly into the ordinances.

SECTION 4-4 LICENSE INVESTIGATION AND APPROVAL

(A) Investigation by Officials

The City Clerk shall notify the Chief of Police, the Winnebago County Health Department, ~~the Planning Services Division,~~ and the Chief of the Fire Department of each application, and these officials shall inspect or cause to be inspected each applicant's qualifications and the premises, ~~together with such other investigation as shall be necessary~~ to determine whether the applicant and the premises sought to be licensed comply with the regulations, ordinances, and laws applicable thereto, ~~including those governing sanitation in restaurants, and whether the applicant is a proper person to be the recipient of a license~~ as follows:

Commented [LL4]: Adding Planning Services Division for Zoning compliance, particularly under new statutes we must apply same rules to review of FSR establishments licensed by state, so it is important to specifically reference zoning as a requirement for the license approval

~~-(1) -The Chief of Police shall interview or cause to be interviewed the applicant for purposes of completing the Council Questionnaire review the applicant's history of police contacts, if any, and may make a recommendation to refuse a license to any person who the Chief has determined has been convicted of any felony, misdemeanor or ordinance offense(s) the circumstances of which substantially relate to the licensed activity pursuant to §111.335 Wis. Stats. In the case of new license applications, the Police Chief may also make recommendation concerning the appropriateness of the proposed location and premises for matters including but not limited to, whether the proposed location of the premises or proposed construction of the premises or operation thereof would potentially create a public or private nuisance, neighborhood problems such as unreasonably loud noise, parking issues or congestion.~~

Commented [LL5]: This section is based on current review done by police department of applications

~~(2) The Winnebago County Health Department shall inspect the applicant's premises for compliance with all applicable health codes and required licensing including but not limited to the Wisconsin Food Code. Applicant's must be in compliance with all applicable health codes prior to issuance of a license under this Chapter. Applicant's must maintain compliance with all applicable health codes during each license year.~~

Commented [LL6]: This section is based on County's Health Department response to inquiry of their current practices

~~(3) The Fire Chief shall inspect the applicant's premises for compliance with all applicable fire codes, including specifically the requirements of the State of Wisconsin Fire Code SPS 314. Applicant's must be in compliance with all applicable fire codes prior to issuance of a license under this Chapter. Applicant's must maintain compliance with all applicable fire codes during each license year.~~

Commented [LL7]: This section is based on Fire Department's current review of applications

(4) The Planning Services Division shall review the application for any new proposed premises for compliance with the location requirements of §125.68(3) Wis. Stats. as well as in relation to the zoning classification together with the surrounding land uses and may make a recommendation concerning the appropriateness of the proposed location and premises for matters including but not limited to, whether the proposed location of the premises or proposed construction of the premises or operation thereof would potentially create a public or private nuisance, neighborhood problems such as unreasonably loud noise, parking issues or congestion. For existing licenses, the Planning Services Division shall review the licensed premises for any changes to the property, premises or operation for continued compliance with applicable zoning requirements.

Any of these officials may designate an employee of their offices to provide the requested information, however, the official shall be responsible for the information provided by any employee so designated.

These officials shall each file with the City Clerk, the information derived from such investigation accompanied by a recommendation as to whether a license should be granted, conditionally granted or denied.

If the recommendation is to conditionally grant the license, a written explanation shall be provided to the City Clerk's office who shall provide such explanation to the applicant. If the recommendation is to conditionally grant the license, based upon items noted in the investigations which are deemed reasonably correctable by the inspecting official, the City Clerk may forward the license for approval by Council and approval by the Council shall be conditioned upon correction of any ~~violations-conditions~~ noted in the written explanation provided to the City Clerk.

If the recommendation is to deny the license, a written explanation shall be provided to the City Clerk's office who shall provide such explanation to the Council and the applicant.

(B) Approval by Council

The City Council may, upon the applicant's completion of all prescribed procedures, grant ~~or~~ conditionally grant, or deny the license. If the Council decides not to grant a new license under this Chapter, it shall notify the applicant in writing of the decision and the reason(s) therefore pursuant to Section 125.12 of the Wisconsin Statutes. Nonrenewal of licenses shall be governed by the provisions of Section 125.12 of the Wisconsin Statutes.

(C) Appearance before Council

Unless notified otherwise, all applicants for the license need not appear in person before the City Council provided a completed questionnaire is presented to the Council with the requisite application.

Commented [LL8]: As noted above, putting in specific provision to require compliance with zoning for new premises as well as opportunity to address issues that they may see from a planning/zoning/neighborhoods perspective

SECTION 4-5 GRANTING AND ISSUANCE OF LICENSE

Opportunity shall be given by the Common Council to any person to be heard for or against the granting of any license. Upon the approval of the applicant by the Common Council, the City Clerk shall issue to the applicant a license. If a license has been conditionally approved, the City Clerk shall issue to the applicant a license only upon proof of compliance with all conditions. Each license shall be numbered in the order in which issued, and shall state the premises for which issued, the date of issuance, the fee paid, and the name of the licensee.

Upon the approval of the applicant by the Common Council, the City Clerk shall issue to the applicant a license except as follows:

(A) For any premises for which items were identified under section 4-4 above until all conditions have been corrected and verified by reinspection by the Department identifying the condition.

Upon correction of any conditions noted, the official shall provide notice to the City Clerk as soon as reasonably practical of the satisfaction of the conditions, and upon correction of all applicable conditions, the City Clerk may proceed to issue the license.

Any applicant refused a license due to conditions or aggrieved by any condition may request appeal of the condition by the Common Council by filing a written request for appeal with the City Clerk. The appeal shall be scheduled before the Common Council as provided in this section.

Commented [LL9]: Clarifying ability to issue on satisfaction of conditions.

Commented [LL10]: Clarifying that an applicant may appeal from a condition that they feel they actually meet or that is unreasonable.

~~(A)~~(B) Unpaid Taxes, Assessments or Special Charges.

1) Premises.

a) For any premises for which taxes, assessments, or special charges are delinquent and unpaid.

i. This subsection 1) shall not apply to prohibit the issuance of a license for any premises if:

- a. the unpaid taxes, assessments or special charges were levied against the premises; and
- b. the license is necessary for the conduct of business on the premises by a lessee of the premises; and
- c. the licensee and owner have no immediate or extended family, business, or financial relationship with one another other than as landlord and tenant.

b) For any premises for which a conditional approval of the granting of the license has been issued and for which written proof of fulfillment or completion of the conditions has not been provided to the City Clerk's office.

2) Persons.

- a) To any person who is delinquent in the payment of taxes, assessments or special charges related to the business or property for which the license or permit is sought.
- b) To any applicant for a Class "A" or Class "B" license who has an indebtedness for fermented malt beverages outstanding for more than 15 days or to any applicant for an intoxicating liquor or retail license or permit who has an indebtedness for intoxicating liquor outstanding for more than 30 days.
- c) To any person who has not provided a copy of their current State of Wisconsin Seller's Permit
- d) To any person for which a conditional approval of the granting of the license has been issued and for which written proof of fulfillment or completion of the conditions has not been provided to the City Clerk's office.

Upon issuance of the license, the City Clerk shall remit the license fee to the City Treasurer who shall transfer said fee to the General City Fund. The full license fee shall be charged except as specifically provided for within this ordinance or by statute.

(3) Appeal from determinations of the Finance Director.

Alleged errors in the determination of non-issuance of the license based upon delinquent or unpaid taxes, assessments or special charges may be appealed to the Finance Director within 5 days of notice of the non-issuance of the license or permit. The Finance Director shall issue a notice setting forth a date and time for hearing on the matter, not less than three (3) days nor more than fifteen (15) days after the date of the notice of hearing. At the hearing, the complainant and a representative of the City may be represented by counsel, may present evidence and call and examine witnesses and cross examine witnesses of another party. Such witnesses shall be sworn or affirmed by the person conducting the hearing. The Finance Director shall act as the decision maker. If the Finance Director is unable to so act, a decision maker shall be appointed by the City Manager.

A written determination shall be made directing the continued holding of the license or permit or the issuance of such license or permit. Within ten (10) days of the hearing, the written determination shall be mailed to all interested parties and shall be placed on file with the City Clerk by the decision maker. The written

decision shall specify the reasons for the decision made.

Within ten days of the date of posting of the written decision, any person aggrieved thereby may appeal such decision to the Common Council. Appeals shall be taken by filing a notice of appeal specifying the grounds therefor with the City Clerk.

(4) Appeals to Council. On Appeal the Finance Director or other decision maker shall forthwith transmit all papers relating to such appeal to the City Clerk. The Clerk shall give notice of the appeal to the Common Council at its next regular meeting. The Council shall then fix a reasonable time for hearing of the same and give public notice thereof, as well as notice to the parties interested, and shall promptly decide the appeal. Any party to the proceeding as well as any person who may be adversely affected by a decision of the Council may appear at the hearing and may produce witnesses and be represented by counsel. In addition to any other witnesses presented, the council may subpoena and examine such other persons as it may deem necessary for a fair and impartial hearing of the appeal. The Clerk shall swear or affirm all persons testifying before the council in regard to the appeal, and shall maintain a record of all testimony and other evidence as may be presented.

The Council may reverse, affirm, or modify the decision of the Finance Director or other decision maker appealed from, and to this end may direct issuance or non-issuance of any license or permit. Within ten (10) days after the decision on any appeal, the City Clerk shall cause due notice thereof in writing to be mailed to all parties to the appeal as well as any other persons who may have appeared therein at their last known post office address. Such notice shall specify the grounds for the decision.

Any person aggrieved by the decision of the Common Council on appeal may seek such other legal relief as may be available.

SECTION 4-10 — HEALTH RULES

~~Each licensed premises shall have a current Health Permit or Restaurant License.~~

Commented [LL11]: Moved up to application review portion of the ordinance.

ARTICLE IV. OPERATOR'S LICENSES

SECTION 4-16 APPLICATION FOR OPERATOR'S LICENSE

A written application shall be filed with the City Clerk with such pertinent information as the City Clerk may require. The applicant shall pay the prescribed fee at the time of application. Applications shall be valid for a period of sixty (60) days.

All matters submitted to the City or the State by any applicant or licensee shall be true. It is a violation of this Chapter to submit any untrue statement or information to the City or State in relation to a license or permit application or in relation to the operation of a licensed or permitted premises. Every application for license or permit issued under this Chapter shall contain information to the effect that the provision of false information may result in non-issuance, suspension, revocation, or non-renewal of a license or permit as well as issuance of a citation for forfeiture.

Commented [LL12]: Proposing to put this more explicitly into the ordinances

SECTION 4-17.2 ISSUANCE OF OPERATOR'S LICENSES

The Common Council hereby grants to the City Clerk the authority to issue operator's licenses to persons who have met the requirements contained in this Code and Chapter 125 of the Wisconsin Statutes, as may be amended from time to time.

The Chief of Police or the Chief's designee shall review all applications for operator's licenses prior to issuance to determine whether the applicant meets all requirements and is a proper person to be the recipient of a license.

The Chief of Police shall review the applicant's history of police contacts, if any, and may make a recommendation to refuse a license to any person who the Chief has determined has been convicted of any felony, misdemeanor or ordinance offense(s) the circumstances of which substantially relate to the licensed activity pursuant to §111.335 Wis. Stats.

Commented [LL13]: This section is based on current review done by police department of applications

The Chief of Police or designee shall report their findings and recommendation to the City Clerk whether the license should be granted or denied.

Upon completion of the application, recommendation by the Chief of Police or the Chief's designee to issue the license and payment of the appropriate fee, the City Clerk may issue the operator's license.

If the recommendation of the Chief or Chief's designee is to deny the license, or the City Clerk determines for non-payment of fee, failure to complete the required responsible beverage server training course, or other reason to deny the license, the City Clerk shall notify the applicant in writing of the decision to deny the license and the reason(s) therefore and informing the applicant

that the applicant may request that the license approval be placed upon the council agenda for review and determination by the City Council. Requests for review shall be made in writing, be signed by the applicant, and shall be placed upon the council agenda for review and determination as soon as practicable.

If the City Council determines not to issue an operator's license the Council shall direct that the applicant be notified in writing of the refusal to issue and the reasons for the decision.



TO: Honorable Mayor and Members of the Common Council
FROM: Lynn Lorensen, City Attorney
DATE: November 26, 2024
SUBJECT: *Ord 24-631 Create Chapter 4 Article III-A Pertaining to Alcohol Beverages - Issuance of Special Class "B" and Special "Class B" Licenses

BACKGROUND

At a recent special meeting for the purpose of issuing a Special Class "B" license, the Council questioned whether it was permissible to authorize the City Clerk to issue Special Class "B" and Special "Class B" licenses without the need to bring those licenses to Council for approval. Section 125.17(1) of the Wisconsin Statutes permits a municipality to designate an official authorized to issue Special Class "B" and Special "Class B" Licenses.

ANALYSIS

Staff reviewed the current Municipal Code for the purpose of authorizing the City Clerk to issue Special Class "B" and Special "Class B" licenses. Staff recommends creation of a new section of the Code: to authorize the City Clerk to issue Special Class "B" and Special "Class B" licenses for persons meeting all statutory and ordinance requirements and to set forth an appeal process for persons who might be denied a license or who believe conditions of a license approval by staff through this staff administrative process are unreasonable. This process will allow for quicker issuance of Special Class "B" and Special "Class B" licenses, which will no longer need to wait for formal Council approval.

A copy of an annotated redlined version of the proposed ordinance changes and clean copy of the revised ordinance are included with this memorandum.

FISCAL IMPACT

The proposed changes allow issuance of Special Class "B" and Special "Class B" licenses directly by the City Clerk. There is some time savings in the preparation of council items, but there is no substantial fiscal impact anticipated from passage of this ordinance.

RECOMMENDATION

It is recommended that if Council wishes to delegate this authority to the City Clerk, that the Council approve the proposed amendments to Chapter 4 to Create Chapter 4 Article III-A Pertaining to Alcohol Beverages - Issuance of Special Class "B" and Special "Class B" Licenses.

Attachments

Ord 24-631
Chapter 4 - Special Class B Licenses - clean
Chapter 4 - Special Class B Licenses - Annotated

PURPOSE: CREATE CHAPTER 4 ARTICLE III-A PERTAINING TO ALCOHOL BEVERAGES - ISSUANCE OF SPECIAL CLASS "B" AND SPECIAL "CLASS B" LICENSES

INITIATED BY: CITY ADMINISTRATION

A GENERAL ORDINANCE OF THE CITY OF OSHKOSH AUTHORIZING THE CITY CLERK TO ISSUE SPECIAL CLASS "B" AND SPECIAL "CLASS B" LICENSES WITHOUT COUNCIL APPROVAL WHEN APPLICANTS MEET CERTAIN CONDITIONS

WHEREAS, Section 125.17(1) of the Wisconsin Statutes permits a municipality to designate an official authorized to issue Special Class "B" and Special "Class B" Licenses; and

WHEREAS, Council asked staff to review the statutes and ordinances to determine whether it may be appropriate to authorize the City Clerk to issue Special Class "B" and Special "Class B" licenses without the need to bring those licenses to Council for specific approval; and

WHEREAS, staff reviewed the applicable statutes and ordinances and the current processes for review and issuance of licenses and recommends creation of a new section of the Code to authorize the City Clerk to issue Special Class "B" and Special "Class B" licenses for persons meeting all statutory and ordinance requirements and to set forth an appeal process for persons who might be denied a license or who believe conditions of a license approval by staff through this staff administrative process are unreasonable; and

WHEREAS, passage of this ordinance will allow for quicker issuance of Special Class "B" and Special "Class B" licenses which will no longer need to wait for formal Council approval which may assist applicants.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Oshkosh as follows:

SECTION 1. That Chapter 4 Article III-A of the City of Oshkosh Municipal Code pertaining to the issuance of Special Class "B" and Special "Class B" licenses is hereby created to read as shown on the attachment to this ordinance.

SECTION 2. This ordinance shall be in full force and effect from and after its passage and publication.

SECTION 3. Publication Notice. Please take notice that the City of Oshkosh enacted ordinance #24-XXX CREATE CHAPTER 4 ARTICLE III-A PERTAINING TO ALCOHOL BEVERAGES - ISSUANCE OF SPECIAL CLASS "B" AND SPECIAL "CLASS B" LICENSES (A GENERAL ORDINANCE OF THE CITY OF OSHKOSH AUTHORIZING THE CITY CLERK TO ISSUE SPECIAL CLASS "B" AND SPECIAL "CLASS B" LICENSES WITHOUT COUNCIL APPROVAL WHEN APPLICANTS MEET CERTAIN CONDITIONS) ON December 10, 2024. This ordinance authorizes the City Clerk to issue Special Class "B" and Special "Class B" licenses for persons meeting all statutory and ordinance requirements without the need for separate Council approval and sets forth an appeal process for persons who might be denied a license or who believe conditions of a license approval by staff are unreasonable.

The full text of the ordinance may be obtained at the Office of the City Clerk, 215 Church Avenue and through the City's website at www.oshkoshwi.gov. Clerk's phone: 920/236-5011.

ARTICLE III - A. ISSUANCE OF SPECIAL CLASS "B" AND SPECIAL "CLASS B" LICENSES

SECTION 4-14.2 DEFINITIONS

Special Class "B" licenses authorize the sale of fermented malt beverages at a particular picnic or similar gathering, at a meeting of the post, or during a fair conducted by the fair association or agricultural society.

Special "Class B" licenses authorize the sale of wine in an original package, container, or bottle or by the glass if the wine is dispensed directly from an original package, container, or bottle at a particular picnic or similar gathering, at a meeting of the post, or during a fair conducted by the fair association or agricultural society.

SECTION 4-14.3 APPLICATION FOR SPECIAL CLASS "B" AND "CLASS B" LICENSES

Applications for a temporary Special Class "B" and Special "Class B" licenses shall be made in writing on the form prescribed by law, shall be sworn to by the applicant, as provided within chapter 125 of the Wisconsin Statutes, and shall be filed with the City Clerk not less than fifteen (15) days prior to the granting of such license.

In addition to the application information, the applicant shall provide the contact information for a Special Event with which they will be working or may be required to fill out a Special Event Application under the provisions of Chapter 5 of this Municipal Code. If the applicant is not associated with a Special Event approved under Chapter 5, the Clerk or Police Chief may require in addition to the application form, the submission of additional information pertaining to the event or proposed use of the license prior to review and recommendation or granting and issuance of the license.

Special Class "B" licenses shall only be issued to those entities authorized under §125.26(6) Wis. Stats.

Special "Class B" licenses shall only be issued to those entities authorized under §125.51(10) Wis. Stats.

The applicant shall pay the prescribed fee at the time of application.

All matters submitted to the City or the State by any applicant or licensee shall be true. It

is a violation of this Chapter to submit any untrue statement or information to the City or State in relation to a license or permit application or in relation to the operation of a licensed or permitted premises. Every application for license or permit issued under this Chapter shall contain information to the effect that the provision of false information may result in non-issuance, suspension, revocation, or non-renewal of a license or permit as well as issuance of a citation for forfeiture.

SECTION 4-14.4 ISSUANCE OF SPECIAL CLASS "B" AND SPECIAL "CLASS B" LICENSES

The Common Council hereby grants to the City Clerk the authority to issue Special Class "B" and Special "Class B" Licenses to persons who have met the requirements contained in this Code and Chapter 125 of the Wisconsin Statutes, as may be amended from time to time.

The Chief of Police or the Chief's designee shall review all applications for Special Class "B" and Special "Class B" licenses prior to issuance to determine whether the applicant meets all requirements and is a proper person to be the recipient of a license. The Chief of Police shall review the applicant's police record, if any, and may make a recommendation to refuse a license to any person who the Chief has determined has been convicted of any felony, misdemeanor or ordinance offense(s) the circumstances of which substantially relate to the licensed activity pursuant to §111.335 Wis. Stats.

The City Clerk or Police Chief may designate an employee of their offices to provide the requested information, however, the City Clerk and/or Police Chief shall be responsible for the information provided by any employee so designated.

If a Special Event Permit has been approved in connection with the proposed license, upon completion of the application, recommendation by the Chief of Police or the Chief's designee to issue the license and payment of the appropriate fee, the City Clerk may issue the operator's license with any conditions noted in the Special Event Permit and/or in the recommendation of the Chief of Police.

If a Special Event Permit has not been issued in connection with the proposed license, the Police Chief may make recommendation concerning the appropriateness of the proposed location and premises for matters including but not limited to, whether the proposed location of the premises or proposed configuration of the premises or operation thereof would potentially create a public or private nuisance, neighborhood problems such as unreasonably loud noise, parking issues or congestion and may recommend conditions upon the issuance of the Special Class "B" or Special "Class B" license(s) to address such

issues or other issues pertaining to the use of such license, such as measures to be taken to address potential underage consumption, littering, or other nuisance activity associated with the planned event or use of the Special Class "B" or Special "Class B" license. If the applicant agrees to such conditions, upon completion of the application, recommendation by the Chief of Police to issue the license and payment of the appropriate fee, the City Clerk may issue the Special Class "B" or Special "Class B" license with any conditions noted as agreed to by the Police Chief and applicant.

If the applicant does not agree with the conditions recommended, the recommendation of the Chief is to deny the license, or the City Clerk determines for non-payment of fee, failure to complete the required responsible beverage server training course, or other reason to deny the license; the City Clerk shall notify the applicant in writing of the decision to deny the license and the reason(s) therefore and inform the applicant that the applicant may request that the license approval be placed upon the council agenda for review and determination by the City Council. Requests for review shall be made in writing, be signed by the applicant, and shall be placed upon the council agenda for review and determination as soon as practicable. If the City Council determines not to issue a license the Council shall direct that the applicant be notified in writing of the refusal to issue and the reasons for the decision.

The City Clerk shall submit to the Common Council at least monthly a report of all Special Class "B" and Special "Class B" licenses issued under this section.

ARTICLE III - A. ISSUANCE OF SPECIAL CLASS "B" AND SPECIAL "CLASS B" LICENSES

Commented [LL1]: New Article to permit City Clerk to issue temporary Special Class "B" and Special "Class B" licenses

SECTION 4-14.2 DEFINITIONS

Special Class "B" licenses authorize the sale of fermented malt beverages at a particular picnic or similar gathering, at a meeting of the post, or during a fair conducted by the fair association or agricultural society.

Special "Class B" licenses authorize the sale of wine in an original package, container, or bottle or by the glass if the wine is dispensed directly from an original package, container, or bottle at a particular picnic or similar gathering, at a meeting of the post, or during a fair conducted by the fair association or agricultural society.

SECTION 4-14.3 APPLICATION FOR SPECIAL CLASS "B" AND "CLASS B" LICENSES

Applications for a temporary Special Class "B" and Special "Class B" licenses shall be made in writing on the form prescribed by law, shall be sworn to by the applicant, as provided within chapter 125 of the Wisconsin Statutes, and shall be filed with the City Clerk not less than fifteen (15) days prior to the granting of such license.

In addition to the application information, the applicant shall provide the contact information for a Special Event with which they will be working or may be required to fill out a Special Event Application under the provisions of Chapter 5 of this Municipal Code. If the applicant is not associated with a Special Event approved under Chapter 5, the Clerk or Police Chief may require in addition to the application form, the submission of additional information pertaining to the event or proposed use of the license prior to review and recommendation or granting and issuance of the license.

Commented [LL2]: Language to coordinate with Special Events under Chapter 5 of the City Code, when applicable

Special Class "B" licenses shall only be issued to those entities authorized under §125.26(6) Wis. Stats.

Special "Class B" licenses shall only be issued to those entities authorized under §125.51(10) Wis. Stats.

The applicant shall pay the prescribed fee at the time of application.

All matters submitted to the City or the State by any applicant or licensee shall be true.

It is a violation of this Chapter to submit any untrue statement or information to the City or State in relation to a license or permit application or in relation to the operation of a licensed or permitted premises. Every application for license or permit issued under this Chapter shall contain information to the effect that the provision of false information may result in non-issuance, suspension, revocation, or non-renewal of a license or permit as well as issuance of a citation for forfeiture.

SECTION 4-14.4 ISSUANCE OF SPECIAL CLASS "B" AND SPECIAL "CLASS B" LICENSES

The Common Council hereby grants to the City Clerk the authority to issue Special Class "B" and Special "Class B" Licenses to persons who have met the requirements contained in this Code and Chapter 125 of the Wisconsin Statutes, as may be amended from time to time.

Commented [LL3]: Grant of Authority to City Clerk

The Chief of Police or the Chief's designee shall review all applications for Special Class "B" and Special "Class B" licenses prior to issuance to determine whether the applicant meets all requirements and is a proper person to be the recipient of a license. The Chief of Police shall review the applicant's police record, if any, and may make a recommendation to refuse a license to any person who the Chief has determined has been convicted of any felony, misdemeanor or ordinance offense(s) the circumstances of which substantially relate to the licensed activity pursuant to §111.335 Wis. Stats.

Commented [LL4]: Requirement for Police Review and approval of issuance of license

The City Clerk or Police Chief may designate an employee of their offices to provide the requested information, however, the City Clerk and/or Police Chief shall be responsible for the information provided by any employee so designated.

If a Special Event Permit has been approved in connection with the proposed license, upon completion of the application, recommendation by the Chief of Police or the Chief's designee to issue the license and payment of the appropriate fee, the City Clerk may issue the operator's license with any conditions noted in the Special Event Permit and/or in the recommendation of the Chief of Police.

Commented [LL5]: Issuance when in coordination of Council approved special event

If a Special Event Permit has not been issued in connection with the proposed license, the Police Chief may make recommendation concerning the appropriateness of the proposed location and premises for matters including but not limited to, whether the proposed location of the premises or proposed configuration of the premises or operation thereof would potentially create a public or private nuisance, neighborhood problems such as unreasonably loud noise, parking issues or congestion and may recommend conditions upon the issuance of the Special Class "B" or Special "Class B" license(s) to address such

issues or other issues pertaining to the use of such license, such as measures to be taken to address potential underage consumption, littering, or other nuisance activity associated with the planned event or use of the Special Class "B" or Special "Class B" license. If the applicant agrees to such conditions, upon completion of the application, recommendation by the Chief of Police to issue the license and payment of the appropriate fee, the City Clerk may issue the Special Class "B" or Special "Class B" license with any conditions noted as agreed to by the Police Chief and applicant.

Commented [LL6]: Issuance when license is applied for and no council approved Special Event

If the applicant does not agree with the conditions recommended, the recommendation of the Chief is to deny the license, or the City Clerk determines for non-payment of fee, failure to complete the required responsible beverage server training course, or other reason to deny the license; the City Clerk shall notify the applicant in writing of the decision to deny the license and the reason(s) therefore and inform the applicant that the applicant may request that the license approval be placed upon the council agenda for review and determination by the City Council. Requests for review shall be made in writing, be signed by the applicant, and shall be placed upon the council agenda for review and determination as soon as practicable. If the City Council determines not to issue a license the Council shall direct that the applicant be notified in writing of the refusal to issue and the reasons for the decision.

Commented [LL7]: Right of appeal to Council if applicant does not agree with a license condition

The City Clerk shall submit to the Common Council at least monthly a report of all Special Class "B" and Special "Class B" licenses issued under this section.

Commented [LL8]: Requirement for City Clerk to report to Council on licenses issued



TO: Honorable Mayor and Members of the Common Council
FROM: Dean Smith, Police Chief
DATE: November 26, 2024
SUBJECT: Res 24-632 Amend Approved Designated Outdoor Refreshment Area (DORA) for the Downtown Business Improvement District (BID) Area 2024/2025 to Remove City Park Property and Sidewalk Adjoining Opera House Square Park

BACKGROUND

The City of Oshkosh does not currently prohibit the consumption of alcohol beverages in city parks and has taken steps in recent years to expand the ability to consume alcohol beverages in the city's downtown area during certain limited times and with certain conditions through the adoption of a Designated Outdoor Refreshment Area (DORA). The Common Council through the DORA has, through March 31, 2025, permitted the carrying of open containers and consumption of alcoholic beverages within the city's North Main Street downtown area on Wednesday through Saturday evenings and on Saturday afternoons. While for the most part the DORA has resulted in minimal additional enforcement and concern in the downtown area, there have been incidents related to the consumption of alcohol beverages, particularly within the Opera House Square Park area, where intoxicated persons have either violated or attempted to violate other ordinances of the City of Oshkosh.

Due to the increase in these incidents, businesses in the downtown area and representatives of the Downtown Oshkosh Business Improvement District (BID) have approached the city with concerns pertaining to the unregulated consumption of alcohol beverages within the parks within the downtown area.

Staff reviewed the complaints and incidents that have occurred and recommends that action be taken to limit the consumption of alcohol in and around Grand Opera House Park. In addition, staff is concerned that regulating alcohol beverage consumption in a single or certain parks while prohibiting it in others may simply drive the problem from one public location to another. To that end, staff is recommending a temporary prohibition of alcohol beverages at all parks to address the current problems as well as to allow the city to evaluate the effectiveness of this measure and to identify other potential longer-term solutions.

While staff supports the prohibition of uncontrolled use of alcohol beverages within the city parks, staff does recommend some limited exceptions for situations with more controlled possession and consumption, specifically in connection with the holiday parade which has already been approved by Council and occurs during the original DORA hours, and in connection with approved Special Events and park facility rentals.

ANALYSIS

Limiting the possession and consumption of alcohol in city parks and in the established DORA district will require two (2) separate actions of the Council: an ordinance to prohibit the possession and consumption of alcohol beverages within city parks and a resolution to modify the approval of the DORA in the downtown area to remove the city parks and the sidewalk area adjacent to Opera House Square Park from the approved areas for carrying and consumption of alcohol.

Staff is proposing limited exceptions for the holiday parade which has already been approved by Council and occurs during the original DORA hours, and in connection with approved Special Events and

park facility rentals where staff can work with the organizers to address concerns related to control of possession and consumption.

RECOMMENDATION

Staff recommends approval of the Resolution modifying the existing DORA to prohibit alcohol possession/consumption in Opera House Square Park and on its' adjoining sidewalks with the noted exceptions.

Attachments

RES 24-632

11/26/2024

24-632

RESOLUTION

CARRIED

7-0

PURPOSE: AMEND APPROVED DESIGNATED OUTDOOR REFRESHMENT AREA (DORA) FOR THE DOWNTOWN BUSINESS IMPROVEMENT DISTRICT (BID) AREA 2024/2025 TO REMOVE CITY PARK PROPERTY AND SIDEWALK ADJOINING OPERA HOUSE SQUARE PARK

INITIATED BY: OSHKOSH POLICE DEPARTMENT

WHEREAS, the Common Council by Resolution 24-175 adopted on April 9, 2024 approved the creation of a Designated Outdoor Refreshment Area (DORA) to permit the carrying of open containers and consumption of alcoholic beverages within the city's North Main Street downtown area, during such times and under such conditions as the Council specifically permitted; and

WHEREAS, the DORA District in the downtown area was approved for the period from April 1, 2024 through March 31, 2025.

WHEREAS, the Oshkosh Police Department reports that there have been incidents related to the consumption of alcohol beverages where intoxicated persons have either violated or attempted violate other ordinances of the City of Oshkosh; and

WHEREAS, businesses in the downtown area and representatives of the Downtown Oshkosh Business Improvement District (BID) have approached the city with concerns pertaining to the unregulated consumption of alcohol beverages within the parks within the downtown area; and

WHEREAS, staff recommends a temporary prohibition of alcohol beverages at all parks with limited exceptions for the holiday parade which had already been approved and occurs during the original DORA hours, and in connection with City approved Special Events and park facility rentals.

WHEREAS, the approval of a DORA is an exception to the City's Municipal Code Provisions and the Council finds that it is reasonable to limit the applicability of the exception in relation to city parks within the previously approved DORA area to address the concerns identified by the Oshkosh Police Department.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that Resolution 24-175 is hereby amended to include the following additional exception to the DORA area:

The possession and consumption of open intoxicants shall not be permitted within or upon any city park property included within the DORA boundaries, nor on the public sidewalk areas adjoining Opera House Square Park with the following exceptions:

Persons may possess intoxicating liquor and fermented malt beverages within or upon City Park Property and the Sidewalk Adjoining Opera House Square Park:

1. in connection with the previously approved Special Event for Opera House Square Park Community Tree Lighting and Holiday Parade Event to be held on Thursday, December 5, 2024;
2. within the boundaries of and during the hours of a Special Event which includes a request for alcohol beverages approved under the provisions of Chapter 5 of the City of Oshkosh Municipal Code;
3. in connection with and during the hours rented within the exclusive rental area of a park facility.

BE IT FURTHER RESOLVED that all other terms and conditions of Resolution 24-175 not specifically amended by this Resolution shall continue in full force and effect through March 31, 2025 as provided in Resolution 24-175.



TO: Honorable Mayor and Members of the Common Council
FROM: Mark Rohloff, City Manager
DATE: November 26, 2024
SUBJECT: Res 24-633 Direct City Staff to Excuse Parking Tickets Issued to Early In-Person Voters

BACKGROUND

At its November 12, 2024 Council meeting, council gave direction to staff to bring forward a resolution to direct staff to excuse parking tickets that had been issued to early in-person voters at the 19 East Irving Facility. 9 parking tickets were issued during early in-person voting. The Resolution will direct staff to excuse those parking tickets.

Attachments

RES 24-633

CARRIED

6-1

PURPOSE: DIRECT CITY STAFF TO EXCUSE PARKING TICKETS ISSUED TO EARLY IN PERSON VOTERS

INITIATED BY: COMMON COUNCIL

WHEREAS, the City of Oshkosh conducted early in person voting for the 2024 Presidential Election at the City facility located at 19 East Irving Avenue; and

WHEREAS, the Presidential Election prompted high voter turnouts for early voting; and

WHEREAS, the 19 East Irving Avenue location has limited onsite parking and is adjacent to a one-way street with limited available parking and voters may have had difficulty finding convenient legal parking places during the period of early voting; and

WHEREAS, the Police Department, in response to various complaints, issued parking tickets to a number of voters who were present to cast their votes; and

WHEREAS, the Council determines that it is appropriate to excuse tickets issued to persons in the immediate area of the 19 East Irving Facility during the period of early voting.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh by the Common Council for the City of Oshkosh has considered all relevant information presented to it in relation to the circumstances surrounding the issuance of parking tickets in the immediate area of 19 East Irving during the period that this City facility was being utilized for early voting and hereby directs city staff to excuse the parking tickets identified below:

Issue Date	Issue Time	Issue No.	Lic Plate	State	Rec Status	Violation Description	Fine	Location Description
10/29/2024	4:12 PM	203981422	ADY4628	WI	CL	Prohibited Parking Marked	\$30	600 Jefferson St
10/30/2024	12:54 PM	203983393	ABC5271	WI	CL	Prohibited Parking Marked	\$30	644 Jefferson St
10/30/2024	12:56 PM	203983404	ADM2921	WI	CL	Prohibited Parking Marked	\$30	600 Jefferson St
10/30/2024	12:57 PM	203983415	MZ8326	WI	CL	Prohibited Parking Marked	\$30	600 Jefferson St
10/30/2024	12:58 PM	203983426	200TAY	WI	CL	Prohibited Parking Marked	\$30	600 Jefferson St
10/30/2024	12:58 PM	203983430	360ZDP	WI	CL	Prohibited Parking Marked	\$30	600 Jefferson St
10/30/2024	12:59 PM	203983441	AJN6901	WI	CL	Prohibited Parking Marked	\$30	600 Jefferson St
10/30/2024	1:05 PM	203983452	AKN8986	WI	OP	Prohibited Parking Marked	\$30	600 Jefferson St

10/30/2024	1:05 PM	203983463	AEV9583	WI	CL	Prohibited Parking Marked	\$30	600 Jefferson St
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TO: Honorable Mayor and Members of the Common Council
FROM: Kelly Nieforth, Director of Community Development
DATE: November 26, 2024
SUBJECT: Res 24-634 Approve General Development Plan and Specific Implementation Plan for New Clearwells at 425 Lake Shore Drive (Plan Commission Recommends Approval)

BACKGROUND

The subject site is a 9.14-acre property with frontage on Lake Shore Drive, Washington Avenue, Linde Street, and Merritt Avenue. The site is used as the City's water filtration plant and includes several structures and associated paved areas. The surrounding area consists of park land to the north and east, residential uses to the west and south, as well as The Waters banquet hall/yacht club to the south. The 2040 Comprehensive Land Use Plan recommends Community Facility use for the subject site.

ANALYSIS

The applicant is proposing to replace three existing clearwells (buried potable water storage tanks) on the site due to their age and condition. The subject property has served as the location for water supply and treatment facilities since the late 1800s and will continue to be used to supply potable water to the City during and following construction of the Clearwells Replacement Project. The large-scale public utility use of the site is consistent with the Institutional (I) zoning of the property.

A Plan Commission workshop was held on October 15, 2024 to discuss the proposed Clearwells Replacement Project. Plan Commissioners voiced concerns primarily related to street frontage landscaping, specifically along Lake Shore Drive, where future improvements are anticipated. Plan Commission was supportive of the proposed clearwell exterior design.

A neighborhood meeting was held on October 30, 2024. Neighbors in attendance voiced questions/concerns regarding grade elevation of the new structures, construction traffic and work hours, fencing, exterior building materials, and changes to the landscaping and walking paths related to the future Reimagination of Lake Shore Drive project.

The applicant is requesting BSMs related to reduced setbacks, increased front yard fence height, existing lighting, and reduced street frontage landscaping. To offset these requests, the applicant has exceeded the total landscaping point requirement by 10%. The applicant has also provided decorative perimeter fencing for a more attractive appearance than other types of security fencing. The exterior design of the clearwell and pump station buildings have been approved through architectural review by Plan Commission on November 19, 2024.

FISCAL IMPACT

Approval of this project would not result in an increase in the assessed property value as the property is exempt. The applicant is anticipating spending approximately \$37.4 million on the project. The project was allocated CIP funding in 2021, 2023, 2024, and 2025.

RECOMMENDATION

The Plan Commission recommended approval of the requested General Development Plan and Specific Implementation Plan with the findings and conditions at 425 Lake Shore Drive on November 19, 2024.

Please see the attached staff report and meeting minutes for more information.

Attachments

RES 24-634

GDP.SIP - 425 Lake Shore Dr

11/26/2024

24-634

RESOLUTION

CARRIED

6-1

PURPOSE: APPROVE GENERAL DEVELOPMENT PLAN AND SPECIFIC IMPLEMENTATION PLAN FOR NEW CLEARWELLS AT 425 LAKE SHORE DRIVE

INITIATED BY: JACOBS ENGINEERING GROUP INC.

PLAN COMMISSION RECOMMENDATION: Approved

WHEREAS, the Plan Commission finds that the General Development Plan and Specific Implementation Plan for new clearwells at 425 Lake Shore Drive, is consistent with the criteria established in Section 30-387 of the Oshkosh Zoning Ordinance.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that a General Development Plan and Specific Implementation Plan for new clearwells at 425 Lake Shore Drive, per the attached, is hereby approved, with the following findings:

1. The proposed Planned Development project is consistent with the overall purpose and intent of this Chapter.
2. The proposed Planned Development project is consistent with the City's Comprehensive Plan and other area plans. (It is the responsibility of the City to determine such consistency.)
3. The proposed Planned Development project would maintain the desired relationships between land uses, land use densities and intensities, and land use impacts in the environs of the subject site.
4. Adequate public infrastructure is or will be available to accommodate the range of uses being proposed for the Planned Development project, including but not limited to public sewer and water and public roads.
5. The proposed Planned Development project will incorporate appropriate and adequate buffers and transitions between areas of different land uses and development densities/intensities.
6. The proposed architecture and character of the proposed Planned Development project is compatible with adjacent/nearby development.
7. The proposed Planned Development project will positively contribute to and not detract from the physical appearance and functional arrangement of development in the area.
8. The proposed Planned Development project will produce significant benefits in terms of environmental design and significant alternative approaches to addressing development performance that relate to and more than compensate for any requested exceptions/base standard modifications variation of any standard or regulation of this Chapter.

BE IT FURTHER RESOLVED by the Common Council of the City of Oshkosh that the following are conditions of approval for a General Development Plan Amendment and Specific Implementation Plan for new clearwells at 425 Lake Shore Drive:

1. Base Standard Modification (BSM) to allow reduced front yard setback along Washington Avenue to 13.2'.
2. BSM to allow reduced street-side setback along Lake Shore Drive to 8.5'.
3. BSM to allow 6' tall fencing within the front yard.
4. BSM to allow increased light pole height for existing light fixtures to 25'.
5. BSM to allow increased lighting at the right-of-way line (Lake Shore Drive) to 5.6 fc.
6. BSM to allow reduced street frontage landscaping along Washington Avenue to 331.6 points.
7. BSM to allow reduced street frontage landscaping devoted to medium trees along Washington Avenue to 0 points.

8. BSM to allow reduced street frontage landscaping along Lake Shore Drive to 288 points.
9. BSM to allow reduced street frontage landscaping devoted to medium trees along Lake Shore Drive to 0 points.
10. BSM to allow reduced street frontage landscaping devoted to medium trees along Linde Street to 181.5 points.
11. BSM to allow reduced street frontage landscaping along Merritt Avenue to 290.4 points.
12. Final landscaping and fencing plans shall be reviewed and approved by the Department of Community Development.
13. Should changes to Lake Shore Drive or the adjoining parkland area impact or change the approved site plan or landscaping plan, the Specific Implementation Plan shall be amended in accordance with the municipal code.

ITEM: GENERAL DEVELOPMENT PLAN AND SPECIFIC IMPLEMENTATION PLAN FOR NEW CLEARWELLS AT 425 LAKE SHORE DRIVE

Plan Commission Meeting of November 19, 2024.

GENERAL INFORMATION

Applicant: Jacobs Engineering Group Inc.

Owner: City of Oshkosh Department of Public Works

Action(s) Requested:

The applicant requests approval of a General Development Plan and Specific Implementation Plan for new clearwells.

Applicable Ordinance Provisions:

Planned Development standards are found in Section 30-387 of the Zoning Ordinance.

Property Location and Background Information:

The subject site is a 9.14-acre property with frontage on Lake Shore Drive, Washington Avenue, Linde Street, and Merritt Avenue. The site is used as the City’s water filtration plant and includes several structures and associated paved areas. The surrounding area consists of park land to the north and east, residential uses to the west and south, as well as The Waters banquet hall/yacht club to the south. The 2040 Comprehensive Land Use Plan recommends Community Facility use for the subject site.

Subject Site

<i>Existing Land Use</i>	<i>Zoning</i>
Infrastructure	I-PD

Recognized Neighborhood Organizations

Menominee South

Adjacent Land Use and Zoning

<i>Existing Uses</i>		<i>Zoning</i>
North	Park	I
South	Residential & Commercial	SR-9 & UMU-PD
East	Institutional	I
West	Residential	SR-9

Comprehensive Plan Land Use Recommendation

<i>Comprehensive Plan Land Use Recommendation</i>	<i>Land Use</i>
2040 Comprehensive Land Use Recommendation	Community Facility

ANALYSIS

Use

The applicant is proposing to replace three existing clearwells (buried potable water storage tanks) on the site due to their age and condition. The subject property has served as the location for water supply and treatment facilities since the late 1800s and will continue to be used to supply potable water to the City during and following construction of the Clearwells Replacement Project. The large-scale public utility use of the site is consistent with the Institutional (I) zoning of the property.

A Plan Commission workshop was held on October 15, 2024 to discuss the proposed Clearwells Replacement Project. Plan Commissioners voiced concerns primarily related to street frontage landscaping, specifically along Lakeshore Drive, where future improvements are anticipated. Plan Commission was supportive of the proposed clearwell exterior design.

A neighborhood meeting was held on October 30, 2024. Neighbors in attendance voiced questions/concerns regarding grade elevation of the new structures, construction traffic and work hours, fencing, exterior building materials, and changes to the landscaping and walking paths related to the future Reimagination of Lake Shore Drive project.

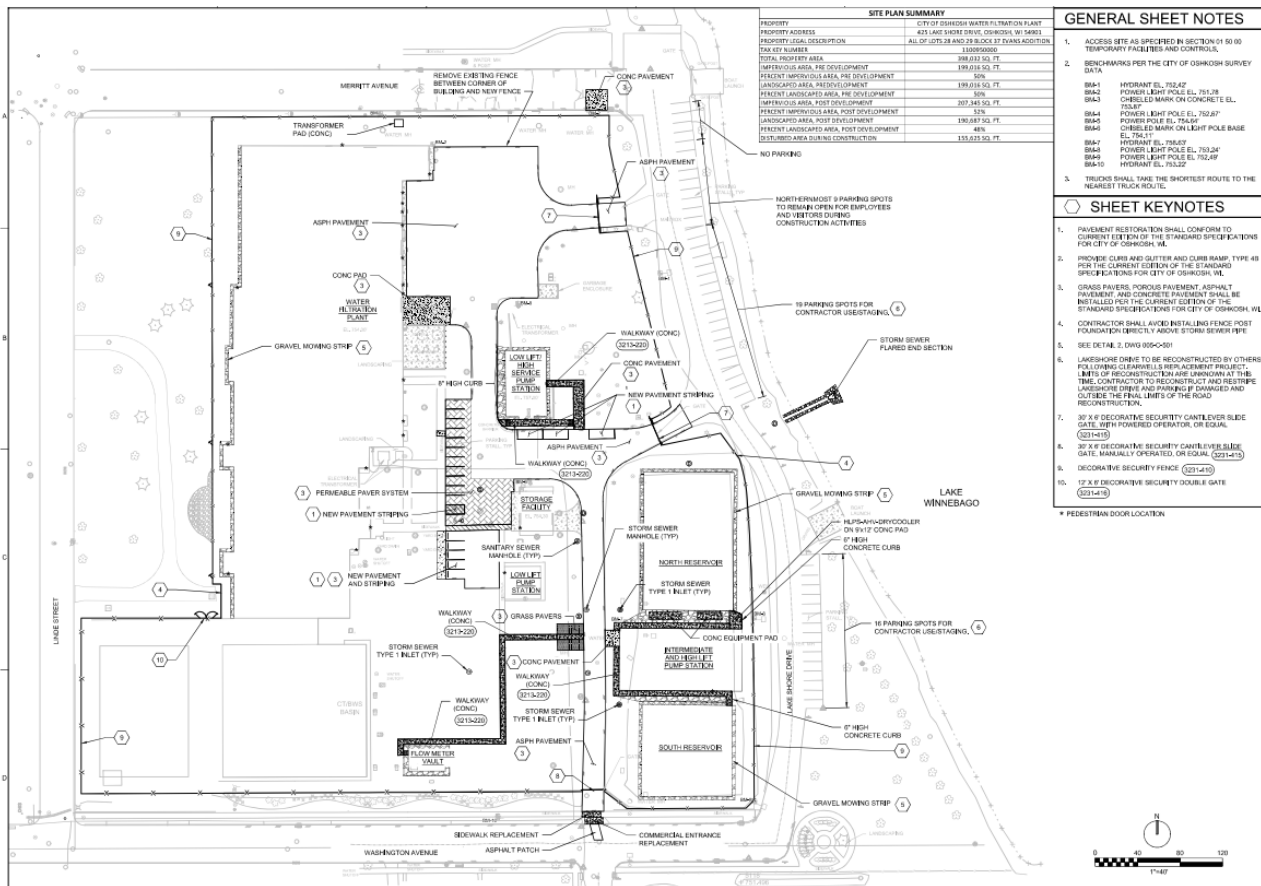
Site Design

The proposed project will include the following major components:

- Demolition of three buried clearwells.
- Construction of two new at-grade, cast-in-place concrete reservoirs within the former clearwell footprints.
- Construction of a new intermediate and high lift pump station to fill the new reservoirs and convey potable water to City Water Utility customers.
- Replacement of two existing emergency generators with two new generators, new electrical switchgear, transformers, and automatic transfer switches.
- Five additional on-site parking stalls.
- Sitework, buried yard piping and utilities, access roads, landscaping, and security fencing.

	<u>Required</u>	<u>Provided</u>
Front Setback (south)	30 ft. min.	13.2 ft.
Street Side Setback (east)	25 ft. min.	8.5 ft.
Street Side Setback (west)	25 ft. min.	Existing building
Front Setback (north)	30 ft. min.	Existing building
Building Height	45 ft. max.	29 ft. +/-

Parking	Min. 16 spaces	17 spaces
Impervious Surface	60% max.	52%



The proposed building is within the maximum height and impervious surface ratio for the I district and is meeting the minimum parking requirement of one parking space per employee on the largest work shift, plus one space per company vehicle normally parked on the premises, for large scale public utility uses. The applicant is requesting Base Standard Modifications (BSMs) for reduced front yard setback along Washington Avenue to 13.2' and reduced street-side setback along Lake Shore Drive to 8.5', where code requires a 30' front yard setback and 25' street side setback.

According to the applicant, the reduced front yard and street side setback are needed as the applicant will be utilizing the foundations of the existing clearwells. This will reduce costs and maximize use of existing buried process piping and mitigate settlement over the service life of the new structures. The applicant also notes that increasing the setbacks of the clearwell structures would result in the need for taller structures to provided required storage volume. Based on community input, the reservoirs should be as short as possible. Staff is supportive of the setback reductions as the existing site footprint is being utilized and will provide the most efficient and functional use of the property.

The site will be surrounded by 6' tall decorative security fencing. A BSM is needed for the proposed fencing as fencing in front yard areas is limited to a maximum of 4' in the I district. According to the applicant, the 6' security fencing is needed to provide security for the site to deter unauthorized people from entering the site. Staff is supportive of the BSM for increased front yard fencing height due to the use of the property which has a need for perimeter security.

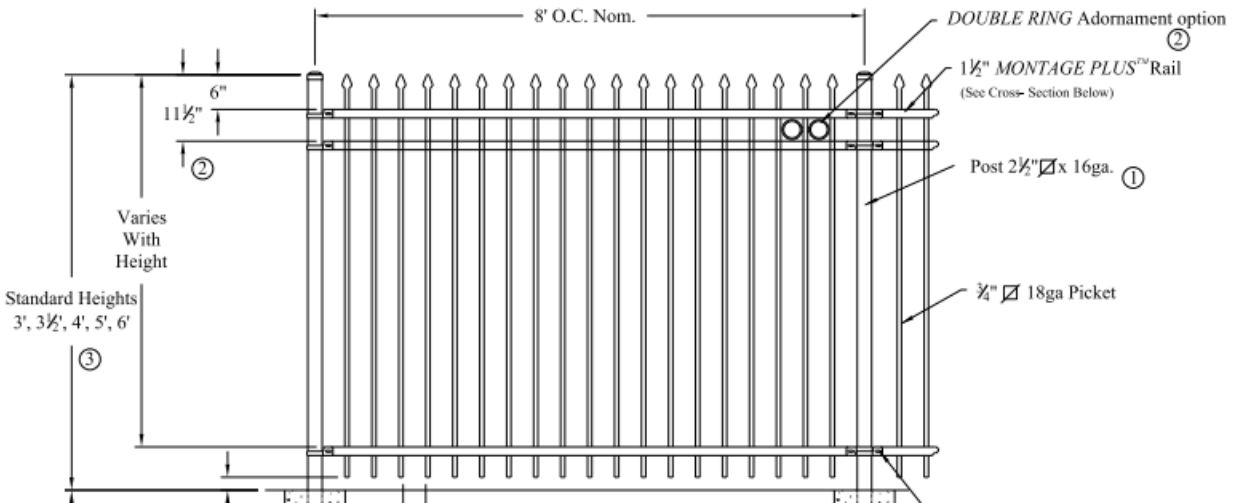


Image of proposed 6' tall decorative fencing.

Signage

No signage plans were included with this request.

Lighting

The applicant has submitted a photometric plan for the site. The plan includes existing 25' light poles, which exceed the maximum light fixture height of 23' for the I district. New wall-mount fixtures and one new light pole at a height of 23' (20' pole on 3' base) are included on the site plan. The new fixtures are within the maximum light fixture mounting height for the I district. Lighting levels for the new parking area meet the 0.4 fc minimum lighting level for parking/drive areas. Staff is recommending a BSM to allow the existing 25' light poles to remain as the existing poles/fixtures will provide needed lighting for the site.

Lighting levels at the public right-of-way are within the maximum of 1.0 fc, with the exception of the area near the entrance gate along Lake Shore Drive. Staff is supportive of a BSM to allow the increased light level to 5.6 fc along the east property line as it is needed for the existing light fixtures to illuminate the gate entrance for surveillance camera operation and security intercom call boxes. This should not have adverse impacts on the surrounding area as it is on the eastern side of the site and does not face residences or businesses.

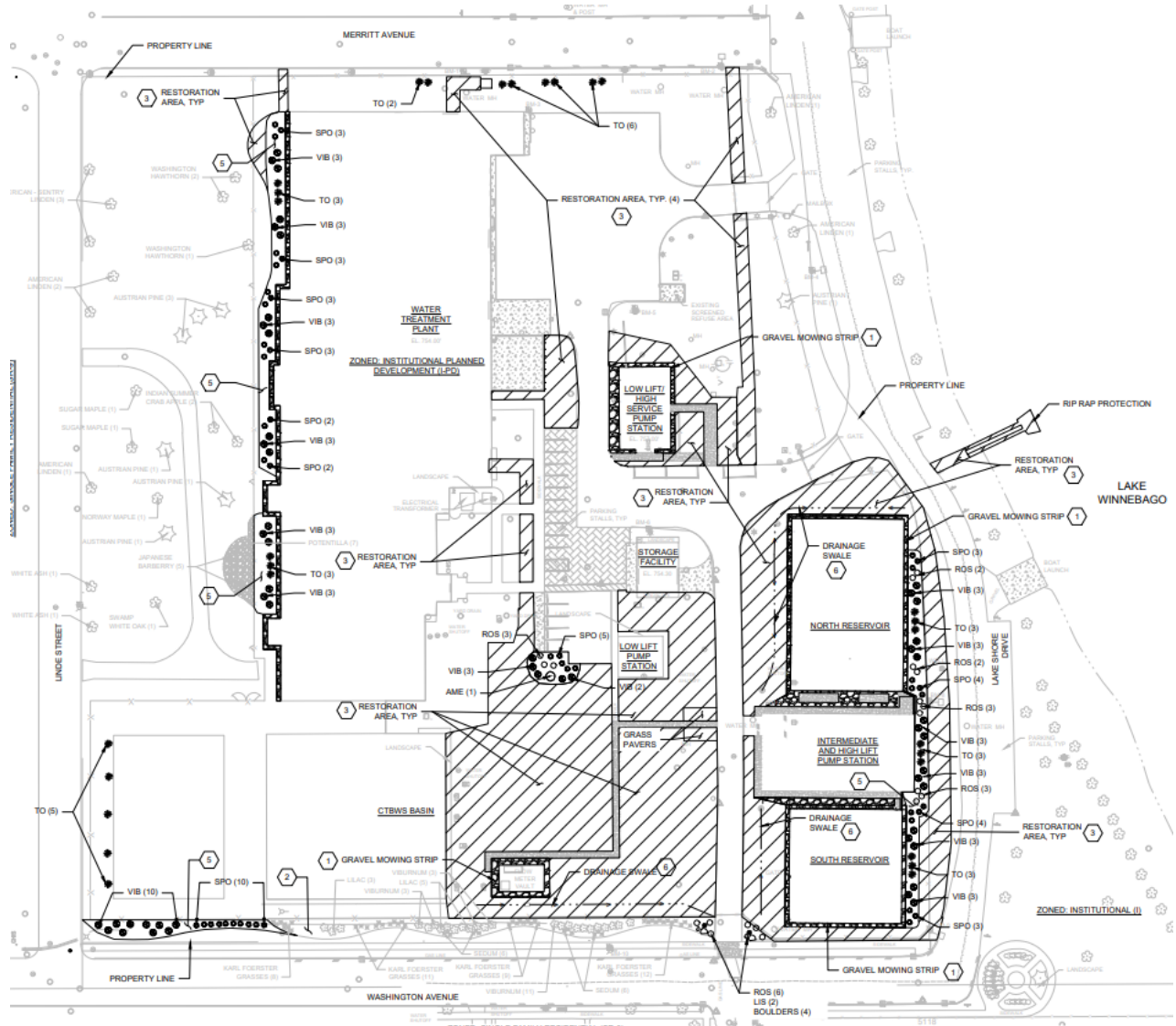
The new light fixtures will need to be full cut-off fixtures and include shielding from residential properties. This will be verified during Site Plan Review.

Storm Water Management/Utilities

The applicant has been in contact with the Department of Public Works regarding storm water management for the site. Final storm water management plans will be reviewed during the Site Plan Review process.

Landscaping

Landscaping is required for building foundations, paved areas, street frontage, and yards.



Landscape Plan

LANDSCAPE POINTS

BUILDING FOUNDATION

1. REQUIREMENTS
 - 1.1. POINTS PER 100 FT OF FOUNDATION = 40
 - 1.2. PLANT WITHIN 10 FT OF BUILDING FOUNDATION
 - 1.3. MINIMUM OF 25% OF POINTS FACE PUBLIC STREET
 - 1.4. MINIMUM 50% POINTS ON SIDE OF MAIN ENTRANCE
 - 1.5. SHADE TREES AND TALL TREES NOT ALLOWED.
2. NEW FOUNDATION LENGTH = 1,122 FT
3. POINTS REQUIRED = $1,104 / 100 * 40 = 442$
4. POINTS PROVIDED = 713

BUILDING FOUNDATION POINTS				
PLANTING	NUMBER OF PLANTS	POINT PER PLANT	PLANT MULTIPLIER	TOTAL POINTS
NEW PLANTS				
SHRUB ROSE	10	3.3	1.1	36.3
VIBURNUM	36	3.3	1.1	130.7
PRAIRIE DROPSOED	31	0.05	1.0	1.6
ARBORVITAE	15	33	1.1	544.5
				713.0

PAVED AREAS

1. REQUIREMENTS
 - 1.1. REQUIRED POINTS PER 10 STALLS OR 10,000 SF OF PAVED AREA = 50
 - 1.2. PLANT WITHIN 10 FT OF PAVED AREA
 - 1.3. MINIMUM 30% POINTS DEVOTED TO TALL TREES
 - 1.4. MINIMUM 40% SHRUBS
3. NEW PARKING STALLS = 5
4. NEW PAVED AREA = 2,586 SF
5. POINTS REQUIRED = $5 / 10 * 50 = 25$
6. POINTS PROVIDED = 47.4

PAVED AREA POINTS				
PLANTING	NUMBER OF PLANTS	POINT PER PLANT	PLANT MULTIPLIER	TOTAL POINTS
EXISTING PLANTS				
VIBURNUM	5	3.3	1.1	18.2
SHRUB ROSE	3	3.3	1.1	10.9
SERVICEBERRY	1	16.5	1.1	18.2
PRAIRIE DROPSOED	5	0.05	1.0	0.3
				47.4

YARDS

1. REQUIREMENTS
 - 1.1. REQUIRED POINTS PER 1,000 SF OF GROSS FLOOR AREA FOR BUILDINGS ON LOT = 20
2. NEW FLOOR AREA = 24,279 SF
3. POINTS REQUIRED = $24,279 / 1,000 * 20 = 486$
4. POINTS PROVIDED = 1,377.2

YARD POINTS				
PLANTING	NUMBER OF PLANTS	POINT PER PLANT	PLANT MULTIPLIER	TOTAL POINTS
EXISTING PLANTS				
WASHINGTON HAWTHORN	3	15	2	90
AUSTRIAN PINE	6	44	2	528
INDIAN SUMMER CRAB APPLE	2	10	2	40.0
SUGAR MAPLE	2	55	2	220
NORWAY MAPLE	1	55.0	2	110.0
JAPANESE BARBERRY	5	3.3	2	33.0
POTENTILLA	7	3.3	2	46.2
AMERICAN LINDEN	2	50	2	200
SWAMP WHITE OAK	1	55.0	2	110.0
				1377.2

BUFFER YARDS

1. NOT REQUIRED AS LOT HAS STREET FRONTAGE ON ALL SIDES

STREET FRONTAGES

1. REQUIREMENTS
 - 1.1. REQUIRED POINTS PER 100 FT OF STREET ROW FRONTAGE = 100
 - 1.2. PLANT WITHIN 10 FT OF STREET ROW
 - 1.3. MINIMUM 50% POINTS DEVOTED TO MEDIUM TREES

WASHINGTON AVE. - STREET FRONTAGE POINTS

PLANTING	NUMBER OF PLANTS	POINT PER PLANT	PLANT MULTIPLIER	TOTAL POINTS
EXISTING PLANTS				
KARL FOERSTER GRASSES	31	0.05	2	3.1
LILAC	8	10	2	160
VIBURNUM	17	3.3	2	112.2
SEDUM	12	0.05	2	1.2
NEW PLANTS				
PRAIRIE DROPSOED	10	0.05	1.0	0.5
BLAZING STAR	2	0.05	1.1	0.1
SHRUB ROSE	6	3.3	1.1	21.8
VIBURNUM	9	3.3	1.1	32.7
				331.6

WASHINGTON AVE

1. STREET FRONTAGE = 640 FT
2. POINTS REQUIRED = $640 / 100 * 100 = 640$
3. POINTS PROVIDED = 331.6

LAKE SHORE DRIVE - STREET FRONTAGE POINTS

PLANTING	NUMBER OF PLANTS	POINT PER PLANT	PLANT MULTIPLIER	TOTAL POINTS
EXISTING PLANTS				
AMERICAN LINDEN	2	50	2	200
AUSTRIAN PINE	1	44.0	2	88.0
				288.0

LAKE SHORE DRIVE

1. STREET FRONTAGE = 675 FT
2. POINTS REQUIRED = $675 / 100 * 100 = 675$
3. POINTS PROVIDED = 288

LINDE STREET - STREET FRONTAGE POINTS

PLANTING	NUMBER OF PLANTS	POINT PER PLANT	PLANT MULTIPLIER	TOTAL POINTS
EXISTING PLANTS				
WHITE ASH	2	50	2	200
AMERICAN LINDEN	4	50	2	400
NEW PLANTS				
ARBORVITAE	5	33	1.1	181.5
				781.5

LINDE STREET

1. STREET FRONTAGE = 653 FT
2. POINTS REQUIRED = $653 / 100 * 100 = 653$
3. POINTS PROVIDED = 781.5

MERRITT AVE - STREET FRONTAGE POINTS

PLANTING	NUMBER OF PLANTS	POINT PER PLANT	PLANT MULTIPLIER	TOTAL POINTS
NEW PLANTS				
ARBORVITAE	8	33	1.1	290.4
				290.4

MERRITT AVENUE

1. STREET FRONTAGE = 536 FT
2. POINTS REQUIRED = $536 / 100 * 100 = 536$
3. POINTS PROVIDED = 290.4

Building Foundation

The building foundation landscaping point requirement of 40 landscaping points per 100 linear feet of building foundation is being met for the proposed buildings. The plan is meeting the requirement that 50% of the required points be on the main entrance side of the building and 25% be on the street facing side.

Paved Area

The paved area requirement of 50 landscaping points per 10 parking stalls or 10,000 sq. ft. of additional paved area is being met. The plan is also meeting the requirement that 30% of all points will be devoted to tall trees and 40% will be devoted to shrubs. Code also requires a deciduous tree at all new parking row ends, which has been provided on the plan.

Street Frontage

Code requires 100 points per 100 feet of street frontage. The landscaping ordinance also specifies that 50% of the required points must be devoted to medium trees. The point requirement is not being met along Washington Avenue, Lake Shore Drive, and Merritt Avenue. The total point requirement is being met along Linde Street, but the medium tree point requirement is not being met.

According to the applicant site difficulties related to structures/pavement, buried piping and electrical duct bank, security fencing, and open space allocated for future facility expansion limit the ability to meet street frontage landscaping requirements.

Staff is supportive of BSMs to allow reduced street frontage landscaping as the applicant has limited available area to place the required landscaping points due to placement of pavement/structures near the front property lines as well as security measures that limit the applicant's ability to install trees. The unique site configuration with four frontages also results in difficulties meeting street frontage point requirements.

Yards

Code requires 20 landscaping points per 1,000 sq. ft. of gross floor area. The existing yard landscaping points exceed this requirement.

Building Facades

The City's Exterior Design Standards do not apply to Institutional land uses. However, the exterior design is subject to public building review (State Statute 62.23(5)). The public building review will be addressed under the subsequent item.

Overall Site

The applicant is requesting BSMs related to reduced setbacks, increased front yard fence height, existing lighting, and reduced street frontage landscaping. To offset these requests, the applicant has exceeded the total landscaping point requirement by 10%. The applicant has also provided decorative perimeter fencing for a more attractive appearance than other types of security fencing. Staff is comfortable that the applicant has sufficiently offset the requested BSMs and the site will be compatible with the surrounding area.

FINDINGS/RECOMMENDATION/CONDITIONS

In its review and recommendation to the Common Council on an application for a Planned Development district, staff recommends the Plan Commission make the following findings based on the criteria established by Chapter 30-387 (C)(6):

- (a) The proposed Planned Development project is consistent with the overall purpose and intent of this Chapter.
- (b) The proposed Planned Development project is consistent with the City's Comprehensive Plan and other area plans. (It is the responsibility of the City to determine such consistency.)
- (c) The proposed Planned Development project would maintain the desired relationships between land uses, land use densities and intensities, and land use impacts in the environs of the subject site.
- (d) Adequate public infrastructure is or will be available to accommodate the range of uses being proposed for the Planned Development project, including but not limited to public sewer and water and public roads.
- (e) The proposed Planned Development project will incorporate appropriate and adequate buffers and transitions between areas of different land uses and development densities/intensities.
- (g) The proposed architecture and character of the proposed Planned Development project is compatible with adjacent/nearby development.
- (h) The proposed Planned Development project will positively contribute to and not detract from the physical appearance and functional arrangement of development in the area.
- (i) The proposed Planned Development project will produce significant benefits in terms of environmental design and significant alternative approaches to addressing development performance that relate to and more than compensate for any requested exceptions/base standard modifications variation of any standard or regulation of this Chapter.

Staff recommends approval of the General Development Plan and Specific Implementation Plan with the findings listed above and with the proposed following conditions:

1. Base Standard Modification (BSM) to allow reduced front yard setback along Washington Avenue to 13.2'.
2. BSM to allow reduced street-side setback along Lake Shore Drive to 8.5'.
3. BSM to allow 6' tall fencing within the front yard.
4. BSM to allow increased light pole height for existing light fixtures to 25'.
5. BSM to allow increased lighting at the right-of-way line (Lake Shore Drive) to 5.6 fc.
6. BSM to allow reduced street frontage landscaping along Washington Avenue to 331.6 points.
7. BSM to allow reduced street frontage landscaping devoted to medium trees along Washington Avenue to 0 points.
8. BSM to allow reduced street frontage landscaping along Lake Shore Drive to 288 points.

9. BSM to allow reduced street frontage landscaping devoted to medium trees along Lake Shore Drive to 0 points.
10. BSM to allow reduced street frontage landscaping devoted to medium trees along Linde Street to 181.5 points.
11. BSM to allow reduced street frontage landscaping along Merritt Avenue to 290.4 points.
12. Final landscaping and fencing plans shall be reviewed and approved by the Department of Community Development.
13. Should changes to Lake Shore Drive or the adjoining parkland area impact or change the approved site plan or landscaping plan, the Specific Implementation Plan shall be amended in accordance with the municipal code.

Plan Commission recommended approval of the requested General Development Plan and Specific Implementation Plan with the findings and conditions on November 19, 2024. The following is Plan Commission's discussion on the item.

Site Inspections Report: Mr. Bowen, Ms. Scheuermann, Ms. Propp, Mr. Belville, Ms. Davey, Mr. Loewenstein, and Mr. Kiefer reported visiting the site.

Staff report accepted as part of the record.

The applicant requests approval of a General Development Plan (GDP) and Specific Implementation Plan (SIP) for new clearwells.

Mr. Slusarek presented the items and reviewed the site and surrounding area as well as the land use and zoning classifications in this area.

The subject site is the City's water filtration plant. It has frontage on Lake Shore Drive, Washington Avenue, Linde Street and Merritt Avenue. The applicant is proposing to replace three existing clearwells on the site due to their age and condition. The property has served as the location for water supply and treatment facilities since the late 1800s and it will continue to be used to supply water to the city during the following construction of the clearwells.

A Plan Commission workshop was held in October of this year. There was discussion primarily related to street frontage landscaping, specifically along Lakeshore Drive, where future improvements are anticipated. Plan Commission was supportive of the proposed clearwell exterior design.

A neighborhood meeting was held on October 30, 2024. Neighbors in attendance voiced questions/concerns regarding grade elevation of the new structures, construction traffic and work hours, fencing, exterior materials, and changes to the landscaping and walking paths related to the future Reimagination of Lake Shore Drive project.

The proposed project will include the following major components: Demolition of three buried clearwells. Construction of two new at-grade, cast-in-place concrete reservoirs within the former

clearwell footprints. Construction of a new intermediate and high lift pump station to fill the new reservoirs and convey potable water to City Water Utility customers. Replacement of two existing emergency generators with two new generators, new electrical switchgear, transformers, and automatic transfer switches. Five additional on-site parking stalls. Sitework, buried yard piping and utilities, access roads, landscaping, and security fencing.

The applicant is requesting Base Standard Modifications (BSMs) for reduced front yard setback along Washington Avenue and reduced street-side setback along Lake Shore Drive. According to the applicant, the reduced front yard and street side setback are needed as the applicant will be utilizing the foundations of the existing clearwells. The applicant also notes that increasing the setbacks of the clearwell structures would result in the need for taller structures to provide required storage volume. Based on community input, the reservoirs should be as short as possible. Staff is supportive of the setback reductions as the existing site footprint is being utilized and it will provide the most efficient and functional use of the property.

The site will be surrounded by 6' tall decorative security fencing. A BSM is needed for the proposed fencing as fencing in front yard areas is limited to a maximum height of 4' in the Institutional (I) district. According to the applicant, the 6' security fencing is needed to provide security for the site. Staff is supportive of the BSM for increased front yard fencing height due to the use of the property which has a need for perimeter security.

The applicant has submitted a photometric plan for the site. The plan includes existing 25' light poles, which exceed the maximum light fixture height of 23' for the I district. Staff is recommending a BSM to allow the existing 25' light poles to remain as the existing poles/fixtures will provide needed lighting for the site. Lighting levels at the right of way are within the maximum level of 1.0-foot candles with the exception of the area near the entrance gate along Lake Shore Drive. Staff is supportive of a BSM to allow the increased lighting level to 5.6-foot candles along the east property line as it is needed for the existing light fixtures to illuminate the gate entrance for surveillance camera operation and security intercom call boxes. This should not have adverse impacts on the surrounding area as it is on the eastern side of the site and does not face residences or businesses.

In regards to the landscape plan, it is meeting building foundation landscaping requirements as well as paved area requirements. For street frontage landscaping the point requirement is not being met along Washington Avenue, Lake Shore Drive, and Merritt Avenue. The total requirement is being met along Linde Street, but the medium tree foot requirement is not being met along Linde Street. According to the applicant, site difficulties related to structures and pavements, utilities, security fencing, and open space allocated for future facility expansion limit the ability to meet street frontage landscaping requirements. Staff is supportive of a BSM to allow reduced street frontage landscaping. If the applicant has limited available area to place the required landscaping, also the unique configuration with four frontages results in difficulties meeting street frontage plan requirements. They are exceeding yard landscaping point requirements and that serves to offset their reduction in street frontages.

For building facades, the exterior design is subject to public building review and will be addressed under the subsequent item.

Overall, the applicant's request for the BSMs related to reduce setbacks, reduce front yard fence heights, existing lighting, and reduce street frontage landscaping. To offset the request the applicant has exceeded the total landscaping point requirement by 10%, and also provide a decorative perimeter fencing for a more attractive appearance than other types of security fencing.

Staff recommends approval of the GDP and SIP with the findings and conditions listed in the staff report.

Mr. Perry opened up technical questions to staff.

Ms. Davey had questions about if landscaping and fencing plans would be coming back to Plan Commission.

Mr. Slusarek and Ms. Nieforth discussed the process.

Mr. Perry opened public comment and asked if the applicant wanted to make any statements.

Linda Moore, Project Manager for Jacobs Engineering Group, stated she does not have additional technical remarks to share with the Plan Commission since we last presented information about this project at the October 15th meeting. She has been coordinating and responding to review comments from the city on the site plan review process and from the DNR. She discussed Reimagination of Lake Shore Drive project, and the decorate precast concrete panels that are on the reservoirs and the pump station.

Mr. Gohde stated the rendering image on the Power Point, of the sturgeon and rice, is not the latest one. We'll see if we can get that pulled up here momentarily. This construction project is two to three years long. We need to get it under construction and that'll allow us that window to really complete the Lake Shore Drive re-imagination and then construct that at the completion of the clearwell tank and ozone replacement project.

Mr. Perry asked if any members of the public wished to speak.

Mr. Perry closed public comment.

There was no closing statement from the applicant.

Motion by Propp to adopt the findings and recommendation as stated in the staff report.

Seconded by Scheuermann.

Mr. Perry asked if there was any discussion on the motion.

Ms. Propp stated she thinks an excellent job has been done working it to this point and it's time to move forward.

Motion carried 8-0.



City of Oshkosh
Planned Development Application
For General Development Plan or Specific Implementation Plan

SUBMIT TO:
 Dept. of Community Development
 215 Church Ave., P.O. Box 1130
 Oshkosh, WI 54901
 Room 204
 PHONE: (920) 236-5059
 Email: planning@ci.oshkosh.wi.us

PLEASE TYPE OR PRINT USING BLACK INK

APPLICANT INFORMATION

Petitioner: Linda Mohr, P.E./Jacobs Engineering Date: October 15, 2024

Petitioner's Address: 1610 N. 2nd Street, Suite 201 City: Milwaukee State: WI Zip: 53212

Telephone #: (414) 702-7756 Email: linda.mohr@jacobs.com Contact preference: Phone Email

Status of Petitioner (Please Check): Owner Representative Tenant Prospective Buyer

Petitioner's Signature (required): Linda Mohr P.E. Date: 10/12/24

OWNER INFORMATION

Owner(s): Steve Gohde, Assistant Director of Public Works/ Utilities General Manager Date: October 15, 2024

Owner(s) Address: 215 Church Avenue, PO Box 1130 City: Oshkosh State: WI Zip: 54903-1130

Telephone #: (920) 236-5165 Email: sgohde@oshkoshwi.gov Contact preference: Phone Email

Ownership Status (Please Check): Individual Trust Partnership Corporation Other (Public Water System)

Property Owner Consent: (required)

By signature hereon, I/We acknowledge that City officials and/or employees may, in the performance of their functions, enter upon the property to inspect or gather other information necessary to process this application. I also understand that all meeting dates are tentative and may be postponed by the Planning Services Division for incomplete submissions or other administrative reasons.

Property Owner's Signature: _____ Date: _____

TYPE OF REQUEST:

- General Development Plan (GDP) General Development Plan (GDP) Amendment
 Specific Implementation Plan (SIP) Specific Implementation Plan (SIP) Amendment

SITE INFORMATION

Address/Location of Proposed Project: City of Oshkosh Water Filtration Plant, 425 Lake Shore Drive, Oshkosh, WI 54901

Proposed Project Type: Large Scale Public Services and Utilities

Estimated Cost: \$37.4 m

Current Use of Property: Public water supply, treatment and conveyance Zoning: 1-PD

Land Uses Surrounding Your Site: North: 1

South: SR9-LRO and UMU-PD

East: 1

West: SR9-LRO

- It is recommended that the applicant meet with Planning Services staff prior to submittal to discuss the proposal.
- Application fees are due at time of submittal. Make check payable to City of Oshkosh.
- Please refer to the fee schedule for appropriate fee. FEE IS NON-REFUNDABLE

For more information please visit the City's website at <https://www.ci.oshkosh.wi.us/CommunityDevelopment/>

Sign _____ Staff _____ Date Rec'd _____

SUBMITTAL REQUIREMENTS – Must accompany the application to be complete.

(Submit only digital files. If file size exceeds 10 mb, please send through a file transfer. Please note at the discretion of Community Development staff may request a hard copy)

The following information must be provided in order for the application to be considered complete and able to be scheduled for Plan Commission Review. Please use the checklist below to determine the required information to be submitted at the time of application. If all information below cannot be provided at the time of application, please request a waiver in writing to the Division's Director or designee.

See General Planned Development and Specific Implementation Plan Application Attachment

- **A General Development Plan (GDP) submittal, per Section 30-387(C)(4), shall include the following items (Submit only digital files. Please note at the discretion of Community Development staff may request a hard copy):**
 - General location map of the subject site depicting:
 - All lands for which the Planned Development is proposed and other lands within 100 feet of the boundaries of the subject property.
 - Current zoning of the subject site and abutting properties, and the jurisdiction(s) that maintains that control.
 - A graphic scale and north arrow.
 - Generalized site plan showing the pattern or proposed land uses, including:
 - General size, shape, and arrangement of lots and specific use areas.
 - Basic street pattern and pattern of internal drives.
 - General site grading plan showing preliminary road grades.
 - Basic storm drainage pattern, including proposed on-site stormwater detention.
 - General location of recreational and open space areas, including designation of any such areas to be classified as common open space.
 - Statistical data, including:
 - Minimum lot sizes in the development.
 - Approximate areas of all lots.
 - Density/intensity of various parts of the development.
 - Building coverage.
 - Landscaping surface area ratio of all land uses.
 - Expected staging.
 - Conceptual landscaping plan.
 - General signage plan.
 - General outline of property owners association, covenants, easements, and deed restrictions.
 - A written description of the proposed Planned Development, including:
 - General project themes and images.
 - The general mix of dwelling unit types and/or land uses.
 - Approximate residential densities and nonresidential intensities.
 - General treatment of natural features.
 - General relationship to nearby properties and public streets.
 - General relationship of the project to the Comprehensive Plan or other area plans.
 - Proposed exceptions from the requirements of the Zoning Ordinance and enhancements that will be provided to compensate for them.
 - Traffic Impact Analysis (TIA), if deemed necessary by the Director of Planning Services, or designee.

- **A Specific Implementation Plan (SIP) submittal, per Section 30-387(C)(5), shall include the following items. Note that the area included in an SIP may be only a portion of the area included in a previously approved GDP (Submit only digital files. Please note at the discretion of Community Development staff may request a hard copy):**
 - An existing conditions map of the subject site depicting the following:
 - All lands for which the Planned Development is proposed and other lands within 100 feet of the boundaries of the subject site.
 - Current zoning of the subject property and all abutting properties, and the jurisdiction(s) that maintains that control.
 - Existing utilities and recorded easements.
 - All lot dimensions of the subject site.
 - A graphic scale and a north arrow.
 - An SIP map of the proposed site showing at least the following:
 - All property lines and existing and proposed right-of-way lines with bearings and dimensions clearly labeled
 - All required and proposed building setback and offset lines
 - Impervious surface ratio (percentage)

- All existing and proposed buildings, structures, and paved areas, including building entrances, walks, drives, decks, patios, fences, walls
 - Location of all outdoor storage and refuse disposal areas and the design and materials used for construction
 - Location and dimension of all on-site parking (and off-site parking provisions if they are to be utilized), including a summary of the number of parking stalls provided per the requirements of Section 30-175 City of Oshkosh Zoning Ordinance
 - Location and dimension of all loading and service areas on the subject property
 - Location, height, design, illumination power and orientation of all exterior lighting on the property including a photometrics plan
 - Location of all exterior mechanical equipment and utilities and elevations of proposed screening devices where applicable (i.e. visible from a public street or residential use or district). Mechanical equipment includes, but is not limited to; HVAC equipment, electrical transformers and boxes, exhaust flues, plumbing vents, gas regulators, generators
- Proposed grading plan.
 - Specific landscaping plan for the subject site, specifying the location, species, and installation size of plantings. The landscaping plans shall include a table summarizing all proposed species and required and provided landscaping points for all applicable landscaping components (building foundation, paved areas, street frontages, yards, bufferyards).
 - Architectural plans for any nonresidential buildings, multi-family structures, or building clusters, other than conventional single-family or two-family homes on individual lots, in sufficient detail to indicate the floor area, bulk, and visual character of such buildings. The architectural plans shall include a percentage breakdown of exterior materials applied to each building façade.
 - Conceptual Engineering plans for all water and sewer systems, stormwater systems, roads, parking areas, and walkways.
 - Signage plan for the project, including all project identification signs, concepts for public fixtures and signs, and group development signage themes that may or may not vary from City standards or common practices.
 - Any other necessary information as determined during pre-submittal meeting with City staff.
 - Specific written description of the proposed SIP including:
 - Specific project themes and images.
 - Specific mix of dwelling unit types and/or land uses.
 - Specific residential densities and nonresidential intensities as described by dwelling units per acre, and landscaping surface area ratio and/or other appropriate measures of density and intensity.
 - Specific treatment of natural features, including parkland.
 - Specific relationship to nearby properties and public streets.
 - Statistical data on minimum lot sizes in the development, the precise areas of all development lots and pads; density/intensity of various parts of the development; building coverage, and landscaping surface area ratio of all land uses; proposed staging; and any other plans required by Plan Commission.
 - A statement of rationale as to why PD zoning is proposed. This statement shall list the standard zoning requirements that, in the applicant's opinion, would inhibit the development project and the opportunities for community betterment that are available through the proposed PD project.
 - A complete list of zoning standards that would not be met by the proposed SIP and the location(s) in which such exceptions/base standard modifications would occur and enhancements that will be provided to compensate for them.
 - Phasing schedule, if more than one development phase is intended.
 - Agreements, bylaws, covenants, and other documents relative to the operational regulations of the development and particularly providing for the permanent preservation and maintenance of common open areas and amenities.
 - A written description that demonstrates how the SIP is consistent with the approved GDP and any and all differences between the requirements of the approved GDP and the proposed SIP.

Planning Staff may waive certain requirements if deemed not applicable to the project review.

I hereby certify that to the best of my knowledge all required application materials are included with this application. I am aware that failure to submit the required completed application materials may result in denial or delay of the application request.

Applicant's Signature (required): Linda Make P.E.

Date: October 12, 2024

**City of Oshkosh Water Filtration Plant Clearwells Replacement Project
 General Planned Development and Specific Implementation Plan Application
 Attachment, Amended 10/25/2024**

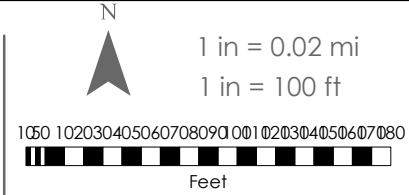
The following notes apply to the information requested under the General Development Plan (GDP) and Specific Implementation Plan (SIP) Application Checklist.

✓	<p>General location map for the Project site: Refer to Figure PD-1.</p>
✓	<p>General site plan showing the proposed land use including general size, shape, and arrangement of lots and specific use areas; basic street pattern and pattern of internal drives; general site grading plan showing preliminary road grades; basic storm drainage pattern, including proposed on-site stormwater detention; general location of recreational and open space areas, including designation of any such areas to be classified as common open space: The Water Filtration Plant (WFP) property is all of lots 28 and 29 block 37 Evans addition. Refer to the Civil Drawings for the street pattern, Project site plan, pattern of internal drives, proposed site grading, stormwater management features, and underground utilities. There will be no stormwater detention facilities, recreational areas, or common open space area on the WFP site.</p>
✓	<p>Statistical data including: Minimum lot sizes in the development; Approximate areas of all lots; Density/intensity of various parts of the development; Building coverage; Landscaping surface area ratio of all land uses; Expected staging. The WFP property is not being developed into lots of varying density. The Project involves constructing replacement water storage tanks and a pump station in the area occupied by the existing clearwells. The current WFP property buildings and impervious pavement area coverage is 50%; the current landscaped area is 50%. The proposed WFP property impervious area coverage is 53%; the planned landscaped area is 47%.</p>
✓	<p>Conceptual landscaping plan. Refer to the Renderings and Drawings 005-L-201 and 005-L-501. The landscape plan was revised to include native plant species. A new tree was added by the new parking stalls.</p>
NA	<p>General signage plan. No changes to WFP property signage are associated with the Project.</p>
NA	<p>General outline of property owners' association, covenants, easements, and deed restrictions. Property restrictions as described above do not apply to the WFP site.</p>
✓	<p>A written description of the proposed Planned Development, including: General project themes and images; The general mix of dwelling unit types and/or land uses; Approximate residential densities and nonresidential intensities; General treatment of natural features; General relationship to nearby properties and public streets; General relationship of the project to the Comprehensive Plan or other area plans; Proposed exceptions from the requirements of the Zoning Ordinance. The Project is comprised of new water pumping and storage facilities designed to resemble existing WFP structures and include design elements, like decorative security fencing and architectural structures' panels, to enhance aesthetics of new structures. Refer to Renderings. The architectural exterior finishes for the Reservoirs and Pump Station include quarry stone patterned concrete, brick, and precast decorative panels. The Pump Station also includes glass block windows and tube steel roof trusses supporting a metal roof deck. These materials were selected to match existing structures and facilities on site, with the exception of the decorative precast panels which are an aesthetic enhancement resulting from the work of Project Ad Hoc Aesthetics Committee. The Project is comprised of Water Utility (Public, Institutional) facilities that do not include dwelling units. The Project site landscaped areas are designed to achieve the City's stormwater management and most of the City Zoning Ordinance landscape requirements. The WFP site is secured and access from nearby properties and public streets is controlled to protect critical drinking water infrastructure and to the public from on-site chemical and electrical hazards.</p>

	<p>The Comprehensive Plan and approved 2035 Land Use Plan include the continued used of the WFP site for water supply and treatment.</p> <p>Requested City Zoning Ordinance Code exemptions (base standard modifications) for Project non-compliant features include the following:</p> <ol style="list-style-type: none"> (1) Due to site space constraints, portions of the proposed new structures are within the 30-foot setback from the property lines. The setback requirement is not being met because the new structures are located on top of the existing structures’ foundations that are being reused to reduce construction costs, maximize use of existing buried process piping, and mitigate settlement over the service life of the new structures. If the structures’ footprints were reduced to provide more space between the structures and the property line, then the Reservoirs would need to be taller to provide the required storage volume. Based on community input, the Reservoirs need to be as short as possible. A base standard modification is being requested for location of structures within the required setbacks to best meet the functional requirements of the WFP and aesthetic goals of the Project. To compensate for this non-compliant Project feature, the Project includes decorative structures’ exterior finishes and decorative security fencing. (2) The WFP is a relatively small site that is extensively developed with at-grade structures, pavement, and buried piping and electrical duct bank. Refer to Figure WFP Developed Areas Plan. Remaining open space on site is allocated for future facility expansion or modification to meet new regulations. Limited open space around structures is also maintained to provide access for maintenance vehicles that periodically serve treatment, storage, and pumping facilities. Also, the WFP is secured with perimeter fencing that is monitored by surveillance cameras. All of these site characteristics limit where trees, shrubs and plants can be planted so as not to hinder efficient WFP operation and maintenance or compromise the security of the WFP. Due to the site having four front yards, the target landscaping street frontage points are not met as follows: Street frontage along Washington Avenue, Lake Shore Drive, and Merritt Avenue; other City landscaping point targets are met as follows: Street frontage points along Linde Street, Building Foundation points, Paved Areas points, Yards points, and Buffer yard points. (3) For exterior site lighting, the 0.4 fc requirement is not met in all paved areas, particularly areas used by trucks for chemical delivery. The Project does not propose to supplement existing site lighting in these areas which are rarely used for facility operations during the night. There is no facility functional need to add more lighting and introduce more light pollution. The proposed new parking stalls will meet the 0.4 fc requirement with the installation of a new exterior light fixture as part of the Project. The light pole will be 20 feet tall on a 3-foot base. The 1 fc maximum at right-of-way requirement is not met at the WFP facility gates were light fixtures near the fence illuminate the security intercom call boxes and visitors. While lighting at the security gates exceeds Code requirements, it is located on the eastern side of the property that does not face residences or businesses. The Project does not propose to reduce lighting at the security gates because it’s essential for surveillance camera operation and maintaining site security. A base standard modification is being requested for existing WFP areas with non-conforming site lighting that meets the functional goals of the facility. To compensate for non-conforming lighting in areas of site, the Project proposes to maintain site lighting as necessary for site security and add only a new lighting feature that complies with the Code improve safe use of site by facility personnel at night. Refer to the attached WFP Photometric Plan. (4) The Proposed decorative security fence is 6 feet high to deter unauthorized people from entering the site. Site security is critical to protecting the City’s water supply to protecting people from on-site hazards. In the past, people have climbed over the existing fence and gained unauthorized access to the WFP site. The City requires 4 feet high fencing in front yards and the WFP site has four front yards. A base standard modification is being requested allow the proposed 6 feet high fence rather than a 4 feet high fence to provide enhanced site security. To compensate for this non-compliant feature, the Project proposes decorative, rather than chain link, fencing.
NA	<p>Traffic Impact Analysis (TIA), if deemed necessary by the Director of Planning Services, or designee.</p> <p>The Project will not result in changes to local traffic.</p>



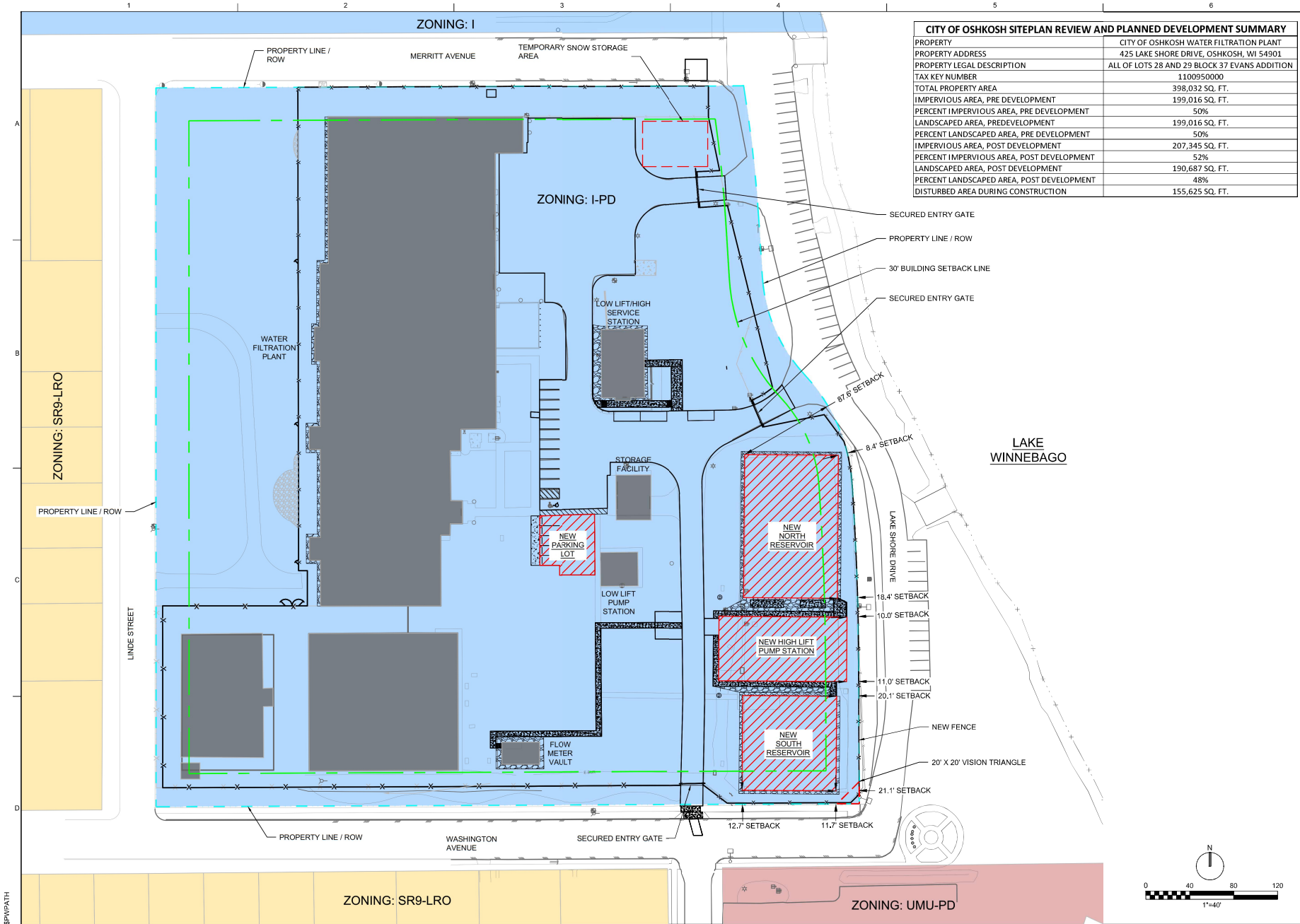
425 Lake Shore Drive



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Printing Date: 10/22/2024

Prepared by: City of Oshkosh, WI



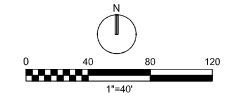
CITY OF OSHKOSH SITEPLAN REVIEW AND PLANNED DEVELOPMENT SUMMARY	
PROPERTY	CITY OF OSHKOSH WATER FILTRATION PLANT
PROPERTY ADDRESS	425 LAKE SHORE DRIVE, OSHKOSH, WI 54901
PROPERTY LEGAL DESCRIPTION	ALL OF LOTS 28 AND 29 BLOCK 37 EVANS ADDITION
TAX KEY NUMBER	1100950000
TOTAL PROPERTY AREA	398,032 SQ. FT.
IMPERVIOUS AREA, PRE DEVELOPMENT	199,016 SQ. FT.
PERCENT IMPERVIOUS AREA, PRE DEVELOPMENT	50%
LANDSCAPED AREA, PREDEVELOPMENT	199,016 SQ. FT.
PERCENT LANDSCAPED AREA, PRE DEVELOPMENT	50%
IMPERVIOUS AREA, POST DEVELOPMENT	207,345 SQ. FT.
PERCENT IMPERVIOUS AREA, POST DEVELOPMENT	52%
LANDSCAPED AREA, POST DEVELOPMENT	190,687 SQ. FT.
PERCENT LANDSCAPED AREA, POST DEVELOPMENT	48%
DISTURBED AREA DURING CONSTRUCTION	155,625 SQ. FT.

NO.	DATE	DR	REVISION	BY

AECOM
 WATER FILTRATION PLANT
 CLEARWELLS REPLACEMENT PROJECT
 CITY CONTRACT NO. 1-1-18
 CITY OF OSHKOSH, WISCONSIN

Jacobs
 ZONING MAP

VERIFY SCALE
 BAR IS ONE INCH ON ORIGINAL DRAWING.
 DATE: OCTOBER 2024
 PROJ: 891019
 DWG: PD-1
 SHEET: of



11.19.2024 PLAN COMMISSION.

CONDITIONAL USE PERMIT FOR O LAKE SHORE DRIVE, PARCEL 1100950200.
GDP, SIP, AND ARCHITECTURAL BUILDING REVIEW FOR 425 LAKE SHORE DRIVE.

Notices mailed to:

Owner Name	Mailing	City	State	Zip
DREW J PIETENPOL	1103 WASHINGTON AVE	OSHKOSH	WI	54901
NATHANIEL J/AMANDA J FRANK	1111 WASHINGTON AVE	OSHKOSH	WI	54901
ROGER D FRIKART/KAREN E BARTER	1115 WASHINGTON AVE	OSHKOSH	WI	54901
JAMES W KREUTER	505 PO BOX	QUILCENE	WA	98376
GABRIEL LOIACONO/ANDREA JAKOBS	1209 WASHINGTON AVE	OSHKOSH	WI	54901
RONALD B/NANCY L MARKS LIVING TRUST	1213 WASHINGTON AVE	OSHKOSH	WI	54901
DAVID LELINSKI	1217 WASHINGTON AVE	OSHKOSH	WI	54901
MICHAEL J/JULI J ZINTH	1225 WASHINGTON AVE	OSHKOSH	WI	54901
ROMUALD B SIMEONE ETAL L TRUST	1231 WASHINGTON AVE	OSHKOSH	WI	54901
MALLORY H GARDAS	367 ROSALIA ST	OSHKOSH	WI	54901
THOMAS J ROTHE	363 ROSALIA ST	OSHKOSH	WI	54901
MOSES I/REBECCA M COHEN	3170 BAILEY CT	OSHKOSH	WI	54904
JOEL/CARRIE HOGAN	1352 CONGRESS AVE	OSHKOSH	WI	54901
MIDSTATE PROPERTY MANAGEMENT LLC	630 STARBOARD CT W UNIT A	OSHKOSH	WI	54901
MELISSA A BISCHOFF	1224 WINNEBAGO AVE	OSHKOSH	WI	54901
EK REAL ESTATE FUND I LLC	PO BOX 818081	CLEVELAND	OH	44181
ANGELA MASTERS	1212 WINNEBAGO AVE	OSHKOSH	WI	54901
LANE C KLINE	1208 WINNEBAGO AVE	OSHKOSH	WI	54901
TODD S MOXHAM	1202 WINNEBAGO AVE	OSHKOSH	WI	54901
STEPHANY LEURQUIN	1132 WINNEBAGO AVE	OSHKOSH	WI	54901
GAYLE V RIOUX LIVING TRUST	1126 WINNEBAGO AVE	OSHKOSH	WI	54901
KIM S HOEPER	372 ROSALIA ST	OSHKOSH	WI	54901
KATHLEEN R EVENS/MARGARET E OHARA	1303 WASHINGTON AVE	OSHKOSH	WI	54901
SHAHNAZ SHAKIBAIAAN	6641 N CRULL CT	EVANSVILLE	WI	53536
ERIK D/MANDY S STIEG	1313 WASHINGTON AVE	OSHKOSH	WI	54901
WILLIAM R KITZ	1317 WASHINGTON AVE	OSHKOSH	WI	54901
JENNIFER A ZIEMER	1321 WASHINGTON AVE	OSHKOSH	WI	54901
LAWRENCE TRIPP II/MIRANDA BROWN	1325 WASHINGTON AVE	OSHKOSH	WI	54901
KELLY M LUADERS	1331 WASHINGTON AVE	OSHKOSH	WI	54901
ANDREW J/KAREN L LEAVITT	1337 WASHINGTON AVE	OSHKOSH	WI	54901
KATHLEEN E CORLEY/DAVID SCHUHART	1343 WASHINGTON AVE	OSHKOSH	WI	54901
LUANNE M LAIB	1347 WASHINGTON AVE	OSHKOSH	WI	54901
BRITTNEY WALLIN	1355 WASHINGTON AVE	OSHKOSH	WI	54901
GORDON N/ELIZABETH L HINTZ	1361 WASHINGTON AVE	OSHKOSH	WI	54901
DUSTIN M HACKBARTH/ERICA H WILLEFORD	1369 WASHINGTON AVE	OSHKOSH	WI	54901
KOCH LIVING TRUST	315 LAMPERT ST	OSHKOSH	WI	54901
RENEE J LARSON	1366 WINNEBAGO AVE	OSHKOSH	WI	54901
SABRYNNA S YOUNG	1362 WINNEBAGO AVE	OSHKOSH	WI	54901
MARY LOUISE LEWIS	1350 WINNEBAGO AVE	OSHKOSH	WI	54901
MARY LOUISE LEWIS	9 CHEROKEE CIR UNIT 102	MADISON	WI	53704
ANDREW P/AMY M JONES	766 BLACK WOLF AVE	OSHKOSH	WI	54902
LOGAN HAACK	1340 WINNEBAGO AVE	OSHKOSH	WI	54901
THOMAS/CINDY BAUER	1338 WINNEBAGO AVE	OSHKOSH	WI	54901
MICHAEL L PARKER	1322 WINNEBAGO AVE	OSHKOSH	WI	54901
DEVON E/SUSAN K JONES	PO BOX 166	OSHKOSH	WI	54903
PHILIP S BOYLE	1312 WINNEBAGO AVE	OSHKOSH	WI	54901

11.19.2024 PLAN COMMISSION.

CONDITIONAL USE PERMIT FOR O LAKE SHORE DRIVE, PARCEL 1100950200.
GDP, SIP, AND ARCHITECTURAL BUILDING REVIEW FOR 425 LAKE SHORE DRIVE.

Notices mailed to:

Owner Name	Mailing	City	State	Zip
XO LOR/BOR YANG	1316 WINNEBAGO AVE	OSHKOSH	WI	54901
TODD AREND	360 ROSALIA ST	OSHKOSH	WI	54901
ANDREA L BREM	362 ROSALIA ST	OSHKOSH	WI	54901
PAUL F/HADLEY C BURGER	366 ROSALIA ST	OSHKOSH	WI	54901
CATHERINE M LINDSAY LIVING TRUST	368 ROSALIA ST	OSHKOSH	WI	54901
WFW ENTERPRISES LLC	1373 WAUGOO AVE	OSHKOSH	WI	54901
THAO YANG/NENG XIONG	1119 WINNEBAGO AVE	OSHKOSH	WI	54901
DENNIS F RIOUX/STACEY A OTTO	1121 WINNEBAGO AVE	OSHKOSH	WI	54901
DAYANA DUARTE/JAZZRIC OROZCO	1125 WINNEBAGO AVE	OSHKOSH	WI	54901
JAMES R STEINBERG	651 FRANKLIN ST	OSHKOSH	WI	54901
MATTHEW/LISA HOERRES	1207 WINNEBAGO AVE	OSHKOSH	WI	54901
DAVID M JONES LIVING TRUST	1209 WINNEBAGO AVE	OSHKOSH	WI	54901
DAVID D PETERSON	1217 WINNEBAGO AVE	OSHKOSH	WI	54901
JOHN P RASMUSSEN	4062 OREGON ST	OSHKOSH	WI	54902
THOMAS/CARRI JANKOWSKI	1225 WINNEBAGO AVE	OSHKOSH	WI	54901
SPIEGELBERG ENTERPRISES	934 S WESTFIELD ST	OSHKOSH	WI	54902
ADAM A SASSE	4655 STAR SPANGLED TRL	MADISON	WI	53718
SARAH WOLLNER	341 ROSALIA ST	OSHKOSH	WI	54901
JOSEPH A MATUSINEC JR REV TRUST	337 ROSALIA ST	OSHKOSH	WI	54901
ALEX J/MEGAN L DREIKOSEN	333 ROSALIA ST	OSHKOSH	WI	54901
JAMES M PECK/JUDY HILLHOUSE	329 ROSALIA ST	OSHKOSH	WI	54901
NEDRA MCGONIGLE	327 ROSALIA ST	OSHKOSH	WI	54901
JASON L PAGE	323 ROSALIA ST	OSHKOSH	WI	54901
DEBRA K CRAM	1220 SCHOOL AVE	OSHKOSH	WI	54901
JOSEPH A/JODY A ROBL	4117 ALIDA LN	OSHKOSH	WI	54904
DENNIS P MCCARTHY	1210 SCHOOL AVE	OSHKOSH	WI	54901
WILLIAM/JULIA KNUDSON	1202 SCHOOL AVE	OSHKOSH	WI	54901
ANN/PETER & JEFFREY ALBRIGHT REV TRUST	354 LEGION PL	OSHKOSH	WI	54901
CHARLES DAHLKE TRST/ABBY FRUCHT TRST	350 LEGION PL	OSHKOSH	WI	54901
TIMOTHY PAULSEN/CHRISTIE M DEMOSTHENOUS	344 LEGION PL	OSHKOSH	WI	54901
WILLIAM H CARVER	336 LEGION PL	OSHKOSH	WI	54901
ROBERT H/IDA HETZEL	332 LEGION PL	OSHKOSH	WI	54901
STEVE A JIRSICHELE	8348 OAKWOOD AVE	NEENAH	WI	54956
DAVID J/JANET S VROMAN	347 LEGION PL	OSHKOSH	WI	54901
STUART N/SUE A SCHROTTKY LIFE ESTATE	339 LEGION PL	OSHKOSH	WI	54901
ERIC R/HANNAH N SCHUELER	352 ROSALIA ST	OSHKOSH	WI	54901
SUSAN T ERTMER	348 ROSALIA ST	OSHKOSH	WI	54901
JAMES R JUNGWIRTH	346 ROSALIA ST	OSHKOSH	WI	54901
MICHAEL G CHIVINGTON/MORGAN K STRASSER	344 ROSALIA ST	OSHKOSH	WI	54901
ALLEN/JENNIFER A NEWELL	336 ROSALIA ST	OSHKOSH	WI	54901
WILLIAM B/JILL M POWERS JR	332 ROSALIA ST	OSHKOSH	WI	54901
ALAN/ELLEN IVES	328 ROSALIA ST	OSHKOSH	WI	54901
SALBEGO PROPERTIES LLC	1335 WINNEBAGO AVE	OSHKOSH	WI	54901
AACE INVESTMENTS LLC	1840 EVANS ST	OSHKOSH	WI	54901
KYLE J NICHOL/CHELSEA L RULE	1329 WINNEBAGO AVE	OSHKOSH	WI	54901
CHRISTOPHER D/KARIE D RESCH	1339 WINNEBAGO AVE	OSHKOSH	WI	54901

11.19.2024 PLAN COMMISSION.

CONDITIONAL USE PERMIT FOR O LAKE SHORE DRIVE, PARCEL 1100950200.
GDP, SIP, AND ARCHITECTURAL BUILDING REVIEW FOR 425 LAKE SHORE DRIVE.

Notices mailed to:

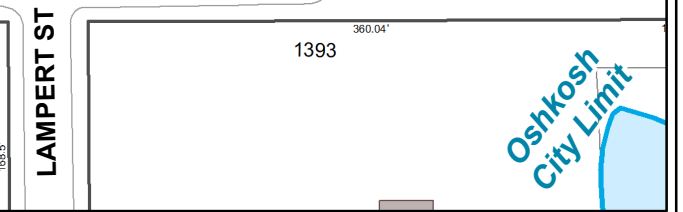
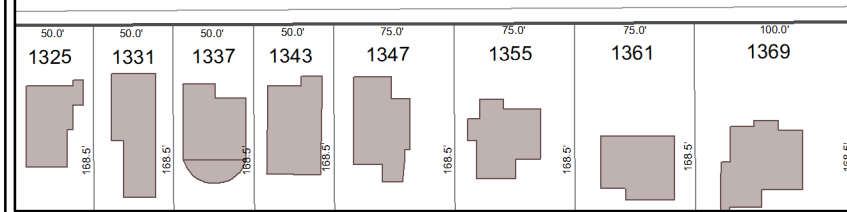
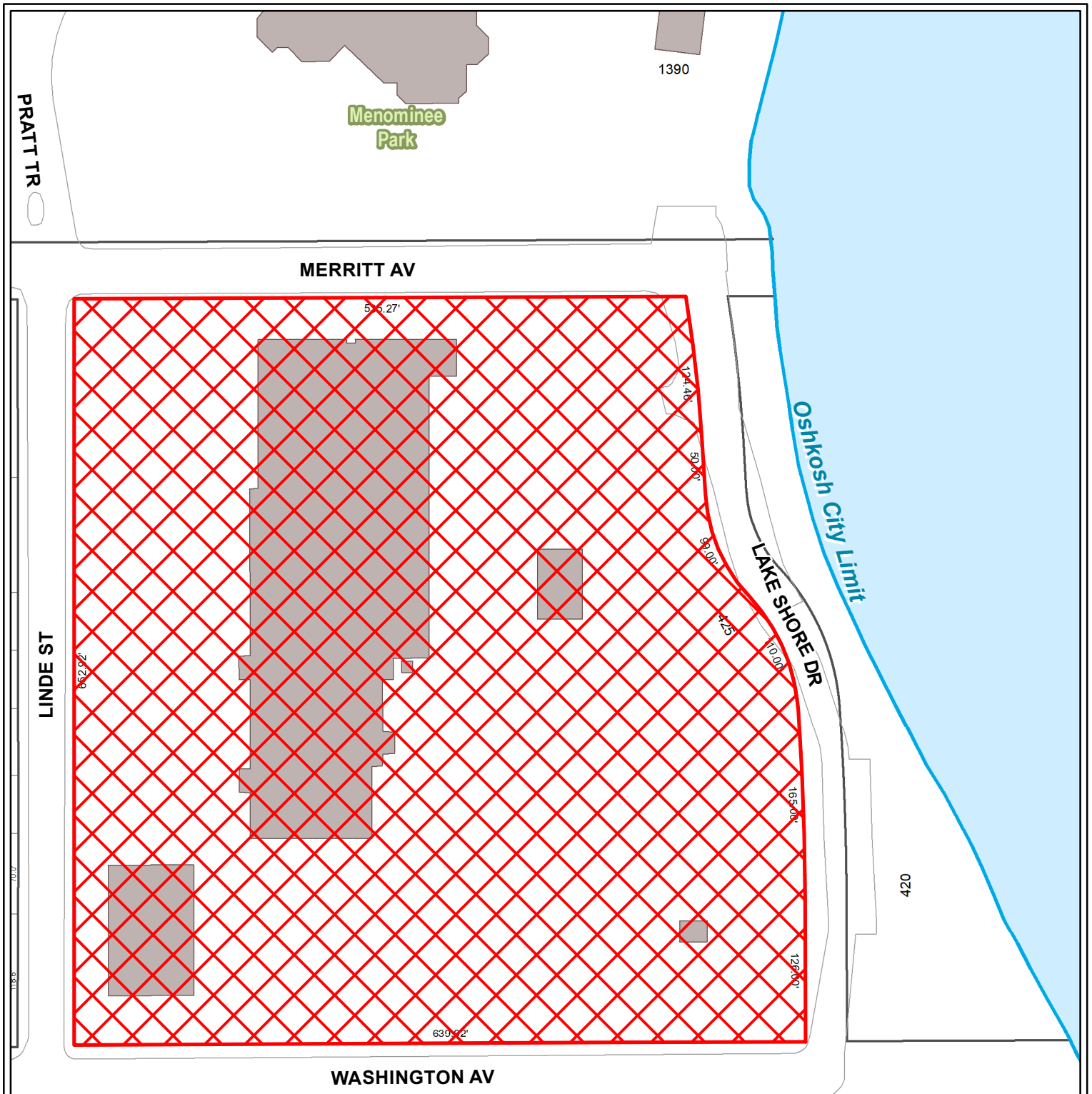
Owner Name	Mailing	City	State	Zip
JOSHUA M DUTKO/JILL A WOJCIECHOWSKI	1345 WINNEBAGO AVE	OSHKOSH	WI	54901
MICHAEL J ULRICH	1349 WINNEBAGO AVE	OSHKOSH	WI	54901
RONALD G/MARLO D GARRETT	1228 GILBERT CIR	OREM	UT	84057
JACK R/COURTNEY WILLERT	1359 WINNEBAGO AVE	OSHKOSH	WI	54901
WALTER L WARREN	1367 WINNEBAGO AVE	OSHKOSH	WI	54901
KATHLEEN GROFF LIFE ESTATE	1371 WINNEBAGO AVE	OSHKOSH	WI	54901
JAMES L BASILIERE SURVIVORS TRUST	1370 RAHR AVE	OSHKOSH	WI	54901
STEVEN/MARY E YOBLONSKI	1358 RAHR AVE	OSHKOSH	WI	54901
ROBERT L/MARY L HOFFMAN TRUST	1348 RAHR AVE	OSHKOSH	WI	54901
GENE J BOYCE	1342 RAHR AVE	OSHKOSH	WI	54901
WANDA MAE ROBINSON	1338 RAHR AVE	OSHKOSH	WI	54901
MICHAEL E/MORGAN E WARNKE	1334 RAHR AVE	OSHKOSH	WI	54901
KEITH A/STACY M FREY	1330 RAHR AVE	OSHKOSH	WI	54901
RANDY L SCHNEIDER	1328 RAHR AVE	OSHKOSH	WI	54901
KRISTI S KOLASKE	1324 RAHR AVE	OSHKOSH	WI	54901
CARRIE A BROOKS/ROBERT W MCCLORY SR	1320 RAHR AVE	OSHKOSH	WI	54901
LUCY A GEORGE	1318 RAHR AVE	OSHKOSH	WI	54901
REBECCA R PAYNE	1314 RAHR AVE	OSHKOSH	WI	54901
JAMES R/PATTI STRASSER	1312 RAHR AVE	OSHKOSH	WI	54901
ROGER A GUSE	1359 RAHR AVE	OSHKOSH	WI	54901
TOSHA M TESSEN/SHAUN HICKEY	1353 RAHR AVE	OSHKOSH	WI	54901
RALPH D DEDECKER/PATTI J MORTENSON	1347 RAHR AVE	OSHKOSH	WI	54901
ROBERT W MAURITZ	102 8TH AVE	ANTIGO	WI	54409
DEREK S/CANDACE D WALTER	3827 LOYOLA LN	CLOVIS	CA	93619
JUSTINE STOKES	1333 RAHR AVE	OSHKOSH	WI	54901
PAUL W/REBECCA M PIECHOWSKI	1331 RAHR AVE	OSHKOSH	WI	54901
ROBERT PILLSBURY/SAMARA HAMZE	1327 RAHR AVE	OSHKOSH	WI	54901
REUBEN L STACHE	1325 RAHR AVE	OSHKOSH	WI	54901
ROBERT J MCLAREN	1321 RAHR AVE	OSHKOSH	WI	54901
CALLI S DOBERSTEIN	1319 RAHR AVE	OSHKOSH	WI	54901
LANDON C FISHER	1315 RAHR AVE	OSHKOSH	WI	54901
WILLIAM G/PAULA S TELLOCK	1311 RAHR AVE	OSHKOSH	WI	54901
3710 LISBON LLC	333 BISHOPS WAY STE 141	BROOKFIELD	WI	53005
KEY INVESTMENTS LLC	W6154 MAPLE BLUFF LN	MENASHA	WI	54952
JAMES E LARSON	1369 RAHR AVE	OSHKOSH	WI	54901
THOMAS J/MOLLY MOORE IRREVOCABLE TRUST	1122 WASHINGTON AVE	OSHKOSH	WI	54901
J PETER/ KAROLA H JUNGBACKER	1128 WASHINGTON AVE	OSHKOSH	WI	54901
JEFFREY W PICKRON/MICHELLE M KUHL	415 HAZEL ST	OSHKOSH	WI	54901
KEVIN PAULSON	451 HAZEL ST	OSHKOSH	WI	54901
PAUL M/COURTNEY L VANAUKEN	1125 MERRITT AVE	OSHKOSH	WI	54901
URSULA E/KATHRYN M KLEIN	1121 MERRITT AVE	OSHKOSH	WI	54901
WALTER K MANES	445 HAZEL ST	OSHKOSH	WI	54901
TOU KONG/LINDA CHANG	437 HAZEL ST	OSHKOSH	WI	54901
AUSTIN/RACHEL SCHULZ	423 HAZEL ST	OSHKOSH	WI	54901
S JUSTIN/CORINE L GENGO	427 HAZEL ST	OSHKOSH	WI	54901
KARL E BOEHLER	1203 MERRITT AVE	OSHKOSH	WI	54901

11.19.2024 PLAN COMMISSION.

CONDITIONAL USE PERMIT FOR O LAKE SHORE DRIVE, PARCEL 1100950200.
GDP, SIP, AND ARCHITECTURAL BUILDING REVIEW FOR 425 LAKE SHORE DRIVE.

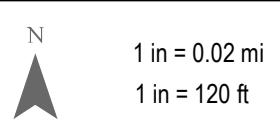
Notices mailed to:

Owner Name	Mailing	City	State	Zip
DAVID F FISS	1207 MERRITT AVE	OSHKOSH	WI	54901
CHELSEA NACKERS/ANTHONY LUTZ	1211 MERRITT AVE	OSHKOSH	WI	54901
DAVID J/VALERIE J WATKINS	1219 MERRITT AVE	OSHKOSH	WI	54901
BOSILKA/JELKA CUCUZ	450 HAZEL ST	OSHKOSH	WI	54901
MAUWA K SAIDI/FITINA KASUBI	446 HAZEL ST	OSHKOSH	WI	54901
MICHAEL/LUANNE GOSPODAREK LIVING TRUST	440 HAZEL ST	OSHKOSH	WI	54901
ERIC R/COREE E VANTHIEL	432 HAZEL ST	OSHKOSH	WI	54901
MARILYN H SCHULER	1221 MERRITT AVE	OSHKOSH	WI	54901
DAVID M/MARGOT HIRSCH	8037 N SANTA MONICA BLVD	MILWAUKEE	WI	53217
JILL A ANDERSON	1229 MERRITT AVE	OSHKOSH	WI	54901
CODY/MELINDA ANDERSON	1237 MERRITT AVE	OSHKOSH	WI	54901
LINDA L ROBINSON/MICHELLE A TRAYER	1243 MERRITT AVE	OSHKOSH	WI	54901
ERIC D KOPPA/KIRSTIN M IHDE	1249 MERRITT AVE	OSHKOSH	WI	54901
STEPHEN M/ELIZABETH A MCCABE	1255 MERRITT AVE	OSHKOSH	WI	54901
BRADLEY J HUNTER	1306 WASHINGTON AVE	OSHKOSH	WI	54901
JEFFREY S/SANDI B DAVIS	1302 WASHINGTON AVE	OSHKOSH	WI	54901
BETH C HUBBARD	1318 WASHINGTON AVE	OSHKOSH	WI	54901
MEERKAT MANOR 2017 REV TRUST	1234 WASHINGTON AVE	OSHKOSH	WI	54901
ANN M STILP	1222 WASHINGTON AVE	OSHKOSH	WI	54901
KIRSTEN D BUCKSTAFF	1212 WASHINGTON AVE	OSHKOSH	WI	54901
RONALD A HEILMANN JR	1200 WASHINGTON AVE	OSHKOSH	WI	54901
PETER MALCHOW/J MACKLIN	420 HAZEL ST	OSHKOSH	WI	54901
ROBERT L ASKINS/JILL E ROSENTHAL	424 HAZEL ST	OSHKOSH	WI	54901
GEORGE H/BEVERLY K DAKIN REV TRUST	1246 WASHINGTON AVE	OSHKOSH	WI	54901
SEAN W BUTLER/DENISE ROBSON	1263 MERRITT AVE	OSHKOSH	WI	54901
RYAN L SKIVER	1275 MERRITT AVE	OSHKOSH	WI	54901
ERIC E/JEANNE G HIATT	1271 MERRITT AVE	OSHKOSH	WI	54901
MICHAEL D RUST	1267 MERRITT AVE	OSHKOSH	WI	54901
JEREMY A LONG/ASHLEY HOWELL	447 LINDE ST	OSHKOSH	WI	54901
JUDITH K BRITTON	437 LINDE ST	OSHKOSH	WI	54901
HENRY C MATHEWSON	433 LINDE ST	OSHKOSH	WI	54901
JENNIFER E MARTY	429 LINDE ST A	OSHKOSH	WI	54901
CHARLES A/MELISSA J WILLIAMS	421 LINDE ST	OSHKOSH	WI	54901
DYLAN CHUMURA-MOORE/SHARON TENHUNDFELD	415 LINDE ST	OSHKOSH	WI	54901
JEFFREY A SCHINKER	1324 WASHINGTON AVE	OSHKOSH	WI	54901
PATRICK J/KIRSTEN V BRUESKE	543 HAZEL ST	OSHKOSH	WI	54901
PA SHOUA VANG	539 HAZEL ST	OSHKOSH	WI	54901
LISA M DORSCHNER	531 HAZEL ST	OSHKOSH	WI	54901
LACINDA S ANDERSON	525 HAZEL ST	OSHKOSH	WI	54901
GABRIEL G/KRISTEN G GRANT	519 HAZEL ST	OSHKOSH	WI	54901
WENDY M STELZER	1122 MERRITT AVE	OSHKOSH	WI	54901
PHILIP R/LINDA A BAETEN LIVING TRUST	1112 MERRITT AVE	OSHKOSH	WI	54901
JEREMY/KATHERINE LOFTON	1216 MERRITT AVE	OSHKOSH	WI	54901
MENOM SOUTH NBHD ASSOC	EMAILED			
STEVENS PARK NBHD ASSOC	EMAILED			



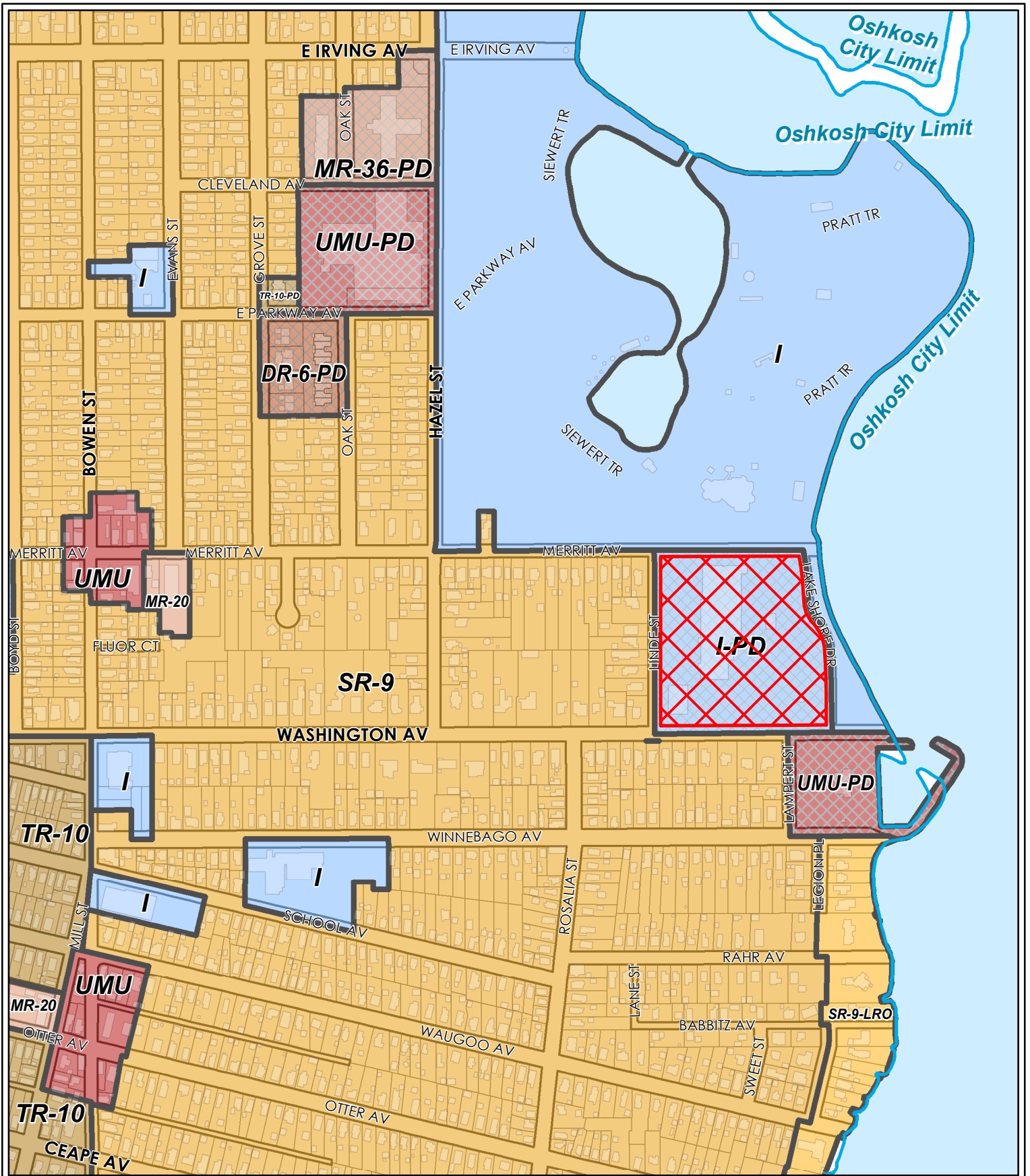
BASE MAP

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Printing Date: 10/22/2024
 Prepared by: City of Oshkosh, WI





ZONING MAP



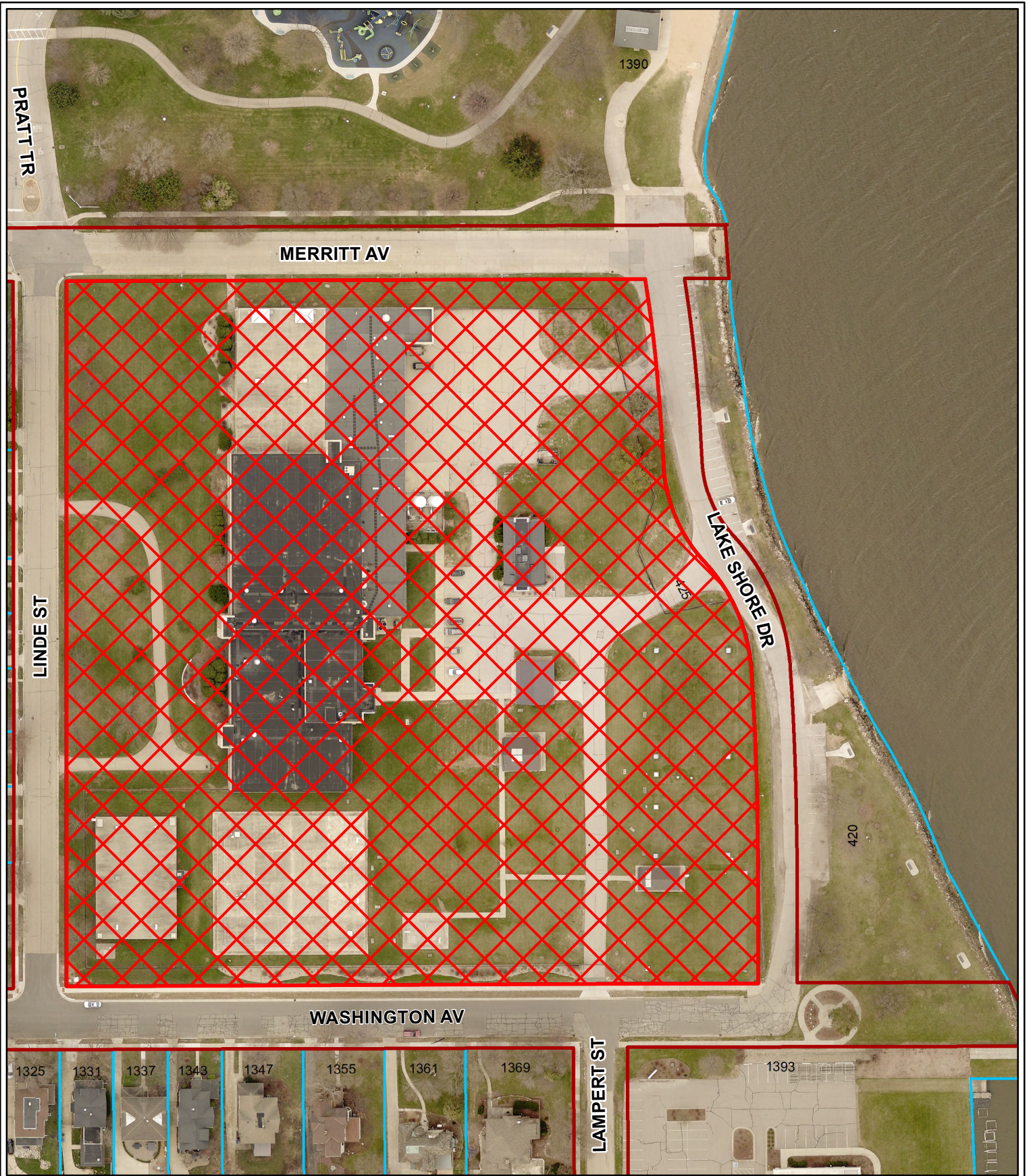
1 in = 0.09 mi
1 in = 500 ft

Printing Date: 10/22/2024

Prepared by: City of Oshkosh, WI



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AERIAL MAP



1 in = 0.02 mi
1 in = 120 ft

Printing Date: 10/22/2024

Prepared by: City of Oshkosh, WI



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TO: Honorable Mayor and Members of the Common Council
FROM: Kelly Nieforth, Director of Community Development
DATE: November 26, 2024
SUBJECT: Res 24-635 Approve Conditional Use Permit Request for a Temporary Use Permit Extension for New Clearwells Construction Staging at Property Located on the East Side of the 400 Block of Lake Shore Drive (Parcel 1100950200) (Plan Commission Recommends Approval)

BACKGROUND

The subject site is a 1.04-acre City-owned property with frontage on Lake Shore Drive as well as Lake Winnebago. The property is zoned Institutional (I) and includes public parking and open-space area. The subject site is surrounded by park land to the north, water filtration plant to the west, The Waters banquet hall and yacht club to the south, and Lake Winnebago to the east.

ANALYSIS

The applicant is planning to use Lake Shore Drive and a portion of the abutting City-owned property to the east (subject site) for temporary construction contractor staging, construction materials storage, contractors' field offices, contractor employee parking, and construction work area adjacent to the water filtration plant during the proposed Clearwells Replacement Project. The applicant notes that pedestrian access to the Charles Schurz monument and a portion of the park area and shoreline east of Lake Shore Drive will be maintained during the temporary use of Lake Shore Drive and subject site for construction and staging.

The applicant also notes that heavy construction activities will be performed primarily on the water filtration plant site, not on Lake Shore Drive or subject site. The City's standard requirement for controlling construction noise, dust, pollution, and other potential disturbance to the community are conditions of the Clearwells Replacement project construction contract.

Use of the subject site for staging of vehicles/equipment/trailers requires a temporary use permit (TUP), which is limited to 90 days per calendar year, but may be extended in duration through the conditional use process. The applicant is requesting a Conditional Use Permit (CUP) to allow for the TUP to be extended as the staging area is anticipated to be utilized from spring 2025 through spring 2028.

Staff is supportive of the TUP extension as the use of this staging area is necessary for the City Clearwell project to be completed. Staff is recommending conditions that the TUP expire on June 30, 2028 and the area be returned to pre-use conditions including repair of any damaged lawn areas after expiration of the TUP.

RECOMMENDATION

The Plan Commission recommended approval of the requested conditional use permit request for a temporary use permit extension with the findings and conditions at property located on the east side of the 400 block of Lake Shore Drive (parcel 1100950200) on November 19, 2024. Please see the attached staff report and meeting minutes for more information.

Attachments

CUP - 0 Lake Shore Dr

11/26/2024

24-635

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE CONDITIONAL USE PERMIT REQUEST FOR A TEMPORARY USE PERMIT EXTENSION FOR NEW CLEARWELLS CONSTRUCTION STAGING AT PROPERTY LOCATED ON THE EAST SIDE OF THE 400 BLOCK OF LAKE SHORE DRIVE (PARCEL 1100950200)

INITIATED BY: JACOBS ENGINEERING GROUP INC.

PLAN COMMISSION RECOMMENDATION: Approved w/ findings

WHEREAS, the Plan Commission finds that the conditional use permit request for a temporary use permit extension for new clearwells construction staging at property located on the 400 Block of Lake Shore Drive (parcel 1100950200), is consistent with the criteria established in Sections 30-51 (C) and 30-382 of the Oshkosh Zoning Ordinance.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that a conditional use permit request for a temporary use permit extension for new clearwells construction staging at property located on the 400 Block of Lake Shore Drive (parcel 1100950200), per the attached, is hereby approved, with the following findings:

1. Is in harmony with the Comprehensive Plan.
2. Would not result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare.
3. Maintains the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.
4. The conditional use is located in an area that will be adequately served by, and will not impose an undue burden on, any of the improvements, facilities, utilities or services provided by public or private agencies serving the subject property.
5. The potential public benefits outweigh any potential adverse impacts of the proposed conditional use, after taking into consideration the applicant's proposal and any requirements recommended by the applicant to ameliorate such impacts.

ITEM: PUBLIC HEARING: CONDITIONAL USE PERMIT REQUEST FOR A TEMPORARY USE PERMIT EXTENSION FOR NEW CLEARWELLS CONSTRUCTION STAGING AT PROPERTY LOCATED ON THE EAST SIDE OF THE 400 BLOCK OF LAKE SHORE DRIVE (PARCEL 1100950200)

Plan Commission Meeting of November 19, 2024.

GENERAL INFORMATION

Applicant: Jacobs Engineering Group Inc.
Owner: City of Oshkosh

Action(s) Requested:

The applicant is requesting a Conditional Use Permit to extend a temporary use permit for outdoor equipment storage.

Applicable Ordinance Provisions:

Temporary Uses are limited to 90 days per calendar year, but may be extended in duration through the conditional use process. Criteria used for Conditional Use Permits are located in Section 30-382 of the Zoning Ordinance.

Property Location and Background Information:

The subject site is a 1.04-acre City-owned property with frontage on Lake Shore Drive as well as Lake Winnebago. The property is zoned Institutional (I) and includes public parking and open-space area. The subject site is surrounded by park land to the north, water filtration plant to the west, The Waters banquet hall and yacht club to the south, and Lake Winnebago to the east.

Subject Site:

<i>Existing Land Use</i>	<i>Zoning</i>
Institutional	I

<i>Recognized Neighborhood Organizations</i>
Menominee South

Adjacent Land Use and Zoning:

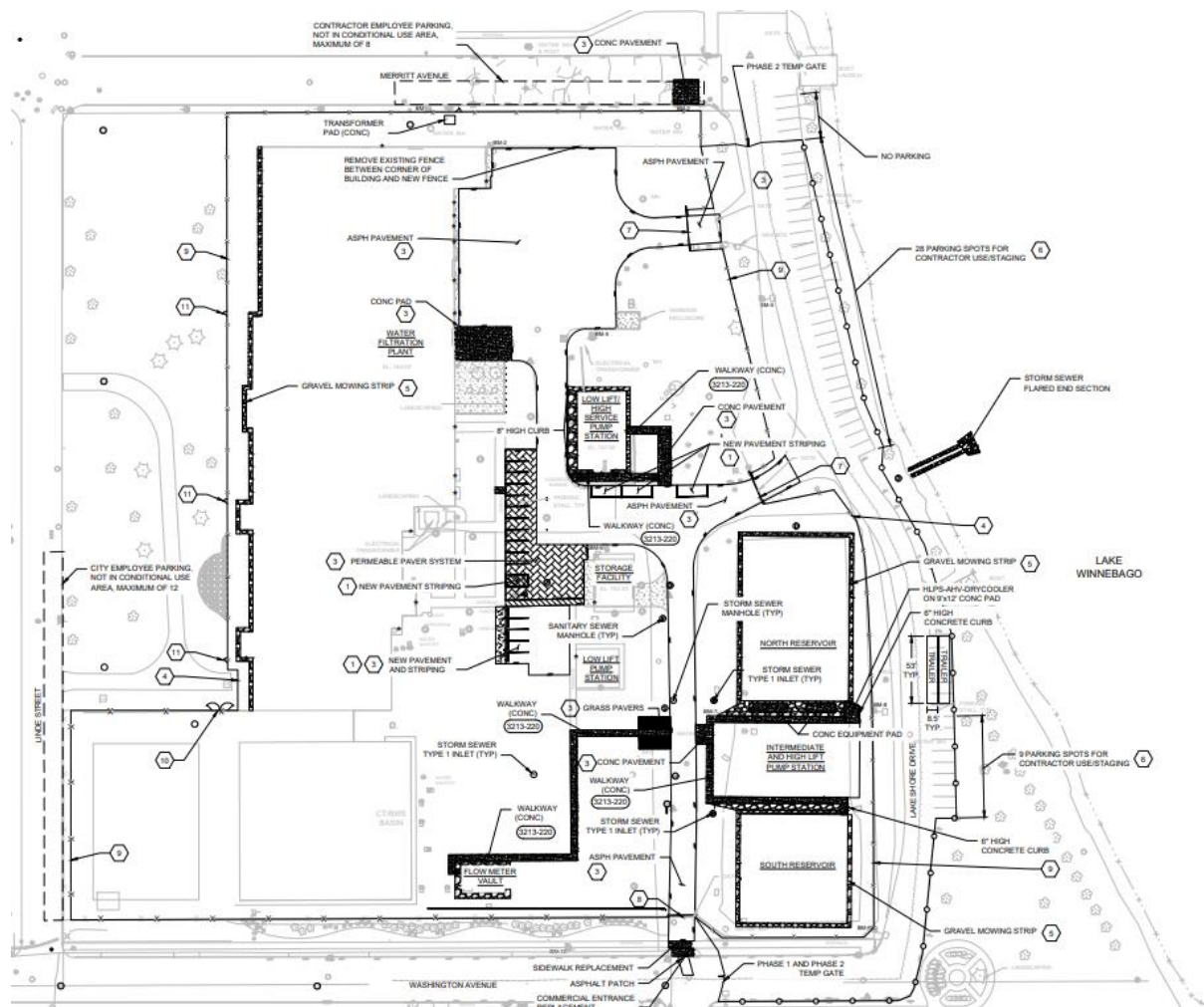
<i>Existing Uses</i>		<i>Zoning</i>
North	Park	I
South	Commercial	UMU-PD
West	Government	I-PD
East	Lake Winnebago	
<i>Comprehensive Plan Land Use Recommendation</i>		<i>Land Use</i>
2040 Comprehensive Land Use Plan Recommendation		Community Facility

ANALYSIS

Use

The applicant is planning to use Lakeshore Drive and a portion of the abutting City-owned property to the east (subject site) for temporary construction contractor staging, construction materials storage, contractors' field offices, contractor employee parking, and construction work area adjacent to the water filtration plant during the proposed Clearwells Replacement Project. The applicant notes that pedestrian access to the Charles Schurz monument and a portion of the park area and shoreline east of Lake Shore Drive will be maintained during the temporary use of Lake Shore Drive and subject site for construction and staging.

The applicant also notes that heavy construction activities will be performed primarily on the water filtration plant site, not on Lake Shore Drive or subject site. The City's standard requirement for controlling construction noise, dust, pollution, and other potential disturbance to the community are conditions of the Clearwells Replacement project construction contract.



Site plan for temporary staging area.

Use of the subject site for staging of vehicles/equipment/trailers requires a temporary use permit (TUP), which is limited to 90 days per calendar year, but may be extended in duration through the conditional use process. The applicant is requesting a Conditional Use Permit (CUP) to allow for the TUP to be extended as the staging area is anticipated to be utilized from spring 2025 through spring 2028.

Staff is supportive of the TUP extension as the use of this staging area is necessary for the City Clearwell project to be completed. Staff is recommending conditions that the TUP expire on June 30, 2028 and the area be returned to pre-use conditions including repair of any damaged lawn areas after expiration of the TUP.

RECOMMENDATION/CONDITIONS

In its review and recommendation to the Common Council on an application for a Conditional Use Permit, staff recommends the Plan Commission make the following findings based on the criteria established by Chapter 30-382 (F)(3):

- (1) Is in harmony with the Comprehensive Plan.
- (2) Would not result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare.
- (3) Maintains the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.
- (4) The conditional use is located in an area that will be adequately served by, and will not impose an undue burden on, any of the improvements, facilities, utilities or services provided by public or private agencies serving the subject property.
- (5) The potential public benefits outweigh any potential adverse impacts of the proposed conditional use, after taking into consideration the applicant's proposal and any requirements recommended by the applicant to ameliorate such impacts.

Staff recommends approval of the proposed Conditional Use Permit for temporary use permit extension for outdoor staging area at 0 Lake Shore Drive (Parcel 1100950200) with the findings listed above and the following conditions:

1. The Temporary Use Permit shall expire on June 30, 2028.
2. The site shall be fully restored to pre-use conditions including replacement of any damaged lawn areas after expiration of the Temporary Use Permit.
- 3.

Plan Commission recommended approval of the requested Conditional Use Permit with the findings and conditions on November 19, 2024. The following is Plan Commission's discussion on the item.

Site Inspections Report: Mr. Bowen, Ms. Scheuermann, Ms. Propp, Mr. Belville, Ms. Davey, Mr. Loewenstein, and Mr. Kiefer reported visiting the site.

Staff report accepted as part of the record.

The applicant is requesting a Conditional Use Permit (CUP) to extend a temporary use permit for outdoor equipment storage.

Mr. Slusarek presented the items and reviewed the site and surrounding area as well as the land use and zoning classifications in this area. The subject site is directly across the street, to the east, of the water filtration site on the east side of Lake Shore Drive. It is a 1.04-acre City-owned property with frontage on Lake Shore Drive as well as Lake Winnebago. The property is zoned Institutional (I) and includes public parking and open-space area.

The applicant is planning to use Lake Shore Drive and a portion of the abutting City-owned property to the east (subject site) for temporary construction contractor staging, construction materials storage, contractors' field offices, contractor employee parking, and construction work area adjacent to the water filtration plant during the proposed Clearwells Replacement Project.

Use of the subject site for staging of vehicles/equipment/trailers requires a temporary use permit (TUP), which is limited to 90 days per calendar year, but may be extended in duration through the conditional use process. The applicant is requesting a CUP to allow for the TUP to be extended as the staging area is anticipated to be utilized from spring 2025 through spring 2028.

Staff is supportive of the TUP extension as the use of this staging area is necessary for the City Clearwell project to be completed. Staff is recommending conditions that the TUP expire on June 30, 2028 and the area be returned to pre-use conditions including repair of any damaged lawn areas.

Staff recommends approval of the proposed CUP with the findings and conditions listed in the staff report.

Mr. Perry opened up technical questions to staff.

Mr. Bowen wondered about the staging area and how much it would be impacted physically.

Mr. Gohde stated for staging, what we're proposing is to primarily utilize that surface to put storage on, put the job trailers on, so the contractor has a hard surface to be on, and make less of a mess. Certainly, it is going to get very beat up over the course of construction with heavy equipment and other things being on there. There could be portions of it, certainly as we need to excavate through we're putting in utilities, that get tore up and have to be patched back in. The intent is to use it as a working surface. We are going to maintain that shoreline open so that people could walk along the shoreline, at least on the grass, if they want, with the exception of when the storm sewer outfall is being installed.

Mr. Bowen wondered if there will be availability to use the shoreline, and ability for traffic to circulate during the process.

Mr. Gohde stated that during construction, it's going to be closed to all non-construction. People will be able to get down the sidewalk on the south side of Washington Avenue to the lake shore. The fence will be off the shoreline a bit so that people could walk the grass. It's not going to be an ADA-accessible route or anything by any means, but if people want to get along the shoreline, they would have that ability. We want to have the fence up to keep the construction confined so there is less impact to some of the grass and trees that are in that area.

Mr. Perry opened the public hearing and asked if the applicant wished to make a statement.

Linda Moore, Project Manager for Jacobs Engineering Group, stated the design team does not have additional technical information, but she'd be happy to answer questions about how this area will be used during construction.

Mr. Perry asked if any members of the public wished to speak.

Mr. Perry closed the public hearing.

There was no closing statement from the applicant.

Motion by Propp to adopt the findings and recommendation as stated in the staff report.

Seconded by Scheuermann.

Mr. Perry asked if there was any discussion on the motion.

Ms. Propp stated that the obvious beating up of Lake Shore Drive with all this staging equipment and big equipment, it's just going to lend itself well to re-envisioning Lake Shore Drive in the kind of way that I think the neighbors would like to see.

Mr. Perry stated while he is disappointed that ADA access may be limited, I think that would probably be minor compared to the overall scope of the project.

Motion carried 8-0.



City of Oshkosh Application Conditional Use Permit

SUBMIT TO:
Dept. of Community Development
215 Church Ave., P.O. Box 1130
Oshkosh, Wisconsin 54903-1130
Room 204
PHONE: (920) 236-5059
Email: planning@ci.oshkosh.wi.us

****PLEASE TYPE OR PRINT USING BLACK INK****

APPLICANT INFORMATION

Petitioner: Linda Mohr, PE, Jacobs Engineering Group, Inc. Date: 10/29/2024

Petitioner's Address: 1610 N. 2nd Street, Suite 201 City: Milwaukee State: WI Zip: 53212

Telephone #: (414) 702-7756 Email: linda.mohr@jacobs.com Contact preference: Phone Email

Status of Petitioner (Please Check): Owner Representative Tenant Prospective Buyer

Petitioner's Signature (required): _____ Date: _____

OWNER INFORMATION

Owner(s): Steve Ghode, Assistant Director of Public Works/Utilities General Manager Date: 10/29/2024

Owner(s) Address: 215 Church Avenue, PO Box 1130 City: Oshkosh State: WI Zip: 54903-1130

Telephone #: (920) 236-5165 Email: sgohde@oshkoshwi.gov Contact preference: Phone Email

Ownership Status (Please Check): Individual Trust Partnership Corporation Other (Public Water System)

Property Owner Consent: (required)

By signature hereon, I/We acknowledge that City officials and/or employees may, in the performance of their functions, enter upon the property to inspect or gather other information necessary to process this application. I also understand that all meeting dates are tentative and may be postponed by the Planning Services Division for incomplete submissions or other administrative reasons.

Property Owner's Signature: Linda Mohr, PE Date: 10/28/2024

SITE INFORMATION

Address/Location of Proposed Project: City of Oshkosh Water Filtration Plant, 425 Lake Shore Drive, Oshkosh, WI 54901

Proposed Project Type: Large Scale Public Services and Utilities

Estimated Cost: \$37.4M

Current Use of Property: Public water supply, treatment, and conveyance Zoning: I-PD

Land Uses Surrounding Your Site: North: 1

South: SR9-LRO and UMU-PD

East: 1

West: SR9-LRO

**Please note that a meeting notice will be mailed to all abutting property owners regarding your request.

- **It is recommended that the applicant meet with Planning Services staff prior to submittal to discuss the proposal.**
- **Application fees are due at time of submittal. Make check payable to City of Oshkosh.**
- **Please refer to the fee schedule for appropriate fee. FEE IS NON-REFUNDABLE**

For more information please the City's website at www.ci.oshkosh.wi.us/Community_Development/Planning.htm

Sign _____ Staff _____ Date Rec'd _____

Briefly explain how the proposed conditional use will not have a negative effect on the issues below.

1. Health, safety, and general welfare of occupants of surrounding lands.
The Lake Shore Drive area is surrounded by Merritt Avenue, Lake Winnebago shoreline and park area, Washington Avenue, and the Water Filtration Plant. There are no occupants of adjacent lands; however, members of the community recreate in area by parking along Lake Shore Drive or visiting the park area east of Lake Shore <u>Drive</u> .
2. Pedestrian and vehicular circulation and safety.
The proposed conditional use is for an active heavy construction site to implement the Clearwells Replacement Project, pedestrian and vehicular circulation on Lake Shore Drive will be prohibited and controlled with signage, fencing, and barricades. Pedestrian access to the Charles Schurz monument, the park area and the shoreline east of Lake Shore Drive will be maintained during the temporary use of Lake Shore Drive for construction.
3. Noise, air, water, or other forms of environmental pollution.
The City's standard requirement for controlling construction noise, dust, pollution, and other potential disturbance to the community are conditions of the Clearwells Replacement Project (Project) construction contract. Construction site storm water, erosion, and sediment control Project are described in the Project Storm Water Management and Erosion and Sediment Control Plan submitted with the Site Plan Review and General Planned Development-Specific Implementation Plan.
4. The demand for and availability of public services and facilities.
The proposed conditional use will have demand for temporary electrical and cable service for the construction field offices.
5. Character and future development of the area.
The southern portion of the Lake Shore Drive will serve as the location for construction field offices and contractor staging. The area will surrounded by security fencing with signs prohibiting unauthorized access. The northern portion of Lake Shore Drive will serve as the location for contractor employee parking and to provide access for delivery of chemicals and other goods used for the operation and maintenance of the WFP. This area will also be secured with fencing and signs prohibiting unauthorized access.

SUBMITTAL REQUIREMENTS – Must accompany the application to be complete.

(Submit only digital files. If file size exceeds 10 mb, please send through a file transfer. Please note at the discretion of Community Development staff may request a hard copy)

- **A narrative of the proposed conditional use and project including:** [See attached permit application narrative.](#)
 - Proposed use of the property
 - Existing use of the property
 - Identification of structures on the property and discussion of their relation to the project
 - Projected number of residents, employees, and/or daily customers
 - Proposed amount of dwelling units, floor area, landscape area, and parking area expressed in square feet and acreage to the nearest one-hundredth of an acre
 - Effects on adjoining properties to include: noise, hours of operation, glare, odor, fumes, vibration, etc.
 - Surrounding land uses
 - Compatibility of the proposed use with adjacent and other properties in the area.
 - Traffic generation
 - Any other information pertinent to adequate understanding of the intended use and its relation to nearby properties

- **A complete site plan including:**
 - X Digital plans and drawings of the project – [Provided with Site Plan Review \(SPR\) and General Planned Development \(GPD\)-Specific Implementation Plan \(SIP\) Applications.](#)
 - X Title block that provides all contact information for the petitioner and/or owner, if different. [See Project Drawings provided with SPR and GPD-SIP Applications.](#)
 - X Full name and contact information of petitioner's engineers/surveyors/architects, or other design professionals used in the plan preparation. [See engineers' and architect's professional seals on Project Drawings title sheet.](#)
 - X The date of the original plan and latest date of revision to the plan. **October 15, 2024.**
 - X A north arrow and graphic scale. Said scale is not to be smaller than one inch equals sixty feet (1"=60') unless otherwise approved by the Department of Community Development prior to submittal [See Civil Drawings provided with SPR and GPD-SIP Applications.](#)
 - X All property lines and existing and proposed right-of-way lines with bearings and dimensions clearly labeled [See Civil Drawings provided with SPR and GPD-SIP Applications.](#)
 - X All required and proposed building setbacks and offset lines [See Figure FD-1 and Project Drawings provided with SPR, GPD-SIP Applications](#)

- ❑ All existing and proposed buildings, structures, and paved areas, including building entrances, walks, drives, decks, patios, fences, walls. **See attached Conditional Use Permit Site Plan.**
- ❑ Location of all outdoor storage and refuse disposal areas and the design and materials used for construction **See attached Conditional Use Permit Site Plan.**
- ❑ Location and dimension of all on-site parking (and off-site parking provisions if they are to be employed), including a summary of the number of parking stalls provided per the requirements of Section 30-175 City of Oshkosh Zoning Ordinance **See attached Conditional Use Permit Site Plan.**
- ❑ Location and dimension of all loading and service areas on the subject property **Not applicable to Project conditional temporary use of Lake Shore Drive area for construction and contractor staging.**
- ❑ Location, height, design, illumination power and orientation of all exterior lighting on the property including a photometrics plan **The temporary use of the Lake Shore Drive area for construction and contractor staging does not require the addition of lighting.**
- ❑ Location of all exterior mechanical equipment and utilities and elevations of proposed screening devices where applicable (i.e. visible from a public street or residential use or district). Mechanical equipment includes, but is not limited to; HVAC equipment, electrical transformers and boxes, exhaust flues, plumbing vents, gas regulators, generators **Not applicable to the Project. Not applicable to Project conditional temporary use of Lake Shore Drive area for construction and contractor staging.**
- A complete landscaping plan including (If deemed necessary by Planning Services):
 - ❑ The location, species, and installation size of plantings.
 - ❑ A table summarizing all proposed species and required and provided landscaping points for all applicable landscaping components: building foundation, paved areas, street frontages, yards, bufferyards. **Not applicable to Project conditional temporary use of Lake Shore Drive area for construction and contractor staging.**
- Architectural plan including a percentage breakdown of exterior materials applied to each building façade (if deemed necessary by Planning Services). **Not applicable to Project conditional temporary use of Lake Shore Drive area for construction and contractor staging.**
- Any other necessary information as determined during pre-submittal meeting with City staff.

Planning Staff may waive certain requirements if deemed not applicable to the project review.

I hereby certify that to the best of my knowledge all required application materials are included with this application. I am aware that failure to submit the required completed application materials may result in denial or delay of the application request.

Applicant's Signature (required): Linda Mohr, PE Date: 10/29/2024

City of Oshkosh Water Filtration Plant Clearwells Replacement Project Conditional Use Permit Application Narrative

❑ **Proposed use of the property**

The proposed use of the Lake Shore Drive and abutting property is for temporary construction contractor staging, construction materials storage, contractors' field offices, contractor employee parking, and construction work area adjacent to the WFP eastern property line.

Pedestrian access to the Charles Schurz monument and a portion of the park area and shoreline east of Lake Shore Drive will be maintained during the temporary use of Lake Shore Drive for construction.

❑ **Existing use of the property**

The existing use of the property is the Lake Shore Drive roadway including parking stalls for recreational viewing of Lake Winnebago. A small portion of the park area east of Lake Shore Drive will also be used for construction contractor activities.

❑ **Identification of structures on the property and discussion of their relation to the project.**

Two trailers that will serve as construction field offices will be located on the property.

❑ **Projected number of residents, employees, and/or daily customers.**

The estimated maximum number of construction contractor employees is thirty (30). Delivered construction materials and goods will be received in the contractor staging area. Use of this property does not involve customers of commercial businesses or residents.

❑ **Proposed amount of dwelling units, floor area, landscape area, and parking area expressed in square feet and acreage to the nearest one-hundredth of an acre.**

In the Conditional Use Permit for the use of Lake Shore Drive area during the Clearwells Replacement Project (Project) construction does not involve the addition of dwelling units, landscaping, or parking stalls.

The Project, located on the adjacent WFP, similarly does not involve the addition of dwelling units. Characteristics of the completed Project site are described on the Project Landscaping Drawings and Site Zoning Map submitted with the SPR and GPD-SIP Applications.

❑ **Effects on adjoining properties to include noise, hours of operation, glare, odor, fumes, vibration, etc.**

Heavy construction activities will be performed primarily on the WFP site, not on Lake Shore Drive. The City's standard requirement for controlling construction noise, dust, pollution, and other potential disturbance to the community are conditions of the Clearwells Replacement Project construction contract. Construction site storm water, erosion, and sediment control Project are described in the Project Storm Water Management and Erosion and Sediment Control Plan submitted with the Site Plan Review and General Planned Development-Specific Implementation Plan.

❑ **Surrounding land uses**

The Lake Shore Drive area is surrounded by Merritt Avenue, Lake Winnebago shoreline and park area, Washington Avenue, and the Water Filtration Plant. There are no occupants of adjacent lands; however, members of the community recreate in the area by parking along Lake Shore Drive or visiting the park area east of Lake Shore Drive.

❑ **Compatibility of the proposed use with adjacent and other properties in the area.**

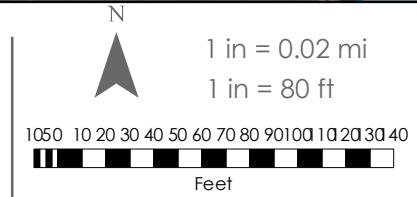
The Conditional Use Permit Application is submitted for temporary use of the Lake Shore Drive area. The Lake Shore Drive area will be restored to a roadway with other anticipated enhancements including a pedestrian path or sidewalk and enhanced landscaping following Clearwells Replacement Project heavy construction. Restoring public vehicular and pedestrian circulation and lake viewing parking stalls is compatible with the existing adjacent areas.

❑ **Traffic generation**

No additional traffic will be generated through use of the Lake Shore Drive area for construction contractor staging.



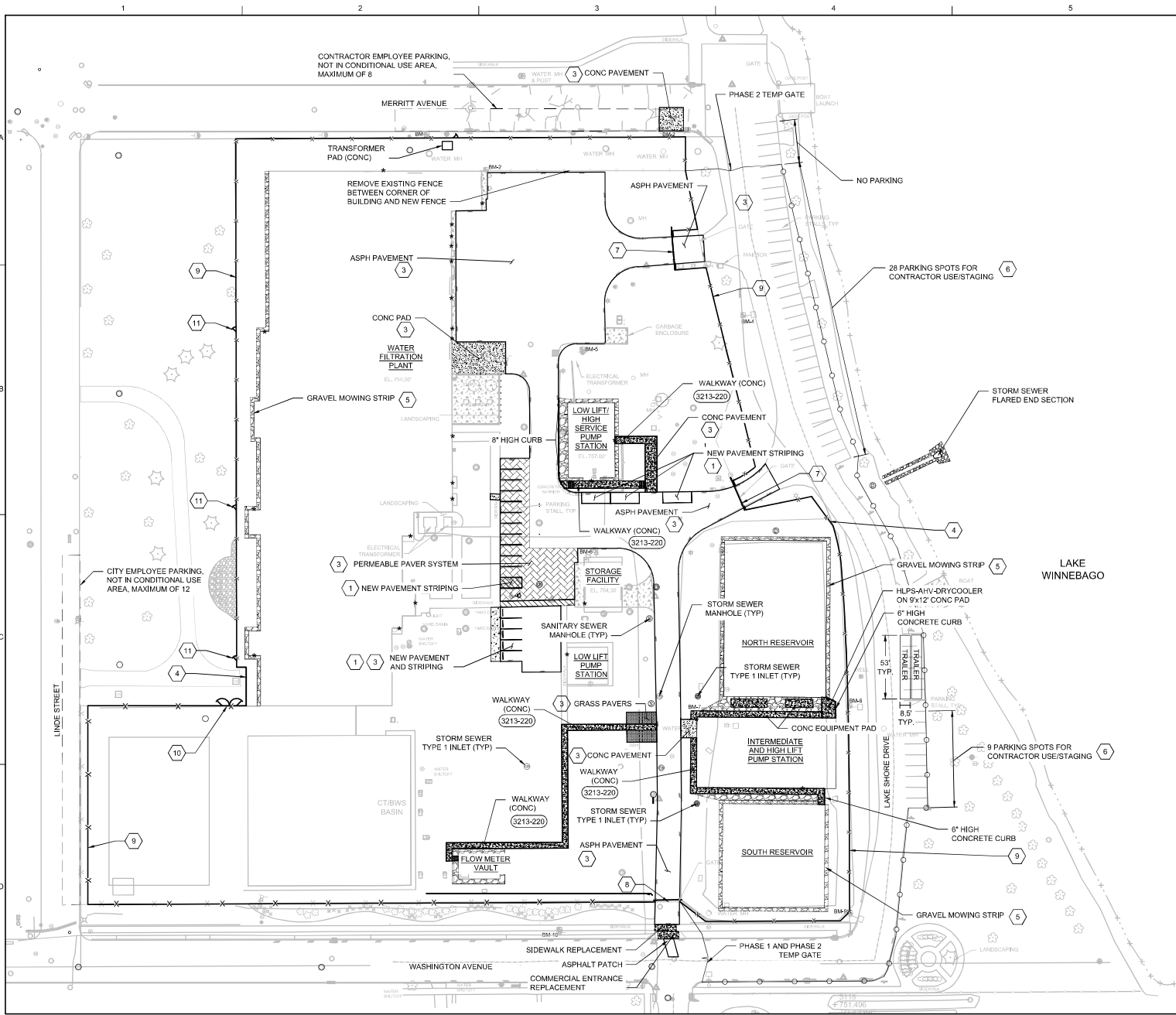
0 Lake Shore Drive,
Parcel 1100950200



City of Oshkosh maps and data are intended to be used for general identification purposes only, and the City of Oshkosh assumes no liability for the accuracy of the information. Those using the information are responsible for verifying accuracy. For full disclaimer please go to www.ci.oshkosh.wi.us/GISdisclaimer

Printing Date: 10/22/2024

Prepared by: City of Oshkosh, WI



GENERAL SHEET NOTES

- ACCESS SITE AS SPECIFIED IN SECTION 01 50 00 TEMPORARY FACILITIES AND CONTROLS.
- BENCHMARKS PER THE CITY OF OSHKOSH SURVEY DATA
 BM-1 HYDRANT EL. 752.42'
 BM-2 POWER LIGHT POLE EL. 751.78'
 BM-3 CHISELED MARK ON CONCRETE EL. 753.87'
 BM-4 POWER LIGHT POLE EL. 752.67'
 BM-5 POWER POLE EL. 754.54'
 BM-6 CHISELED MARK ON LIGHT POLE BASE EL. 754.11'
 BM-7 HYDRANT EL. 758.63'
 BM-8 POWER LIGHT POLE EL. 753.24'
 BM-9 POWER LIGHT POLE EL. 752.49'
 BM-10 HYDRANT EL. 753.22'
- TRUCKS SHALL TAKE THE SHORTEST ROUTE TO THE NEAREST TRUCK ROUTE.

SHEET KEYNOTES

- PAVEMENT RESTORATION SHALL CONFORM TO CURRENT EDITION OF THE STANDARD SPECIFICATIONS FOR CITY OF OSHKOSH, WI.
- PROVIDE CURB AND GUTTER AND CURB RAMP, TYPE 4B PER THE CURRENT EDITION OF THE STANDARD SPECIFICATIONS FOR CITY OF OSHKOSH, WI.
- GRASS PAVERS, POROUS PAVEMENT, ASPHALT PAVEMENT, AND CONCRETE PAVEMENT SHALL BE INSTALLED PER THE CURRENT EDITION OF THE STANDARD SPECIFICATIONS FOR CITY OF OSHKOSH, WI.
- CONTRACTOR SHALL AVOID INSTALLING FENCE POST FOUNDATION DIRECTLY ABOVE STORM SEWER PIPE
- SEE DETAIL 2, DWG 005-C-501
- LAKE SHORE DRIVE TO BE RECONSTRUCTED BY OTHERS FOLLOWING CLEARWELLS REPLACEMENT PROJECT LIMITS OF RECONSTRUCTION ARE UNKNOWN AT THIS TIME. CONTRACTOR TO RECONSTRUCT AND RESTRIPE LAKE SHORE DRIVE AND PARKING IF DAMAGED AND OUTSIDE THE FINAL LIMITS OF THE ROAD RECONSTRUCTION.
- 30' X 6' DECORATIVE SECURITY CANTILEVER SLIDE GATE WITH POWERED OPERATOR, OR EQUAL (3231-415)
- 30' X 6' DECORATIVE SECURITY CANTILEVER SLIDE GATE, MANUALLY OPERATED, OR EQUAL (3231-415)
- DECORATIVE SECURITY FENCE (3231-410)
- 12' X 8' DECORATIVE SECURITY DOUBLE GATE (3231-418)
- 4' x 8' DECORATIVE SECURITY SINGLE GATE WITH EMERGENCY EGRESS PANIC BAR HARDWARE (3231-417)

* PEDESTRIAN DOOR LOCATION

AECOM		WATER FILTRATION PLANT CLEARWELLS REPLACEMENT PROJECT	
Jacobs		CITY CONTRACT NO. 1-1-18 CITY OF OSHKOSH, WISCONSIN	
CIVIL		CONDITIONAL USE PERMIT SITE PLAN	
1"=40'		VERIFY SCALE BAR IS ONE INCH ON ORIGINAL DRAWING.	
DATE	OCTOBER 2024	DATE	OCTOBER 2024
PROJ	691019	DATE	OCTOBER 2024
DWG	005-C-201	DATE	OCTOBER 2024
SHEET	064 of 258	DATE	OCTOBER 2024

11.19.2024 PLAN COMMISSION.

CONDITIONAL USE PERMIT FOR 0 LAKE SHORE DRIVE, PARCEL 1100950200.
GDP, SIP, AND ARCHITECTURAL BUILDING REVIEW FOR 425 LAKE SHORE DRIVE.

Notices mailed to:

Owner Name	Mailing	City	State	Zip
DREW J PIETENPOL	1103 WASHINGTON AVE	OSHKOSH	WI	54901
NATHANIEL J/AMANDA J FRANK	1111 WASHINGTON AVE	OSHKOSH	WI	54901
ROGER D FRIKART/KAREN E BARTER	1115 WASHINGTON AVE	OSHKOSH	WI	54901
JAMES W KREUTER	505 PO BOX	QUILCENE	WA	98376
GABRIEL LOIACONO/ANDREA JAKOBS	1209 WASHINGTON AVE	OSHKOSH	WI	54901
RONALD B/NANCY L MARKS LIVING TRUST	1213 WASHINGTON AVE	OSHKOSH	WI	54901
DAVID LELINSKI	1217 WASHINGTON AVE	OSHKOSH	WI	54901
MICHAEL J/JULI J ZINTH	1225 WASHINGTON AVE	OSHKOSH	WI	54901
ROMUALD B SIMEONE ETAL L TRUST	1231 WASHINGTON AVE	OSHKOSH	WI	54901
MALLORY H GARDAS	367 ROSALIA ST	OSHKOSH	WI	54901
THOMAS J ROTHE	363 ROSALIA ST	OSHKOSH	WI	54901
MOSES I/REBECCA M COHEN	3170 BAILEY CT	OSHKOSH	WI	54904
JOEL/CARRIE HOGAN	1352 CONGRESS AVE	OSHKOSH	WI	54901
MIDSTATE PROPERTY MANAGEMENT LLC	630 STARBOARD CT W UNIT A	OSHKOSH	WI	54901
MELISSA A BISCHOFF	1224 WINNEBAGO AVE	OSHKOSH	WI	54901
EK REAL ESTATE FUND I LLC	PO BOX 818081	CLEVELAND	OH	44181
ANGELA MASTERS	1212 WINNEBAGO AVE	OSHKOSH	WI	54901
LANE C KLINE	1208 WINNEBAGO AVE	OSHKOSH	WI	54901
TODD S MOXHAM	1202 WINNEBAGO AVE	OSHKOSH	WI	54901
STEPHANY LEURQUIN	1132 WINNEBAGO AVE	OSHKOSH	WI	54901
GAYLE V RIOUX LIVING TRUST	1126 WINNEBAGO AVE	OSHKOSH	WI	54901
KIM S HOEPER	372 ROSALIA ST	OSHKOSH	WI	54901
KATHLEEN R EVENS/MARGARET E OHARA	1303 WASHINGTON AVE	OSHKOSH	WI	54901
SHAHNAZ SHAKIBAIAN	6641 N CRULL CT	EVANSVILLE	WI	53536
ERIK D/MANDY S STIEG	1313 WASHINGTON AVE	OSHKOSH	WI	54901
WILLIAM R KITZ	1317 WASHINGTON AVE	OSHKOSH	WI	54901
JENNIFER A ZIEMER	1321 WASHINGTON AVE	OSHKOSH	WI	54901
LAWRENCE TRIPP II/MIRANDA BROWN	1325 WASHINGTON AVE	OSHKOSH	WI	54901
KELLY M LUADERS	1331 WASHINGTON AVE	OSHKOSH	WI	54901
ANDREW J/KAREN L LEAVITT	1337 WASHINGTON AVE	OSHKOSH	WI	54901
KATHLEEN E CORLEY/DAVID SCHUHART	1343 WASHINGTON AVE	OSHKOSH	WI	54901
LUANNE M LAIB	1347 WASHINGTON AVE	OSHKOSH	WI	54901
BRITTNEY WALLIN	1355 WASHINGTON AVE	OSHKOSH	WI	54901
GORDON N/ELIZABETH L HINTZ	1361 WASHINGTON AVE	OSHKOSH	WI	54901
DUSTIN M HACKBARTH/ERICA H WILLEFORD	1369 WASHINGTON AVE	OSHKOSH	WI	54901
KOCH LIVING TRUST	315 LAMPERT ST	OSHKOSH	WI	54901
RENEE J LARSON	1366 WINNEBAGO AVE	OSHKOSH	WI	54901
SABRYNNA S YOUNG	1362 WINNEBAGO AVE	OSHKOSH	WI	54901
MARY LOUISE LEWIS	1350 WINNEBAGO AVE	OSHKOSH	WI	54901
MARY LOUISE LEWIS	9 CHEROKEE CIR UNIT 102	MADISON	WI	53704
ANDREW P/AMY M JONES	766 BLACK WOLF AVE	OSHKOSH	WI	54902
LOGAN HAACK	1340 WINNEBAGO AVE	OSHKOSH	WI	54901
THOMAS/CINDY BAUER	1338 WINNEBAGO AVE	OSHKOSH	WI	54901
MICHAEL L PARKER	1322 WINNEBAGO AVE	OSHKOSH	WI	54901
DEVON E/SUSAN K JONES	PO BOX 166	OSHKOSH	WI	54903
PHILIP S BOYLE	1312 WINNEBAGO AVE	OSHKOSH	WI	54901

11.19.2024 PLAN COMMISSION.

CONDITIONAL USE PERMIT FOR O LAKE SHORE DRIVE, PARCEL 1100950200.
GDP, SIP, AND ARCHITECTURAL BUILDING REVIEW FOR 425 LAKE SHORE DRIVE.

Notices mailed to:

Owner Name	Mailing	City	State	Zip
XO LOR/BOR YANG	1316 WINNEBAGO AVE	OSHKOSH	WI	54901
TODD AREND	360 ROSALIA ST	OSHKOSH	WI	54901
ANDREA L BREM	362 ROSALIA ST	OSHKOSH	WI	54901
PAUL F/HADLEY C BURGER	366 ROSALIA ST	OSHKOSH	WI	54901
CATHERINE M LINDSAY LIVING TRUST	368 ROSALIA ST	OSHKOSH	WI	54901
WFW ENTERPRISES LLC	1373 WAUGOO AVE	OSHKOSH	WI	54901
THAO YANG/NENG XIONG	1119 WINNEBAGO AVE	OSHKOSH	WI	54901
DENNIS F RIOUX/STACEY A OTTO	1121 WINNEBAGO AVE	OSHKOSH	WI	54901
DAYANA DUARTE/JAZZRIC OROZCO	1125 WINNEBAGO AVE	OSHKOSH	WI	54901
JAMES R STEINBERG	651 FRANKLIN ST	OSHKOSH	WI	54901
MATTHEW/LISA HOERRES	1207 WINNEBAGO AVE	OSHKOSH	WI	54901
DAVID M JONES LIVING TRUST	1209 WINNEBAGO AVE	OSHKOSH	WI	54901
DAVID D PETERSON	1217 WINNEBAGO AVE	OSHKOSH	WI	54901
JOHN P RASMUSSEN	4062 OREGON ST	OSHKOSH	WI	54902
THOMAS/CARRI JANKOWSKI	1225 WINNEBAGO AVE	OSHKOSH	WI	54901
SPIEGELBERG ENTERPRISES	934 S WESTFIELD ST	OSHKOSH	WI	54902
ADAM A SASSE	4655 STAR SPANGLED TRL	MADISON	WI	53718
SARAH WOLLNER	341 ROSALIA ST	OSHKOSH	WI	54901
JOSEPH A MATUSINEC JR REV TRUST	337 ROSALIA ST	OSHKOSH	WI	54901
ALEX J/MEGAN L DREIKOSEN	333 ROSALIA ST	OSHKOSH	WI	54901
JAMES M PECK/JUDY HILLHOUSE	329 ROSALIA ST	OSHKOSH	WI	54901
NEDRA MCGONIGLE	327 ROSALIA ST	OSHKOSH	WI	54901
JASON L PAGE	323 ROSALIA ST	OSHKOSH	WI	54901
DEBRA K CRAM	1220 SCHOOL AVE	OSHKOSH	WI	54901
JOSEPH A/JODY A ROBL	4117 ALIDA LN	OSHKOSH	WI	54904
DENNIS P MCCARTHY	1210 SCHOOL AVE	OSHKOSH	WI	54901
WILLIAM/JULIA KNUDSON	1202 SCHOOL AVE	OSHKOSH	WI	54901
ANN/PETER & JEFFREY ALBRIGHT REV TRUST	354 LEGION PL	OSHKOSH	WI	54901
CHARLES DAHLKE TRST/ABBY FRUCHT TRST	350 LEGION PL	OSHKOSH	WI	54901
TIMOTHY PAULSEN/CHRISTIE M DEMOSTHENOUS	344 LEGION PL	OSHKOSH	WI	54901
WILLIAM H CARVER	336 LEGION PL	OSHKOSH	WI	54901
ROBERT H/IDA HETZEL	332 LEGION PL	OSHKOSH	WI	54901
STEVE A JIRSICHELE	8348 OAKWOOD AVE	NEENAH	WI	54956
DAVID J/JANET S VROMAN	347 LEGION PL	OSHKOSH	WI	54901
STUART N/SUE A SCHROTTKY LIFE ESTATE	339 LEGION PL	OSHKOSH	WI	54901
ERIC R/HANNAH N SCHUELER	352 ROSALIA ST	OSHKOSH	WI	54901
SUSAN T ERTMER	348 ROSALIA ST	OSHKOSH	WI	54901
JAMES R JUNGWIRTH	346 ROSALIA ST	OSHKOSH	WI	54901
MICHAEL G CHIVINGTON/MORGAN K STRASSER	344 ROSALIA ST	OSHKOSH	WI	54901
ALLEN/JENNIFER A NEWELL	336 ROSALIA ST	OSHKOSH	WI	54901
WILLIAM B/JILL M POWERS JR	332 ROSALIA ST	OSHKOSH	WI	54901
ALAN/ELLEN IVES	328 ROSALIA ST	OSHKOSH	WI	54901
SALBEGO PROPERTIES LLC	1335 WINNEBAGO AVE	OSHKOSH	WI	54901
AACE INVESTMENTS LLC	1840 EVANS ST	OSHKOSH	WI	54901
KYLE J NICHOL/CHELSEA L RULE	1329 WINNEBAGO AVE	OSHKOSH	WI	54901
CHRISTOPHER D/KARIE D RESCH	1339 WINNEBAGO AVE	OSHKOSH	WI	54901

11.19.2024 PLAN COMMISSION.

CONDITIONAL USE PERMIT FOR O LAKE SHORE DRIVE, PARCEL 1100950200.
GDP, SIP, AND ARCHITECTURAL BUILDING REVIEW FOR 425 LAKE SHORE DRIVE.

Notices mailed to:

Owner Name	Mailing	City	State	Zip
JOSHUA M DUTKO/JILL A WOJCIECHOWSKI	1345 WINNEBAGO AVE	OSHKOSH	WI	54901
MICHAEL J ULRICH	1349 WINNEBAGO AVE	OSHKOSH	WI	54901
RONALD G/MARLO D GARRETT	1228 GILBERT CIR	OREM	UT	84057
JACK R/COURTNEY WILLERT	1359 WINNEBAGO AVE	OSHKOSH	WI	54901
WALTER L WARREN	1367 WINNEBAGO AVE	OSHKOSH	WI	54901
KATHLEEN GROFF LIFE ESTATE	1371 WINNEBAGO AVE	OSHKOSH	WI	54901
JAMES L BASILIERE SURVIVORS TRUST	1370 RAHR AVE	OSHKOSH	WI	54901
STEVEN/MARY E YOBLONSKI	1358 RAHR AVE	OSHKOSH	WI	54901
ROBERT L/MARY L HOFFMAN TRUST	1348 RAHR AVE	OSHKOSH	WI	54901
GENE J BOYCE	1342 RAHR AVE	OSHKOSH	WI	54901
WANDA MAE ROBINSON	1338 RAHR AVE	OSHKOSH	WI	54901
MICHAEL E/MORGAN E WARNKE	1334 RAHR AVE	OSHKOSH	WI	54901
KEITH A/STACY M FREY	1330 RAHR AVE	OSHKOSH	WI	54901
RANDY L SCHNEIDER	1328 RAHR AVE	OSHKOSH	WI	54901
KRISTI S KOLASKE	1324 RAHR AVE	OSHKOSH	WI	54901
CARRIE A BROOKS/ROBERT W MCCLORY SR	1320 RAHR AVE	OSHKOSH	WI	54901
LUCY A GEORGE	1318 RAHR AVE	OSHKOSH	WI	54901
REBECCA R PAYNE	1314 RAHR AVE	OSHKOSH	WI	54901
JAMES R/PATTI STRASSER	1312 RAHR AVE	OSHKOSH	WI	54901
ROGER A GUSE	1359 RAHR AVE	OSHKOSH	WI	54901
TOSHA M TESSEN/SHAUN HICKEY	1353 RAHR AVE	OSHKOSH	WI	54901
RALPH D DEDECKER/PATTI J MORTENSON	1347 RAHR AVE	OSHKOSH	WI	54901
ROBERT W MAURITZ	102 8TH AVE	ANTIGO	WI	54409
DEREK S/CANDACE D WALTER	3827 LOYOLA LN	CLOVIS	CA	93619
JUSTINE STOKES	1333 RAHR AVE	OSHKOSH	WI	54901
PAUL W/REBECCA M PIECHOWSKI	1331 RAHR AVE	OSHKOSH	WI	54901
ROBERT PILLSBURY/SAMARA HAMZE	1327 RAHR AVE	OSHKOSH	WI	54901
REUBEN L STACHE	1325 RAHR AVE	OSHKOSH	WI	54901
ROBERT J MCLAREN	1321 RAHR AVE	OSHKOSH	WI	54901
CALLI S DOBERSTEIN	1319 RAHR AVE	OSHKOSH	WI	54901
LANDON C FISHER	1315 RAHR AVE	OSHKOSH	WI	54901
WILLIAM G/PAULA S TELLOCK	1311 RAHR AVE	OSHKOSH	WI	54901
3710 LISBON LLC	333 BISHOPS WAY STE 141	BROOKFIELD	WI	53005
KEY INVESTMENTS LLC	W6154 MAPLE BLUFF LN	MENASHA	WI	54952
JAMES E LARSON	1369 RAHR AVE	OSHKOSH	WI	54901
THOMAS J/MOLLY MOORE IRREVOCABLE TRUST	1122 WASHINGTON AVE	OSHKOSH	WI	54901
J PETER/ KAROLA H JUNGBACKER	1128 WASHINGTON AVE	OSHKOSH	WI	54901
JEFFREY W PICKRON/MICHELLE M KUHL	415 HAZEL ST	OSHKOSH	WI	54901
KEVIN PAULSON	451 HAZEL ST	OSHKOSH	WI	54901
PAUL M/COURTNEY L VANAUKEN	1125 MERRITT AVE	OSHKOSH	WI	54901
URSULA E/KATHRYN M KLEIN	1121 MERRITT AVE	OSHKOSH	WI	54901
WALTER K MANES	445 HAZEL ST	OSHKOSH	WI	54901
TOU KONG/LINDA CHANG	437 HAZEL ST	OSHKOSH	WI	54901
AUSTIN/RACHEL SCHULZ	423 HAZEL ST	OSHKOSH	WI	54901
S JUSTIN/CORINE L GENGO	427 HAZEL ST	OSHKOSH	WI	54901
KARL E BOEHLER	1203 MERRITT AVE	OSHKOSH	WI	54901

11.19.2024 PLAN COMMISSION.

CONDITIONAL USE PERMIT FOR O LAKE SHORE DRIVE, PARCEL 1100950200.
GDP, SIP, AND ARCHITECTURAL BUILDING REVIEW FOR 425 LAKE SHORE DRIVE.

Notices mailed to:

Owner Name	Mailing	City	State	Zip
DAVID F FISS	1207 MERRITT AVE	OSHKOSH	WI	54901
CHELSEA NACKERS/ANTHONY LUTZ	1211 MERRITT AVE	OSHKOSH	WI	54901
DAVID J/VALERIE J WATKINS	1219 MERRITT AVE	OSHKOSH	WI	54901
BOSILKA/JELKA CUCUZ	450 HAZEL ST	OSHKOSH	WI	54901
MAUWA K SAIDI/FITINA KASUBI	446 HAZEL ST	OSHKOSH	WI	54901
MICHAEL/LUANNE GOSPODAREK LIVING TRUST	440 HAZEL ST	OSHKOSH	WI	54901
ERIC R/COREE E VANTHIEL	432 HAZEL ST	OSHKOSH	WI	54901
MARILYN H SCHULER	1221 MERRITT AVE	OSHKOSH	WI	54901
DAVID M/MARGOT HIRSCH	8037 N SANTA MONICA BLVD	MILWAUKEE	WI	53217
JILL A ANDERSON	1229 MERRITT AVE	OSHKOSH	WI	54901
CODY/MELINDA ANDERSON	1237 MERRITT AVE	OSHKOSH	WI	54901
LINDA L ROBINSON/MICHELLE A TRAYER	1243 MERRITT AVE	OSHKOSH	WI	54901
ERIC D KOPPA/KIRSTIN M IHDE	1249 MERRITT AVE	OSHKOSH	WI	54901
STEPHEN M/ELIZABETH A MCCABE	1255 MERRITT AVE	OSHKOSH	WI	54901
BRADLEY J HUNTER	1306 WASHINGTON AVE	OSHKOSH	WI	54901
JEFFREY S/SANDI B DAVIS	1302 WASHINGTON AVE	OSHKOSH	WI	54901
BETH C HUBBARD	1318 WASHINGTON AVE	OSHKOSH	WI	54901
MEERKAT MANOR 2017 REV TRUST	1234 WASHINGTON AVE	OSHKOSH	WI	54901
ANN M STILP	1222 WASHINGTON AVE	OSHKOSH	WI	54901
KIRSTEN D BUCKSTAFF	1212 WASHINGTON AVE	OSHKOSH	WI	54901
RONALD A HEILMANN JR	1200 WASHINGTON AVE	OSHKOSH	WI	54901
PETER MALCHOW/J MACKLIN	420 HAZEL ST	OSHKOSH	WI	54901
ROBERT L ASKINS/JILL E ROSENTHAL	424 HAZEL ST	OSHKOSH	WI	54901
GEORGE H/BEVERLY K DAKIN REV TRUST	1246 WASHINGTON AVE	OSHKOSH	WI	54901
SEAN W BUTLER/DENISE ROBSON	1263 MERRITT AVE	OSHKOSH	WI	54901
RYAN L SKIVER	1275 MERRITT AVE	OSHKOSH	WI	54901
ERIC E/JEANNE G HIATT	1271 MERRITT AVE	OSHKOSH	WI	54901
MICHAEL D RUST	1267 MERRITT AVE	OSHKOSH	WI	54901
JEREMY A LONG/ASHLEY HOWELL	447 LINDE ST	OSHKOSH	WI	54901
JUDITH K BRITTON	437 LINDE ST	OSHKOSH	WI	54901
HENRY C MATHEWSON	433 LINDE ST	OSHKOSH	WI	54901
JENNIFER E MARTY	429 LINDE ST A	OSHKOSH	WI	54901
CHARLES A/MELISSA J WILLIAMS	421 LINDE ST	OSHKOSH	WI	54901
DYLAN CHUMURA-MOORE/SHARON TENHUNDFELD	415 LINDE ST	OSHKOSH	WI	54901
JEFFREY A SCHINKER	1324 WASHINGTON AVE	OSHKOSH	WI	54901
PATRICK J/KIRSTEN V BRUESKE	543 HAZEL ST	OSHKOSH	WI	54901
PA SHOUA VANG	539 HAZEL ST	OSHKOSH	WI	54901
LISA M DORSCHNER	531 HAZEL ST	OSHKOSH	WI	54901
LACINDA S ANDERSON	525 HAZEL ST	OSHKOSH	WI	54901
GABRIEL G/KRISTEN G GRANT	519 HAZEL ST	OSHKOSH	WI	54901
WENDY M STELZER	1122 MERRITT AVE	OSHKOSH	WI	54901
PHILIP R/LINDA A BAETEN LIVING TRUST	1112 MERRITT AVE	OSHKOSH	WI	54901
JEREMY/KATHERINE LOFTON	1216 MERRITT AVE	OSHKOSH	WI	54901
MENOM SOUTH NBHD ASSOC	EMAILED			
STEVENS PARK NBHD ASSOC	EMAILED			

Menominee Park

1390

MERRITT AV

535.27'

652.92'

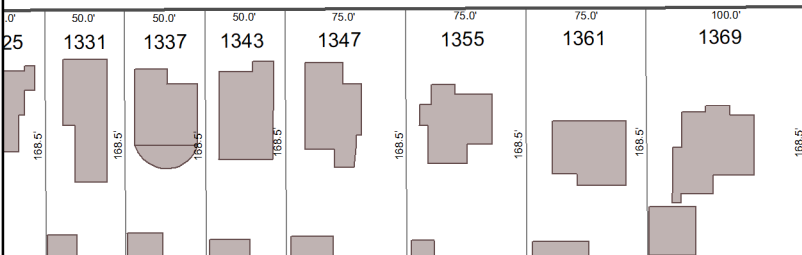
639.92'

WASHINGTON AV

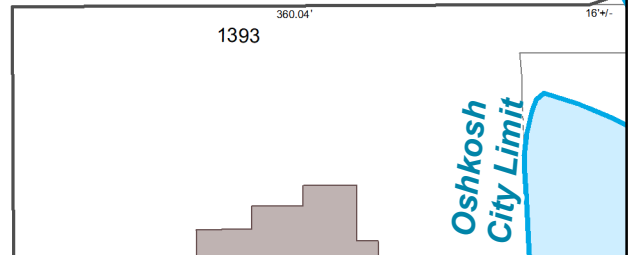
LINDE ST

LAKE SHORE DR

Oshkosh City Limit



LAMPERT ST



Oshkosh City Limit

BASE MAP



1 in = 0.02 mi

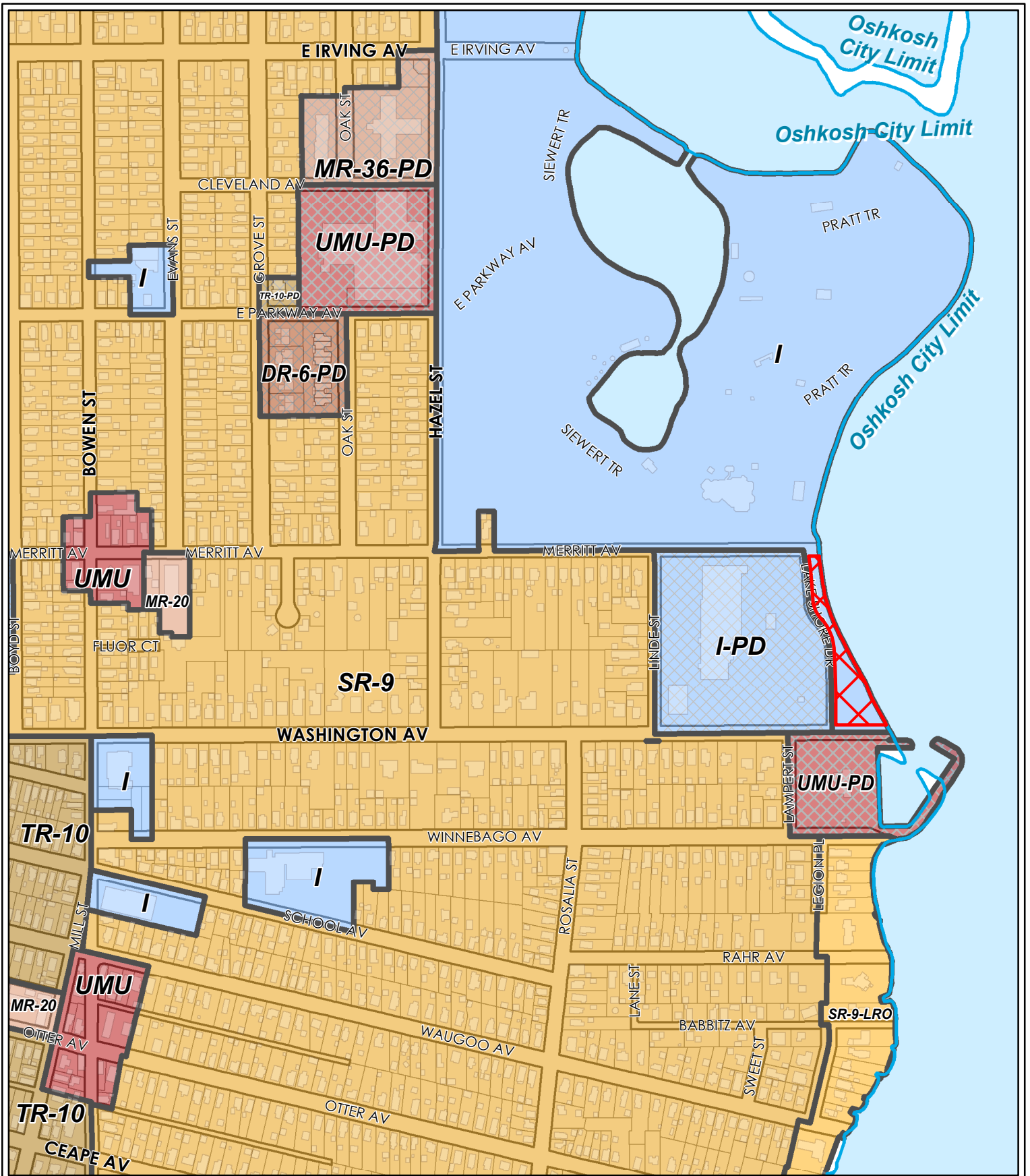
1 in = 120 ft

Printing Date: 10/22/2024

Prepared by: City of Oshkosh, WI



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ZONING MAP



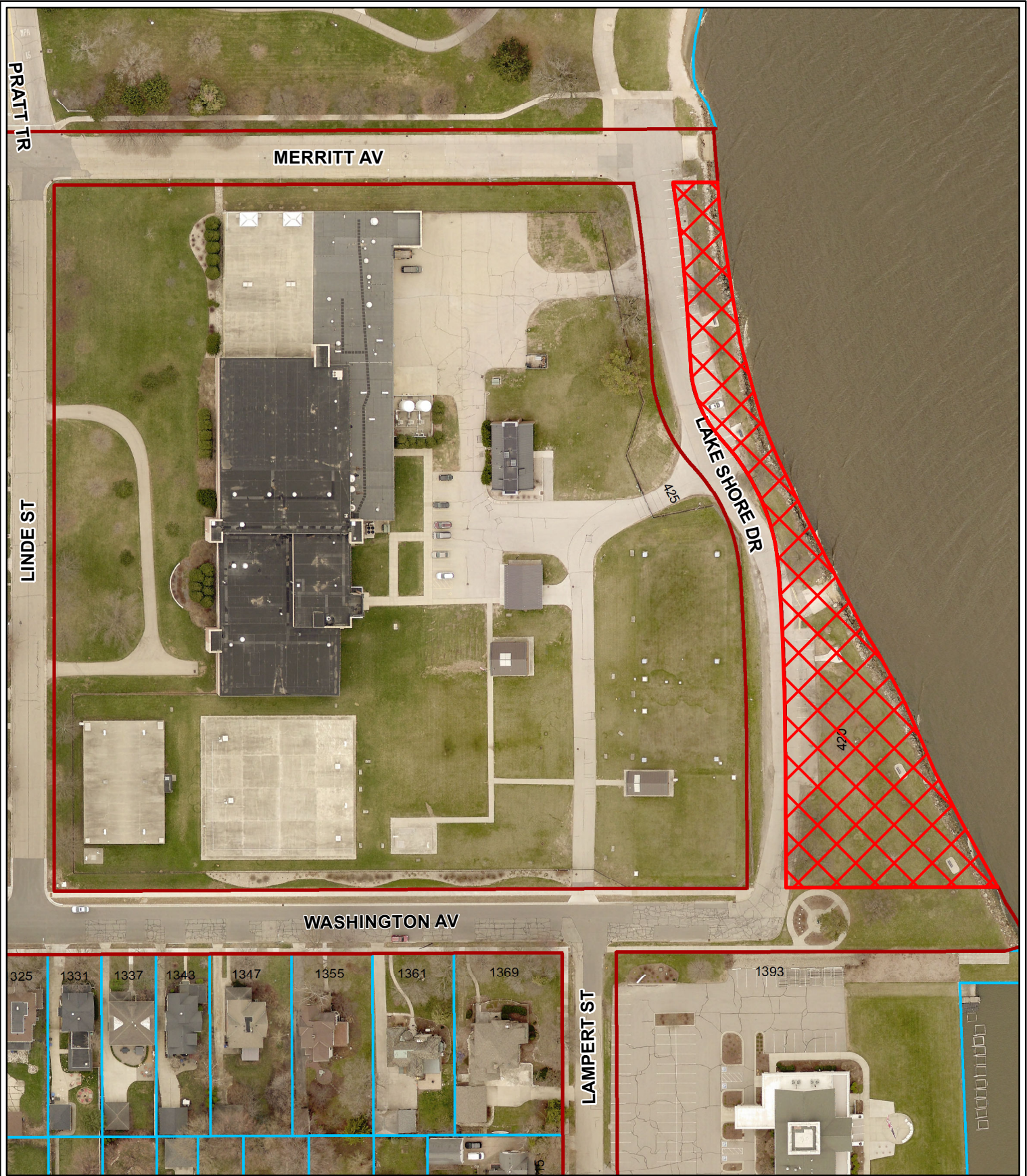
1 in = 0.09 mi
1 in = 500 ft

Printing Date: 10/22/2024

Prepared by: City of Oshkosh, WI



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PRATT TR

MERRITT AV

LINDE ST

LAKE SHORE DR

WASHINGTON AV

325 1331 1337 1343 1347 1355 1361 1369

LAMPERT ST

1393

AERIAL MAP



1 in = 0.02 mi
1 in = 120 ft

Printing Date: 10/22/2024

Prepared by: City of Oshkosh, WI



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TO: Honorable Mayor and Members of the Common Council
FROM: Kelly Nieforth, Director of Community Development
DATE: November 26, 2024
SUBJECT: Res 24-636 Approve Partial Land Acquisitions at 3277 and 3290 Meadowbrook Road (Plan Commission Recommends Approval)

BACKGROUND

The subject area involves two properties located between two road segments of Meadowbrook Road. The purpose of this land acquisition is to connect both sections of Meadowbrook Road to make a through street. The street extension of Meadowbrook Road was first identified on Certified Survey Map number 492 recorded in 1978 which reserved the south 33-foot portion of 3290 Meadowbrook Road for street purposes. In 2005, The Second Addition to Pheasant Creek Farm Subdivision was recorded which included a segment of Meadowbrook Road purposely located where the two segments would be able to connect and provide the subdivision additional access to an arterial street (West 9th Avenue).

The reason for the delay in the City taking this action is that both of these properties were in the Town of Algoma until 2023 but were attached to the city on March 1, 2023 as part of the Town of Algoma and City of Oshkosh Cooperative Boundary Agreement. Now that the properties are in the City, as well as lands further west, the City can now plan for extending municipal utilities (water main and sanitary sewer) and municipal streets.

The surrounding area consists of single-family uses with a platted residential subdivision to the east and a more rural-style residential development to the west. The 2040 Comprehensive Plan identifies the area suitable for light density residential development.

ANALYSIS

The two proposed land acquisitions will extend the 66-foot right-of-way from the west to the west end of the east segment of Meadowbrook Road, connecting to its 60-foot right-of-way. 3277 Meadowbrook Road will be dedicating a 33.01-foot by 214.52-foot, 7,081 square foot area while 3290 Meadowbrook Road will be dedication a 241.75-foot by 33.00-foot, 7,978 square foot area.

Once the land acquisitions are complete, the City will dedicate the land as public right-of-way. This will enable the City to extend the water main, sanitary sewer and storm sewer to serve former town properties along Meadowbrook Road. The street connection will also provide the subdivision an additional access to West 9th Avenue.

This review and subsequent approval by the Common Council is the first step for the City to acquire these properties. The City is required to follow the acquisition process as required by state statute.

FISCAL IMPACT

There is no fiscal impact at this time. As the Department of Public Works and their real estate consultant move forward with the process, the acquisition will be on a future Council agenda which will include the fiscal impact.

RECOMMENDATION

Plan Commission recommended approval of the partial land acquisitions on November 19, 2024. Please see the attached staff report and meeting minutes for more information.

Attachments

RES 24-636
Land Acq - Meadowbrook Rd

11/26/2024

24-636

RESOLUTION

CARRIED

7-0

PURPOSE: APPROVE LAND ACQUISITIONS AT 3277 AND 3290 MEADOWBROOK ROAD

INITIATED BY: CITY OF OSHKOSH – DEPARTMENT OF PUBLIC WORKS

PLAN COMMISSION RECOMMENDATION: Approved

WHEREAS, the Department of Community Development has determined it is in the best interest of the City of Oshkosh to acquire additional land for the purpose of connecting both sections of Meadowbrook Road to make a through street; and

WHEREAS, completion of said project requires the acquisition of two partial properties located between two road segments of Meadowbrook Road; equaling 15,056 square feet to be dedicated to the public.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Oshkosh that the proper City officials are hereby authorized and directed to acquire two partial properties located at 3277 and 3290 Meadowbrook Road, per the attached map, for the purpose of purpose of connecting both sections of Meadowbrook Road to make a through street.

NOW, THEREFORE BE IT RESOLVED by the Common Council of the City of Oshkosh that the proper City officials are hereby authorized and directed to acquire said properties and execute any and all documents necessary to consummate this transaction.

ITEM: DETERMINE NECESSITY TO ACQUIRE AND APPROVE PARTIAL LAND ACQUISITIONS AT 3277 AND 3290 MEADOWBROOK ROAD

Plan Commission Meeting of November 19, 2024.

GENERAL INFORMATION

Applicant: City of Oshkosh - Department of Public Works
Property Owners: Daniel P Binder Revocable Trust, Thomas C. & Donna M. Recker

Action(s) Requested:

The City of Oshkosh Department of Public Works is requesting approval to acquire portions of two properties between the east and west termini of Meadowbrook Road.

Applicable Ordinance Provisions:

N/A

Property Location and Background Information:

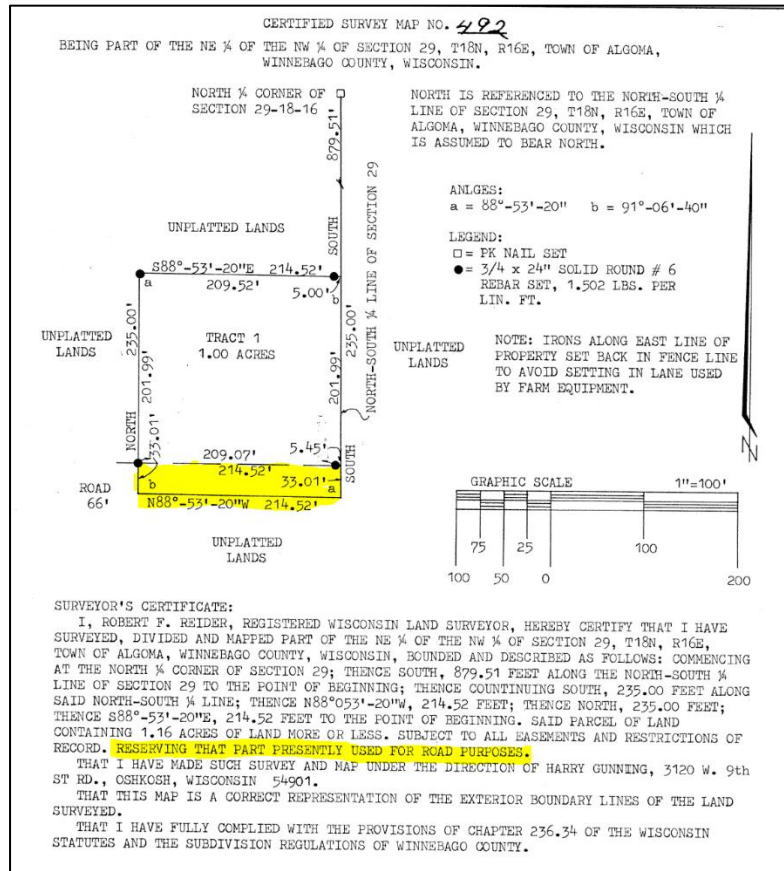
The subject area involves two properties located between two road segments of Meadowbrook Road. The purpose of this land acquisition is to connect both sections of Meadowbrook Road to make a through street. The street extension of Meadowbrook Road was first identified on Certified Survey Map number 492 recorded in 1978 which reserved the south 33-foot portion of 3290 Meadowbrook Road for street purposes. In 2005, The Second Addition to Pheasant Creek Farm Subdivision was recorded which included a segment of Meadowbrook Road purposely located where the two segments would be able to connect and provide the subdivision additional access to an arterial street (West 9th Avenue).



Subject Area

The reason for the delay in the City taking this action is that both of these properties were in the Town of Algoma until 2023. Now that the properties are in the City, as well as lands further west, the City can now plan for extending municipal utilities and upgrade the street to City standards.

The surrounding area consists of single-family uses with a platted residential subdivision to the east and a more rural-style residential development to the west. The 2040 Comprehensive Plan identifies the area suitable for light density residential development.



Existing Land Uses	Zoning
Single-Family Residential	Single Family Residential-5 (SR-5)

Adjacent Land Use and Zoning

Existing Uses		Zoning
North	Single-Family Residential	Single Family Residential-5 (SR-5)
South	Single-Family Residential	Single Family Residential-5 (SR-5)
East	Single-Family Residential	Single Family Residential-5 (SR-5)
West	Single-Family Residential	Single Family Residential-5 (SR-5)

Comprehensive Plan

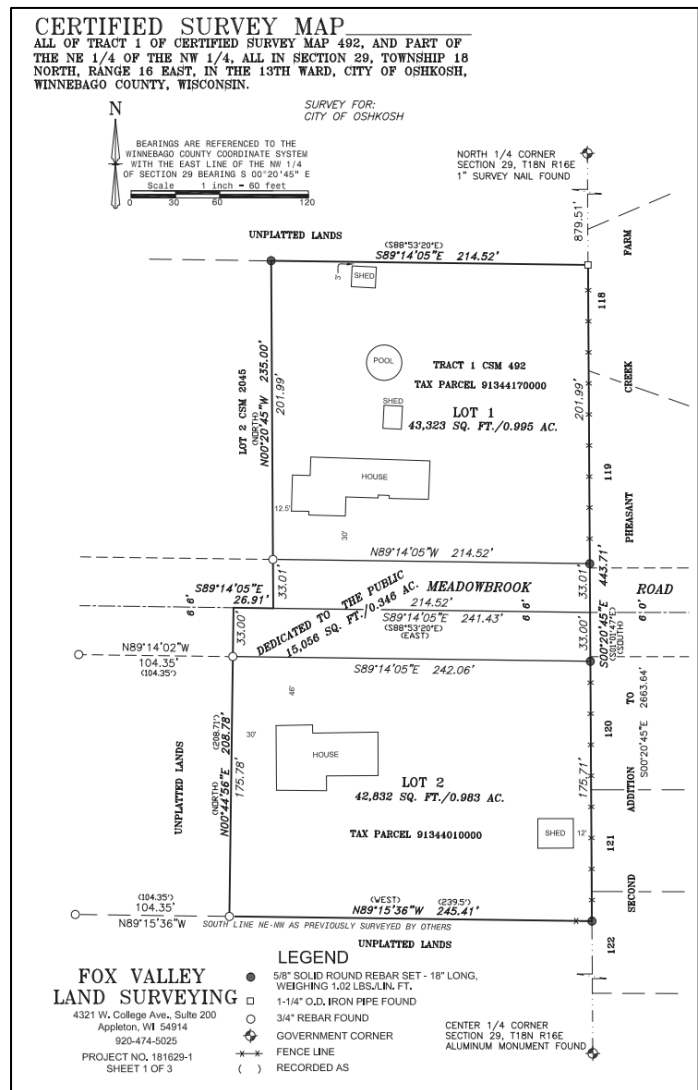
Land Use Recommendation	Land Use
Comprehensive Plan 2040 Recommendation	Light Density Residential

ANALYSIS

The two proposed land acquisitions will extend the 66-foot right-of-way from the west to the west end of the east segment of Meadowbrook Road, connecting it to its 60-foot right-of-way. 3277 Meadowbrook Road will be dedicating a 33.01-foot by 214.52-foot, 7,081 square foot area while 3290 Meadowbrook Road will be dedication a 241.75-foot by 33.00-foot, 7,978 square foot area.

Once the land acquisitions are complete, the City will dedicate the land as public right-of-way. This will enable the City to extend the water main, sanitary sewer and storm sewer to serve former town properties along Meadowbrook Road. The street connection will also provide the subdivision an additional access to West 9th Avenue.

This review and subsequent approval by the Common Council is the first step for the City to acquire these properties. The City is required to follow the acquisition process as required by state statute.



Draft CSM

RECOMMENDATION/CONDITIONS

Staff recommends approval of the proposed partial property acquisitions at 3277 and 3290 Meadowbrook Road as requested.

Plan Commission recommended approval of the proposed partial property acquisitions on November 19, 2024. The following is Plan Commission's discussion on the item.

Site Inspections Report: Ms. Scheuermann reported visiting the site.

Staff report accepted as part of the record.

The City of Oshkosh Department of Public Works is requesting approval to acquire portions of two properties between the east and west termini of Meadowbrook Road.

Mr. Nau presented the items and reviewed the site and surrounding area as well as the land use and zoning classifications in this area. The subject area involves two properties located between two road segments of Meadowbrook Road. The purpose of this land acquisition is to connect both sections of Meadowbrook Road to make a through street. The street extension of Meadowbrook Road was first identified on Certified Survey Map number 492 recorded in 1978 which reserved the south 33-foot portion of 3290 Meadowbrook Road for street purposes. In 2005, The Second Addition to Pheasant Creek Farm Subdivision was recorded which included a segment of Meadowbrook Road purposely located where the two segments would be able to connect and provide the subdivision additional access to an arterial street (West 9th Avenue).

The reason for the delay in the City taking this action is that both of these properties were in the Town of Algoma until 2023. Now that the properties are in the City, as well as lands further west, the City can now plan for extending municipal utilities and upgrade the street to City standards.

The surrounding area consists of single-family uses with a platted residential subdivision to the east and a more rural-style residential development to the west. The 2040 Comprehensive Plan identifies the area suitable for light density residential development.

The two proposed land acquisitions will extend the 66-foot right-of-way from the west to the west end of the east segment of Meadowbrook Road, connecting it to its 60-foot right-of-way. 3277 Meadowbrook Road will be dedicating a 33.01' by 214.52', 7,081 square foot area while 3290 Meadowbrook Road will be dedication a 241.75' by 33', 7,978 square foot area.

Once the land acquisitions are complete, the City will dedicate the land as public right-of-way. This will enable the City to extend the water main, sanitary sewer and storm sewer to serve former town properties along Meadowbrook Road. The street connection will also provide the subdivision an additional access to West 9th Avenue.

This review and subsequent approval by the Common Council is the first step for the City to acquire these properties. The City is required to follow the acquisition process as required by state statute.

Staff recommends approval of the proposed partial property acquisitions at 3277 and 3290 Meadowbrook Road as requested.

Mr. Perry opened up technical questions to staff.

Mr. Kiefer asked if the existing road is narrower than what is existing off of Heidi Haven Drive.

Mr. Nau said that the standard in the Town at the time of it be constructed was 66-foot right-of-way. The city's standard is 60-foot. The city's extension would extend the 66-foot right-of-way away from the former town properties and will bump up against the 60-foot right-of-way.

Mr. Loewenstein asked if this wasn't in the Town of Algoma's right-of-way and why they would just leave an end of a road. He asked for clarification on the right-of-way ownership.

Mr. Nau said that the portions outline in blue on the map was still development while it was in the Town of Algoma in the early 60's.

Mr. Lowenstein asked why the Town didn't finish the right-of-way and why the City is now purchasing from the property owners.

Mr. Nau said that the verbiage in the CSM said that there was a roadway constructed in front of this property and that was the reason for reserving the right-of-way for future dedication purposes since the southern portion of the property was basically acting as a public street.

Mr. Lowenstein said that it was never actually a public street.

Mr. Nau said that is correct, because it was never dedicated.

Mr. Gierach said staff doesn't believe the Town of Algoma had a desire to dedicate that portion as public right-of-way. This process cleans the process up and actually dedicates it as public right-of-way.

Mr. Bowen asked if lot 2 of the new CSM had a reservation for dedication like lot 1.

Mr. Gierach said that without knowing all of the procedures that took place when this area was developed, staff does not know if the town had a reservation or if it was assumed right-of-way.

Mr. Nau said that the lot 2 is unplatted so there is no instrument that would've showed something like that.

Mr. Perry asked if this allows for a water loop, or if there is one there currently.

Mr. Gierach said there is currently not a water loop, that this dedication will facilitate staff to install water and sanitary sewer to Meadowbrook Road and Linden Oaks Drive and create a loop with 9th Ave.

Mr. Perry asked if any members of the public wished to speak.

Mr. Gierach said that the scope of the project is to install sanitary sewer and water main facilities along Meadowbrook Road and Linden Oaks Drive. At this time, there is no intention to install city sidewalks. The ditches will remain and the street will become asphalt.

Daniel Binder, 3227 Meadowbrook Road; said he has been opposed to the annexation from the beginning. He states there were no records from the Register of Deeds in regards to the road in front of his house. It was discussed that Meadowbrook Road would be either a cul-de-sac or a

dead-end street. When Rusch Properties wanted to put a development in, they said they didn't like turnaround streets or cul-de-sacs because of busses and fire departments. However, they were allowed to have 9 in their development. There was a ditch on the east side of his property that needed to be there 17 years ago, but due to the development, it was removed and now there is 6 inches of water in the yard and garage every time in rains. He wants to know why there hasn't been discussion on costs to the property owners for acquisition of part of their property.

Thomas Recker, 3290 Meadowbrook Road; said he is also opposed to the annexation and the process. They moved to Meadowbrook about 12 years prior, and they had been told eventually they would be annexed into the city. He has concerns with the costs of the project for his household, which so far will be over \$75,000. He said their utilities were fine, and asked why this project needs to happen at all. He also reiterated Mr. Binder's concerns about the compensation to the homeowners.

Cheryl Spaulding, 3295 Meadowbrook Road; shared that she agrees with Mr. Binder and Mr. Recker's concerns and doesn't understand why there is a high cost to hook-up to city utilities when it is not needed.

Mr. Perry closed public comment.

Mr. Perry asked if the applicant wanted to make a final statement.

Ms. Nieforth said that this is a boundary agreement that the City of Oshkosh and the Town of Algoma agreed to in 2003. There are specific zones identified and there are certain dates for attachments. Zone C, which includes the subject sites in this discussion, were annexed March 1, 2023.

Mr. Gierach said that the City was contacted by one or two residents on Linden Oaks Drive who had failing septic concerns. Prior to the annexation, it was not on the City's radar to install facilities. Once staff had been notified of the potential issues, the City started programming it into the CIP to get facilities installed. Mr. Gierach said that he cannot speak on the compensation, as this is just the beginning process to determine necessity to acquire. Once that step is completed, a land acquisition consultant will be obtained by the City to coordinate the specifics between the City and the property owners.

Mr. Nielsen asked Mr. Gierach if he could expand on the residents' questions about the requirement to connect.

Mr. Gierach said that municipal code does require that within one-year of municipal facilities becoming available in front of a property, the property owner is required to have their sanitary system hooked up. The water services can go into their basement and they can still use their private well as long as they are being regularly tested. The costs are based on the City's assessment policies.

Motion by Propp to adopt the findings and recommendation as stated in the staff report.

Seconded by Davey.

Ms. Propp asked Mr. Gierach if the city is purchasing the partial land from the property owners.

Mr. Gierach said that once this process is completed, the acquisition coordinator will mediate or negotiate between the city and the property owners.

Ms. Scheuermann asked if this process is considered a nicety or if the City is required to do this.

Ms. Nieforth said it is a requirement.

Mr. Gierach said that the City is required to have the annexation take place as part of that agreement. The City is not under any obligation to install municipal facilities to parcels, and it was not a part of any plans until staff was notified of potential septic failure.

Ms. Davey asked if property owners are able to opt of the municipal facilities installation.

Mr. Gierach said that the municipal code would not allow that currently.

Ms. Davey said this is reminiscent of the special assessments on Clairville Road.

Ms. Nieforth said it is a similar situation.

Ms. Davey said she understands the contract between the Town and the City, and would like to know if there are more attachments in the works.

Mr. Nau said the last one is planned for March 1, 2043.

Ms. Davey asked if the property owners in that area will be notified before the attachment takes place.

Mr. Nau said mailings started taking place in October 2022 to inform property owners in Zone C that this attachment was going to happen.

Ms. Davey asked if that means property owners knew for a few months that the attachment was happening.

Mr. Nau said that is correct.

Ms. Davey asked if property owners in the next zone won't be notified until October of 2042.

Mr. Nau said that is when the city will notify them. These residents have all been flagged by Winnebago County to refer all zoning questions to the City. He mentioned that he does inform those he talks to in the office about the attachments. Property owners do have the option to attachment earlier, but not to opt out completely.

Ms. Davey asked if property owners chose to annex earlier, if it goes to just their property or everyone's.

Mr. Nau said it does have to be a unanimous agreement.

Mr. Gierach said there are two or three properties on Linden Oaks Drive that have been in the city longer than the Zone C residents. In 2009-2019, municipal facilities were installed in the first few hundred feet because those property owners asked to be attached earlier due to septic or well failures.

Ms. Davey said that there is an obligation to let homeowners or builders know that this will be taking place in 2043. Staff has said they do inform those in that area who may have zoning questions, but we do not know if everyone is telling them.

Mr. Nau said that those in Zones A-D have been required to get a zoning permit through the city since the agreements were done. That is a way to inform those in the area of the attachments.

Mr. Kiefer said he is concerned about the costs to the property owners and potential new developers and if new developers are paying for the city services to these annexed areas.

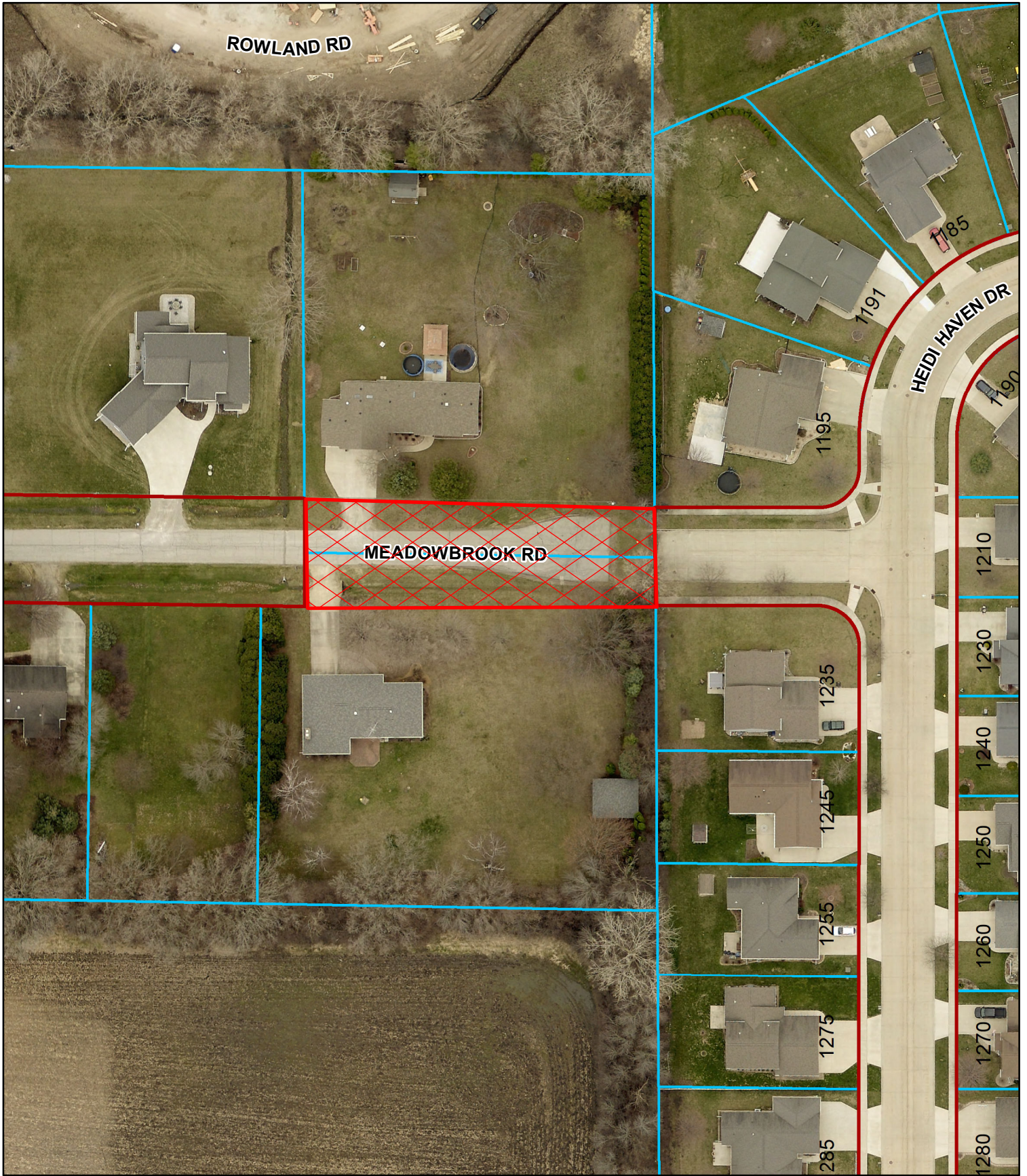
Mr. Gierach said that is correct, though the developer could pass it along to the property owners.

Mr. Loewenstein asked if the purpose of this board currently is to determine if there is a necessity to acquire these partial land acquisitions.

Ms. Nieforth said correct.

Mr. Perry asked if there was any discussion on the motion.

Motion carried 7-1 (Perry -No)



MEADOWBROOK RD



1 in = 0.02 mi
1 in = 80 ft

Printing Date: 10/23/2024

Prepared by: City of Oshkosh, WI



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LAND ACQUISITION

PC: 11-19-2024

JOSEPH P/JOHN M KOLB
2711 KNOTT RD
OSHKOSH WI 54904-9246

MAITRANG STRONG
1055 JOHN MOORE DR
OSHKOSH WI 54904-5905

THAI W LO/SHENG LEE
1185 HEIDI HAVEN DR
OSHKOSH WI 54904-5943

JOSEPH A BOWERS
1191 HEIDI HAVEN DR
OSHKOSH WI 54904-5943

KOREY J/ANDREA M FISHER
1195 HEIDI HAVEN DR
OSHKOSH WI 54904-5943

A P/S N KAMROWSKI
1235 HEIDI HAVEN DR
OSHKOSH WI 54904-5945

AARON/NATASHA SARAUER
1245 HEIDI HAVEN DR
OSHKOSH WI 54904-5945

HOSTAN D ALMAREE
1255 HEIDI HAVEN DR
OSHKOSH WI 54904-5945

SENG B/CHAO LOR YANG
1275 HEIDI HAVEN DR
OSHKOSH WI 54904-5945

LINDEN OAKS LLC
1130 N WESTFIELD ST
OSHKOSH WI 54902-8700

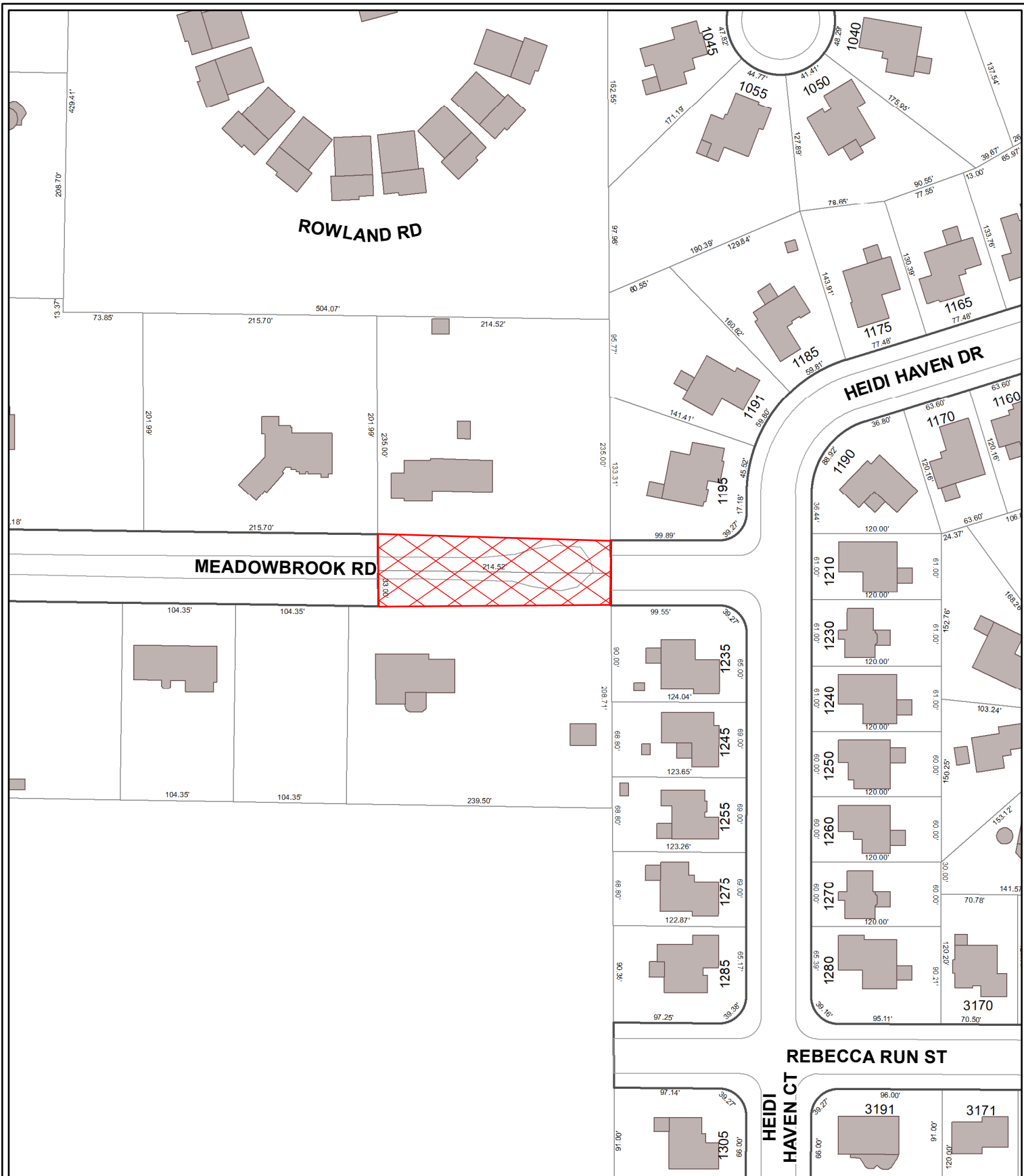
DANIEL P BINDER REV TRUST
3277 MEADOWBROOK RD
OSHKOSH WI 54904-7417

JOHN/CHERYL SPAULDING
3295 MEADOWBROOK RD
OSHKOSH WI 54904-7417

M A/JENNIFER L VILLENEUVE
3292 MEADOWBROOK RD
OSHKOSH WI 54904-7417

THOMAS/DONNA RECKER
3290 MEADOWBROOK RD
OSHKOSH WI 54904-7418

GREEN ACRES NBHD
ASSOCIATION
EMAILED



BASE MAP

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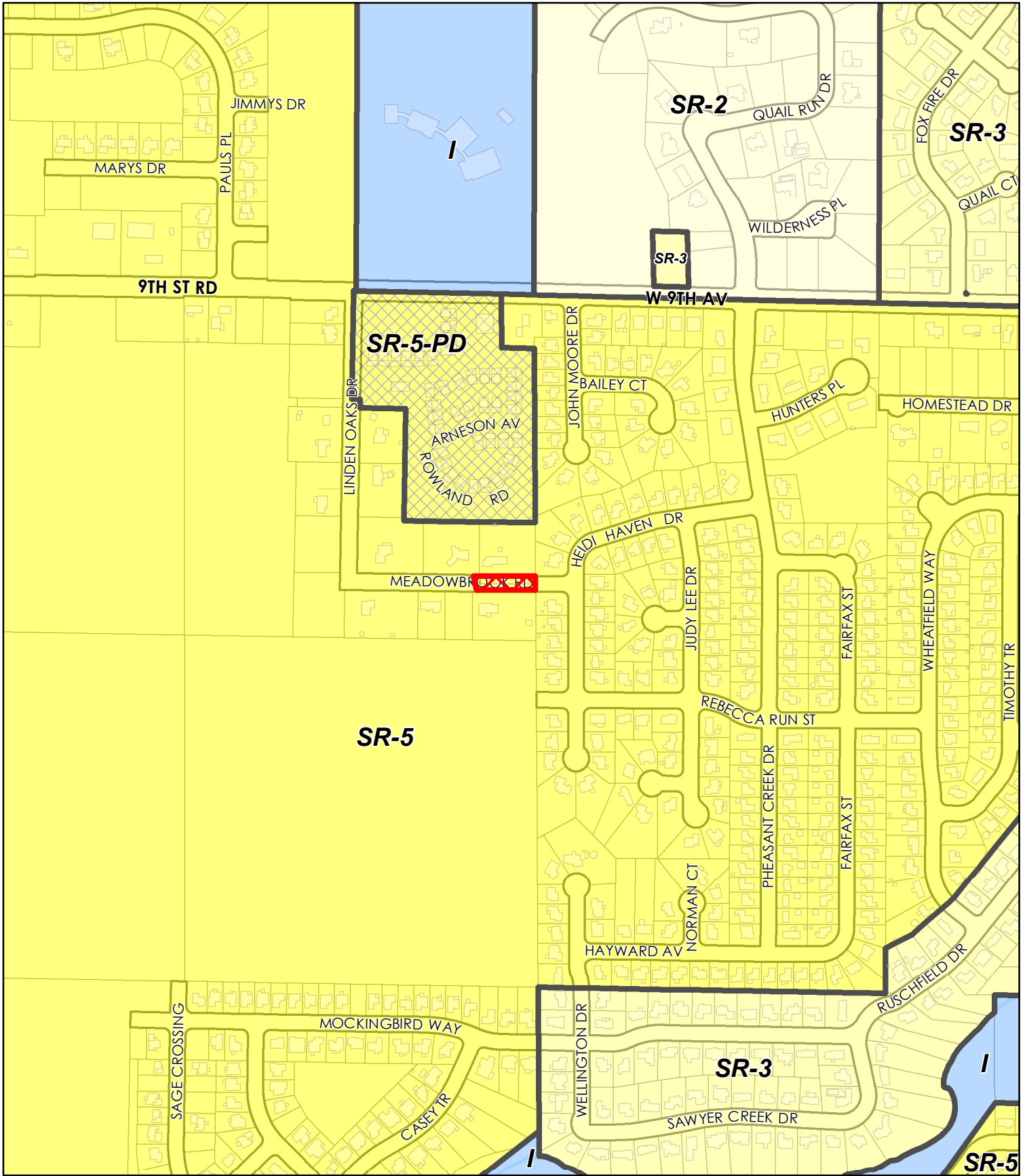


1 in = 0.02 mi
1 in = 120 ft

Printing Date: 10/23/2024

Prepared by: City of Oshkosh, WI





ZONING MAP



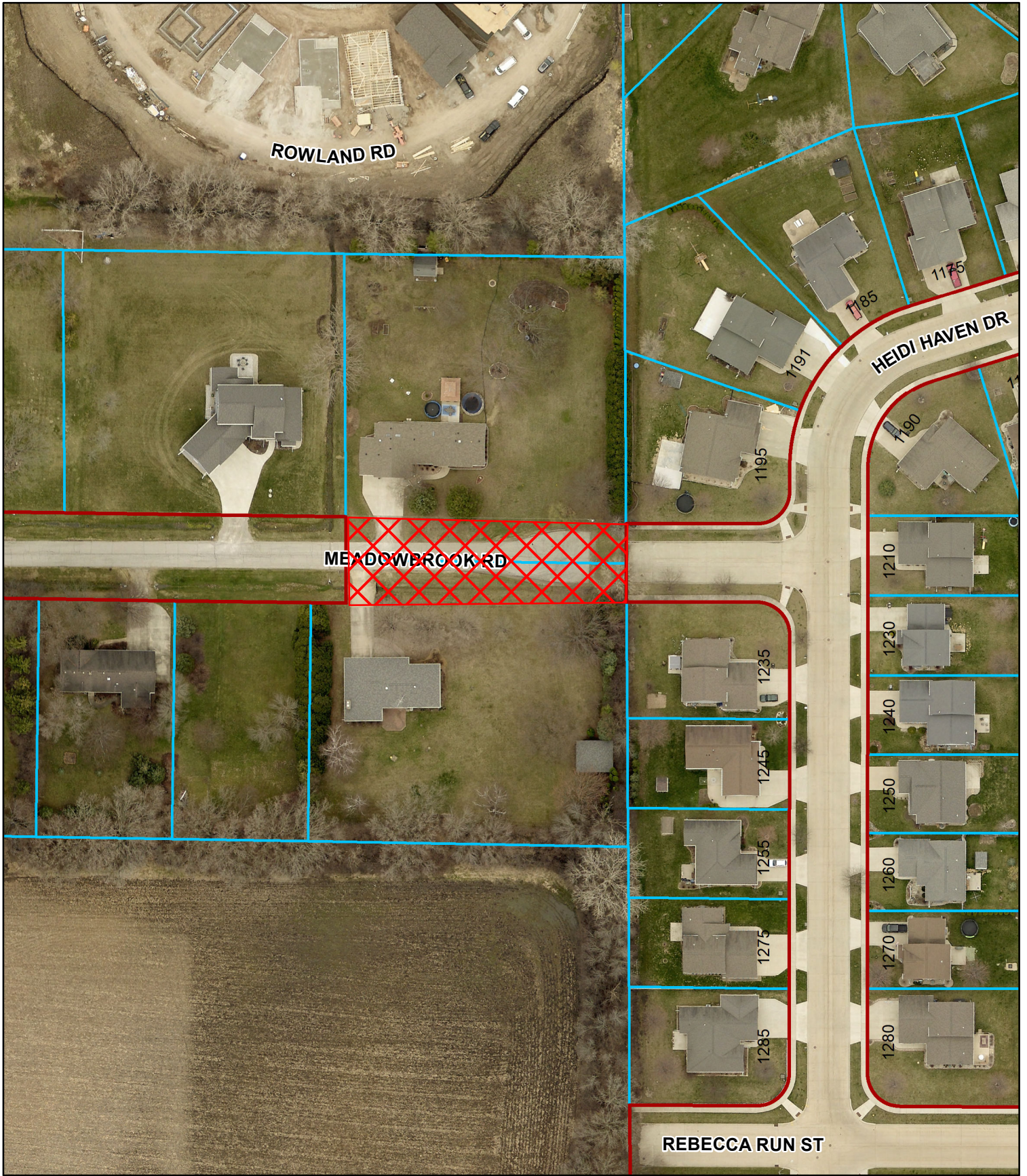
1 in = 0.09 mi
1 in = 500 ft

Printing Date: 10/23/2024

Prepared by: City of Oshkosh, WI



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AERIAL MAP



1 in = 0.02 mi
1 in = 100 ft

Printing Date: 10/23/2024

Prepared by: City of Oshkosh, WI



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DATE: November 26, 2024
SUBJECT: West 7th Avenue Reconstruction Update



DATE: November 26, 2024

SUBJECT: Presentation from Oshkosh Area Humane Society (TBD)



DATE: November 26, 2024

SUBJECT: City Manager Recruitment Update (Mayor Mugerauer)



TO: Honorable Mayor and Members of the Common Council
FROM: Mark Rohloff, City Manager
DATE: November 26, 2024
SUBJECT: Professional Services Agreement with AECOM for 2025 Storm Water Management Assistance (\$31,750)

BACKGROUND

The Department of Public Works requested a proposal from AECOM for storm water management assistance services for the 2025 calendar year. This agreement is a "master services" agreement to cover a variety of on-call needs that may arise during the year. Project Authorizations will be prepared for each request for services that will define the scope of services and budget to be adhered to for those services. Services provided under this agreement typically include compliance with the Municipal Separate Storm Sewer System (MS4) permit, storm water pollution management analyses, and hydrologic and hydraulic modeling analyses, among other needs that may arise.

ANALYSIS

AECOM was chosen for these services due to their knowledge of the City and vast experience with this type of work.

FISCAL IMPACT

The cost of these services is estimated not to exceed \$31,750 and will be funded through the Storm Water Utility Operating Budget (Account #05612030-6401/Engineering & Planning-PS - Engineer/Survey/Appraisal and Account #03210410-6804-XXXXX/Contract Control-Storm Sewer-Multiple Projects).

RECOMMENDATION

Chapter 12 of the Municipal Code of the City of Oshkosh provides that professional services of a specialized nature, including engineering services, may be procured without the use of formal, sealed quotes. In accordance with **Section 12-16** of the Code, I am hereby submitting this report regarding this professional services agreement.

Please contact me if you have any questions concerning this professional services agreement.

Attachments

AECOM 2025 Gen SW Proposal

RECEIVED

October 14, 2024

OCT 14 2024

AECOM Proposal No.
OPP-1341420

Mr. Justin Gierach, PE
Director of Public Works
City of Oshkosh
215 Church Avenue
Oshkosh, Wisconsin 54903-1130

DEPT OF PUBLIC WORKS
OSHKOSH, WISCONSIN**Proposal for Stormwater Management On-Call Assistance during the 2025 Calendar Year for the City of Oshkosh Department of Public Works**

Dear Mr. Gierach,

AECOM Technical Services, Inc. (AECOM) is pleased to provide this proposal for Stormwater Management On-Call Assistance during the calendar year 2025 (CY2025) to the City of Oshkosh (City) Department of Public Works. AECOM has been assisting the City with ongoing needs related to the stormwater management program for over 16 years. AECOM's team is dedicated to continuing to provide the high level of expertise and quality of service as provided in the past. We are proposing the following team for on-call stormwater assistance: John Griffin, Project Manager; Ashley Leisgang, Senior Stormwater Resources Engineer; Jesse Weber, Project Engineer; and Joel Jones and Dulay Trujillo, Water Resources Engineers as the core support group. In addition, AECOM's group of professional staff consisting of Civil, Structural, Geotechnical and Environmental Engineers, Geologists, Construction Management, and support staff remain available to support the City. The expertise AECOM staff provides to the City not only covers planning, modeling, and permitting, but also provides innovative approaches to problem solving, project design, and construction. AECOM staff's long history with the City of Oshkosh has contributed to the success of many City projects.

This scope is a continuation of that work. Specifically, for 2025, AECOM will provide general stormwater assistance at the City's request. AECOM will assist City staff to address stormwater-related issues involving compliance with the Wisconsin Department of Natural Resources (WDNR) Municipal Stormwater Permit, stormwater pollution management assessments, and other related topics at the City's discretion.

Budget and Schedule

This agreement is intended for use as a general master services agreement for stormwater management assistance to the Department of Public Works. We understand services will be authorized and invoiced on a task-by-task basis. For each project/task request for stormwater management support, AECOM will complete a Project Authorization/Work Order Form containing the scope of work and estimated costs. The Authorization Form will be submitted for approval to Alyssa Deckert or other appropriate personnel in the Department of Public Works. Upon receipt of the authorized Work Order, AECOM will set up a task under this authorized AECOM project agreement. This AECOM project agreement will be considered complete when all work and deliverables for the authorized Work Orders in CY2025 have been completed and submitted to the City of Oshkosh Public Works Department.

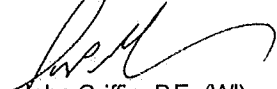
If services to be provided under this proposal require the agents, employees, or contractors of AECOM to enter onto the project site, the City shall provide right-of-access to the site to AECOM, its employees, agents, and contractors to conduct the planned field observations and related services.

Anticipated project costs are increased slightly for CY 2025 to accommodate expected changes in laboratory analytical expenses resulting from new emerging contaminant considerations. Based upon the above scope of services, the estimated budget for this project agreement is \$31,750. The services described in this proposal will be provided on a time and materials basis and in accordance with the current approved fee schedule and conditions of the April 2009 City of Oshkosh Negotiated General Conditions of Service, which are expressly incorporated into, and are an integral part of this agreement for professional services. AECOM can begin providing these services immediately upon receipt of the signed Authorization Form (attached).

If you have any questions or need to clarify a point, please call John Griffin at 715-902-0829.

Yours sincerely,

AECOM Technical Services, Inc.



John Griffin, P.E. (WI)
Project Manager



Daryl Beck
Department Manager

enclosure: Authorization



Authorization

October 14, 2024

I hereby certify that the necessary provisions have been made to pay the liability which will accrue under this agreement.

I hereby authorize AECOM to proceed with the scope of work for the Agreement for Stormwater Management Assistance during the 2025 Calendar Year for the City of Oshkosh Department of Public Works as described in AECOM's proposal dated October 14, 2024, with a budget authorization of \$31,750 under the terms and conditions specified in the proposal.

Signature
Mark A Rohloff

Print Name
City Manager

Title/Organization

Date

Signature
Diane M. Bartlett

Print Name
City Clerk

Title/Organization

Date

Signature
Lynn A. Lorensen

Print Name
City Attorney

Title/Organization

Date

Signature
Julie Calmes

Print Name
Director of Finance

Title/Organization

Date



TO: Honorable Mayor and Members of the Common Council
FROM: Mark Rohloff, City Manager
DATE: November 26, 2024
SUBJECT: Professional Services Agreement with KL Engineering, Inc. for Transportation Engineering On-Call Assistance Services for Calendar Year 2025 (\$40,000)

BACKGROUND

The Department of Public Works requested a proposal from KL Engineering, Inc. (KL Engineering) for transportation engineering assistance services for the 2025 calendar year. This agreement is a "master services" agreement to cover a variety of on-call needs that may arise during the year. Project Authorizations will be prepared for each request for services that will define the scope of services and budget to be adhered to for those services. Services provided under this agreement typically include traffic operational and safety studies, traffic counts, signal design and timing, roundabout and intersection design, electrical design, and intersection design and traffic study reviews, among other needs that may arise.

ANALYSIS

KL Engineering was chosen for these services due to their knowledge of the City and vast experience with this type of work.

FISCAL IMPACT

The cost of these services is estimated not to exceed \$40,000 and will be funded through various sections of the Operating Budget or the Capital Improvement Program Budget, depending on the type of service requested (Account #03210410-68XX-XXXXX/Multiple Funds and #XXXXXXX-6401-XXXXX/Multiple Funds).

RECOMMENDATION

Chapter 12 of the *Municipal Code of the City of Oshkosh* provides that professional services of a specialized nature, including engineering services, may be procured without the use of formal, sealed quotes. In accordance with **Section 12-16** of the Code, I am hereby submitting this report regarding this professional services agreement.

Please contact me if you have any questions concerning this professional services agreement.

Attachments

KL Eng 2025 Trans Serv Proposal



5400 King James Way, Suite 200
 Madison, WI 53719-1703
 608.663.1218
 Toll Free: 800.810.4012
 Fax: 608.663.1226
 www.klengineering.com

RECEIVED

October 14, 2024

OCT 14 2024

DEPT OF PUBLIC WORKS
 OSHKOSH, WISCONSIN

Mr. James Rabe, PE, CPESC
 Director of Public Works
 City of Oshkosh
 215 Church Avenue
 Oshkosh, WI 54901

Proposal for Transportation Engineering On-Call Assistance - 2025 Calendar Year - City of Oshkosh

Dear Mr. Rabe,

KL Engineering, Inc. is pleased to provide this proposal for Transportation Engineering On-Call Assistance for the City of Oshkosh (City) throughout calendar year 2025. Since 2017, KL Engineering has been partnering with City staff to provide transportation and traffic engineering services including traffic studies, safety studies, traffic signal design, signal timing, development access evaluations, and roundabout design.

KL Engineering has a team of engineers, technicians, and specialists who are available to provide the City with responsive and high-quality transportation engineering services. Our team of specialists will be available on-call to provide a wide range of services to the City. Below is a table of our key staff:

Key Staff	Staff Roles
Kelly Trac , PE, PTOE, RSP ₁	Main point of contact, traffic and safety analyst, traffic calming, traffic signal designer
Jamie Dalheim , EIT	Traffic engineer, traffic signal designer, operational and safety analyst
Mike Scarmon , PE, PTOE	Planning studies, procurement and contracting specialist, WisDOT Level 3 Roundabout Designer
Brad Domasky , PE	WisDOT Level 1 Roundabout Designer, intersection designer, and ADA design specialist
Kevin Wehner , PE, PTOE	Traffic signal operations specialist, signal timing and programming
Tony Steinert , Master Electrician/Inspector	Electrical designer, WI Designer of Electrical Systems, WI certified inspector, systems designer, and construction inspector
Jacob Joyal , PE	Lighting and ITS designer
Josh Wilber , FAA Certified UAV Pilot	Traffic data collection expert and certified drone pilot

In addition to KL Engineering’s key staff listed above, our firm offers over 100 staff with expertise in planning, civil and structural engineering, construction management, survey and platting, and support staff that are available to meet the City’s needs. KL Engineering’s staff focuses on providing creative solutions to complex projects and prioritizing the needs of our clients.

KL Engineering anticipates using this agreement to provide transportation and traffic engineering general assistance at the City’s request. KL Engineering will assist City staff in addressing transportation and related needs such as traffic operational and safety studies, traffic counts, signal design and timing, roundabout and intersection design, electrical design, intersection design and traffic study reviews, and other matters at the City’s discretion. All work will be in accordance with applicable WisDOT and City of Oshkosh Standards.

Master Contract Agreement

This agreement is intended for use as a general master services contract for transportation engineering services for the City, under which services will be authorized and invoiced on a task-by-task basis. For each task request for transportation engineering services, KL Engineering will complete a Task Order form containing the scope of work, schedule for delivery, and estimated costs. This form will be submitted to Tracy Taylor for review and approval by you and/or other appropriate personnel in the City for final approval.

Upon receipt of the authorized Task Order from the City, KL Engineering will assign each task and budget under this master contract agreement, and invoice separately for services provided.

Budget and Schedule

The City has established a budget for this agreement of \$40,000. The services provided under this agreement will be billed on a time and materials basis utilizing the enclosed billing schedule (**Attachment A**). KL Engineering can begin providing these services immediately upon receipt of the signed Agreement.

We greatly appreciate the opportunity to work with the City of Oshkosh and look forward to partnering with your staff to provide on-call transportation engineering services. If you have any questions or need to clarify a point, please call Kelly Trac at 608.310.3812.

Yours sincerely,
KL Engineering, Inc.

A handwritten signature in black ink, appearing to read 'M Scarmon', written in a cursive style.

Mike Scarmon, PE, PTOE
Director – Infrastructure Services

Attachment A: 2024 Billing Rates



TO: Honorable Mayor and Members of the Common Council
FROM: Mark Rohloff, City Manager
DATE: November 26, 2024
SUBJECT: Professional Services Agreement with Donohue & Associates, Inc. for Structural Engineering Design and Construction-Related Services for 2025 Capital Improvement Projects (\$60,000)

BACKGROUND

The Department of Public Works requested a proposal from Donohue & Associates, Inc. (Donohue) for structural engineering design and construction-related services for the various projects in the 2025 CIP.

This agreement is intended for use as a master services agreement for engineering support services to the City. All work completed under this agreement will be completed on a task order basis when design criteria have been established for each Project needing support.

ANALYSIS

Donohue was chosen because of their staff's knowledge of the City and experience with this type of work. The work associated with this agreement is anticipated to be complete by the fall of 2025.

FISCAL IMPACT

The cost of these services is estimated not to exceed \$60,000 and will be split among the Storm Water, Water Main, Sanitary Sewer, Transportation, and the Street Paving sections of the 2025 CIP. Funding is available in all five (5) sections of the 2024 CIP (Account #03210410-68XX-XXXXX/Multiple Funds and #03231717-7216-63001/Parking Lot Improvements-Land Improvement-Parking Lot Improvements).

RECOMMENDATION

Chapter 12 of the Municipal Code of the City of Oshkosh provides that professional services of a specialized nature, including engineering services, may be procured without the use of formal, sealed quotes. In accordance with Section 12-16 of the Code, I am hereby submitting this report regarding this professional services agreement.

Please contact me if you have any questions concerning this professional services agreement.



TO: Honorable Mayor and Members of the Common Council
FROM: Mark Rohloff, City Manager
DATE: November 26, 2024
SUBJECT: Professional Services Agreement with AECOM for 2025 Water Distribution System Leak Detection Services (\$35,000)

BACKGROUND

Unidentified water loss within the water distribution system continues to be a topic of concern for the Wisconsin Department of Natural Resources (WDNR) and the Public Service Commission of Wisconsin (PSC). One of the most successful and cost-effective recommendations the Water Utility has received from the WDNR and PSC is to hire a specialized outside consultant team to perform an annual leak detection survey on our water distribution system.

The purpose of the annual survey is to identify specific points of leakage that would otherwise go undetected throughout the year. Past surveys have yielded an average of 25 -- 50 different leak locations. If these locations are not detected, they have the potential of wasting 150,000 -- 400,000 gallons of water per day in unidentified water loss. As leaks are identified by the team, they are immediately communicated to Water Distribution staff for repair.

The Department of Public Works has been working with AECOM on this leak detection survey program for the past fifteen (15) plus years. The program divides the City into three (3) zones, each covering approximately one-third (1/3) of the distribution system. Each zone consists of approximately one hundred (100) miles of water main.

ANALYSIS

The Department of Public Works requested a proposal from AECOM to perform the leak detection survey again this year due to their staff familiarity with the City of Oshkosh and our water distribution system and their past proficient experience with performing these services.

FISCAL IMPACT

This year's work is estimated to cost approximately \$35,000. The cost for these services is funded in the Water Utility Operating Budget (Account #05411867-6401-08673/Water Distribution Maintenance-PS - Engineer/Survey/Appraisal-Maint-Mains and #05411867-6401-08675/Water Distribution Maintenance-PS - Engineer/Survey/Appraisal-Maint-Services).

RECOMMENDATION

Chapter 12 of the Municipal Code of the City of Oshkosh provides that professional services of a specialized nature, including engineering services, may be procured without the use of formal, sealed quotes. In accordance with **Section 12-16** of the Code, I am hereby submitting this report regarding this professional services agreement.

Please contact me if you have any questions concerning this professional services agreement.

Attachments

AECOM 2025 Leak Detect Proposal

RECEIVED

NOV - 4 2024

DEPT OF PUBLIC WORKS
OSHKOSH, WISCONSIN

September 30, 2024

AECOM Proposal No.
OPP-1341418

Mr. James Rabe PE, CPESC
Director of Public Works
City of Oshkosh
215 Church Avenue
Oshkosh, WI 54901

Proposal for Completion of 2025 Leak Detection Services, Phase 3, in Oshkosh, Wisconsin

Dear Mr. Rabe,

AECOM Technical Services, Inc. (AECOM) is pleased to submit this proposal to conduct a Leak Detection Survey on approximately 100 miles of water main in the City of Oshkosh (City)'s water distribution system in 2025. AECOM has been completing this work for the City for over 20 years. Our field staff are very familiar with the City water distribution system's design and layout in the City. We have worked closely with City staff to identify potential leak locations. This work is a critical part of actively reducing the non-revenue water loss. This work is an important part of the water management best practice procedures as expected by the Public Service Commission of Wisconsin. Our extensive experience and understanding of the importance of this work allows AECOM to provide the service in a cost effective and efficient manner.

Historically, the leak detection services have divided the City into three areas, allowing the entire City to be completed in a three-year cycle. The first Phase of the current three-year cycle (Zone 1) was completed in 2023. The second phase (Zone 2) was completed in 2024. The services proposed in this agreement represent the third phase of investigation activities to continue the cycle through the City. The third phase (Zone 3) of this program is anticipated for completion in 2025. A copy of the City of Oshkosh Water Leak Detection Overview Map depicting the Zone 3 investigation area is attached.

The purpose of the annual surveys is to identify specific points of leakage such that system rehabilitation can be undertaken, and lost water reduced. The remainder of this proposal discusses the scope of services to be completed, schedule, information/assistance required from client and compensation.

SCOPE OF WORK

Services to be provided are as follows:

- Meet with City to review existing water distribution systems maps, pertinent water system reports and the schedule for conducting the leak detection field services.
- Conduct a leak detection and location survey with sonic detection and computer correlation equipment on approximately 100 miles of the water distribution system. Physical contact will be made with the system at exposed valves and fire hydrants. After the initial sonic leak survey of a portion of the system is completed, indications of leaks will be verified a second time, after which leaks will be located with a computer-programmed leak correlator designed to identify leak locations without drill holes or excavations. Where leakage into a storm or sanitary sewer is suspected, a visual examination of the appropriate sewer will be conducted. All equipment used will be non-intrusive. Valves and hydrants will not normally require operation during the survey and pinpointing operations. This survey will be conducted primarily during normal working hours, with additional leak detection being conducted during late evening and/or early morning hours in areas of high traffic volume.
- Prepare an inventory of defective system components such as valves, hydrants, meters, and curb-stops, which are noted while carrying out field activities.

- AECOM will furnish a fully equipped vehicle, including all sonic leak detection equipment, tools, and safety equipment for the duration of the project. Our Fluid Conservation System computer leak correlators will be utilized to pinpoint leaks.
- Prepare an annual Leak Detection report and submit three (3) hard copies and one (1) pdf copy of the final report to the City showing the results of the 2025 investigations. The report will include a summary of the project, and a list of leakages located by type, location, and estimated quantity of leakage. The report will also contain recommendations for future work based on the results of this survey.

SCHEDULE

Once authorized, the following is the proposed schedule:

- Leak Detection Phase: approximately 4-5 weeks
- Annual Report: approximately 2-4 weeks after field work

CLIENT RESPONSIBILITIES

Client, at its expense, shall do the following in a timely manner so as not to delay the Services:

Furnish AECOM the following information/reports/assistance, all of which AECOM may rely upon without independent verification in performing the Services:

- All available street maps and water distribution system maps.
- One (1) experienced person with a good working knowledge of the water distribution system to assist on a part-time basis in field activities, such as location of system components.
- Access to valves and curb stops by uncovering and cleaning valves and curb boxes, where required, prior to initiation of field activities.

CLIENT REPRESENTATIVE

Designate a representative for the Project who shall have the authority to transmit instructions, receive information, interpret and define Client's policies, and make decisions with respect to the Services.

COMPENSATION

Compensation for the services as presented in this agreement will be on a time and materials basis as follows:

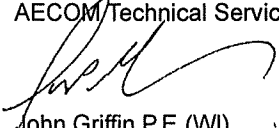
2025 Services (100 miles)	
General area is described by all areas within the City limits in the southern and western quadrants of the City bounded south of W 20th Avenue and west of N Koeller Drive (i.e. I-41) and areas in the northwest quadrant of the City north of Oshkosh Avenue and west of Jackson Street.	\$29,000
Project Management / Report Preparation	\$6,000
Total	\$35,000

The above-described scope of services will be performed in accordance with the current approved Fee schedule and the April 2009 City of Oshkosh Negotiated General Conditions of Service.

We appreciate this opportunity to provide services to the City of Oshkosh. If you desire to proceed with these services, please sign the attached authorization form and return to John Griffin. If you have any questions concerning the information contained herein, please feel free to contact us.

Yours sincerely,

AECOM Technical Services, Inc.



John Griffin P.E (WI)
Project Manager



Daryl Beck,
Department Manager

enclosures: Authorization
Water Leak Detection Overview Map

Authorization

September 30, 2024

I hereby certify that the necessary provisions have been made to pay the liability, which will accrue under this contract.

I hereby authorize AECOM to proceed with the scope of work for the Completion of 2025 Leak Detection Services, Phase 3 in the City of Oshkosh as described in AECOM's Proposal No. OPP-1341418 dated September 30, 2024, with a budget authorization of \$35,000 under the general terms and conditions specified in the proposal.

Signature
Mark A Rohloff

Print Name
City Manager

Title/Organization

Date

Signature
Diane M. Bartlett

Print Name
City Clerk

Title/Organization

Date

Signature
Lynn A. Lorenson

Print Name
City Attorney

Title/Organization

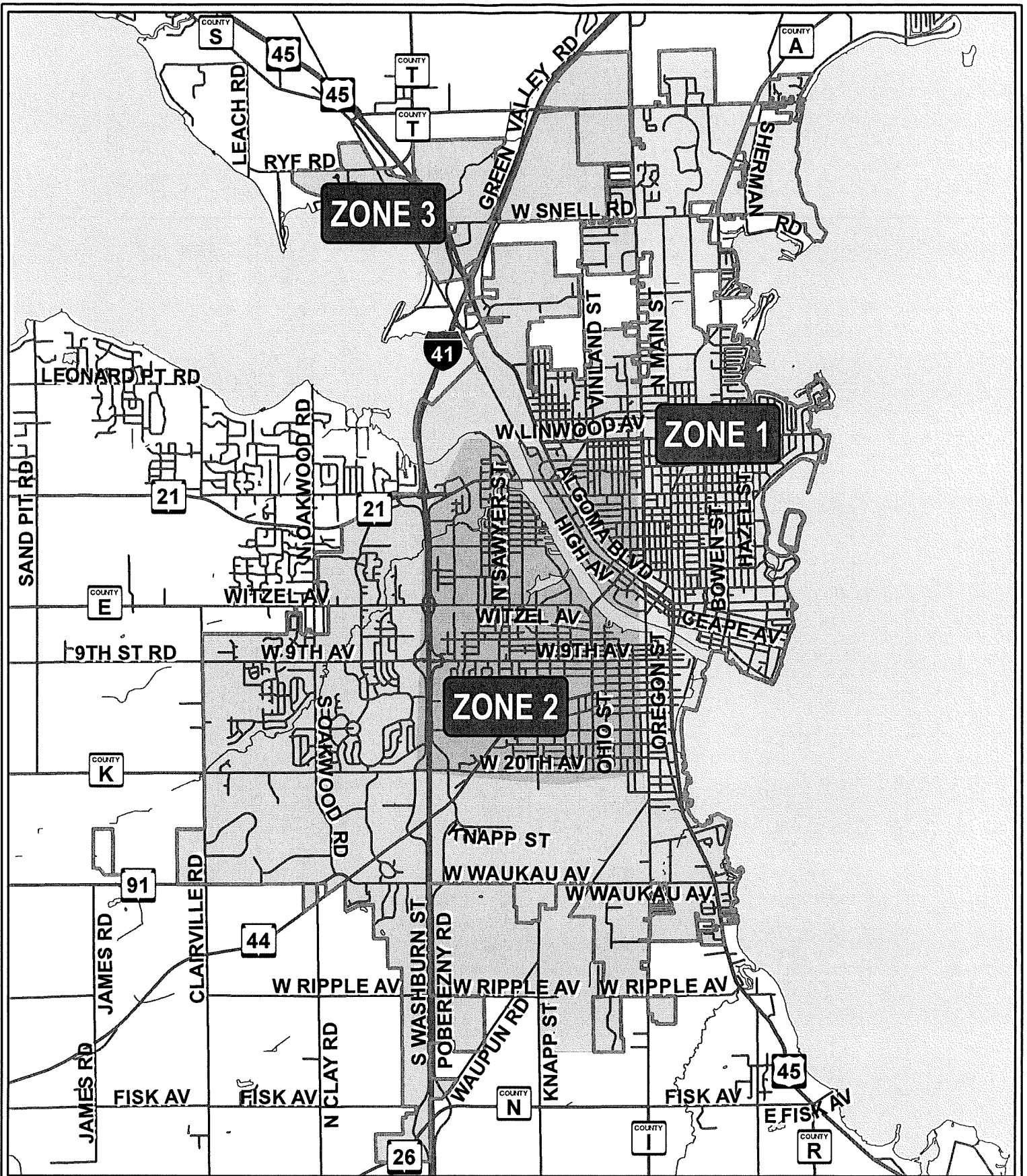
Date

Signature
Julie Calmes

Print Name
Director of Finance

Title/Organization

Date



Water Leak Detection Overview Map

The City of Oshkosh creates and maintains GIS maps and data for its own use. They may show the approximate relative location of property, boundaries and other feature from a variety of sources. These map(s)/datasets are provided for information purposes only and may not be sufficient or appropriate for legal, engineering, or surveying purposes. They are provided "AS-IS" without warranties of any kind and the City of Oshkosh assumes no liability for use or misuse.



1 in = 1.17 mi
1 in = 6,190 ft

Printing Date: 10/10/2024

Prepared by: City of Oshkosh, WI





DATE: November 26, 2024

SUBJECT: Outstanding Issues

Attachments

Outstanding Issues 11.26.24

City of Oshkosh Status of Outstanding Issues

Date of Initial Request	Affected Department(s) (If Applicable)	Title of Directive	Current Status	Next Status Report/Update	Other Notes
6/9/2020	City Manager	Community Conversations to address racism	City Manager continuing discussions with various community groups. City was a sponsor of Dragon Boat Festival on September 14th.	12/31/2024	
1/10/2023	City Manager	Engage other governmental and non-profit entities in the region to reduce and prevent homelessness	Staff participating in groups organized by Community Foundation to review short term and long term issues. Council has approved a police officer, police sergeant, and contract social worker in 2025 budget to help connect people experiencing homelessness with needed services.	12/31/2024	Goal will carry over into 2025.
1/10/2023	City Manager	Infuse Sustainability and DEI concepts into City policies and day-to-day operations	Training on sustainability principles planned for staff. Staff working with Sustainability Advisory Board (SAB) to update Sustainability Plan.	12/31/2024	
1/9/2024	City Manager	Continue participating in state wide initiatives to improve Oshkosh's shortfall in state-local funding, including fully funding Municipal Services Program (MSP).	Continuation of this goal will focus on MSP program in 2024.	12/31/2024	Initiative will carry into State's 2025-2026 budget cycle, which will begin following November elections.
1/10/2023	DPW/Legal	Sanitary District Negotiations	Next mediation session scheduled for late September was postponed.	11/12/2024	Closed session with Council may be needed due to postponement of mediation session.
4/16/2024	DPW & Community Development	Undergrounding Utilities	Council workshop held on October 22nd.	12/10/2024	Follow-up with Council planned now that workshop has been held.
4/23/2024	Community Development	Review processes and municipal codes pertaining to commercial and residential development to ensure the City's codes and processes are encouraging growth within the City	The City received 6 proposals for the Development Process Improvement Assessment and 2 proposals for the Inspections Division Codes, Permits and Fees Review. A consultant for each project will be selected in December and the consultant agreements will be considered by Council in January.	1/14/2025	The Development Process Improvement Assessment will analyze the development process that the City departments currently utilizes to process development projects. The Inspections Division Codes, Permits and Fees Review will analyze the Inspection Division's codes that they administer, review the permits currently required by the Inspections Division and evaluate the permit fees and recommend fee updates.
5/14/2024	Transportation	Parking Restrictions Review	Staff analyzing Polco survey results and will forward to Council and Transportation Committee once completed. Staff will prepare options for consideration and schedule for Committee review and recommendation to Council.	12/10/2024	
11/6/2024	Fire	Review of Proposed Fire Training Facility and possible facility options	Council established a contingency account of \$7.7 million in 2025 CIP for Fire training facility or other Fire Department facility needs.	1/14/2025	Workshop with project architect and Council may be needed.
11/12/2024	Public Works	West 7th Avenue reconstruction updates	Continuing with updates as requested by Council. Staff continues to seek out hydrogeologist to assist.	12/10/2024	

11/28/2024 Council Meeting