**Please note that due to the ongoing COVID-19 public health emergency, members of this governing body will attend via internet. The City Council Chambers will be open to the public but limited to 10 attendees or less due to social distancing. (Use the lower level doors.) For your personal safety and the safety of our community, interested persons are invited to watch from their homes in lieu of attending the meeting in person.**

Persons wishing to make public comment remotely, should contact the City Clerk’s office (awhite@rfcity.org or 715-426-3408) prior to 4 p.m. on the day of the meeting in order to ensure they are added to the list and can be accommodated during the meeting.

Public comments may be e-mailed to the Mayor and City Council at mayorandcouncil@rfcity.org.

The public may view/listen to the meeting by:

- Calling Toll Free 1-844-992-4726, access code: 132 889 3245
- Visiting the web link: https://tinyurl.com/RFCouncil982020
- Viewing the City's YouTube Channel: https://www.youtube.com/user/cityofriverfalls

Call Meeting to Order - 6:30 p.m.
Pledge of Allegiance
Roll Call
Approval of August 18, 2020, Special Meeting and August 25, 2020, Regular Meeting Minutes
Approval of Bills (Morrissette)

*** NOTE: OFFICIAL ACTION MAY BE TAKEN ON ANY AGENDA ITEM ***

PUBLIC COMMENT, PETITIONS, REQUESTS AND COMMUNICATIONS:

1. Public Comment

CONSENT AGENDA:

2. Acknowledgement of the following minutes:
   a. Joint Meeting of the Park and Recreation Advisory Board and the Historic Preservation Commission -3/11/20
   b. Park and Recreation Advisory Board - 7/15/20
   c. River Falls Housing Authority 7/15/20
   d. EMS Advisory Board - 2/3/20
   e. Plan Commission - 3/9/20
   f. Board of Review - 8/6/20
   g. Library Board - 7/13/20
3. Resolution Approving Advanced Disposal Contract

4. Preliminary Resolution Declaring Intent to Exercise Special Police Powers under Section 66.0703 Wisconsin Statutes for the Benefit of the River Falls Business Improvement District

REPORTS:

5. Review of Resolution No. 6501 - Resolution Relating to the Covid-19 Public Health Emergency; Recommending the Use of Face Coverings in Public in the City of River Falls

6. Administrator's Report

ADJOURNMENT

2
The workshop was called to order at 6:30. The pledge of allegiance was said. The Mayor asked City Administrator Simpson to speak.

Simpson had a PowerPoint. Two topics to be discussed are virtual meetings and Council Bylaws and ethics. The primary result of this meeting is for staff to have guidance on next steps related to these two items. Simpson noted the Council was provided the bylaws and PowerPoint prior to the meeting. There is no action tonight by Council.

Review of Council Satisfaction with Current Virtual Meetings – Ideas for improvement
Simpson wants to understand current satisfaction with virtual meetings. He began with technology. Feedback he has received in Council 1on 1s is that Council was pretty satisfied. He was aware that some Councilors were using other technology in addition to the City issued iPad.

Since going to WebEx, he understands that people are satisfied with it. He talked about the ability to hear/see others and also public interaction. He asked for Council feedback on technology.

Alderperson Downing said not all Councilors are heard on the YouTube videos. He felt Council needs to do better so the public knows how everyone voted. He talked about using Council feedback in regard to the public.

Alderperson Bjerstedt asked how the Councilors appeared for the public while watching in the Council Chambers. Simpson thought it was the “tile” view and believed that everyone could be seen. Simpson provided details. Bjerstedt was concerned and wanted to make sure everyone could be seen. Alderperson Odeen asked if it appeared like “Hollywood Squares”. Simpson said yes; it rotates squares depending on who talked last.

IT Technician Jon Smits said in the Chambers, it appears in the grid form. The YouTube stream is a different view. It highlights the speaker and possibly a couple of others on the side of the screen.

Alderperson Morrissette asked about online polling. Simpson didn’t think when it was used in a previous meeting that it was very successful. It isn’t necessarily a voting system, but it could be used if the Council prefers it. Simpson suggested that when Deputy Clerk McKahan is reading the vote, all Councilors open their mics but remain quiet until called, and then turn their mic off when the voting is over. Simpson
talked about controlling mics and keeping background noise out. The Mayor asked if Smits could mute/unmute everyone. Smits said yes. He also explained that online polling opens it up for everyone that is online. He said voting could also be done on paper, but he will look at polling.

Alderperson Odeen felt it would be simplest for everyone to unmute themselves and have the clerk read the results of the vote. Morrissette agreed but had thought polling may speed up the process if everyone could be disciplined enough to unmute when the vote is called and to mute when done. He agreed with Odeen on summarizing the vote.

The Mayor asked the Council’s opinion on the voting. Watson agreed with Morrissette. Simpson talked about wearing headphones when unmuted to prevent an echo and asked if Councilors were comfortable wearing headphones. Alderperson Plunkett preferred not to wear headphones. Simpson thought if one or two Councilors didn’t wear headphones, it would probably be okay. Simpson suggested trying it. Downing wanted the vote to include both in favor and against.

Simpson asked if any of the Council wanted a second device. Plunkett said yes, if it provided internet. He talked about running off a router at home with sometimes not reliable internet. Simpson talked about drafting a policy if the Council was interested in hot spots.

Alderperson Watson suggested Councilors could go to City Hall and use the internet in one of the meeting rooms. He talked about using the app on this phone to connect to the meeting. Plunkett talked about losing connectivity during a meeting. Simpson noted that would be another thing to discuss.

Public Participation
Simpson wanted to talk about the “4 p.m. rule”. We want to ensure that people who want to participate in a public comment, which is not required by law, but also for public hearings, which we do have to provide reasonable access, we thought a deadline of 4 p.m. the day of the meeting was adequate for staff. Simpson talked about a scenario of people finding out after 4 p.m. and wanting to comment.

Watson talked about acknowledging people to speak and having people speak once instead of coming back for just one more comment. Watson suggested using the poll for online commentators. Simpson talked about Zoom bombing and being cautious. Smits can bring people into the meeting. He talked about being unsure of who the person truly is. Smits will look more into polling.

Morrissette believes public comment is vital, and we should make every accommodation for people to speak.

Odeen thinks what we have works. People are able to come down to the Chambers to make a public comment. She asked about the possibility of an email and people could have something brief read into the record. She agrees that public comment is important, but it doesn’t need to be entirely convenient for any one type of comment.

The Mayor asked Smits if staff had received any complaints about getting comments in. Smits said it happened once when people were too late. The Mayor doesn’t want to make a complicated situation more complicated.

Downing talked about the ability to communicate effectively diminishes with age so he suggested the possibility of having an option for people who can’t go virtual to call in with a verified account and leave a 60 second message prior to the meeting.
Alderson Plunkett asked about closed captioning for the meetings and meeting other needs of the public. Simpson said the City Clerk has not received a formal request for accommodations. He talked about Facebook comments regarding closed captioning for the Mayor’s video and interest from a couple of Councilors about closed captioning for the live Council meeting. We are looking into it and think it maybe an option. He talked about closed captioning for live versus recorded meetings. Simpson talked accommodations being done by request to comply with federal law. He said the 4 p.m. rule is based in that tradition, and it will take some time for us to make that accommodation.

Simpson said there’s a mayor/council email so anyone can comment anytime. A shared voicemail box could be set up if that was something the Council was interested in. He cautioned Council to think about the reading of comments. Simpson said it would be easy to send a derogatory comment and people would think it would be read. We would have to put rules in place. Simpson said the Council meeting is a business meeting to get things done. The public has lots of opportunity to contact Council outside of the meeting.

Watson does not support the reading of emails nor does he support the playing of phone messages during public comment. He feels if people want to comment, they need to show up in person or virtually. He feels it is a slippery slope we will regret.

Odeen feels the process we have now is workable. People can participate remotely, they can show up and talk, and can contact Council either by email or phone.

Council Chamber vs. Training Room Use
Simpson asked if there was a strong sentiment by Council that only the Council Chambers (with the exception of elections) would be used by the public to have as their main room or if they would be willing to consider the Training Room as a regular place for the virtual meetings. He said the Training Room was easy to set up, the sound was better, and there is a larger screen. The Mayor asked clarifying questions. Plunkett felt due to Covid-19, he would like to have it in the safest, largest space. Odeen said it is also about ventilation but if it was easier for people to see and hear in the Training Room, she was okay with it. Morrissette agreed with Odeen. He didn’t think there was any mystic or old school sentiment about having it in that room. Simpson said that was the information he was looking for. He wasn’t sure if one room was better than the other. Downing asked if the Training Room met the ‘Crushing Covid’ plan. Simpson said yes and provided more details. Watson was flexible and didn’t have a problem using that room.

Simpson provided a summary of his understanding on the topics discussed for far:
- Council technology is working pretty well, internet may be a question or use an alternate place at City Hall for internet access or using the client on individual’s phones
- There is some interest in clarifying the voting process by using a technology tool or some different way to read and collect votes
- Some concern about restricting public comment related to 4 p.m. rule but Council is more inclined to restrict virtual attendees and not in person attendees
- Looking into a voicemail box and publicizing the Mayor/Council email address
Simpson asked about having a formal rule for connectivity issues. The Mayor noted we have waited if someone has an issue but usually it has been resolved within a few minutes. Watson said five minutes was reasonable but didn’t think the meeting should be held for longer.

Council Bylaws
Simpson said the bylaws which were adopted in 2011. The bylaws are reviewed at the organizational meeting. He talked about open meetings during Covid-19, and said we have the ability to do it for some time. Simpson also talked about public access.

Simpson talked about the coordination of the agenda by the City Administrator. He asked if the electronic distribution of the agenda/packet by 5 p.m. on Thursday before the meeting was still adequate. Morrissette, Odeen, and Bjerstedt all said yes. Watson said 5 p.m. was adequate for him but felt it was difficult for the public. Downing agreed with Watson. He talked about getting the minutes a day or two earlier. The Mayor asked about the agenda being in the newspaper on Wednesday. Simpson said the agenda is out earlier. He provided more details and said that most action items have quite a bit of lead time and have had previous action at a committee. Occasionally, it does happen where the item comes out on Thursday and is acted upon on Tuesday. He talked about the possibility of some items needing prenotification or discussion before they happen.

Watson said the Administrator’s Report has helped. He asked that the same type of report be included for Plan Commission meetings so we can give people a head’s up. He would like to give more lead time to the citizens.

Odeen knows that we want to give citizens as much notice as possible and is hoping the online newsletter is helping, but by law, we only required to give 24 hours’ notice and we are already doing better than that.

Morrissette said for most major actions we take it requires two readings which provides a two-meeting notice. He agrees with Odeen and feels we are complying with the law and what is reasonable. Plunkett talked about a calendar being on the website listing all City meetings. Simpson said there is a calendar out there but doesn’t know if it is as successful as it could be.

Simpson understood that Thursday by 5 p.m. worked for Council but we may want to take an inventory of the items and the public notice. Plunkett asked about agenda setting.

Downing asked about getting the minutes earlier. He talked about being able to communicate better. Simpson said it is possible but wanted to be careful about giving the Council any idea that they have individual editing authority on the minutes. He said the best practice is the clerk takes the minutes as best as she is able to reflect them. If there is a technical issue, certainly a Councilor could let us know if something was spelled wrong, somebody was not there, or the vote was wrong. If it is actually how the minutes are taken, the best practice is the Councilmember trying to amend the minutes at the meeting. Watson agreed.

Simpson returned to agenda setting. As he understands it, general agenda items for regular meeting are up to the City Administrator or Mayor. The City Administrator works on the Council’s behalf so for items that the he believes there is a consensus or significant level of support, it doesn’t make sense not to put something on the agenda. The tough part is when there is one, two, or three members are interested, the item isn’t on the strategic initiatives list, it isn’t triggered by the Plan Commission so there we sit. What
Simpson has been doing it that if the Mayor isn’t in favor of it, he doesn’t put it on. Simpson thinks that has created a de facto system where there’s not a clear path for general Council items, the Council is interested in using the special meeting agenda setting which is in the bylaws and ordinance that two alderpersons have to file a written request. Simpson talked about the legal construction of the wording which says, “may be called” not “shall be called.” He asked the City Attorney how this would be interpreted. Simpson said there isn’t anything compelling the City Administrator to do something. Simpson provided an example of the mask ordinance and the process that occurred. He cited that Wis. Stats 62.11 is the only thing that can compel a meeting – and that’s the Mayor. The Council needs to decide if they want to change what they have. Simpson provided further details. Right now, there isn’t anything in the charter ordinance, the state statutes, or the bylaws which gives any Councilmember independent authority to put something on the agenda.

Plunkett felt there was a conflict with Robert’s Rules of Order. We seem to be following Robert’s Rules of Order and one of the processes in there allows an agenda change which is a conflict of the Wisconsin Open Meetings law. Since we are using Robert’s Rules of Order as a guideline, to remove that ability of Council or Councilmembers to bring up an item for discussion through other means is very limiting on the duties of an elected official. Plunkett would be interested in a procedure.

Odeen said Robert’s Rules of Order is a reference tool. It is the lowest common denominator. Either our ordinances, our operating rules, or state statutes take precedence. It is a useful tool. Odeen said our current situation relies on ability to work together and persuade each other that an idea has enough support to talk about and that isn’t necessarily bad, but she can see where having something formal might be a good idea.

Downing thought it made a lot of sense to allow two Councilmembers working with the City Administrator, who as the person who sets the agenda understands the volume and what is realistic to put items on the agenda – or a Councilmember and the Mayor.

Morrissette remembers only once during his time on Council that two Councilors got together to put something on the agenda. He is pointing that out because it has been used very judiciously – very limited in its scope. The reason is because there are other mechanisms that go to build the agenda. There’s a CIP, Administrator’s Work Plan, there’s the budget. If we have situations where two Councilmembers are throwing stuff on the agenda, dragging staff off task with different items on a whim, we are not going to accomplish the things that we, as a group, are our priorities. The agenda setting has to come up prior to that planning process and helps us set future agendas. It doesn’t mean if something comes up and we need to make a quick movement, that we don’t do it. Morrissette doesn’t want to start using two Councilmembers as mechanism to start throwing things on the agenda and dragging staff through the process of preparing information and getting that stuff done. As Odeen said, he really wants to see the Council, working together with the Mayor and City Administrator, to come to some consensus to say this is important enough that we need to ask for this to be put on the agenda. He feels it is important for the innerworkings of the Council and to be effective as the electorate as put us in a position to do.

Watson thought it was a hard question. He would like some clarity on it. What he understood was the two Council person rule. When there is a conflict with the Mayor, that’s where we put Simpson in the squeeze and the Mayor prevails. As a Councilperson, he doesn’t necessarily like that but agrees with Morrissette. He doesn’t want stuff tossed on the agenda without it being part of a bigger plan. He would like more research on this but doesn’t dislike the idea what Simpson said about once a month, we vote on agenda
ideas. He sees the benefit of keeping a lid on it, but it can be frustrating if you are a Councilor trying to make something happen.

Downing felt there should be a process for representatives to express what they feel the City needs. He agrees that we need to take things into consideration and that’s why he trusts Simpson to figure out if this is appropriate to be on the agenda now, but he also wants Simpson to work with the Mayor and Council to get the best result.

Plunkett sees a lot of conflict of interest going on particularly regarding some actions the Council may or may not take in the future. Where we have people, that are members of a business organization, and have gone before it saying they would take action to oppose any action by members of the Council and then have followed through with that by having it removed from the agenda that were in opposition to their position before that business committee. He finds it problematic. He thinks Council were elected by the public, we have a right to discuss business matters affecting the community, and by using the process that has been used to remove agenda items, it calls into question some clear and present ethical considerations. He is troubled by this.

Watson asked if the special meeting rule was outlet for this. Simpson thought it was intended to be that, but it really isn’t. It doesn’t give the City Administrator an easy out. It is saying any two alderpersons can file a written request, but it is not compelling him to do it. He still has to use judgment.

Watson feels the best move forward would be to take away Simpson’s discretion in that particular case. For two Councilors to call for a special meeting, it’s got to be something serious or substantial. It’s not going to interrupt the regular meeting procedures or the priorities of the of the City Administrator or Mayor. But it does give an opportunity for elected officials to bring things of high concern and let the rest of the Council and act if necessary.

Simpson summarized what he heard:
- When it comes to general agenda setting, a concern by some that they are unable to get a partner and bring any item they think is important up
- There is also a sentiment that we have work plans and strategic initiatives/objectives, and we don’t want to be bouncing every two weeks to different things

Those are the extremes. It sounds like Councilors are a bit scattered on it. You are interested in some research on making it a little easier. Simpson didn’t hear a consensus that a single Councilor should be able to put something on an agenda but did hear a consensus that is willing to discuss having a threshold that it is not just the Mayor or Administrator setting the agenda. Simpson thought the discussion was related to the regular meetings and the special meeting thing is probably misplaced. He didn’t believe that the Council wanted any Councilor to use the special meeting provision to get an item on the agenda.

Simpson talked about how the process could be weaponized. An example would be that two members file a request, an agenda is put out, and the rest don’t show up and there is no quorum. You want to have a process that people will buy into it. Simpson will look at special meeting language and then Council can debate. Simpson spoke further about having clarity in the bylaws, changes being researched, how Councilors can put something on the regular agenda. Simpson noted in Wisconsin the Mayor’s position has independent authority and extra authority.
Odeen would be in favor of having a pretty high threshold for Councilors calling a special meeting but a lower threshold for getting items on the agenda. She is not interested in having a lot of special meetings.

Public Communications by Council
Simpson said the current bylaws say statements by Councilors on behalf of the City, Mayor or Council, are discouraged. Councilors are discouraged from submitting letters to the editor. Simpson said this issue has come up quite a bit and provided background. Councilors are reminded that they shouldn’t be speaking on behalf of the City. Simpson talked about how Council should be thoughtful that they are always seen as “Councilors” by the public even in their private lives.

Simpson talked about social media accounts. Council needs to be aware of Open Meetings Law but there isn’t any specifically outlined information on personal social media accounts. Simpson said Councilors cannot go back and forth on a Facebook post in regard to Open Meetings law. He talked about not promising action by the entire Council. Simpson asked Council if they wanted any changes in public communications.

Downing suggested a policy with the City’s newspaper with the understanding that a Councilor is speaking on her/his own behalf and not the City’s. Simpson said the Council cannot direct the press on how they report on us - that is protected speech. We need to have agreement among us. Simpson provided further details.

Downing isn’t suggesting that we edit what a Councilor says in the newspaper but that when we submit things that we actually show and display the rules of how we agree on our ethics that no one of us speaks for the Council as whole. It’s just something that we put in there so people understand.

Odeen said it our responsibility and not the press’ responsibility. It is our job. She agrees with Simpson. Their job is to report what they see and hear. It’s our job to be clear on our ethics when speaking.

The Mayor said the Council has done a good job realizing that when a media person comes up to them, there is a Communications Director and City Administrator who we are supposed to direct all questions to. They are there to answer questions.

Morrissette talked about the transition to a regional newspaper making the letters to the editor less effective. He wanted to see research on individual social media accounts and what we should be doing there. Morrissette said any time you are approached by the media, you have to assume that you are on record and be thoughtful about what you say.

Plunkett said some use social media accounts to discuss issues; others use business meetings or organizations that they are a member of. He would no more presume to walk into a Chamber of Commerce meeting and tell people what they can or cannot discuss, or a business meeting with Mr. Morrissette and tell him what he can or cannot discuss. He thinks other members shouldn’t have the presumption of telling him or other Councilors what they can or cannot discuss. He thinks this is an attempt to exert power over members because they don’t like the content of what is being discussed. The feeling is mutual, but he respects the right of that discussion.

The Mayor doesn’t feel anyone is trying to tell others what they can and cannot say. It is to remind people that what they do say as Councilors carries weight. We have to be cognizant of how we say it and the way
we say it. He would not tell anyone what they can or cannot talk about. It is just a reminder that we represent the City. No matter what we say, people will assume what you are saying is what the City’s stance is.

Morrissette felt Plunkett was insinuating that he has done something wrong and he didn’t appreciate it. The Mayor felt Morrissette was better than that and moved on.

Simpson talked about bylaws regarding speaking on behalf of Council would apply only to the Council and not the Mayor. He wanted to recognize that distinction.

**Ethics**

Simpson reminded the Council that the City Attorney provided Council with information on ethics. He provided further information including on where the information is located and who the Council can speak with if they are concerned about a violation.

The Mayor asked for further comments. There was none. **At 8:35 p.m., MS Bjerstedt/Odeen to adjourn special meeting. The roll call vote to adjourn passed 6-0 with all voting in favor except for Watson who did not vote as he had technical difficulty during the vote.**

Respectfully submitted,

Kristi McKahan, Deputy Clerk
Mayor Dan Toland called the meeting to order at 6:30 p.m. in a virtual meeting format due to the Covid 19 pandemic. The City Council Chambers was open for public to attend.

**City Council Members Present:** Todd Bjerstedt, Sean Downing, Christopher Gagne, Scott Morrissette, Diane Odeen, Ben Plunkett, Hal Watson

**Members Absent:** None

**Staff Present:** City Administrator Scot Simpson; IT Specialist Jon Smits; City Clerk Amy White; Assistant City Administrator Jason Stroud; City Attorney Chris Gierhart; Community Development Director Amy Peterson; Economic Development Manager Keri Schreiner, others

Others Present: Marvin Wanders, Jeremy Novak, Patrick Bilbrey, Tiffany Bieszki, Trevor Stokes, Neil Gilbertson, Zorka Stancevic, Patricia LaRue, Eric Amundsen, Joanne Ayres, Craig Hofland, Mike Reich, Raine O’Keefe, Dan Nelson, Adrian Amundsen, Ben Fuchs

The Pledge of Allegiance was said.

**APPROVAL OF MINUTES:**
August 11 Regular Meeting Minutes

MS Morrissette/Downing move to approve minutes. Morrissette followed up on a correction to a vote in the minutes. The clerk confirmed that the change had been made. The Mayor asked for a vote. **The roll call vote passed unanimously 7-0 with all voting in favor.**

**APPROVAL OF BILLS:**
Bills: $ 1,619,966.26

MS Gagne/Morrissette move to approve bills subject to the Comptroller. The roll call vote passed unanimously 7-0 with all voting in favor.

**PUBLIC COMMENT, PETITIONS, REQUESTS AND COMMUNICATIONS:**
The Mayor asked persons interested in speaking on DeSanctis Park to wait until the public hearing.

Benjamin Fuchs, 2529 Powell Avenue – appreciated the special meeting last week and spoke on items that were discussed.

**PUBLIC HEARING:**
Ordinance 2020-07 Amending the Comprehensive Plan and Future Land Use Map – Second Reading and Disposition

Community Development Director Amy Peterson provided a presentation covering items 2-6 on the agenda. She showed the project site plan that included four buildings in two phases providing 84 townhome style units. The City released a request for proposals and received six proposals with a variety of density and housing types. Three-Sixty Real Estate Solutions, LLC was selected to move forward. Peterson talked about the roads, parking, and information on the units.

Peterson talked about the City’s housing needs, housing construction over the last 20 years, and workforce housing (‘affordable housing’ for all). She noted the City is short on all types of housing. Peterson talked about
housing density. Cities are made to be dense and talked about higher versus lower density and the benefits of higher density.

Peterson talked about parkland and open space. The National Recreational Parks Association recommends 17.83 acres per 1,000 residents; in 2018, River Falls was at 18.08 acres (not including any public conservancy lands).

Peterson talked about the 1995 Park and Rec Plan that defined parks and recreational spaces into categories. In the plan, DeSanctis is ‘yet to be acquired’ but is categorized as a community park. Staff feels that DeSanctis Park has been underdeveloped and utilized primarily as a neighborhood park. Development of this park including water/sewer connections and a parking lot has been lagging on for 20 years. She asked where will the nearly $1 million dollars to pay for the necessary infrastructure come from if not a development of this scale?

Peterson talked about Planned Unit Developments (PUDs). PUDs allow flexibility for the community and developer. PUDs have been used frequently in the City. Peterson provided a map with locations.

Peterson talked about the goals and benefits of Milltown Residences including realigning Dry Run Road, connecting Glover School to water/sewer, creating a public parking lot, park landscaping, addressing emergency access issues, additional housing to meet needs, sidewalk connections, and more.

Peterson provided the history of the project. The Plan Commission did not meet in June due to the pandemic, but comments were solicited from the members that were included in a report to Council for the General Development Plan. On June 9, 2020, a public hearing was held, and Council approved the General Development Plan which established the right for use for the area as presented. On August 4, 2020, the Plan Commission approved future land use and provided a positive recommendation on tax increment district 16. Staff supports that the Specific Implementation Plan substantially conforms to the GDP, but the Plan Commission vote was tied on the SIP for the project. Peterson reviewed the items on the agenda for action by Council.

**At 6:40 p.m., the Mayor moved into a Public Hearing for Ordinance 2020-07.** Public comment was limited to two minutes per speaker. The Mayor asked to have persons on the phone speak first.

Patrick Bilbrey, no address given – expressed concern about obstructing the view of the park, the two-story design, and increased congestion presenting hazards on County M.

Tiffany Bieszki, 215 Hamilton Drive – sent Council an online petition. She believes that a high-density development is a huge mistake and said parkland/open space make the City unique and desirable. She expressed disappointment in the GDP approval process feeling there was a lack of community involvement. She urged the Council to slow down and said all development should receive proper community input which she didn’t feel this process did. She talked further about possible park options.

Trevor Stokes, no address given – opposed the housing plan and wanted clarification on why an expansive complex was chosen. He cautioned against aggressive expansion as it would lead the City astray from the qualities that make it a unique and beautiful community. People live here for the small-town qualities, the sense of community, and the natural beauty. He talked further about preserving the landscape.

Neil Gilbertson, 1376 Division Street – has paid taxes for 50 years. If the development is built, he feels those residents will get all the benefits of the park even enough he has paid taxes for it. He feels the traffic will increase causing other roadway needs which the taxpayers will have to pay for in the future.

Zorka Stancevic, 1136 W. Division Street – talked about the additional traffic due to the development resulting in accidents and road deterioration. She does not have the funds to pay for assessments for future street improvements. She is not in favor of the development citing the two-lane road would not be able to handle the increased traffic, safety concerns for children riding bikes, the high-density development design not matching the current architecture, and the development blocking the park. She felt the development would be better suited to a different location such as the Shopko lot.
Patricia LaRue, 489 Marcella Court – serves on the Plan Commission. She talked about the development process saying the Plan Commission didn’t meet (due to the pandemic) and felt there was no opportunity for public involvement and the Park Board was bypassed. She doesn’t see why a decision needs to be made tonight. Five hundred residents have asked the City to apply the brakes, and she thinks they need to be part of the discussion and solution.

Eric Amundsen, 500 Marcella Court – provided background on the original use for DeSanctis Park and talked about the high-density housing going against the zoning and intended purpose of the park. He didn’t think the housing fit in the area. He also talked about the information included in the packet and expressed his disappointment in the time limit for speaking.

Joanne Ayres, 1583 Covey Drive – talked about a lack of parking causing the park not to be used. She asked when the traffic count was taken and talked about a remark made by a Councilor regarding changing the zoning. She didn’t understand how the zoning could be changed to suit the Council but not consider the residents.

Craig Hofland, 150 Kusilek Street – is a new Plan Commission member. He sent an email to the Council regarding his concerns. He was absent for the Plan Commission vote on the project which was 3-3 - to him means a ‘no vote’. He is against the plan and would have voted no if he was in attendance. He wants the Council to take that into consideration. Hofland is against the PUD and SIP believing the Council moved too quickly. He asked the Council to listen to the residents challenging them to ‘think outside the box’.

Mike Reich, 1306 Roosevelt Street – DeSanctis Park surrounds his house. He is concerned about the density issue and spoke in detail about it. He also talked about the character of the west side of town and about how the development would be building a wall along Division Street. He wondered if it was fair for the project to be considered by Council without a recommendation from the commission.

Raine O’Keefe, 13 Dry Run Road – several of her concerns have been covered by others. She asked about light pollution as the traffic will be facing her bedroom and headlights will be shining into her home. She asked if there was research done regarding grants that could fund adding water/sewer to the park.

Dan Nelson, 1627 Maple Street – is against the proposal and signed the petition. He said the property owner seems to be the City, but residents weren’t told that – he felt it was deceptive to the community. People were upset because the size of project doubled. He talked about the three-story design noting no one wants to live in it, the speeding traffic on Maple Street, and being against high density.

Adrian Amundsen, 310 N. 4th Street – said research has been done and there was not one city nearby or the size of River Falls that has a major apartment complex directly connected to a city regional park. He is not against developing it but wants it to be in the current zoning of R1 low density. He talked about other proposals that would abide by the zoning. He doesn’t feel that the project fits into the neighborhood. He wanted the Council to reject the project.

With no other persons wishing to comment, the Mayor closed the public hearing at 7:40 p.m. and asked for a motion. MS Morrissette/Odeen move to approve the ordinance. The Mayor asked Council for comments.

Alderperson Downing thanked the public for comments. He is against the proposal because the community is saying no to it. He doesn’t believe there was a process designed for a regional park and housing. Downing talked about doing project at half density and being successful. He felt the project was rushed through with a focus on housing only and not the park. He feels there wasn’t a chance for community engagement and cited a petition signed by over a thousand people. Downing thought we should take a step back and work with the community. He will be voting no and is against the zoning change. He wants to hear what the Plan Commission can agree to and talked about the project not meeting the expectations of the majority of the Plan Commission, community or himself. We need better community engagement. Downing noted that Peter and Susan DeSanctis
said in the petition that this is not what they intended for the City to do with the land and he would encourage everyone to keep that in mind - that is why he will be voting no.

Alderperson Watson comes in with an open mind and has listened. This is a tough vote. He has a vision for a regional park in this area that is more significant that what is in DeSanctis now. Watson has argued for environment and conservancy land for the last 20 years while on the Plan Commission and Council. This proposal takes 4+ acres and develops it as planned and brings in over 124 acres of conservancy and open space land. He suggested taking a pause and look at the bigger picture. He talked about the conservancy land on top of the mound and extending it into DeSanctis Park and on the west side (school district land) it ties the park into open space. We would be looking at a regional park of over 200 acres. Watson would like staff to take a wider look to include property to the east.

Watson said residents need to understand that the area will change and grow. There is a large business park we are committed to and that is a done deal. People who work in that business park will need a place to live. Either we develop this parcel along Division Street, or we don’t. For those who oppose the current development plan, he is looking to you. The City has invested $200,000 in the parcel and a $1 million invested into parking, sewer, and building out the trail system. This tax increment district is part of plan - you cannot fund that. It will be funded through taxes. He believed the residents are asking the Council to come up with a $1.2 million and more studies and swallow what we have spent. His mind is open to hear what other Councilors have to say.

Alderperson Morrissette addressed citizen comments. The first was regarding rezoning and that a Councilor said, “we’ll just rezone it.” He doesn’t recall a Councilor making that comment in a flippant manner. The zoning is not going to change - it will remain R1 with a PUD overlay.

The second comment Morrissette addressed was the City owning the land and maybe it was deceptive at a prior time. The City did not buy the land until we were down the road with Gerrard’s. The City bought land to use as incentive to get infrastructure put in. He addressed the comment about moving it another site in town. The developer has put their capital at risk. Shopko is a private site, and we do not dictate what goes into it. People bring development projects to City, and then we react. He talked further about the developers and capital.

Morrissette said Mann Valley will develop over time. This is a long-term project we are committed to. There is a financial impact. The Council is charged with City’s finances. He talked about increasing the amenities in the City and provided examples.

Morrissette wanted to review the project history and began with a staff discussion about a possible land swap and to do some single-family infill to the east. It didn’t even make it to an agenda and people were telling us that’s not what they wanted. The Gerrard project came along, and we were inundated by people saying that’s not what they want and now we are inundated with these responses. He appreciates community involvement but heard tonight that someone likes the Gerrard project better. We can’t go back and revive past projects. We have in front us what we have. He talked about the project and the benefits including making the schoolhouse usable and the realignment of Dry Run Road and Bobwhite. There are a lot of benefits to this, and he does not downplay people who are concerned. Morrissette is in favor and feels it will be a long-term benefit to the park and City.

Alderperson Gagne shares Watson and Morrissette’s sentiments. He talked about two projects in his neighborhood and the concerns of his neighbors regarding those projects. He appreciates the concerns of residents. Gagne talked about knowing the history of the project, working hard to listen to residents’ concerns, and the tough challenge it is to make people happy. He hopes with a project like this, we can invite new neighbors into community. He talked about growth. Gagne feels it is a great use of space and spoke about flipping other property into conservancy. He has a hard time with the concept of “I don’t want it in my neighborhood” - we are going to grow. Gagne spoke further about the project amenities including housing and parking. He said originally the whole park was dedicated to housing and addressed the light pollution issue. He believes he will be voting in favor.
Alderson Odeen clarified that the item before Council is amending the comprehensive plan and future land use map. She will address the SIP later. She appreciates Mr. Watson’s vision for a bigger conservancy area. She talked about incorporating large green spaces and conservancy areas that will make this an attractive industrial park. She will be voting in favor of amending comprehensive plan.

Alderson Plunkett appreciates everyone coming to comment and that the motion is on the comprehensive plan. He thought the park land expansion included will be a valuable addition to the City in future. Overall, he feels the plan meets the needs of the City as well as planning for future expansion.

Downing asked City Administrator Simpson if the comprehensive plan and land use map allow for zoning of high density with the Gerrard Project and would it bring in the same amount of money or more but have less density. Simpson asked Downing for clarification on his question. Downing provided an explanation. Simpson said action on the future land use plan doesn’t require the City or a developer to go up to the maximum density. If you are in favor of the proposed land use, this is not changing the zoning so even in the case of a less dense proposal, you will still have to go through the PUD process. The Council is expected to approve detailed plans for anything in a PUD. There isn’t a change in zoning, but you are signaling, if you do approve this, that you are interested in more density on that property.

Downing asked if a project half that size based of the density for that zone based on home ownership could actually bring in the same amount of funding or more. Simpson said yes, lots of things are possible but not probable. He talked about the high amenities of the units and the good value and provided further explanation. Downing sees the value in having more rentals and also compromising with the community. He talked about doing the Three Sixty plan in a different location and believed the funding could come from a smaller plan like the Gerrard project which could be done in the zone. Downing talked further about development paying for the park. He asked the Council about the value of compromise and thinks we need to slow down the process and look at what is best for the community.

Morrissette said that is the market’s job to decide that. It is not the Council’s job to dictate what goes where other than a general communication through a comp plan. Our job is to react to what comes to us. He understood what Downing was saying but that is not what in front of us. The market has to dictate it. Morrissette respectfully disagreed with Downing. Downing asked Morrissette about putting out an RFP with a compromise. Morrissette said an RFP was already done with six projects submitted. A committee reviewed the projects, and this was the one that was decided upon. Downing spoke further about an RFP.

Alderperson Bjerstedt wasn’t going to add any comments because everything was well-stated. He is in construction business and this summer was asked to price a twin home in River Falls. The cost was well north of $600,000 to build two units with two bedrooms, two bath, two car garages. All of this discussion is mute because the math doesn’t lie. Construction costs gone up 24 percent since last year. Affordability can’t be done without density. It is just simple math.

Watson appreciated Bjerstedt’s comment. It confirms his thoughts. He respectfully disagrees with Downing and feels there is no middle road. Either we add to the park, swallow our investment and figure out how we pay for the amenities. He suggested maybe the neighbors or City as a whole want to contribute a couple of million dollars. He feels this is where we are heading if we don’t approve the project. For those concerned about the loss of environmental land, he thinks there is a big gain overall. He thought Gagne made good points. One of which is that every other part of the City has some element of multifamily housing happening and this part of town has not, but it is on the way. Watson wanted to acknowledge those comments from fellow Councilors and say thank them.

Downing asked Simpson was there was a formal community engagement process done for the current proposed project for Three Sixty. Simpson said there was nothing done outside of the GDP and SIP process. Downing asked if we have solicited the public for their opinions. Simpson said we’ve had two public hearings as a part of our formal process – there is a formal process. Downing was suggesting a process to similar to the Kinni Corridor process and asked if formal proposal was put forth by the Development Department. Simpson said no
but neither was that asked by Council – to be clear, staff is following up on strategic initiatives of the Council. This isn’t staff’s project. Staff is providing advice based upon the path that the Council asked for. Council did not instruct staff to go through a public process anywhere near the significance of the Kinni Corridor project. This was a process modified by the pandemic but was still followed with the two public hearings and other processes. Downing asked a follow up question regarding if there has been housing project near other regional parks. Simpson was not aware of any and provided further details.

**With no other comments, the Mayor asked for a vote. Simpson provided a point of order. He clarified that a vote yes on this does not approve the development project. This is a vote on the future land use plan which was voted in favor by the Plan Commission. A vote on this does not require the Council to approve any of the other items or the development as a whole. The roll call vote was 6-1 with all voting in favor except for Downing.**

**ORDINANCES AND RESOLUTIONS:**

Resolution No. 5607 Approving the Planned Unit Development (PUD) Specific Implementation Plan for Milltown Residences

Marvin Wanders and Jeremy Novak, from Three Sixty Real Estate Solutions introduced themselves. **MS Gagne/Morrissette move to approve resolution.** Morrissette asked a question on behalf of a citizen. If we were to modify the design and have two four-story buildings and two two-story buildings, how would that impact the finances of the project?

Waters said we could be going into different code areas and may need an elevator. This building is designed to have a residential feel. He is not sure that would be well-received in the neighborhood.

Watson asked about the market research and target area. Waters said both he and Jeremy did independent research. They also paid a data company to do research. They are investing a lot of capital, and they cannot be wrong on the data. From a trend standpoint, young professionals moving to community would come to this type of housing. This will also attract a certain number of empty nesters. Waters talked about how homeownership is changing and provided further details.

Watson asked about environmental considerations and how they would accomplish those. Waters said they are very concerned about the environmental impact and noted that density is an important component to mitigate an environmental impact. The smaller footprint communities have due to density, the smaller the impact. Waters talked about landscaping and the types of plants used. He also talked about energy consumption and the devices used for heating the building.

Downing explained he didn’t respond to their phone calls because he answers to the voters first, and we didn’t have a formal community engagement process. He asked if they would be willing to do two projects; one that is half the second and the original one we are discussing tonight if our Plan Commission put that in front of you. Waters appreciated Downing’s comments and talked about getting pushback from neighborhoods where the development is occurring. It doesn’t mean that it isn’t the right development. He understands the emotions and the impacts on the neighborhood. He talked about making the development complimentary to the neighborhood.

Downing asked again about doing two projects. Waters said that was a challenging question because it is out of the scope, and he doesn’t know about the economics. Downing asked about their willingness to help the City find a compromise by doing two different projects. The Mayor interjected and said they have been asked to do this project, and we are putting them on the spot to ask this question. Downing understood but wanted to know their perspective because he felt we owe it to the citizens to exhaust all resources.

Gagne referenced an email he received from Three Sixty regarding single family housing in that location. He read a section stating that public infrastructure costs increase the costs of the lot to the extent that the lot becomes cost prohibitive for potential buyers. Gagne said the costs get passed down to the renters/buyers. He
continued reading, “the City has analyzed this option in the past and determined single family plats are not feasible at the site.” Gagne spoke further about costs and in defense of Three Sixty. He felt it was a tough question for them to answer without more research.

Bjerstedt looked up his project he referred earlier noting it was $621,000 for the twin home not including land/landscaping. Again, you’re getting into structures that are hundreds of thousands of dollars each, and it just can’t happen. Gagne talked about his cousin buying an older twin homes for $205,000 and making improvements. He couldn’t imagine what building a new one would cost.

**With no further comments, the Mayor asked for a vote. The roll call vote was 6-1 with all voting in favor except for Downing.**

Resolution No. 6508 - Approving a Development Agreement between the City of River Falls and 1 RF, LLC

MS Morrissette/Odeen move to approve resolution. The Mayor asked for comments.

Odeen spoke in favor of renters. She talked about making an inclusive community and renters being a big part of that. We need to have housing for everyone not just people who can afford single family homes and that housing needs to be distributed throughout town. She is in favor of this. It will be a quality development with upscale apartments and feels it will be very desirable.

Downing talked about the Gerrard project not being an old plan. He doesn’t see why we can’t do both plans. He appreciates the value the project brings but doesn’t feel it represents the City the best.

Gagne agrees with Downing about the Gerrard project and provided further clarification about previous remarks. He asked the developer if they have had issues filling their properties due to Covid. Waters said vacancies have remained stable and delinquencies have only slightly increased. He talked about a new development being built during Covid that was already 67 percent leased on August 1 which was higher than projected.

Plunkett had questions on the developer’s agreement in Sections 4.2 and 4.3 regarding transfer of funds. Simpson said the developer’s agreement is when Council first makes commitments. Section 4.2 is a lump sum amount for public infrastructure paid to the developer which is paid back to the City through tax incremental financing. In Section 4.3, the City takes a credit for the sale of the lot and is committing to $1.9 million of financing for the project. The new taxes from the project will pay for the infrastructure and the developmental incentive and the balance of increment will allow the City to pay for other projects. Plunkett asked if the payback was over 10 years. Simpson provided the amounts and talked further about Council’s policy on tax incremental financing, the financing and timeline. He noted the project is expected to generate almost $5 million of increment to be used for other projects. Plunkett had a procedural question about approving items to which Simpson provided an answer. Plunkett asked about property tax caps. Simpson said the City has not met them as our Council has been more conservative. He provided further details on impacts and said the project was expected to ‘pay its own way.’ Simpson explained further TID details.

Downing expressed his concern about the lack of community engagement and wanted to work with Council in the future to improve it.

**With no other comments, the Mayor asked for a vote. The roll call vote passed 6-1 with all voting in favor except for Downing.**

Resolution No. 6509 - Approving a Purchase Agreement between the City of River Falls and 1 RF, LLC

MS Morrissette/Watson move to approve resolution. With no comments, the Mayor asked for a vote. The roll call vote passed 6-1 with all voting in favor except for Downing.

Resolution No. 6510 - Creating Tax Incremental District No. 16, Approving its Project Plan and Establishing its Boundaries
MS Gagne/Bjerstedt move to approve resolution. The Mayor asked for comments.

Odeen told the commenters that they were heard but Council has a bigger picture in mind. The tax increment district serves two functions: 1) improving DeSanctis Park so it is accessible to more people; and 2) to encourage more housing for our workforce.

Gagne spoke in favor of tax increment financing. It is a great use to pay for other projects in the structure. It feels it is a benefit to the community. He is in favor of this.

Plunkett asked about assessments. Simpson said a citywide reassessment is done every few years and maintenance assessing is done each year. Simpson provided further details. Plunkett clarified that he was asking about street light installation or a sidewalk redo. Morrissette and Odeen answered that was a special assessment. Simpson said special assessments are used very little in River Falls and provided further detail. Odeen believed that since she has been on the Council, she thought special assessments have only been done once for a sewer improvement project.

Watson referred to the map on page 85 which shows the area of the TID and the ½ mile buffer that is the area within which by law we are allowed to fund projects using the TID. He said there is an opportunity to quadruple the size of DeSanctis Park. Watson is excited about the possibilities of this TID. Downing thanked Watson and appreciated his vision and also the other Councilor’s views.

With no comments, the Mayor asked for a vote. The roll call vote passed 6-1 with all voting in favor except for Downing.

Resolution No. 6511 - Applying for Exemption from County Library Tax
MS Watson/Gagne move to approve resolution. The Mayor asked for comments.

Gagne asked if this is done yearly and why is it important. Simpson said yes, and under state law, everyone is entitled access to a library. Those who provide library services should be reimbursed by those who do not have library services. This is the mechanism in Wisconsin for the City to tell the counties that we have a library that meets the minimum requirements for library services, we are providing library services to our residents, and the county does not need to levy for library services. This resolution exempts City residents from the county tax for a library. Without this, we would lose a significant amount of funding for the library. Gagne said it makes sense to vote in favor. He talked about the City’s library. With no other comments, the Mayor asked for a vote. The roll call vote passed 7-0 with all voting in favor.

REPORTS:
Review of Resolution No. 6501 - Resolution Relating to the Covid-19 Public Health Emergency; Recommending the Use of Face Coverings in Public in the City of River Falls
Odeen asked about how the pandemic was playing out in Pierce and St. Croix Counties. Assistant City Administrator Stroud met with health officials last Thursday. The activity level is still high but there are some preliminary conversations about the appropriate timeline for expanding upon gathering limits. There is some trending that they would like to continue to see for a couple for weeks. Odeen followed up asking about risks as students return to UWRF. Stroud said we are all on high alert. He talked about the schools intending on proceeding with fall sports.

Plunkett does not have a feeling of confidence with school restarting. He feels the risk to the community is rather large, and that it is time to consider looking at metrics to start implementing future restrictions to stop increased pandemic spread. He talked about a lawsuit to repeal the governor’s mask order and felt the City would need to have a process in place to implement a mask order. He is interested in hearing what other Councilors think what metrics should exist to serve as a point for starting that process.
Administrator’s Report
Simpson talked about the Mayor’s video. He appreciated the Council’s difficult decision and took notes. Gagne asked about a tree sale. Simpson would have to get back to him. He didn’t believe that there would be many for public sale.

Odeen asked about losing the City Forester and replacement plans. Simpson provided an answer.

Morrissette asked about the problem with the splashpad. Stroud did not know but would find an answer. Morrissette said there had been a Facebook post.

Comptroller’s Report for July 2020
Comptroller Odeen read the following: General Fund revenues through the end of July were $5,422,245 or 49 percent of budgeted revenues. Revenues in the month July include $299,992 in shared revenue (Wisconsin State Aid), and $175,679 in transportation aids. Expenditures for the same period were $5,413,750 or 49 percent of budgeted expenses. Net revenue over expenditures for the period ending July 31, 2020, is $529,209.

Bjerstedt was proud of everyone saying the Council had a tough night, and everyone handled themselves very well.

At 9:28 p.m., MS Bjerstedt/Odeen move to adjourn. The roll call vote passed 7-0 with all voting in favor.

Respectfully submitted,

Kristi McKahan, Deputy Clerk
MINUTES
JOINT MEETING OF
PARK AND RECREATION ADVISORY BOARD AND
HISTORIC PRESERVATION COMMISSION
March 11, 2020 at 6:00 pm
Training Room

HPC Members Present: Heidi Heinze (Chair), Jayne Hoffman, Mark Anderson, Jeff Bjork, Pam Friede, Michael Page, Denton Anderson (arrived at 6:07)
HPC Members Absent: None
PB Members Present: Patricia LaRue (Chair), Sean Downing, Brandon Dobbertin, Brenda Gaulke, Jim Nordgren, Susan Reese
PB Absent: Melissa Pedrini
Staff Present: Brandy Howe, Cindi Danke, Mike Stifter, Jason Stroud
Others Present: Ben Fochs, 2529 Powell Avenue

CALL TO ORDER
Meeting convened at 6:04 p.m.

APPROVAL OF HPC MINUTES OF FEBRUARY 19, 2020
Bjork made a motion to approve the minutes.

M/Bjork, S/Friede – motion carried 6-0

APPROVAL OF PARK BOARD MINUTES OF FEBRUARY 19, 2020
Reese made a motion to approve the minutes.

M/Reese, S/Gaulke – motion carried 6-0

PUBLIC COMMENTS
Ben Fochs requested that the Park Board review the park master plans and work to complete updates as there is significant development around all three regional parks and they are each more than five years old. Reese reported that the Community Development Department has initiated a project to do just that.

Heinze reported that she received an email from Chad Smurawa from the River Falls School District asking if the Preservation Commission would be interested in taking a stone piece from the original academy building. She noted that the Commission is not the entity to take this on as they do not have
storage capacity, however, Jeff Bjork, who also represents the River Falls High School Alumni Association has indicated that they would be happy to take ownership of the item.

DISCUSSION ITEMS

1. Glen Park
   a. New Glen Park Pavilion opening day
      Heinze announced that the new Glen Park pavilion opening day reception is scheduled for May 21st from 5:00 to 7:00 p.m. She asked the Park Board what the HPC could do to help out during the reception. Danke reported that a projector and screen will be available in the pavilion if the HPC is interested in providing a presentation. Danke did note that it can get fairly sunny in the pavilion at times, which may make it difficult to see the screen. Danke also mentioned that she is working on a schedule of speeches and other activities for the event.

   b. Pavilion board images and captions
      The HPC proposed to present each caption and then approve on any changes one by one so they can be finalized and ready to be sent to the fabricator.

      - Swinging Bridge – no changes suggested. Friede made a motion to approve the caption as written. M/Friede, S/Page – passed 13-0.
      - Zoo at Glen Park – no changes suggested. Friede made a motion to approve the caption as written. M/Friede, S/Page – passed 13-0.
      - River Falls Improvement League – Hoffman proposed removing the sentence that begins with “In 1901, these women...”. Hoffman also suggested the next sentence read: “For over 25 years, they devoted their energies to maintenance and beautification efforts in the park and the River Falls community.” She also suggested switching the word “efforts” in the 7th line to “projects.” Bjork made a motion to approve the caption as edited. M/Bjork, S/Gaulke – passed 13-0.
      - Glen Park Pool and Bathhouse – no changes suggested. Friede made a motion to approve the caption as written. M/Friede, S/Page – passed 13-0.
      - Glen Park Lodge – Hoffman suggested a change to the last line to delete “will” and change “serve” to “serves.” Friede made a motion to approve the caption as edited. M/Friede, S/Gaulke – passed 13-0.
      - Summer Days – D. Anderson suggested adding “baseball” to the list of activities at the park. D. Anderson made a motion to approve the caption as edited. M/D. Anderson, S/Gaulke – passed 13-0.
      - Glen Park – It was suggested that the second to last sentence be revised as follows: “Over time, playground areas, an ice rink, toboggan run, and bike and walking trails were added.” Friede made a motion to approve the caption as edited. M/Friede, S/Gaulke – passed 13-0.

      The HPC then shared the images to accompany the above descriptions.

   c. Postcards
      Heinze reported that every year the HPC produces a postcard to distribute at the River Falls Days parade. This year, Mary Zimmerman, the City’s Communications Manager, had asked if
the pavilion images could be used to make either postcards or notecards as a giveaway for the grand opening of the pavilion. Howe updated her communications with Mary, indicating that she will likely be looking to create notecard packages featuring each of the seven images. Mary will work to secure permission to use the images in this way from Pierce County Historical Society, UWRF Archives, and Jayne Hoffman of the HPC. After some discussion on various options, Heinze asked for an endorsement of the use of the seven selected images for notecards. Reese made a motion to endorse. Gaulke seconded – passed 12-1.

d. **HPC slideshow/presentation**
   It was determined that a presentation was not necessary as it was provided to the same group last year.

e. **The Glen interpretive sign**
   Heinze reported that for the past few months the HPC has been working on a project to improve the Cascade Mill sign at Glen Park. The HPC then shared the image of the draft Glen interpretive sign (included in the agenda packet). The sign is proposed to have graphic images, including Sanborn map background, and be significantly smaller and mounted at an angle so a viewer can stand next to the sign and read it while also viewing the area of the park formerly known as The Glen. Heinze reported that it is the HPC’s hope that this sign is the first of a series of “heritage” signs that will be created by the HPC and located throughout the historic parts of the downtown. There was some discussion about removal of some of trees in the area to enhance the view. Stifter noted that it may be a challenge to remove trees from the steep bank in the area. Further, if removed, the view is really of a house on the other side of the river, which isn’t the effect that the HPC is hoping to achieve.

2. **Heritage Park**
   Heinze reported that Heritage Park may be the next interpretive sign that the HPC works on after the Glen. Reese presented a 5-page, narrative poem that was written by Ed Peterson (Ursula Peterson’s husband), a former long-time resident of River Falls regarding the planning and creation of Heritage Park.

3. **Partnership Opportunities**
   No discussion.

**CALENDAR**
Next Historic Preservation Commission meeting is April 8, 2020.
Next Park and Recreation Advisory Board meeting is April 15, 2020.

**ADJOURNMENT**
Friede made a motion to adjourn at 7:03 p.m. Page seconded.

M/Friede, S/Page – motion carried 13-0
Minutes of the Regular meeting of the River Falls Housing Authority, July 15, 2020

Chair Todd Bjerstedt called the meeting to order at 6:30. Due to the ongoing COVID 19 public Health emergency, all members attended via telephone and internet.
Present: Todd Bjerstedt, Matt Fitzgerald, Jacqueline Niccum, Nick Carow
Absent: Amy Peterson
Also Present: Anne McAlpine, Executive Director
MINUTES M/S/C Fitzgerald/Niccum to approve the minutes of June 10, 2020.
The public was invited to attend via telephone. There were no telephone calls made to the meeting.
CONSENT ITEMS M/S/C Fitzgerald/Niccum to approve the consent items: 1) Fiscal year-end write-off accounts; 2) Amenities Policy, Reasonable Accommodations Policy, Auditor Policy Packet, and Van Use Policy.
ACTION ITEMS
1. M/S/C Carow/Niccum to approve payment of bills and budget report.
2. M/S/C Niccum/Carow to approve resolution #563 Capital Fund Budget Revisions for funding cycles 2018, 2019 and 2020. McAlpine explained that Capital Funds are used for non-routine expenditures as well as capital improvements. Budget revisions provide transparency in the use of these funds.
3. M/S/C Carow/Fitzgerald to approve entering into a five-year lease for a new phone system from Ravon. McAlpine explained the features that are needed and absent from the existing system. A new phone system will eliminate services of $320/month from Verizon and Granite. Four proposals were received with comparable features; Ravon is $174.20/month, Baldwin Lightstream is $279.04 /month, Granite is $278.42/month, Mitel is $312.91/month.
REPORTS
1. Vacancy and Re-rental Report – McAlpine reported that vacancies are returning to a normal level. Two tenants who had recently moved in have moved out. They found that because of social distancing in the community they weren’t able to feel at home in River Falls. These two tenants moved back to the town they had lived in before.
2. McAlpine reported that playground lighting project has two of the four lights installed. The playground is quite well lit now. Lights are on photocells and are on dusk – dawn. Lights for the back yards are scheduled to be installed within the next two weeks.
ADJOURN Fitzgerald/Carow 7:05 pm
Respectfully submitted Anne McAlpine, Recording Secretary
PARKS AND RECREATION ADVISORY BOARD MINUTES
Wednesday, July 15, 2020 at 5:15 p.m.
Glen Park Pavilion Patio

Members Present: Patricia LaRue (Chair), Brandon Dobbertin, Brenda Gaulke, Jim Nordgren, Melissa Pedrini, and Susan Reese.
Members Absent: Sean Downing
Staff Present: Cindi Danke-Recreation Manager
Others Present: None

CALL TO ORDER
Meeting convened at 5:15 p.m.

APPROVAL OF MINUTES
MSC Gaulke/Norgren to approve the minutes of the February 19, 2020 Park and Recreation Advisory Board Meeting with corrections. Motion carried 6-0.

PUBLIC COMMENTS
The new pavilion at Glen Park is starting to be used for small gatherings and the feedback on the whole Glen Park design, splash pad, pathways, parking and pool has been extremely positive.

NEW BUSINESS
Discussed use of pavilion, splash pad and pool. Toured Glen Park to witness the users, including children and families at the splash pad, a fly-fishing class using the open field, swimming lessons at the pool, children playing on playgrounds, and other groups eating dinner at picnic tables or walking on the trail way. Parking seemed adequate and park was heavily utilized.

OLD BUSINESS
A grant was written for AARP, Grants to make communities livable for people of all ages. In total, they received 2,800 applications from communities nationwide. As such, the decision-making process was a difficult one, with many worthwhile organizations with inspiring projects vying for a limited amount of grant dollars. Unfortunately, our organization was not selected for funding at this time. The grant was written to improve the White Pathway for seniors, with a swinging bench and chess/checkers table.
We are looking into a playground matching grant to hopefully use in the new area at Glen Park.

Next agenda: Playground rules and Park Board meeting protocol and guidelines.

ADJOURNMENT
MSC Nordgren/Dobbertin to adjourn the meeting at 6:30p.m. Motion carried 6-0.

Respectfully submitted,

Cindi Danke, Recreation Manager
Call Meeting to Order 6:30 p.m.

Advisory Board Members Present: Gary Donath, Judy Edgar, Jeanne Wespetal, Scott
Morrisette, Kent Kittleson, Carole Mottaz, Ken
McNiff

Absent: Jessica Delwiche

Also Present: Jason Stroud, assistant city administrator;
Scot Simpson, city administrator

Approval of Minutes: Regular Meeting Minutes from January 6, 2020.

MSC Edgar/McNiff to approve January 6, 2020 regular meeting minutes. Unanimous.

1) Public Comment Period
   There was no public comments.

2) Annual Report
   Stroud updated the Board on the annual report. There was a slight uptick in calls this
year. Calls to Hudson dropped dramatically. Saved $13,000 on expenses. Employee
wages/benefits are the largest expense.

   Stroud said the ambulances put on 60,000 miles in 2019. 19 FTE’s total for the
department this year. In 2015 the department had 13.5 FTE’s.

   Stroud said there could be more revenue than the $1.4 million at end of year 2019.
Transfers went down this year. Payer mix 63% Medicare/Medicaid in 2019, 56% in
2016.

   2019 Operational deficit of over $500,000. 90 percent tile of response times. Feasibility
assessment in 2019.
Carol Mottaz asked what the 57% increase in expenses. Increase directly related to labor.

Ken McNiff asked if staff will do something for retirees/employee recognition. Stroud said there are plans to do something for the employees.

3) Recommendation to transition to Allina Health EMS

Mottaz said she went to the Council workshop last week regarding EMS and provided some of her thoughts on what the service would look like under Allina. Mottaz reached out to the communities that are contracting with Allina and she said they have been satisfied with the services with Allina. Mottaz mentioned that she will be writing an article for the River Falls Journal. McNiff asked if that could be placed in the Prescott Journal as well and Mottaz said she will send it over to McNiff for him to work out on.

Stroud said he had a conversation with the City Administrator with Apple Valley and he said that they have been pleased with Allina’s service. In his conversation with the Apple Valley Administrator, they said they have been impressed with how the City has handled the process so far.

Stroud gave a presentation to the overview of the process so far. Stroud said it would be difficult for him to see that expenses and revenue would ever be neutral again. Stroud talked about Allina’s proposal and some of the details it entails. Stroud brought up the financial impact of Allina’s proposal and how the City’s finances would be improved under this deal.

Stroud talked about the towns way of contracting through the City on this measure with details still being figured out. The Board asked to formally pursue the resolution.

**MSC Morrissette/Edgar to send the resolution to Council. Unanimous (Kittleson Abstained)**

Morrissette asked if we are “handling the master contract” what if there is a false call type situation, are we the mediators between the town, City, Allina? Stroud said that to some degree we would be playing the peace maker in that role but we would want to protect our interests. Mottaz said Allina would not charge back bad debts, but that was not protected, which Stroud clarified the intent of the statement and would make changes.

Scot Simpson asked to clarify what Mottaz said in regard to assessing a per-capita fee. Scot Simpson went over some of the differences between doing a short-term and long-term contract with Allina and that it would be modeled in part on some of the relationships the City has currently. A five-year contract like the one proposed is beneficial because it would provide stability for staff, an incubated transition, and Allina would be financially committed with its rates. Allina would be directly billing, and the billing risk would be on them.
Simpson said that though this may be an advisory board, Council greatly appreciates the due diligence and feedback the advisory board provides. Simpson would like to know what the Boards thoughts were on implementing this contract arrangement with the towns and giving the towns a 5-year per capita number, they could work with. Doing this would potentially mitigate the overall risk for the City.

Wespetal asked if staff checked with the State of Wisconsin to see if this type of contract would work which Simpson said under past intergovernmental contracts staff believe it would be ok for all interested parties.

Wespetal asked where the money would go from the sale of the equipment and Simpson said it would address the deficit from last year and place the remaining proceeds into the enterprise fund. The plan would be to keep the enterprise fund open during the 5-year contract to fund various EMS expenses.

Wespetal asked if Town of River Falls expenses in-kind would handle property expenses and Simpson said he assumes that it will but that decision has not been made quite yet. Simpson said that administrative aspect such as insurance of the EMS building, record keeping, will still be handled by City staff.

Mottaz asked about the assessment to the city of Prescott and towns. Stroud said the contiguous towns to River Falls will be around $11 per-capita and those in the Prescott area would be $19 per-capita. Mottaz said she would like to see an annual 3% increase in the contract for a rainy-day fund that would be spread throughout the towns. Simpson said the reason for the City potentially taking on that 3% cost is to make it seem like the City is not using the service for “free”. Wespetal supports the 3% built in to the per-capita rates because there is a lot of in-kind expenses that the City absorbs. McNiff said there is the perception that River Falls gets these services for free on the backs of the towns and Prescott.

Simpson talked about what the City is doing for the service and how the City carries the whole deficit forward that needs to be put back together. McNiff said that the public needs to be made aware of the City’s true cost such as it carrying the entire deficit to make it more palatable for the public.

Mottaz asked if Stroud could present to the upcoming Prescott Fire and EMS Board. Simpson does not want to get into the weeds of rumor dispelling but instead the City could provide some FAQ’s and other items to get the word out about this potential change.

Mottaz indicated she would be supportive of the draft but would want subsequent changes to be communicated back to the Advisory Board. Stroud said he was asking the board to provide a recommendation to the Council to proceed with the transition from providing emergency medical services directly to contracting with Allina Health Systems in accordance with the principals provided within this memorandum.
MSC Morrissette/Edgar to send the resolution to Council. Unanimous (Kittleson Abstained)

Mottaz talked about the conversation she had with Kevin Miller about if Allina could River Falls station and Prescott station on the ambulances. Stroud said that it is a pride and ownership thing, and by asking for that we could limit their fleet apparatus.

Morrissette said he has yet to meet anyone who cares what the side of the ambulance says as long as it does a good job. Stroud said they could use magnets on the side of the ambulance with the Prescott and River Falls name when those ambulances are in those areas.

4) Role of EMS Advisory Board

Stroud said he does not recommend doing anything differently with the Advisory Board through 2020. Stroud recommended that they continue to meet in even months.

Mottaz asked Brandt Johnson to review some items from the minutes that are done annually. McNiff asked what Allina would need for input regarding an advisory board. Stroud said we could possibly review those items that Mottaz requested at the April organizational meeting as well as the role of the EMS Advisory Board. Edgar had a question regarding if there are advisory boards in other areas and Stroud said that there are not any other advisory boards throughout Allina’s network.

Adjournment: MSC Morrissette/Wespetal at 7:57 p.m.

Next meeting date is April 6, 2020

Respectfully Submitted,

Brandt Johnson
Assistant to the City Administrator
MINUTES
PLAN COMMISSION
MARCH 9, 2020 at 6:30 p.m.
City Council Chambers

Members Present: Dan Toland, Lisa Moody, Patricia LaRue, Hal Watson, Craig Hinzman
Members Absent: Bill Stuessel, Michael Woolsey (both excused)
Staff Present: Amy Peterson, Crystal Raleigh, Brandy Howe, Sam Wessel, Keri Schreiner, Sarah Karlsson
Others Present: Sean Lenz (Ehlers), Ben Fochs, Matt Hieb (Auth Consulting), Mark Sylla (E.W. Homes), Gary Moelter, Scott Morrissette (Councilman)

CALL TO ORDER
Meeting convened at 6:30 p.m.

APPROVAL OF MINUTES
LaRue made a motion to amend the minutes to add a sentence related to the community benefits of having sidewalk on both sides of the street.

M/La Rue, S/Watson – motion carried 5-0

Watson moved to approve the minutes.

M/Watson, S/Moody – motion carried 5-0

PUBLIC COMMENTS
Scott Morrissette, 2137 Rushmore Drive, spoke regarding agenda item #3, the consideration of a subdivision review waiver in the extraterritorial subdivision jurisdiction in the Town of Troy. He noted he wanted to speak about this item at this meeting because there is no public hearing per the process outlined in the municipal code. He reminded the Plan Commission that they represent the City of River Falls, not the Town of Troy. With that in mind, he questioned the advantage or benefit of approving this waiver. He noted there is a notion of goodwill between the City and the Town; he respectfully disagreed that any goodwill could be built with the Town of Troy. Furthermore, there is no financial compensation to the City to cover staff time. There are fees for other things, special use permits and so forth, however, a fee has never been contemplated for a waiver, so it is not on the fee schedule. He noted that the staff report indicates that based on the geographic location of the parcel, it would possibly not be included in a potential boundary agreement between the City and the Town if there ever was one. The fact is, this parcel is in the subdivision review boundary. The City was very deliberate when they established the boundary. He added that he was on the Plan Commission at the time the boundary was drawn, and he recalls studying the parcels considered to be within boundary by driving around to each. To allow this request would further demotivate the Town from having discussions with the City about a boundary agreement. To waive this authority
puts the City further from that goal, not closer to it. The report also mentioned the possibility of litigation if the City denies the request. He noted that litigation is always possible as the City has been party to two lawsuits by the Town of Troy. Acting under duress of legal action is a terrible way to govern; he urged the Plan Commission to take that under consideration. Ultimately, the residents of the Town of Troy need to approach their elected representatives and urge them to come to the table for boundary agreement discussions. If a new boundary were agreed to, these types of requests (subdivision review waiver) would no longer be an issue. He then thanked the Plan Commission for the consideration of his comments.

Ben Fochs, 2529 Powell Avenue, also spoke in regard to the subdivision waiver. He described a fatal traffic accident that occurred on Radio Road in November 2008 prior to its reconstruction into an interchange. He noted that there have been conflicts with pedestrians and cars near the Glover Road and Highway 35 interchange. He requested that the Town of Troy have a study of how that intersection might be impacted by a new development in the vicinity. If the WISDOT closes off that intersection, the traffic would route down to Powell Avenue or head north. He then thanked the Plan Commission.

PUBLIC HEARING

Public hearing regarding the proposed project plan, boundaries, and creation of Tax Incremental District No. 15

TID No. 15 is proposed to be created at 1300 S. Main Street, which is also funded partially by WHEDA, to construct a 50-unit multifamily redevelopment project. Sean Lenz from Ehlers gave a presentation on tax incremental financing as a tool for redevelopment, and then walked PC members through the timeline for the creation of TID No. 15. Watson asked for clarification on a point in the presentation where Lenz indicated that the property could become tax exempt in 2040—what is the trigger for this to happen? Lenz responded that there would have to be an ownership change. In the developer’s agreement, the Gerrard Corporation will sell the property to a nonprofit. From that point forward it would no longer have a taxable value, but the development agreement includes a PILOT agreement (Payment in Lieu of Taxes) that will extend in perpetuity.

No public comments were made for this item.

CURRENT ITEMS

Consideration of a “Resolution Designating Proposed Boundaries and Approving a Project Plan for Tax Incremental District No. 15, City of River Falls, Wisconsin”

M/Watson, S/Moody – motion carried 5-0.

Consideration of a request for a waiver of subdivision approval jurisdiction in the Town of Troy

Peterson presented the staff report. The Municipal Code offers an option for City Council to waive its review authority in the extraterritorial jurisdiction (ETJ) if more than half of the proposed subdivision lies outside of the ETJ. Approximately 80% of the proposed subdivision lies outside of the ETJ, 20% lies within the ETJ. The process includes an application, Plan Commission review, and City Council decision. There is no public hearing or notification requirement built into the Municipal Code nor is there an application fee in the fee schedule.

Peterson provided some history on the ETJ boundary. In 2006, River Falls became a Third-Class city at which time the ETJ was extended to 3 miles beyond its corporate boundaries per statutory authorization. Later that year, the city formed an Extraterritorial Subdivision Control Advisory Committee (ESCAC) to
analyze the 3-mile boundary. The ESCAC studied section lines, environment, transportation, infrastructure, commerce, and existing plans and regulations. Based on the ESCAC’s recommendations, the City Council approved an ordinance in January 2007 to amend the Official Map to reduce the ETJ. The approved ETJ extends anywhere from 1 mile to over 2.5 miles from the municipal border and covers approximately 36 square miles (down from 72 square miles).

Peterson described the proposed subdivision, which is located at the northernmost edge of the City’s ETJ. The project would develop 119 acres, north of Glover Road and west of Hwy 35. The subdivision could create 63 new single-family lots ranging in size from 1-2 acres. Five outlots are included, one of which is 37 acres of wetlands and open space and one of which is 5- acres identified for future development. The “future development” outlot is located within the ETJ boundary. The project is designed as a cluster subdivision where smaller lots are clustered leaving a bulk of open space. Peterson noted that in a black and white world this subdivision would likely receive a simple denial based on the City’s ETJ. However, the drafters of our ordinance, even back then had the forethought to draft in a waiver option.

Peterson noted that it is arguable whether this area would likely be included within a boundary agreement with the Town of Troy. If the City Council approves the requested waiver, no litigation is likely to result based on that decision. Approval of a waiver may send a signal to developers that the City is amenable to larger lot rural subdivisions near its eventual border. Allowing this development to move forward outside of a binding agreement may reduce the motivation for the Town of Troy to work toward a cooperative boundary agreement in the future. As stated above, the City promotes denser more compact development with water/sewer, which is arguably more sustainable than larger lots on well and septic. Litigation is always an option with a denial. Staff has provided draft resolutions for either approval or denial.

The Mayor asked for questions or comments. Watson stated that his initial reaction is that he honestly doesn’t like it. The City should not be allowing this type of development on the edge of the ETJ boundary. The whole point of the boundary is to provide options for the City in the future. It would send a signal to developers and the City would likely see more requests like this all over the ETJ. He added that the City does have a goal to have a boundary agreement with the Town of Troy.

Hinzman added that the City should be careful with setting precedents. He questioned if the developer would need to come back to the City for another waiver to subdivide outlot 5, which is shown as future development on the concept layout of the subdivision. Peterson responded that it was her assumption that future development within this area would be covered by this waiver.

Moody commented that if the City hadn’t reduced its ETJ boundary from 3 miles down to the current boundary, then this subdivision would clearly be within the ETJ and a waiver would not be an option. Moody asked if there is any benefit to the City if the waiver is approved. Peterson responded that there are pros and cons either way, the biggest benefit is that it might keep the City out of litigation. Watson asked if the City would gain any tax benefit with this development. Peterson answered, no.

The Mayor indicated he agrees with Watson and Councilman Morrissette but is not in favor of holding a landowner and developer hostage over a situation that can be resolved by a boundary agreement. He added that for this one request, he will vote in favor, but in the future, he looks to the Town of Troy to come to the table to discuss a boundary agreement.

Matt Hieb and Gary Moelter addressed the Plan Commission. Hieb noted that it is a compact development and that he took the City’s subdivision and stormwater ordinances into account when laying out the concept. Moelter provided some history on the property. The land is very sandy and is not
practical for farming except as pastureland, which he has used it for, but it has become impractical to continue to do so. He added that he feels like he is in the middle of a tug of war between Troy and the City. He added that it is his belief that the waiver option was included in the City’s subdivision ordinance for situations such as this one. He thanked the Plan Commission for their consideration.

The Mayor called for a motion to recommend approval a resolution to waive the City’s subdivision review authority in the extraterritorial subdivision area in the Town of Troy for the proposed Moelter subdivision.

No motion received.

The Mayor then called for a motion to recommend approval of a resolution to deny a waiver of the City's subdivision review authority in the extraterritorial subdivision area in the Town of Troy for the proposed Moelter subdivision.

M/Watson, S/Moody – motion carried 4-1.

Consideration of a resolution to vacate a portion of River Street right-of-way

Howe presented the staff report. This item dates to October 2015 when the City Council purchased land at 110 W. Division Street. As part of that purchase agreement and approval process, Council also requested that staff initiate a “paper” clean-up of the block to prepare it for future redevelopment. One of the clean-up items was the rezoning of the block between Cedar and W. Division Street and Clark Street and the Kinnickinnic River. The rezoning was initiated last fall and finalized in January. The second clean-up item is to vacate ROW within that same block. The ROW was originally platted in 1856, but staff has not found evidence that it was ever paved as a street. Further, the City does not intend to establish a road in this location due to the presence of wetlands and indicator soils, neither of which are appropriate for developing impervious surfaces such as roads or buildings. The ROW vacation concludes the city’s obligations based on the 2015 purchase agreement.

The Mayor then called for a motion.

M/Moody, S/Watson – motion carried 5-0.

REPORTS/DIALOGUE

Director’s Report

Peterson noted that the next Plan Commission meeting is April 7th and staff is anticipating a workshop on shoreland zoning after the meeting. Staff started work on a comprehensive outdoor recreation plan and drafted an RFQ to hire a consultant to assist with the plan. Mann Valley preliminary design is underway. The Hoffman Park jug handle connection will be under construction this fall. Finally, the Community Development Department has promoted Keri Schreiner to Economic Development Manager.

ADJOURNMENT

Watson made a motion to adjourn at 7:31 p.m.

M/Watson, S/Moody; motion carried 5-0
Respectfully submitted,

Brandy Howe, AICP, Sr. Planner
CITY OF RIVER FALLS, WISCONSIN  
BOARD OF REVIEW  
August 6, 2020, 4-6 p.m.

**Members Present:** Sean Downing, Chris Gagne, Scott Morrissette, Diane Odeen, Ben Plunkett (4:17 p.m.), Dan Toland, Amy White

**Members Absent:** Todd Bjerstedt, Hal Watson

Clerk Amy White called the meeting to order at 4 p.m. The meeting took place in a virtual setting due to Covid-19. The Pledge of Allegiance was said.

Clerk White explained the Board would be in session for two hours. This is a maintenance year. White provided information on the publishing and posting of the Board of Review meeting notice.

Clerk White asked for a motion to select the Chairperson for the Board of Review.

MS Morrissette/Gagne nominated Member Toland to be the Chair. A roll call vote passed unanimously 6-0.

Chairperson Toland asked for a motion for Co-Chairperson for the Board of Review.

MS Downing/Gagne nominated Member Morrissette as Co-Chairperson. A roll call vote passed unanimously 6-0.

Chairperson Toland stated for the record that Board Members Amy White and Sean Downing have met the mandatory training required by State Stature 70.45(4) for Board of Review Members.

Chairperson Toland stated for the record the City has a Confidentiality Ordinance. It is Chapter 2.48.040 in the City’s Municipal Code.

Clerk White reviewed new laws regarding the Board of Review:

- **2019 Wisconsin Act 2** – this law requires the assessor to distribute an assessment notice to property owners whose assessment changed from the previous year.
- **Supreme Court Decision – Peter Ogdon Family Trust of 2008 vs. Board of Review of the Town of Delafield** – the decision reviews an agricultural classification determination for property tax purposes.
- **2019 Wisconsin Act 140** – it clarifies publishing for the Board of Review notices.

The Mayor asked Assessor Marsha Dawley from Accurate Appraisal to provide a summary of the annual assessment report. Dawley confirmed that the Board members received a copy of the assessment rolls. Clerk White affirmed the Board received a copy of the assessment rolls.

Dawley said last year’s ratio was at 87 percent. This year after doing the maintenance, the estimated ratio will be at 80 percent ratio for 2020. This year is a maintenance year. Next year is also a maintenance year,
and in 2022, a revaluation is scheduled to bring the City back into compliance. New construction was valued at $13,207,400 for residential and $2,578,900 for commercial.

Dawley said there were two omitted properties. The previous assessor had two properties as exempt. She does not believe they should be exempt. She said now they are commercial and admitted for 2019.

The Mayor confirmed the assessor provided the Board with an electronic copy of the roll for review. The Mayor asked if all Open Book changes had been made. Dawley said yes. The Mayor asked the Board if there were questions for the assessor.

Vice Chairperson Morrisette asked Dawley which two properties were excluded and then re-added to the roll. Dawley answered 300 River Street – the owner is City Station LLC. The other is 265 Mound View Road – the owner is Burnsville Parkway Estates.

There was discussion by the Board about the 265 Mound View Road. The assessor will look for more information.

Downing asked if there were any other irregularities other than what was discussed. Dawley said no.

Clerk White said a phone call was received from Board member Plunkett. He had trouble joining the meeting. She suggested waiting until he arrived to see if he had any questions for the assessor.

Downing asked if Clerk White if she reviewed the rolls and found anything of interest. White said yes. One was the omitted properties; the other were properties that had assessment adjustments. She wanted to ensure that those adjustments were made for the 2020 tax roll. She said there were a few personal property taxes and some real estate. They have all been cleared up prior to the meeting.

Odeen said 265 Mound View Road is where River View Coffee is located. There was discussion about the property. Dawley said the property and value were added to the tax roll. Clerk White said there was some confusion about property purchased by the City. She thinks that is why it was changed for 2020. Dawley said the property value is $191,000.

Chairperson Toland referred to City White for her statement. Clerk White provided a statement of procedures with no objections to be heard by the Board.

With no objections scheduled to be heard, the Board recessed at 4:19 p.m. The meeting reconvened at 6 p.m.

At 6 p.m., MS Morrissette/Downing move to adjourn. The roll call vote passed unanimously 6-0.

Respectfully Submitted,

Amy White, City Clerk
Note: Meeting was conducted as a virtual meeting.

Present: Rebecca Ferguson, Robert Wing, Ruth Kuss, Diane Odeen, Kari Heinselman, Jean Ritzinger, Wayne Roen, Joyce Breen, Tanya Misselt, Monica LaVold (guest) and Kim Kiiskinen (guest).

Call to Order: The meeting was called to order by President Ferguson.

Quorum: A quorum was established.

Open Meeting Law: Ferguson confirmed the meeting was properly noticed.

Approval of the Agenda: Wing moved to accept the agenda. Heinselman seconded. Motion carried.

Approval of Minutes from June 1, 2020: Odeen moved to accept the minutes. Wing seconded. Motion carried.

Action Items:

1) May 2020 Bill Registry: Odeen moved to approve the bill registry. Wing seconded. Motion carried.

2) Request to Approve the latest Covid Data and approve possible changes: Roen moved to authorize the library director to determine the level of service based on the COVID activity level in Pierce and St. Croix county. Wing seconded. Motion carried.

3) Request to approve updates to Hotspot Policy: Roen moved to approve the policy. Ritzinger seconded. Motion carried.

   Note: The Board wishes to thank the River Falls Library Foundation for the generous gift of 15 additional Hotspots.

4) Request to approve new COVID-19 Patron Behavior Policy: A motion was made by Odeen to table the discussion at this time. Ritzinger seconded. Motion carried.

5) Request to approve AMH contract and down payment: Heinselman moved to approve the contract and make the down payment. Breen seconded. Motion carried.

Meeting was adjourned.

Respectfully submitted, Jean Ritzinger (secretary)
MEMORANDUM

TO: Mayor Toland and City Council
FROM: Kevin Westhuis, Utility Director
DATE: September 8, 2020
TITLE: Resolution Approving Five Year Contract Extension with Advanced Disposal

RECOMMENDED ACTION
Approve a resolution authorizing and approving a five-year contract extension with Advanced Disposal that will include the following: weekly garbage and recycle pick-up, continued Spring and Fall cleanup services, Christmas tree pick-up, City facility weekly pickup, and a menu for “special item” pay-as-you throw.

BACKGROUND
The City of River Falls has been under contract with Advanced Disposal for trash and recycling pick-up services since 2010. The City’s current refuse and recycling contract with Advanced Disposal will expire on December 31, 2020. There is a clause in the contract (Exhibit A) which allows for a five-year extension should the parties mutually agree. City staff is pleased with the working relationship with and services provided by Advanced Disposal and recommends an extension.

DISCUSSION
Advanced Disposal continues to emphasize that the market for recycled products is not nearly as robust as it was even three years ago, resulting in an upward pressure on their rates. This is reported to be consistent with other waste management companies that handle recycling.

Staff understands through conversations with community members and with policy makers, that it is preferred to leave the recycle pick-up as every week, versus every other week, as some communities have chosen to do.

Staff deliberated with Advanced Disposal personnel to structure a five-year extension. Staff negotiated a new price structure that requires only minimal service changes. Staff evaluated comparable service costs in other similar municipalities and believes this contract extension provides for a fair and competitive rate. A recommended extension, through resolution, is now presented to Council. Proposed pricing is provided in Table 1 and service impacts are detailed in the following paragraphs.
Current Pricing

<table>
<thead>
<tr>
<th></th>
<th>Monthly Fee</th>
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<tr>
<td><strong>Monthly Fee</strong></td>
<td>$14.40</td>
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New Monthly Pricing

<table>
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<tr>
<th></th>
<th>Monthly Fee</th>
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<tbody>
<tr>
<td>2021 Monthly Fee</td>
<td>$17.00</td>
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<tr>
<td>2022 Monthly Fee</td>
<td>$17.50</td>
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<tr>
<td>2023 Monthly Fee</td>
<td>$18.00</td>
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<tr>
<td>2024 Monthly Fee</td>
<td>2023 rate + Midwest CPI</td>
</tr>
<tr>
<td>2025</td>
<td>2024 + Midwest CPI</td>
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</tbody>
</table>

Customers will continue to be able to select the container size of their choice. Service provisions will include weekly recycling pickup, continued Spring and Fall cleanup opportunities for utility customers, and free replacement of missing or damaged containers. In addition, there will be continued pickup at all city facilities, as well as downtown and parks municipal waste receptacles.

It should be noted that there will still be a tonnage charge to the City of River Falls for disposal of items from the Spring and Fall Cleanups. The base contract continues to include the staffing, trucks, and coordination by Advanced Disposal, and this is included in the overall rate. These tonnage charges have been ~$6,000 for each cleanup event for the last three years. Tonnage fees from the event will continue to be an extra cost to the City that is not part of the base Advanced Disposal contract.

The tonnage charge for Spring and Fall Cleanup, along with costs for our compost site, and the annual electronic recycling event, are paid for out of the Compost and Recycling (CORE) fee. The CORE fee is a $1.25/month for each utility customer and is a separate line item on the utility bill and will remain unchanged at this time.

**FINANCIAL CONSIDERATIONS**

Staff researched waste management costs and services in other municipalities. Those findings are provided in Table 2.

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<tr>
<td>Hudson*</td>
<td>Advanced Disposal</td>
<td>$17.20</td>
<td>$15.50</td>
<td>$14.25</td>
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<tr>
<td>*Biweekly recycling</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>North Hudson</td>
<td>Advanced Disposal</td>
<td>$14.64</td>
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<td>Prescott</td>
<td>P.I.G.</td>
<td>$24.76</td>
<td>$20.73</td>
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<tr>
<td>Ellsworth</td>
<td>P.I.G.</td>
<td>$23.73</td>
<td>$19.71</td>
<td>$18.03</td>
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<tr>
<td>Somerset</td>
<td>Olson Sanitation</td>
<td>$19.50</td>
<td>$17.50</td>
<td>$15.50</td>
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<tr>
<td>Osceola*</td>
<td>Waste Mgmt.</td>
<td>$34.01</td>
<td>$32.67</td>
<td>$31.32</td>
</tr>
<tr>
<td>New Richmond</td>
<td>Customer responsible for establishing their own account with an approved vendor.</td>
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</table>
Note: River Falls is the only community of those listed above to offer Spring and Fall Cleanup.

Due to the favorable rates found in our community comparison and our overall satisfaction with Advanced Disposal’s service, we didn’t feel a RFP was needed at this time.

CONCLUSION
The extension of this contract will provide service consistency to customers at a rate which staff feels is a good value for what is provided when compared to other area municipalities. Staff recommends approval of the attached resolution extending and renewing the contract with Advanced Disposal until 2025.

EXHIBITS:
- A. Current contract with Advanced Disposal
- B. Amendment to Advanced Disposal contract for extension
- C. Rate Comparison Table
RESOLUTION NO.

RESOLUTION APPROVING FIVE YEAR CONTRACT EXTENSION
WITH ADVANCED DISPOSAL

WHEREAS, the City of River Falls and Advanced Disposal entered into a Contract for Collection, Hauling and Disposal of Refuse and Recyclables dated September 22, 2015 (the “Contract”); and

WHEREAS, the parties wish to renew the contract for a renewal term of five years; and

WHEREAS, modified terms and conditions will be incorporated into the agreement through a contract extension amendment; and

WHEREAS, the monthly service fees, per unit, for the terms of the extension for weekly trash and recyclables collections will be:

- 2021: $17.00
- 2022: $17.50
- 2023: $18.00
- 2024: $18.00 plus the Midwest Consumer Price Index for Water, Sewer and Trash
- 2025: The 2024 rate plus the Midwest Consumer Price Index for Water, Sewer and Trash

NOW, THEREFORE, BE IT RESOLVED that the River Falls Common Council approves an extension of this contract for five years; and

BE IT FURTHER RESOLVED that the River Falls Common Council authorizes the City Administrator to finalize and execute the contract extension amendment.

Dated this 8th day of September 2020

________________________________________
Dan Toland, Mayor

ATTEST:

________________________________________
Amy White, City Clerk
Contract for Collection, Hauling, and Disposal of Refuse and Recyclables

January 1, 2016 – December 31, 2020
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THIS AGREEMENT, entered into this 22nd day of September, 2015, by and between Advanced Disposal, hereinafter called the "Hauler" and the City of River Falls, Wisconsin, hereinafter called the "City".

WITNESSETH: That the Hauler and the City, for the consideration hereafter stated, agree as follows:

1 General Requirements

1.1 Terms of Contract
The Hauler shall have exclusive rights and obligations to collect, haul and dispose of residential refuse and recyclables from single family residences when placed at curb side or alley side and prepared according to applicable ordinances of the City. Subject to the paragraph immediately below, this right and obligation on the part of the Hauler shall also extend to duplexes, triplexes, and rooming houses.

The owners of duplexes, triplexes or rooming houses may, subject to Ch. 8.36 of the City Code of Ordinances, arrange at their own expense for the disposal of refuse and recyclables generated by residents thereof. In such case, the owner in question shall notify the City which shall, in turn, advise the Hauler not to collect residential refuses or recyclables from the building in question. With respect to those duplexes, triplexes, and rooming houses whose owners opt not to be included in the collection system under this Agreement and §8.36.040 of the City Code, neither the City nor the Hauler shall bill for collection services.

It should also expressly be understood that any apartment building attached to or part of the real estate of a commercial enterprise in a commercial district shall not be included as a single family residence, and said apartment shall be allowed to use the commercial dumpster which is servicing the commercial enterprise, without a charge being made by the City or City's Hauler under this Agreement.

Residents or building owners may arrange for disposal of recyclables at their own expense subject to the terms of the River Falls Solid Waste Ordinance.

Disposal of recyclables by City residents, at their own expense, does not alter the Hauler's rights or obligations under the contract.

1.2 Intent
It is the intent of this contract to obtain throughout its term timely and efficient collection and disposal or processing of refuse and recyclables from properties in the City. While the City recognizes that any collection service involves minor customer operating problems, the intent of this contract is to ensure that any such operating problems are corrected as soon as possible.
1.3 Contract Period and Extensions
This contract shall become effective on January 1, 2016, and shall remain in full force and effect for five (5) years and terminates December 31, 2020.

At the expiration of this term, the parties may agree in good faith to attempt to negotiate an extension of this contract, subject to potential renegotiation of terms and conditions, for another five (5) year term.

1.4 Solid Waste Collection and Disposal Ordinance
The City of River Falls has a Solid Waste Collection and Disposal Ordinance, Chapter 8.36. This ordinance provides general definitions and collection procedures. The Hauler shall be subject to all the duties and obligations provided therein.

1.5 Duties and Responsibilities of the Hauler
The Hauler shall be responsible for all performance items per the contract, and shall provide and furnish all labor, materials, necessary tools, expendable equipment and supplies, vehicles, transportation services, permits, and landfill or composting space required to perform and complete the collection and disposal of refuse; and arrangements with processors required to perform and complete the collection and marketing of recyclables, all in strict accordance with this contract.

Hauler shall also be subject to all statutes and administrative regulations of the State of Wisconsin, the federal government and other laws, relevant ordinances and regulations which control the disposition of refuse and recyclable materials, said statutes and administrative regulations being incorporated herein by reference and made a part hereof as if fully set forth herein. Nothing in this contract shall be interpreted as overriding the obligations imposed on the Hauler by the River Falls Ordinance, the State Statutes, State Administrative Regulations, or regulations of the federal government.

In the event that any provisions of this Contract conflicts with any provisions of River Falls Ordinances, State Statutes, State Administrative Regulations, or regulations of the federal government, the Hauler shall, in writing, request a clarification of such conflict by the City, and the resolution of such a conflict by the City shall be final and binding upon the parties hereto.

1.6 Taxes, Licenses, Permits, and Certificates
Subject only to such exemptions as the City may enjoy and which are applicable to the services rendered by the Hauler under this Agreement, the hauler shall promptly pay any and all taxes, fees and charges pertaining to the services that it renders under this Agreement without any contribution from the City.

1.7 Notice and Demands
A notice, demand, or other communication under this agreement by either party to the other shall be sufficiently given or delivered if it is dispatched by registered or certified mail, postage prepaid, return receipt requested, or delivered personally to the following:
City of River Falls, City Clerk, City Hall, 222 Lewis Street, River Falls, Wisconsin, 54022


1.8 Guarantee
The Hauler agrees and guarantees that the workmanship supplied shall be directly in accordance with these contract specifications for the length of the contract.

1.9 Location of Contract
It is agreed that this contract, regardless of where executed, shall be subject to and governed by the laws of the State of Wisconsin.

1.10 Hauler Solely Responsible for Compliance
As a condition of this Agreement, it shall be the responsibility of the Hauler at its sole expense to ensure that at all times during the term of this Agreement, it shall be eligible for and shall possess and maintain any and all licenses, permits and other forms of permission required to enable it to perform the services required under this Agreement.

1.11 End of Contract Term
If this contract with the Hauler is not renewed, the Hauler shall provide to the City a list of the current customers including their current service level as well as other reports as requested by the City. Hauler shall also collect all refuse and recycling bins within one week of the end date of this contract, or earlier as directed by the City.

2 Collection and Hauling

2.1 Weekly Collections
The Hauler shall collect residential refuse and recycling weekly.

Collection shall be on Tuesday, Wednesday and Thursday unless affected by a legally designated holiday as noted below. Collection locations are included in Exhibit A.

2.2 Collection Schedule
The City shall establish collection routes, designating each collection area and the day assigned for collection for that area and inform the Hauler thereof. Within each such collection area, both residential refuse and recyclables shall be collected on the same day from each residential customer.

When the week contains a legally designated holiday, the collection for the holiday and subsequent collections that same week shall take place on the next business day, unless the City Utility Director or designee previously approves another day, and the Hauler shall cause notice to be placed in the official
newspaper and/or other communication with customers one week prior to the date of change at his expense.

All refuse and recyclables shall be collected between the hours of 6:00 a.m. and 6:00 p.m. on the designated collection day unless prior approval is obtained from the City Utility Director or designee. Failure to comply with the terms of this Section may result in administrative action as defined in Exhibit B, "Schedule of Administrative Actions."

If Hauler abides by the hours given in this contract, the Hauler is not obligated to collect refuse and recyclables that are not placed at the curbside before Hauler arrives for collection.

2.3 Holidays
For the purposes of this contract, the following holidays shall be deemed official holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.

2.4 Containers

2.4.1 Refuse Containers
Refuse to be collected by the Hauler shall be placed in a 35, 64, or 96 gallon wheeled cart container furnished by the Hauler. Said cart shall have the Haulers' name and customer service number (see Section 6.1 Customer Service) displayed on it. Hauler shall deliver a cart to each resident by January 1, 2016 if needed, at no cost to the City. 35 gallons shall be the standard container; however the Hauler shall supply and distribute 64 or 96 gallon carts upon request from residents at no additional charge. Additional refuse may be placed in containers, cartons or watertight plastic bags with a capacity of not more than thirty-five (35) gallons if such additional refuse displays a valid refuse tag.

Refuse not suitable for placement in such containers, cartons or bags shall be placed-in bundles or broken down into pieces small enough to be handled by one person and shall display a valid refuse tag.

Containers for collections that are provided and owned by the property owners or residents shall be emptied if contents display a valid refuse tag. Replacement containers will be furnished and delivered to the City by the Hauler. The Hauler will deliver 20 refuse and 20 recycle containers by January 1st, 2016. An appropriate mixture of can sizes to accommodate this demand will be deemed acceptable by the City.

2.4.2 Recycling Containers
Recycling to be collected by the Hauler shall be placed in a wheeled cart furnished by the Hauler. Said cart shall have the Haulers' name and customer service number (see Section 6.1 Customer Service) displayed on it. Recycling containers shall also be labeled single stream with pictures or wording regarding what can/should be placed in it. Hauler shall deliver a cart to each resident by January 1, 2016 if necessary, at no cost to the City. 35 gallons shall be the standard container; however no limit is placed
on the amount of recyclables that can be collected. The Hauler shall supply and distribute 64 or 96 gallon covered recycling carts upon request from residents at no additional charge.

Hauler shall collect recyclable materials placed in alternative containers or clear plastic bags not exceeding 35 gallons or grocery type bags. The recycling Hauler shall not be required to collect any materials that are not placed in separate containers. Additional bags shall only be used on occasion. If used on a regular basis, the Hauler has the option to deliver a larger recycling cart for that residence.

Replacement of containers furnished by the Hauler that are lost, stolen or damaged shall be promptly replaced at the Hauler's expense and delivered to the household involved.

2.4.3 Location of Containers for Collection
Hauler shall make collections from containers located street side, curb side or alley side, by the resident.

No change in the location of containers for collection shall be made within the first six months of this agreement without approval in writing from the City or resident.

2.5 Collection and Hauling of Refuse
Hauler shall collect contents of one 35, 64, or 96 gallon wheeled cart per residence. The customer can choose which size container best fits their needs. The hauler in conjunction with the City will make available and deliver which ever cart size is selected by the customer.—Additionally, the Hauler shall collect refuse in containers not exceeding 35 gallons if tagged with a tag issued by the City for the purpose of collecting refuse above 35 gallons for customers who have a the smallest container who may occasionally exceed the small bin size and do not feel the next size bin is necessary.

2.6 Collection and Hauling of Recyclables
The Hauler shall utilize a single-stream collection system where residents place all recyclable materials into one container. The Hauler shall collect recycling on the same day as they collect refuse from each resident.

Recyclables to be collected by the Hauler shall include all materials listed in §287.07(3) and (4), Wisconsin Statutes, subject from time to time to modification to add or exclude materials from that list in accordance with amendments to said statute or by administrative rule implementing said statute.

- Aluminum containers
- Corrugated paper or other containerboard
- Foam polystyrene packaging
- Glass containers
- Magazines or other materials printed on similar paper
- Newspapers or other materials printed on newsprint
- Office paper
- Plastic containers (#1-7)
• Steel containers
• Waste tires (Note: Property owners will be billed pursuant to prices outlined in Bid)
• A container for carbonated or malt beverages that is primarily steel and aluminum

The City and the Hauler have agreed to collect and recycle aseptic packaging and may, upon mutual agreement, designate additional materials other than those listed above to be collected by the Hauler.

Hauler shall collect #3-7 plastic containers as recycling and recycle as market exists. If no market exists for those materials, the Hauler may dispose of these items at a certified landfill facility.

Nothing in this section shall be construed to prevent residents from taking or giving recyclables generated from their own households to a recyclables drop-off center, buy-back center, or other recycling program of their choice independent of this collection service.

2.7 Unacceptable Refuse
Hauler shall not be required to pick up items unlawful to dispose of in a certified landfill. The Hauler shall tag all items it does not dispose of for this reason.

2.8 Collection and Hauling of Spring and Fall Clean-Up
The Hauler shall provide a Spring Clean-Up for a 1 week period beginning the second Monday of May each year. The Hauler shall also provide a Fall Clean-Up for a 1 week period beginning the third Monday of October each year. During the Clean-Up operations eligible residents and property owners shall be allowed to dispose of refuse, minor construction material, large bulky items, and miscellaneous garbage.

Hours for the Clean-Up operations are as follows unless modified by the City:
   Weekdays from 4:00 p.m. to 8:00 p.m.
   Saturdays from 8:00 a.m. to 4:00 p.m.

Eligible City residents and property owners shall be required to show a driver’s license or other proof of eligibility in order to dispose of materials.

The Clean-Up operation shall be at The City of River Falls Public Works Facility located at 950 Benson Street. The Hauler shall provide all staffing necessary to monitor deliveries of material associated with the Clean-Up services at this facility. The Hauler shall arrange for delivery, removal, and replacement of roll off containers to the site that are adequate to accept the anticipated volume of material delivered there, and all other labor, materials and equipment necessary for said spring clean up.

2.9 Collection and Hauling of Appliances and White Goods
The Hauler shall collect appliances and white goods from residences. Residents shall pre-schedule collection of such items with the Hauler at least two days in advance. Hauler shall also allow delivery of these items for a fee at the Clean-Up operations. Contract prices for disposal of these items is provided in Section 9.4.
2.10 Services Rendered By the Hauler without Separate Charge

The Hauler shall collect and transport refuse and recyclables without separate charge from all designated municipal buildings and City-owned parks as noted in Exhibit C. The Hauler shall provide collection containers on each site; these containers shall maintain a consistent look and/or color scheme as the containers utilized for residential collection. The Hauler shall also provide proper Anchoring for containers. Please note that some locations will not be accessible by a full size garbage truck and will require smaller vehicles for refuse and recycling pickup, these locations are noted in Exhibit C. The City reserves the right to include additional municipal buildings or facilities during the term of this contract. Payment for this service is considered incidental to residential refuse and recycling which is anticipated to grow over the course of the contract and no additional compensation will be due the Hauler for new or added City facilities, public refuse containers, or parks.

Refuse and recycling materials in public depositories, including ornamental trash and recycling containers located within the right-of-way of the following streets shall be collected free of charge on a weekly basis or more often if deemed necessary by the City (biweekly November 1 to May 1). Additional containers shall be supplied by Hauler, free of charge, as deemed necessary by the City.

- North Main Street from Division Street to Paulson Road
- Paulson Road from North Main Street to Shopko
- South Main Street from Cascade Avenue to Cemetery Road
- Area bounded by Main Street, Division Street, Second Street, and Cascade Avenue
- Cascade Avenue from Second Street to Wasson Lane

Christmas trees left near the standard refuse and recycling pickup location during the first and second full week of January shall be collected by the Hauler at the City’s compost site.

2.11 Minimum Noise and Disturbance

The Hauler shall make collections with as little noise and disturbance as possible. Failure to comply with the terms of this Section may result in administrative action as defined in Exhibit B, “Schedule of Administrative Actions.”

2.12 Tidiness

The Hauler shall be responsible for conducting collections in such a manner so as to ensure that no refuse or recyclables are left on the street, and that refuse and recycling containers are not scattered across the lawn, drive or street. Failure to comply with the terms of this Section may result in administrative action as defined in Exhibit B, “Schedule of Administrative Actions.”

2.13 Equipment

The Hauler shall provide all standard and specialized equipment necessary to collect refuse and recyclables on schedule in a professional and efficient manner. Equipment shall be safe, sanitary and maintained in such a manner as to ensure the efficient collection of refuse and recyclables. Equipment
shall not be permitted to remain on City streets when not in use. Vehicles shall be washed as necessary and may be inspected by City personnel if complaints are received. Vehicles shall display Hauler's name.

Vehicles operated by the Hauler shall be driven in safe and lawful manner and pass State and/or local safety inspectors.

Failure to comply with the terms of this Section may result in administrative action as defined in Exhibit B, "Schedule of Administrative Actions."

2.14 Labor
The Hauler shall employ such persons as may be required to collect the refuse and recyclables on schedule.

The Hauler shall be responsible for paying all wages, salaries, fringe benefits, insurance and other costs associated with its employees and agents who perform services on behalf of the City under this Agreement.

It is understood that Hauler is strictly an independent contractor and no master-servant employer-employee relationship exists between City and Hauler.

All operations shall be conducted in a manner that complies with State and Federal worker safety requirements.

2.15 Supervision
The Hauler shall maintain a competent foreman, superintendent or other representative satisfactory to the City and having authority to act for the Hauler. Said person(s) shall be available through the telephone outlined in Section 6.1 below.

3 Disposal Specifications

3.1 Disposal of Refuse

3.1.1 Refuse to be delivered to sanitary landfills.
The Hauler shall deliver all refuse to the certified landfill located at 801 Olson Drive, Eau Claire, WI. If this facility changes, the Hauler shall inform the City in writing of such a change.

No recyclable material shall be delivered to the certified landfill, or any other sanitary landfill, either private or public.

3.1.2 Tipping fees
Sanitary landfill tipping fees are incorporated into the contract unit prices. The Hauler shall pay the certified landfill directly for tipping fees.
3.2 Disposal of Recyclables
The Hauler shall deliver commingled recyclable materials to the certified recycling facility located at 2371 117th Street, Inver Grove Heights, MN. If this facility changes, the Hauler shall inform the City in writing of such a change.

No recyclable material shall be delivered to the certified landfill, or any other sanitary landfill, either private or public (with the exception of #3-7 Plastics as outlined in Section 5.6). Failure to comply with the terms of this Section may result in administrative action as defined in Exhibit B, “Schedule of Administrative Actions.”

All disposal fees and remuneration for recyclable materials are incorporated into the contract unit prices and shall be billed to and paid by the Hauler.

3.3 Disposal of Spring and Fall Clean-Up
The Hauler shall deliver all spring clean-up material to a certified landfill, compost site, or recycling center as appropriate for all material collected.

No recyclable material shall be delivered to the certified landfill, or any other sanitary landfill, either private or public. Failure to comply with the terms of this Section may result in administrative action as defined in Exhibit B, “Schedule of Administrative Actions.”

3.4 Disposal of Appliances and White Goods
The Hauler shall deliver all Appliances and White goods to a certified landfill, or recycling center as appropriate for all material collected.

No recyclable material shall be delivered to the certified landfill, or any other sanitary landfill, either private or public. Failure to comply with the terms of this Section may result in administrative action as defined in Exhibit B, “Schedule of Administrative Actions.”

4 Bonds and Insurance

4.1 Insurance
The Hauler shall show City proof of financial responsibility in the form of liability insurance for the operation of its hauling vehicles in an amount not less than $1,000,000 per person and $2,000,000 per accident, with an additional liability umbrella of $1 million with the City listed as an additional insured.

4.1.1 Certificates of Insurance
1. Failure of the City to demand such certificates or other evidence of full compliance with these insurance requirements or failure of the City to identify a deficiency from evidence provided shall not be construed as a waiver of Hauler’s obligation to maintain such insurance.
2. By requiring such insurance and insurance limits herein, the City does not represent that coverage and limits will necessarily be adequate to protect Hauler and such coverage indemnities granted to the City.

4.1.2 Hauler’s Liability Insurance
The limits of liability for the insurance required by this contract shall provide coverage for not less than the following amounts or greater where required by Laws and Regulations:

1. Workers’ Compensation
   a. State
   b. Employer’s Liability $100,000.00

2. Excess or Umbrella Liability
   a. General Aggregate $1,000,000.00

3. Automobile Liability
   a. Bodily Injury:
      Each Person $1,000,000.00
      Each Accident $2,000,000.00
   b. Property Damage
      Each Accident $1,000,000.00
   c. Combined Single Limit of $2,000,000.00

4.2 Independent Contractor Status
It is expressly iterated that Hauler is an independent Hauler and nothing in this section shall be construed as changing that status.

It is clearly understood and agreed that Hauler is employed in an independent trade and profession and that he is performing service as an independent Hauler and not as an employee for the City. In addition, nothing in this contract shall be construed as giving rise to an agency-relationship between the City and Hauler. City has no responsibility to the employees or agents of the Hauler, nor any other responsibilities to the Hauler except as provided in this agreement.

Hauler shall be totally responsible for all workers compensation premiums, unemployment compensation liability, unemployment taxation reporting and any other duties and responsibilities imposed upon an employer by the laws of the State of Wisconsin or the Federal Government.

4.3 Performance Bond
The Hauler shall provide the City with a Performance Bond or Letter of Credit in the amount of $400,000.00 to assure that services are provided as specified in the contract with the City. The Performance Bond or Letter of Credit shall be maintained in force during the term of this Contract. In
the event the Performance Bond or Letter of Credit is drawn upon the Hauler shall immediately restore the same to the amount required by this section. The parties hereto acknowledge that determining the exact amount of damages that the City would sustain as a result of the failure or refusal of the Hauler to perform cannot be determined in advance and that the sum indicated is merely an estimate of potential damages and shall not be held to represent a maximum amount of damages that the City would sustain.

4.4 General Indemnification

The Hauler shall have the sole responsibility for disposing of all residential refuse and recyclables collected within the City of River Falls by Hauler, and shall dispose of the same in such manner as accords with the laws of the State of Wisconsin, the federal government, all ordinances of the City of River Falls, and the applicable laws of any other state in which the residential refuse and recyclables are disposed of or recycled. The City shall have no responsibility, in fact or implied, for the responsibility for the disposal of residential refuse or recyclables collected and the Hauler shall save and hold harmless the City of River Falls, its officers, boards, commissions, employees, and agents for any claims made against the City, or any expenses incurred by the City, by reason of the Hauler's failure to comply with the terms of this contract, applicable laws of the State of Wisconsin, local ordinances, laws of the federal government, or the applicable laws of any other state, as well as against any other acts or omissions on the part of the Hauler, its employees and agents.

In consideration for entering into this Contract, the Hauler shall indemnify and hold harmless the City, its officers, boards, commissioners agents and employees, against and from any and all claims, demands, causes of action, actions, suits, proceedings and damages, including costs or liabilities of the City with respect to its employees, of every kind and nature whatsoever, including, but not limited to, damages for injury or death or damage to person or property, including property of the City, regardless of the merits of any of the same, and against all liability to others, and against any claims, demands, loss, liability, cost and expense (including any cost or expense arising under any worker's compensation or occupational disease law) to the extent resulting or arising out of an act or omission of Hauler. Such costs and expenses shall include reasonable attorneys' fees, accountant fees, expert witness or consultant fees, court costs, per diem expense, traveling and transportation expense, or other costs or expenses for any damages.

The Hauler shall, at his sole risk and expense, upon demand of the City made by and through the City Attorney, appear in and defend any and all suits, actions, or other legal proceedings, whether judicial, quasi-judicial, administrative, legislative or otherwise, brought or instituted or had by third parties or duly constituted authorities, against or affecting the City its officers, boards, commissions, agents or employees, arising out of or resulting from acts or omissions of the Hauler.

The Hauler shall pay and satisfy or shall cause to be paid and satisfied any judgment, decree, order, directive or demand rendered, made or issued against the Hauler or the City and its officers, boards, commissions, agents or employees arising out of or resulting from acts or omissions of the Hauler and
such indemnity shall exist and continue without reference to or limitation by the amount of any bond, policy of insurance, deposit, undertaking or other assurance required hereunder, provided that neither the Hauler nor the City shall make or enter into any compromise or settlement of any claim, demand, cause of action, action, suit or other proceeding without first obtaining the consent of the other.

The indemnification obligation of the Hauler under this section shall survive the expiration or termination of an agreement.

4.5 Environmental Indemnification

As used in this section, the following terms shall have the following meanings:


"Hazardous Substances" means asbestos, urea formaldehyde, polychlorinated biphenyls ("PCBs"), nuclear fuel or material, chemical waste, radioactive material, explosives, known carcinogens, petroleum products and by-products and other dangerous, toxic or hazardous pollutants, contaminants, chemicals, materials or substances listed or identified in, or regulated by, any Environmental Law.

The Hauler shall have the entire obligation and responsibility of disposing of refuse and recycling collected under the terms of this contract and shall dispose of the same in accordance with all Environmental Laws and shall not make or cause a nuisance. The obligation of the Hauler pursuant to the preceding sentence shall survive the expiration of a contract agreement.

Hauler shall indemnify, defend and hold harmless the City, its officers, boards, commissions, agents or employees from and against all claims, suits, losses, liabilities, assessments, damages, costs and expenses, including reasonable attorney's fees, arising under federal, state or local laws, regulations or ordinances relating to pollution or protection of the environment, or resulting from injury (including death) to a person or damage to or loss of the property of anyone, arising out of or in connection with the landfill disposal of residential refuse and recyclables provided for under this agreement; provided, however, that such indemnification shall not apply to claims for loss, damage, injury or death if resulting from the improper disposal by the City or its Residential Dwelling Units of Unacceptable Refuse, as that term is defined in Section 2.7.
5 Billing and Payments

5.1 Billing
The City shall directly bill customers for refuse and recycling services.

The per unit charge that the City shall bill customers shall include the fees for refuse and recycling collection and may include other City fees (as outlined in Section 5.4). Rooming house, duplex, and triplex owners may also elect to have a covered dumpster for the same per unit charge, this charge also to be billed directly to owners by the City. The ownership of the covered dumpster shall remain with the Hauler.

No fee may be imposed or collected for any unit opting out under 8.36.040 of the ordinance, or for any apartment attached to a commercial enterprise.

5.2 Payments
The City shall compensate the Hauler monthly for providing collection, hauling, and disposal services at the contract unit price as more particularly set forth in Section 9 and as may be adjusted from time to time under the terms of this contract.

The Hauler shall provide tags for extra refuse to the City at the contract unit price. The City may resell and redistribute the tags at their sole discretion. The City may at any time, up to 30 days past the termination date of this contract, return unused tags to the Hauler and receive full credit at the contract unit price paid for such tags.

The City shall compensate the Hauler for spring and fall clean up at the contract unit price per ton. It is understood that the payment shall be determined by multiplying the final tipped quantities of the item actually delivered to the landfill by the contract unit price. Items to be paid for by residents directly (e.g. appliances) shall be segregated from other items collected for disposal. These items shall not be subject to the per ton disposal fees paid by the City.

The Hauler shall bill the cost for collection, hauling, and disposal of appliances and white goods directly to the owner. The Hauler may require prepayment from owner for collection, hauling, and disposal of appliances and white goods.

5.3 Determination of Chargeable Units
The Hauler shall reconcile monthly with the City's billing data base to ensure an accurate monthly tabulation of residential units that have been added or deleted as customers under this contract. This monthly reconciliation will ensure billing and payments that accurately reflect the number of customers serviced by the hauler. Billing data will be provided upon request from the City.

It is understood that a residence upon which the per unit charge is based is as defined in Chapter 8.36 of the local ordinances, being a single family residence, an apartment building of three units or less, or a
rooming house. It is understood that there are approximately 3,600 total units, with duplexes, triplexes and rooming houses being able to "opt out" under 8.36.040 of the ordinances, such that the number of units may increase or decrease during the life of this contract.

5.4 Price Adjustment
Adjustments shall only be made to the following contract unit prices due the Hauler:

$13.50 per month for residential customers on 1/1/2017

$14.00 per month for residential customers on 1/1/2018

Midwest Region Consumer Price Index CPI-U shall be used as the potential increase that will apply for the final two years of the contract; 1/1/2019 and 1/1/2020.

Fuel. Contractor assumes risk of cost of Fuel in rates set forth herein. If the average cost of fuel exceeds $4.75 per gallon in any 30 day period during this Agreement, the parties agree to meet and discuss rate increase to compensate Contractor.

6 Customer Service and Public Education

6.1 Customer Service
The Hauler shall maintain a customer service line from 8:00 a.m. to 5:00 p.m. Monday through Friday for receiving calls or complaints, and have the ability to resolve issues within 24 hours of customer contact. Such telephone service shall be a local call from the City of River Falls or toll free. The call center shall have a way to contact trucks in the field to resolve issues in a timely fashion. Failure to comply with the terms of this Section may result in administrative action as defined in Exhibit B, "Schedule of Administrative Actions."

The Hauler shall receive and respond to complaints regarding services provided under this contract. Any complaint received by the City shall be directed to the Hauler. Should a complaint go unresolved for longer than two (2) working days, the City shall have the right to demand an explanation or resolution to its satisfaction.

Hauler shall provide the City with a phone log of complaints received including follow-up calls, on a quarterly basis. Failure to comply with the terms in this Section, may result in administrative action as defined in Exhibit B, "Schedule of Administrative Actions."

6.2 Public Education
The Hauler shall provide a public relations flyer describing the changes to the collection system and how to deal with customer service issues. The City Utility Director or designee shall review and approve the flyer prior to distribution. In addition, the Hauler shall provide stickers on each recycling container that
provides information about what can be placed in that container. Each January, the Hauler shall again provide flyers to all customers that have been coordinated with and approved by the City Utility Director or designee. The Hauler shall provide to the City educational information about items such as what to recycle, spring and fall clean up, or other items as deemed necessary by the City. The City will then print this information in the City newsletter as applicable. The City will also make this information available on its website as applicable.

6.3 Reporting
The Hauler shall provide monthly reports based on refuse and recycling collections. Reports shall include aggregate weights of refuse and each recyclable material collected and a numerical breakdown of each type or residence serviced. Reports shall be submitted to the City Utility Director on a monthly basis. Failure to comply with the terms in this Section, may result in administrative action as defined in Exhibit B, “Schedule of Administrative Actions.”

6.4 Suspending Service
Current City policy allows suspension of garbage service only if the water service has been suspended. The City reserves the right to modify this policy for allowing suspension of garbage service.

7 Suspension of Work and Termination

7.1 Termination of Contract
This contract may, at any time, be terminated by the City for "cause" (unsatisfactory service or default in terms of this Contract) should the Hauler, in the judgment of the Common Council of the City, not be performing the obligations imposed by this contract in a satisfactory manner.

The City may terminate the contract for the above items upon thirty (30) days written notice. "Cause" (Unsatisfactory service or default) may include, but not be limited to, consistent or recurring failure to provide timely collection, omission of collections, failure to leave collection sites in good order, delivery of recyclables to landfills, failure to provide a regular and accurate accounting for disposal of refuse, recyclable or similar deviations from contract requirements. Notice of termination may be appealed to the Common Council within fifteen (15) days of said notice of termination.

In the event the Common Council determines that the obligations are not being performed in a workmanlike and reasonable manner, the City shall give thirty (30) days written notice of such alleged violations, breaches, failures to act, or any other act constituting unsatisfactory performance, allowing the Hauler an opportunity to correct the claimed breaches or defects.

If the Hauler does not correct the complaints during the time specified by the Common Council in the notice, to the satisfaction of the Common Council, then the City shall set a date for hearing which shall not be less than ten (10) days after the expiration of the original 30-day notice period allowing the
Hauler an opportunity to be heard. Such hearing shall be held in front of the Common Council. After such hearing, if the Common Council is not satisfied that the situation has been corrected or shall be corrected within a reasonable time, it may terminate this agreement and shall be released of all further obligations to the Hauler.

Notwithstanding the arbitration clause of this contract, there shall be no right to arbitration by the Hauler as it pertains to this termination section, and the hearing in front of the Common Council shall be the Hauler's sole remedy.

Nothing herein contained shall limit the City to the remedy provided in this section as it relates to termination, and the City shall retain all other remedies as it may have by law or equity by reason of such breaches of contract.

Notwithstanding anything herein above contained, in the event any emergency situation arises in the City of River Falls caused by the failure of the Hauler to perform his obligations under this contract, the Common Council of the City of River Falls may declare this contract immediately ended and take such further action as may be necessary to provide for the needs of the residents. The term "emergency" shall be interpreted as any situation creating hazards to the health and welfare of the residents of the community which cannot be, or is not being, corrected within the provisions herein above set forth for notice and correction of breaches by Hauler.

In like, should the city fail to abide by guidelines set forth in this agreement, contractor shall have grounds to terminate this agreement with a 45 day written notice and or seek relief under the terms outlined in section 8 of this agreement (Dispute Resolution).

### 7.2 Assignments

The Hauler may assign or subcontract service provided under these specifications with written consent of the City. This shall not relieve the primary Hauler of its rights and obligations under this contract. As to assignment, however, the City reserves the right to exercise reasonable discretion to disapprove of an assignee who is not financially or practically able to provide the level and types of services required under this Agreement.

### 8 Dispute Resolution

In the event any dispute arises in the administration of this contract, then each party shall, within five days of written notice of disagreement of either, select a component and disinterested arbitrator. The two arbitrators so named shall select a third arbitrator, or if unable to agree within ten days, and upon the request of the City or Hauler, such third arbitrator shall be selected by a judge of a court of record and the county and state in which such arbitration is pending. The arbitrators shall then hear and determine the question or questions so in dispute, according to the rules of the American Arbitration Association, and the decision in writing of any two arbitrators shall then be binding upon the City and
$13.50 per unit per month as of 1/1/2017

$14.00 per unit per month as of 1/1/2018

Midwest Region Consumer Price Index CPI-U shall be used for contract rate increases if requested for the final two years of the contract; services beginning 1/1/2019 and services beginning 1/1/2020.

IN WITNESS WHEREOF, the City and Hauler have hereunto set their hands and seals the day and year first above written.

FOR ADVANCED DISPOSAL

MARY MIDDLETON O'BRIEN
CHIEF MARKETING OFFICER

OCTOBER 22, 2015

FOR THE CITY OF RIVER FALLS

(Scot Simpson, City Administrator)

11/7/15

WITNESSED BY:

JAIME SMARINI

ADVANCED DISPOSAL SERVICES SOLID WASTE MIDWEST, LLC

PROPOSAL MANAGER

OCTOBER 22, 2015
Hauler, each of whom shall pay its chosen arbitrator and shall bear equally the expense of the third arbitrator and all other expenses of the arbitration. Unless the parties otherwise agree, the arbitration shall be conducted in Pierce County, Wisconsin, and in accordance with the rules of the American Arbitration Association. Judgment upon the award rendered by the arbitrator may be entered in any court having jurisdiction thereof.

9 Contract Unit Prices

9.1 Refuse and Recycling Collection, Hauling and Disposal
$13.00 per Residential Dwelling Unit Per Month for calendar year 2016 (35, 64, or 96 gallon container; customer choice$2.00 per additional refuse tag (rate not adjustable)

9.2 Spring Clean-Up Collection, Hauling, and Disposal
$52.00 per Ton

9.3 Appliances and White Goods

<table>
<thead>
<tr>
<th>Item Description</th>
<th>Unit</th>
<th>Price for Pick Up</th>
<th>Price for Spring &amp; Fall Clean Up</th>
</tr>
</thead>
<tbody>
<tr>
<td>Auto Seat</td>
<td>Each</td>
<td>$10.00</td>
<td>Included in per ton rate</td>
</tr>
<tr>
<td>Truck Tire</td>
<td>Each</td>
<td>$10.00</td>
<td>$4.00</td>
</tr>
<tr>
<td>Car Tire</td>
<td>Each</td>
<td>$5.00</td>
<td>$5.00</td>
</tr>
<tr>
<td>Appliances</td>
<td>Each</td>
<td>$25.00</td>
<td>$16.00</td>
</tr>
<tr>
<td>Mattresses</td>
<td>Each</td>
<td>$25.00</td>
<td>Included in per ton rate</td>
</tr>
<tr>
<td>Box Spring</td>
<td>Each</td>
<td>$25.00</td>
<td>Included in per ton rate</td>
</tr>
<tr>
<td>Chair</td>
<td>Each</td>
<td>$10.00</td>
<td>Included in per ton rate</td>
</tr>
<tr>
<td>Couch</td>
<td>Each</td>
<td>$20.00</td>
<td>Included in per ton rate</td>
</tr>
<tr>
<td>TV's &amp; Monitors (20&quot; or less)</td>
<td>Each</td>
<td>$20.00</td>
<td>$16.00</td>
</tr>
<tr>
<td>TV's &amp; Monitors (&gt;20&quot;)</td>
<td>Each</td>
<td>$40.00</td>
<td>$32.00</td>
</tr>
<tr>
<td>Air Conditioners</td>
<td>Each</td>
<td>$20.00</td>
<td>$16.00</td>
</tr>
<tr>
<td>Microwave</td>
<td>Each</td>
<td>$5.00</td>
<td>$4.00</td>
</tr>
<tr>
<td>Dehumidifier</td>
<td>Each</td>
<td>$10.00</td>
<td>$8.00</td>
</tr>
<tr>
<td>Carpet and/or pad</td>
<td>Sq. Yd.</td>
<td>$3.00/roll</td>
<td>Included in per ton rate</td>
</tr>
<tr>
<td>Computers and Printers</td>
<td>Each</td>
<td>$10.00</td>
<td>$8.00</td>
</tr>
</tbody>
</table>

9.4 Billing Reimbursement to Hauler for Billing and Administration
No additional reimbursement to hauler for billing or administration.

9.5 Rate Changes
Scheduled rate changes are outlined in section 5.5 under “Price Adjustments” and are restated here:
<table>
<thead>
<tr>
<th>Facility</th>
<th>Occurrence</th>
<th>Details</th>
<th>Address</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Westdale Park</td>
<td>1x Month</td>
<td>35-gal carts (1 refuse, 1 recycling)</td>
<td>533 N Grove St.</td>
<td>Small vehicle</td>
</tr>
<tr>
<td>PR's Ballfield</td>
<td>2x Week</td>
<td>64-gal carts (3 refuse, 3 recycling)</td>
<td>1107 S. Wasson Lane</td>
<td>April-Sept. Small vehicle.</td>
</tr>
<tr>
<td>Middle School fields</td>
<td>2x Week</td>
<td>64-gal carts (2 refuse, 2 recycling)</td>
<td>230 N Ninth St.</td>
<td>April-Sept. Small vehicle.</td>
</tr>
<tr>
<td>Sterling Ponds Park</td>
<td>2x Week</td>
<td>64-gal carts (1 refuse, 1 recycling)</td>
<td>Edenburgh Dr.</td>
<td>Small vehicle</td>
</tr>
<tr>
<td>Paulson RD/Riverside</td>
<td>1x Week</td>
<td>Decorative Concrete, no recycling</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>So.Main/W.Johnson</td>
<td>1x Week</td>
<td>Decorative Concrete, no recycling</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>Main/Broadway</td>
<td>1x Week</td>
<td>Decorative Concrete, no recycling</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>Main/Cascade</td>
<td>1x Week</td>
<td>Decorative Concrete, no recycling</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>Main/East Walnut</td>
<td>1x Week</td>
<td>Decorative Concrete, no recycling</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>Main/Locust-Cntr Med</td>
<td>1x Week</td>
<td>Decorative Concrete, no recycling</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>Main/Pine</td>
<td>1x Week</td>
<td>Decorative Concrete, no recycling</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>2nd/Locust</td>
<td>1x Week</td>
<td>Decorative Concrete, no recycling</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>2nd/Elm</td>
<td>1x Week</td>
<td>Decorative Concrete, no recycling</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>2nd/Maple</td>
<td>1x Week</td>
<td>Decorative Concrete, no recycling</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>2nd/Pine</td>
<td>1x Week</td>
<td>Decorative Concrete, no recycling</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>2nd/Cedar</td>
<td>1x Week</td>
<td>Decorative Concrete, no recycling</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>P.Lot East of Emma's</td>
<td>1x Week</td>
<td>35-gal carts (2 refuse, 2 recycling)</td>
<td>Emma's = 222 S. Main St.</td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>P. Lot East of Johnnie's</td>
<td>1x Week</td>
<td>35-gal carts (1 refuse, 1 recycling)</td>
<td>Johnnie's = 116 N. Main St.</td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>Main/Elm-east-west med</td>
<td>1x Week</td>
<td>refuse/recycling combo</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>Vetserns Park</td>
<td>1x Week</td>
<td>Decorative Steel, no recycling</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>Main/West Walnut</td>
<td>1x Week</td>
<td>refuse/recycling combo</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>Walnut/Lazy River</td>
<td>1x Week</td>
<td>refuse/recycling combo</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>Main/Locust-Cntr Med</td>
<td>1x Week</td>
<td>refuse/recycling combo</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
<tr>
<td>Main/Pizza Hut Entrance.</td>
<td>1x Week</td>
<td>refuse/recycling combo</td>
<td></td>
<td>bi weekly Nov 1 - May 1</td>
</tr>
</tbody>
</table>

Notes:
1. Decorative barrels and the refuse/recycling combo barrels will remain. Hauler will need to provide recycling containers at these locations unless otherwise designated.
2. Small vehicle = 1 ton truck with approximate weight limit not to exceed 12,000 lbs.
3. The City reserves the right to request additional pick up as needed (e.g. The compost site in the fall, City Hall clean up days, etc)
4. The parks are listed as twice a week pick up. This is during peak season. During the off season (Dec 1-Apr 1) pick up may be once a week or once a month or as needed.
<table>
<thead>
<tr>
<th>Facility</th>
<th>Occurrence</th>
<th>Details</th>
<th>Address</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Safety Bldg.</td>
<td>2x Week</td>
<td>2 YD refuse, 2 YD recycle</td>
<td>125 E. Elm St.</td>
<td></td>
</tr>
<tr>
<td>Library</td>
<td>2x Week</td>
<td>2 YD refuse, 2 YD recycle</td>
<td>140 Union St.</td>
<td></td>
</tr>
<tr>
<td>City Hall</td>
<td>2x Week</td>
<td>2 YD refuse, 2 YD recycle</td>
<td>222 Lewis St.</td>
<td></td>
</tr>
<tr>
<td>Ambulance</td>
<td>2x Week</td>
<td>2 YD refuse, 2 YD recycle</td>
<td>175 E. Cedar St.</td>
<td></td>
</tr>
<tr>
<td>Compost Site</td>
<td>2x Week</td>
<td>4 YD refuse</td>
<td>901 W Locust St.</td>
<td>more frequent in fall</td>
</tr>
<tr>
<td>City Garage</td>
<td>1x Week</td>
<td>4 YD refuse, 2 YD recycle, 15 YD</td>
<td>950 Benson St</td>
<td></td>
</tr>
<tr>
<td>Wastewater Treatment</td>
<td>1x Week</td>
<td>2 YD refuse</td>
<td>Apollo Road</td>
<td></td>
</tr>
<tr>
<td>Hoffman Park</td>
<td>2x Week</td>
<td>4 YD refuse (2), 64-gal carts (19</td>
<td>547 Hanson Dr.</td>
<td>Small vehicle</td>
</tr>
<tr>
<td>Glen Park</td>
<td>2x Week</td>
<td>4 YD refuse (2), 64-gal carts (20</td>
<td>355 Park St.</td>
<td>Small vehicle</td>
</tr>
<tr>
<td>Golf View - West</td>
<td>1x Week</td>
<td>2 YD refuse, 2 YD recycle, 95-gal</td>
<td>1274 Golf View Dr.</td>
<td></td>
</tr>
<tr>
<td>Golf View - East</td>
<td>1x Week</td>
<td>2 YD refuse, 2 YD recycle, 95-gal</td>
<td>1388 Golf View Dr.</td>
<td></td>
</tr>
<tr>
<td>Desanctis Park</td>
<td>2x Week</td>
<td>Decorative Concrete (7)</td>
<td>1543 Roosevelt St.</td>
<td>Small vehicle</td>
</tr>
<tr>
<td>Rolling Hills Park</td>
<td>2x Week</td>
<td>64 gal carts (1 refuse, 1 recycling),Decorative Concrete (2)</td>
<td>247 Kusilek St.</td>
<td>Small vehicle</td>
</tr>
<tr>
<td>Collinswood Park</td>
<td>2x Week</td>
<td>Decorative Concrete (3)</td>
<td>502 County MM</td>
<td>Small vehicle</td>
</tr>
<tr>
<td>White Pathway</td>
<td>2x Week</td>
<td>64-gal carts (2 refuse, 2 recycling)</td>
<td>374 S Winter St.</td>
<td>Small vehicle</td>
</tr>
<tr>
<td>Heritage Park</td>
<td>2x Week</td>
<td>Decorative Concrete (2)</td>
<td>232 W Main. St.</td>
<td></td>
</tr>
<tr>
<td>Veterans Park</td>
<td>2x Week</td>
<td>Decorative Concrete (3)</td>
<td>1 N. Main St.</td>
<td></td>
</tr>
<tr>
<td>Wells Park</td>
<td>2x Week</td>
<td>64-gal carts (1 refuse, 1 recycling)</td>
<td>250 Kennedy St.</td>
<td></td>
</tr>
<tr>
<td>Larson Park</td>
<td>2x Week</td>
<td>Decorative Concrete (2)</td>
<td>1800 Sorensen</td>
<td>Small vehicle</td>
</tr>
<tr>
<td>Spring Creek Park</td>
<td>2x Week</td>
<td>Decorative Concrete (2)</td>
<td>1837 Greenwood Valley Dr.</td>
<td>Small vehicle</td>
</tr>
<tr>
<td>Hamilton Park</td>
<td>1x Month</td>
<td>35-gal carts (1 refuse, 1 recycling)</td>
<td>1201 Washington St.</td>
<td></td>
</tr>
</tbody>
</table>
### Exhibit B: Schedule of Administrative Actions

<table>
<thead>
<tr>
<th></th>
<th>Description</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Commingling solid waste with recyclable materials</td>
<td>$100 per incident, per location</td>
</tr>
<tr>
<td>2</td>
<td>Failure to clean up spillage caused by the Hauler</td>
<td>$50 per incident, per location</td>
</tr>
<tr>
<td>3</td>
<td>Failure to repair or replace container damage caused by the Hauler or its personnel</td>
<td>$50 per incident, per location</td>
</tr>
<tr>
<td>4</td>
<td>Failure to maintain equipment in a clean, safe and sanitary manner</td>
<td>$100 per incident, per location</td>
</tr>
<tr>
<td>5</td>
<td>Failure to have vehicle operators licensed properly</td>
<td>$100 per incident, per location</td>
</tr>
<tr>
<td>6</td>
<td>Failure to maintain office hours as required by this contract</td>
<td>$100 per incident, per location</td>
</tr>
<tr>
<td>7</td>
<td>Failure to maintain and/or submit to the City all documents and reports required under the provisions of this contract</td>
<td>$100 per incident, per location</td>
</tr>
<tr>
<td>8</td>
<td>Failure to properly cover materials in collection vehicles</td>
<td>$100 per incident, per location</td>
</tr>
<tr>
<td>9</td>
<td>Failure to display Hauler’s name and phone number on collection vehicles</td>
<td>$100 per incident, per location</td>
</tr>
<tr>
<td>10</td>
<td>Failure to comply with the hours of operations as required by this contract</td>
<td>$100 per incident, per location</td>
</tr>
<tr>
<td>11</td>
<td>Failure or neglect to complete each route on the regular scheduled pick-up day</td>
<td>$1,000 for each route not completed</td>
</tr>
<tr>
<td>12</td>
<td>Changing routes without proper notification</td>
<td>$100 per incident, per day</td>
</tr>
<tr>
<td>13</td>
<td>Failure to deliver any waste or recyclable material to the appropriate designated facility</td>
<td>$1,000 per incident</td>
</tr>
<tr>
<td>14</td>
<td>Failure or neglect to provide collection service to any dwelling unit in the service area</td>
<td>$100 per incident, per location</td>
</tr>
<tr>
<td>15</td>
<td>Failure to submit reports to City at required times</td>
<td>$100 per report/week</td>
</tr>
</tbody>
</table>
Exhibit A: Current Refuse and Recycling Collection Map

City of River Falls
Garbage Pickup Days

Garbage Day
- Tuesday
- Wednesday
- Thursday

THURSDAY

TUESDAY

WEDNESDAY
FIRST AMENDMENT TO CONTRACT FOR COLLECTION, HAULING AND DISPOSAL OF REFUSE AND RECYCLABLES

This First Amendment ("Amendment") to that certain Contract for Collection, Hauling and Disposal of Refuse and Recyclables is made as of this____ day of _________ 2020 ("Effective Date") by and between Advanced Disposal Services Solid Waste Midwest, LLC, a Wisconsin limited liability company ("Advanced Disposal") and the City of River Falls, a Wisconsin municipality ("City").

W I T N E S S E T H:

WHEREAS, the parties entered into a Contract for Collection, Hauling and Disposal of Refuse and Recyclables dated September 22, 2015 (the "Contract");

WHEREAS, the parties have agreed to renew the Contract for a renewal term of five years;

WHEREAS, in connection with such renewal of the term of the Contract, the parties wish to amend the Contract on the terms and conditions as hereinafter set forth.

NOW, THEREFORE, in consideration of the mutual grants and covenants contained herein, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

Section 1. Defined Terms. All capitalized terms used herein and not otherwise defined herein shall have the respective meanings ascribed thereto in the Agreement.

Section 2. Amendments. This Amendment shall be deemed to be an amendment to the Contract and shall not be construed in any way as a replacement or substitution therefor. All of the terms and provisions of this Amendment are hereby incorporated into the Contract as if such terms and provisions were set forth therein in full. Subject to the foregoing and to the terms hereof, the City and Advanced Disposal hereby agree that the Contract shall be amended as follows:

(a) The term of the Contract shall be renewed for a renewal term of five years commencing on January 1, 2021 and expiring December 31, 2025 (the "Renewal Term").

(b) The rates charged by Advanced Disposal during the Renewal Term shall be as follows:
   2021: $17.00 per unit per month for weekly trash and recyclables collection
   2022: $17.50 per unit per month for weekly trash and recyclables collection
   2023: $18.00 per unit per month for weekly trash and recyclables collection
   2024: the 2023 rate shall be increased by the Midwest Consumer Price Index – Water, Sewer, Trash Index (but no less than 3%)
   2025: the 2024 rate shall be increased by the Midwest Consumer Price Index – Water, Sewer, Trash Index (but no less than 3%)
(c) Bulky Waste collection:

<table>
<thead>
<tr>
<th>Item Description</th>
<th>Unit</th>
<th>Price for Pick Up</th>
</tr>
</thead>
<tbody>
<tr>
<td>Auto Seat</td>
<td>Each</td>
<td>$15.00</td>
</tr>
<tr>
<td>Truck Tire</td>
<td>Each</td>
<td>$20.00</td>
</tr>
<tr>
<td>Car Tire</td>
<td>Each</td>
<td>$15.00</td>
</tr>
<tr>
<td>Appliances</td>
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</tr>
<tr>
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<td>Each</td>
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<td>Box Springs</td>
<td>Each</td>
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<tr>
<td>Chair</td>
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</tr>
<tr>
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<td>Each</td>
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</tr>
<tr>
<td>TV/Monitor&lt;20 inch</td>
<td>Each</td>
<td>$35.00</td>
</tr>
<tr>
<td>TV/Monitor&gt;21 inch</td>
<td>Each</td>
<td>$55.00</td>
</tr>
<tr>
<td>Air Conditioner</td>
<td>Each</td>
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</tr>
<tr>
<td>Microwave</td>
<td>Each</td>
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</tr>
<tr>
<td>Dehumidifier</td>
<td>Each</td>
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</tr>
<tr>
<td>Carpet/Pad</td>
<td>Sq Yd/Roll</td>
<td>$ 4.00</td>
</tr>
<tr>
<td>Computer/Printer</td>
<td>Each</td>
<td>$20.00</td>
</tr>
</tbody>
</table>

Section 3. Reference to and Effect upon the Existing Agreement.

(i) Effectiveness; Recitals. This Amendment shall be effective as of the date set forth above. Upon the effectiveness of this Amendment, each reference in the Contract to “this Agreement”, this “Contract”, “hereunder”, “hereof”, “herein”, or words of like import, and each reference to the Contract in any other related document shall mean and be a reference to the Contract as amended hereby. The parties agree that the “whereas” recitals set forth above are true and correct and are hereby incorporated into this Amendment by reference.

(ii) Authority. Each party represents and warrants to the other party that (i) this Amendment has been duly and validly authorized, executed and delivered by it, and is a valid and binding agreement enforceable against it accordance with its terms; (ii) the persons executing this Amendment on behalf of the applicable party has been authorized and empowered to do so; (iii) each party has full power and authority to enter into and perform this Amendment in accordance with its terms. The parties acknowledge and agree that this Amendment shall inure to the benefit of and be enforceable by the parties hereto.

(iii) Ratification and Confirmation Generally. Except as specifically amended above, the Contract shall remain in full force and effect and all of its respective terms and conditions are hereby ratified and confirmed.

Section 4. Governing Law. This Amendment shall be governed by and construed in accordance with the laws of the State of Wisconsin.

Section 5. Counterparts. This Amendment may be executed in any number of separate counterparts, each of which when so executed and delivered shall be deemed to be an original and all of which taken together shall constitute one and the same instrument.
Section 6. **Headings.** Section headings in this Amendment are included herein for convenience of reference only and shall not constitute a part of this Amendment for any other purpose.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed by their duly authorized representatives as of the date first above written.

ADVANCED DISPOSAL SERVICES SOLID WASTE MIDWEST, LLC

By: ____________________________
    Name: Dan DeWaard
    Title: Region Vice President

CITY OF RIVER FALLS

By: ____________________________
    Name: Scot Simpson
    Title: City Administrator
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Hudson</td>
<td>Advanced Disposal</td>
<td>$17.20 ($12.70/trash 96 gal + $4.50/biweekly recycling 64 gal)</td>
<td>$15.50 ($11.00/trash 64 gal + $4.50/biweekly recycling 64 gal)</td>
<td>$14.25 ($9.75/trash 35 gal + $4.50/biweekly recycling 64 gal)</td>
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<tr>
<td>North Hudson</td>
<td>Advanced Disposal</td>
<td>$14.64 ($10.37/trash 96 gal + $4.27/weekly recycling 64 gal)</td>
<td>$13.97 ($9.70/trash 64 gal + $4.27/weekly recycling 64 gal)</td>
<td>$13.17 ($8.90/trash 35 gal + $4.27/weekly recycling 64 gal)</td>
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<tr>
<td>New Richmond</td>
<td>Customers pick their own hauler.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Prescott</td>
<td>Paul's Industrial Garage Inc. (P.I.G.)</td>
<td>$24.76 ($16.26/trash 95 gal + $8.50/weekly recycling 65 gal)</td>
<td>$20.73 ($12.23/trash 65 gal + $8.50/weekly recycling 65 gal)</td>
<td>$19.05 ($10.55/trash 35 gal + $8.50/weekly recycling 65 gal)</td>
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<td>Ellsworth</td>
<td>Paul's Industrial Garage Inc. (P.I.G.)</td>
<td>$23.73 ($15.23/trash 95 gal + $8.50/weekly recycling 65 gal)</td>
<td>$19.71 ($11.21/trash 65 gal + $8.50/weekly recycling 65 gal)</td>
<td>$18.03 ($9.53/trash 35 gal + $8.50/weekly recycling 65 gal)</td>
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<tr>
<td>Somerset</td>
<td>Olson Sanitation</td>
<td>$19.50 ($15.00/trash 96 gal + $4.50/weekly recycling 64 gal)</td>
<td>$17.50 ($13.00/trash 64 gal + $4.50/weekly recycling 64 gal)</td>
<td>$15.50 ($11.00/trash 35 gal + $4.50/weekly recycling 64 gal)</td>
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<tr>
<td>Osceola</td>
<td>The Village of Osceola: Contracts with Waste Management. Customers: Directly call Waste Management to set-up an account and the rates are determined by container size.</td>
<td>$34.01 ($21.80/trash 96 gal + $12.21/biweekly recycling 64 gal)</td>
<td>$32.67 ($20.46/trash 64 gal + $12.21/biweekly recycling 64 gal)</td>
<td>$31.32 ($19.11/trash 35 gal + $12.21/biweekly recycling 64 gal)</td>
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</tbody>
</table>
MEMORANDUM

TO: Mayor Toland and City Council
FROM: Amy White, City Clerk
DATE: September 8, 2020
TITLE: Preliminary Resolution-Business Improvement District

RECOMMENDED ACTION
Adopt the attached resolution which will authorize proceeding with special assessments for the downtown Business Improvement District (BID).

BACKGROUND
The BID assessment has been in place since 1988. The request from the Business Improvement District Board is to continue with an annual assessment of $44,500 to fund improvements in the downtown district. Each property in the business improvement district pays a portion of the assessment based on the assessed values as of January 1, 2020. The City’s administrative costs of $2,500 are included in the assessment total.

A public hearing on the final assessment is scheduled for October 13, 2020, to allow property owners within the district to provide comments and voice concerns before the final assessments are approved. City Council will be provided the proposed 2020 budget and a report of spending from 2019, drafted by Board President Joleen Larson.

FINANCIAL CONSIDERATIONS
The assessment is spread over all properties in the business improvement district based on the assessed value of the property. A schedule of the assessment for each parcel will be included in the information presented at the public hearing.

CONCLUSION
Upon approval from the Council, affected property owners will be notified of the proposed assessment and the date of the public hearing.
RESOLUTION NO.

PRELIMINARY RESOLUTION DECLARING INTENT TO EXERCISE SPECIAL ASSESSMENT POLICE POWERS UNDER SECTION 66.0703 WISCONSIN STATUTES FOR THE BENEFIT OF THE RIVER FALLS BUSINESS IMPROVEMENT DISTRICT

RESOLVED, by the Common Council of the City of River Falls, Wisconsin:

1. The Common Council hereby declares its intention to exercise its police power under Section 66.0703 Wisconsin Statutes, to levy special assessments upon property for the benefit of the River Falls Business Improvement District (BID), the Common Council having approved the operating budget submitted by the Business Improvement District Board. The special assessments that will be levied by the Common Council are upon the following described real property located in the BID, City of River Falls:

NORTHERN BOUNDARY

Commercial properties included south of the line running easterly from the northeast portion of the intersection of Lewis and Division Streets, continuing across the Kinnickinnic River, and then running along the southern portion of Division Street to the northwest portion of the intersection of Division and Third Streets.

EASTERN BOUNDARY

Commercial properties included west of the line running southerly from the northwest portion of the intersection of Division and Third Streets to Cedar Street; then easterly across the alley; then southerly to include property identification number (PIN) 1009-04 (State Bank of River Falls); then easterly to the west side of Third Street; then southerly to the northeast intersection of Third and Walnut Streets; then westerly across the alley; then southerly to the northwest portion of the intersection of the alley and Locust Street; then westerly to the northeast portion of the intersection of Second and Locust Street; then southerly along Second Street crossing Spring Street continuing southerly along Oak Street to the southeast portion of the intersection of Oak Street and Cascade Avenue; then westerly to southeast corner of Main and Cascade; thence generally south to the northeast corner of South Main and Vine.
SOUTHERN BOUNDARY

Commercial properties included north of the line which starts at the northeast portion of the intersection of Vine and South Main Streets and which runs westerly along the northern portion of Vine Street to the northeast portion of the intersection of Vine and State Streets.

WESTERN BOUNDARY

Commercial properties included east of the line running northerly from northeast portion of the intersection of State and Vine Streets across Cascade Street; then easterly to the southwest corner of PIN 1097-10; then northerly to Lake George; then generally north and northeast along the east shore of Lake George and the Kinnickinnic River to a point on the east end of the Maple Street bridge; then northerly to the northeast portion of the intersection of Pine and Clark Street; then westerly to the northeast portion of the intersection of Pine and Clark Streets; then north to the northeast portion of the intersection of Lewis and Division Streets.

2. The improvements which shall constitute the special assessment levies shall be for the payment of general operating expenses and project expenses, said improvements and expenses to be incurred for the benefit of those properties that are in the BID.

3. The total amount assessed against the properties within the BID shall not exceed 100 percent of the total cost of the operating budget approved for the operation of the BID for calendar year 2019. The Common Council determines that the assessment for the operating budget of the BID constitutes an exercise of police power and benefits the properties in the BID based upon the assessed valuation of the properties within the BID.

4. The assessment against any parcel shall be included on the real estate property tax rolls and shall be paid in full by January 31, 2019. All special assessments received by the City for use in the Business Improvement District shall be placed in a segregated account in the municipal treasury pursuant to Section 66.1109(4) of the Wisconsin Statutes.
5. The BID Board of Directors shall prepare a report which shall consist of:

   A. The proposed operating budget of the BID for calendar year 2020, showing all
      planned payments, receipts and expenditures for the BID.

   B. A listing of each parcel in the BID, and its assessed valuation, and its record
      owner, and current tenant if different from the owner.

   C. A schedule of the proposed assessments against each parcel in the BID.

6. When the report is completed, the President of the BID Board of Directors shall file a
   copy of the report with the City Clerk for public inspection.

7. Upon receipt of the report of the President of the BID Board, the City Clerk shall cause
   notice to be given stating the nature of the proposed expenditures within the BID, the general
   boundary lines of the BID (including a small map thereof), the time and place at which the report
   may be inspected, and the time and place of the public hearing on the matters contained in the
   preliminary resolution and the report. This notice shall be published as a Class I Notice and a
   copy shall be mailed at least 10 days before the hearing to every interested party.

8. The hearing shall be held in the Council Chambers in the City of River Falls at a time set
   by the Clerk in accordance with Sections 66.0703(7)(a) of the Wisconsin Statutes.

Dated this 8 day of September, 2020.

FOR THE CITY OF RIVER FALLS

____________________________________
Dan Toland, Mayor

ATTEST:

____________________________________
Amy White, City Clerk
MEMORANDUM

TO: Mayor and City Council

FROM: Jason Stroud, Assistant City Administrator

DATE: September 8, 2020

TITLE: Review of Resolution No. 6501 – Resolution Relating to the Covid-19 Public Health Emergency; Recommending the Use of Face Coverings in Public in the City of River Falls

BACKGROUND
City Council adopted a face covering resolution on July 28, 2020. This resolution encourages the widespread wearing of face coverings in the City. City administration committed to keeping the City Council updated regarding this resolution and a potential development of a future face covering ordinance.

DISCUSSION
Governor Evers issued a statewide masking order on July 30, 2020. This order requires every individual, age five and older, in Wisconsin to wear a face covering if both of the following apply:

a. The individual is indoors or in an enclosed space, other than at a private residence; and;

b. Another person or persons who are not members of individual’s household or living unit are present in the same room or enclosed space.

This Order also strongly recommends face coverings in all other settings as well. A number of exceptions were included in the order.

The Governor’s order would supersede any local masking, or face covering, order or ordinance that is less restrictive and may be enforceable by civil forfeiture of not more than $200. A copy of the Governor’s order is included with this memorandum. Local health officials, in collaboration with District Attorneys, are the primary enforcement authority for this order.
CONCLUSION
Staff will continue to monitor developments related to the Governor’s face covering order. In addition, staff will keep Council apprised of any significant local issues or developments related to COVID-19; this will primarily occur by including the Mayor and Council in the distribution of weekly COVID status updates and month situation reports.
RESOLUTION NO. 6501

RESOLUTION RELATING TO THE COVID-19 PUBLIC HEALTH EMERGENCY; RECOMMENDING THE USE OF FACE COVERINGS IN PUBLIC IN THE CITY OF RIVER FALLS

WHEREAS, COVID-19 cases continue to rise in Wisconsin, Pierce and St. Croix Counties and the surrounding community in recent weeks; and

WHEREAS, according to the Centers for Disease Control (CDC), the effectiveness of face coverings at reducing the spread of COVID-19 is highest when masks are widely used by people in public settings; and

WHEREAS, COVID-19 is primarily spread via respiratory droplets when people are in close proximity with each other and people that are infected speak, sneeze, or cough; and

WHEREAS, individuals can be infected and contagious before or even without developing symptoms (pre-symptomatic and asymptomatic), and the evidence suggests a significant number of infections may be transmitted in this manner; and

WHEREAS, health officials are increasingly urging non-medical workers to wear non-medical grade cloth face coverings to help curb the spread of COVID-19; and

WHEREAS, mask-wearing and social distancing are important tools to slow the spread of COVID-19 in River Falls, thereby, keeping hospitals stable, saving lives, and keeping local businesses open; and

WHEREAS, the City of River Falls pursuant to Wisc. Stat. §323.11 may declare, by ordinance or resolution, an emergency existing within the local unit of government and is provided with emergency powers and authority under Wisc. Stat. §324.14(4) to order, by ordinance or resolution, whatever is necessary and expedient for the health, safety, protection, and welfare of persons within the local unit government in the emergency; and

WHEREAS, on March 24, 2020, the Common Council of River Falls adopted Resolution No. 6463 declaring a state of emergency in the City of River Falls; and

WHEREAS, the City Council finds that encouraging the use of facial coverings in all indoor spaces within the City, subject to conditions, is now necessary to mitigate the spread of COVID-19; and

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of River Falls that:

The Common Council of the City of River Falls, based on the recommendations of public health experts and responsive to a serious threat to the public health, safety, and welfare of its citizens, hereby strongly encourages its residents, businesses and visitors as follows:

Section 1. Purpose. The purpose of this resolution is to educate, urge, persuade, and strongly encourage individuals to wear face coverings to prevent the spread of COVID-19.

Section 2. Findings. The recitals set forth above are hereby adopted as findings of fact for this resolution. For the reasons set forth in those recitals, the City Council finds that this resolution is necessary to protect the public health, safety, and welfare by reducing the spread of COVID-19 within the City of River Falls and more broadly.
Section 3. Face Coverings Strongly Recommended. Every individual is strongly encouraged to wear a face covering over their nose and mouth when in public.

A. It is important that cloth face masks be worn properly in order to avoid contaminating the hands or face of the user. Before putting on a mask and after removing a mask, an individual should clean their hands with alcohol-based hand rub or soap and water and change masks when moist, and wash after use. While in use, avoid touching the mask. Worn masks may be contaminated with infectious agents.

B. Face covering use does not replace the need to practice physical distancing (staying away from ill people, staying home, and avoiding all non-essential activities and contact with others), frequent handwashing, and avoiding touching of the face.

Section 4. Exceptions. The face covering directive that is effectuated by this resolution shall not apply to the following individuals in the City of River Falls:

A. Any child aged two (2) years or less.

B. Any child aged 12 years or less unless parents or caregivers supervise the use of face coverings by such children to avoid misuse.

C. Any individual who has a physical disability that prevents easily wearing or removing a face covering.

D. Any individual who is deaf and uses facial and mouth movements as part of communication.

E. Any individual who has been advised by a medical professional that wearing a face covering may pose a risk to that individual for health-related reasons.

F. Any individual who has trouble breathing or is unconscious, incapacitated, or otherwise unable to remove the face covering without assistance.

G. Any individuals in settings where it is not practical or feasible to wear face coverings when obtaining or rendering goods or services to the extent necessary to obtain or render such goods or services including but not limited to the receipt of dental services or medical treatments.

H. Whenever federal, state, or local law otherwise prohibit wearing a face mask or where it is necessary to evaluate or verify an individual’s identity.

I. Any individuals exercising, while maintaining social distancing.

J. Any individuals eating or drinking.

K. Any individuals who religious beliefs prevent them from wearing a face covering.

Section 5. Applicability. The areas and establishments to which this directive applies include, but are not limited to, the following:

A. Every person living, working, visiting or doing business in the City of River Falls, including within government buildings under the jurisdiction of the City, is strongly encouraged, in the absence of social distancing, to wear a face covering in any indoor location other than inside a home or residence.
B. All businesses should consider the importance of requiring business invitees to wear a face covering where social distancing is not available to minimize the spread of the COVID-19 virus.

Section 6. Compliance and Enforcement.

A. Violation of this resolution does not create grounds for residents or law enforcement to stop, detain, issue a citation, arrest, intimidate, or harass individuals who do not comply with it. This resolution should be used to educate, urge, persuade, and strongly encourage individuals to wear face coverings to prevent the spread of COVID-19.

B. The City Council strongly encourages all people in the City of River Falls to support the health and well-being of the community by complying with this resolution without delay.

C. The City Council authorizes its staff to initiate, lead, participate and/or fund public education and promotional campaigns intended to accomplish wide-spread utilization of mask and face coverings.

Section 7. Effective Date; Expiration. This resolution shall become effective upon adoption and will remain in effect so long as the City of River Falls’ existing State of Emergency remains in effect, unless specifically amended or rescinded by an emergency proclamation or action of the City Council. Unless rescinded, this resolution will be reviewed by the City Council in light of data regarding the spread of COVID-19 in the City and St. Croix and Pierce Counties following the adoption of this resolution, at the Council’s regularly scheduled meetings in August of 2020, and thereafter at least monthly.

BE IT FURTHER RESOLVED that violation of this resolution is not a criminal offense, however;

A. Any individual who fails to comply with this resolution may be asked to leave by an authorized representative of the business or organization. If the individual refuses to leave, this resolution authorizes the enforcement of trespassing statutes and any other ordinances and statutes the individual may violate.

Passed and adopted by the Common Council of the City of River Falls.

Dated this 28th day of July 2020.

__________________________
Dan Toland, Mayor

ATTEST:

__________________________
Amy White, City Clerk
COVID-19 Weekly Status Report

8/28/2020
<table>
<thead>
<tr>
<th>Daily Snapshot</th>
<th>Pierce County (8/27) (Confirmed &amp; Probable cases)</th>
<th>St Croix County (8/27) (Confirmed cases)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Cases*</td>
<td>357</td>
<td>621</td>
</tr>
<tr>
<td>Current Cases*</td>
<td>46</td>
<td>144</td>
</tr>
<tr>
<td>Total Recovered</td>
<td>306</td>
<td>470</td>
</tr>
<tr>
<td>Deaths</td>
<td>5</td>
<td>7</td>
</tr>
</tbody>
</table>

* - Pierce Co. includes confirmed and probable cases

---

### New Positive Cases by week

Most recent reported (complete) week: Aug 16-Aug 22

<table>
<thead>
<tr>
<th>Date</th>
<th>Pierce</th>
<th>St. Croix</th>
</tr>
</thead>
<tbody>
<tr>
<td>14-Mar</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>21-Mar</td>
<td>3</td>
<td>1</td>
</tr>
<tr>
<td>28-Mar</td>
<td>5</td>
<td>3</td>
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<tr>
<td>4-Apr</td>
<td>3</td>
<td>2</td>
</tr>
<tr>
<td>11-Apr</td>
<td>9</td>
<td>4</td>
</tr>
<tr>
<td>18-Apr</td>
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<tr>
<td>25-Apr</td>
<td>26</td>
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<tr>
<td>2-May</td>
<td>39</td>
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</tr>
<tr>
<td>9-May</td>
<td>45</td>
<td>10</td>
</tr>
<tr>
<td>16-May</td>
<td>57</td>
<td>9</td>
</tr>
<tr>
<td>23-May</td>
<td>62</td>
<td>23</td>
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<tr>
<td>30-May</td>
<td>31</td>
<td>41</td>
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<tr>
<td>6-Jun</td>
<td>41</td>
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<td>13-Jun</td>
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<td>18-Jul</td>
<td>10</td>
<td>57</td>
</tr>
<tr>
<td>25-Jul</td>
<td>10</td>
<td>67</td>
</tr>
<tr>
<td>1-Aug</td>
<td>29</td>
<td>62</td>
</tr>
</tbody>
</table>

### Cumulative Positive Cases

Most recent reported (complete) week: Aug 16-Aug 22

<table>
<thead>
<tr>
<th>Date</th>
<th>Pierce Cumulative</th>
<th>St. Croix Cumulative</th>
</tr>
</thead>
<tbody>
<tr>
<td>14-Mar</td>
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<td>0</td>
</tr>
<tr>
<td>21-Mar</td>
<td>3</td>
<td>0</td>
</tr>
<tr>
<td>28-Mar</td>
<td>3</td>
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</tr>
<tr>
<td>6-Jun</td>
<td>16</td>
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<td>13-Jun</td>
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<td>20-Jun</td>
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<td>15-Aug</td>
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<td>67</td>
</tr>
<tr>
<td>22-Aug</td>
<td>62</td>
<td>62</td>
</tr>
</tbody>
</table>
### Local Info.

<table>
<thead>
<tr>
<th>Regional COVID Activity Level</th>
<th>High</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public health is able to contact all new positive cases within 24-hours</td>
<td><img src="https://via.placeholder.com/15/000000?text=Green" alt="Green" /></td>
</tr>
<tr>
<td>Public health is able to contact newly identified close contacts of a case within 24 hours of case interview</td>
<td><img src="https://via.placeholder.com/15/000000?text=Green" alt="Green" /></td>
</tr>
<tr>
<td>City staffing levels sufficient for services</td>
<td><img src="https://via.placeholder.com/15/000000?text=Green" alt="Green" /></td>
</tr>
<tr>
<td>City PPE Stock sufficient for next 4-6 weeks</td>
<td><img src="https://via.placeholder.com/15/000000?text=Green" alt="Green" /></td>
</tr>
</tbody>
</table>

### Hospital Info.

| RFAH is able to provide initial care, stabilization and transfer to Twin Cities if needed | ![Green](https://via.placeholder.com/15/000000?text=Green) |
| % of hospital beds available in Northwest Wisconsin regional hospitals | 36% |

### Statewide (Badger Bounce Back) Info.

| Downward trajectory of positive tests as a % of total tests w/in a 14-day period | ![Red](https://via.placeholder.com/15?text=Red) |
| Downward trajectory of COVID-like syndromic cases w/in a 14-day period | ![Green](https://via.placeholder.com/15/000000?text=Green) |
| 95% of hospitals can treat w/out crisis standards of care | ![Green](https://via.placeholder.com/15/000000?text=Green) |
# Wisconsin COVID-19 Summary Statistics

Cumulative data, Updated: 8/27/2020

<table>
<thead>
<tr>
<th>Testing*</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Total people tested: 1,221,632 (+10,791 from prior day)</td>
<td></td>
</tr>
<tr>
<td>Positive (Confirmed Case): 73,138 (+878)</td>
<td></td>
</tr>
<tr>
<td>Negative: 1,148,494 (+9,913)</td>
<td></td>
</tr>
</tbody>
</table>

## Confirmed Case Information

<table>
<thead>
<tr>
<th>Recovery Status</th>
<th>Deaths</th>
<th>Hospitalizations</th>
</tr>
</thead>
<tbody>
<tr>
<td>Recovered: 64,480 (88.2%)</td>
<td>Deaths: 1,111 (+11)</td>
<td>Ever hospitalized: 5,684 (+33)</td>
</tr>
<tr>
<td>Active: 7,529 (10.3%)</td>
<td>Percent who died: 1.5%</td>
<td>Percent ever hospitalized: 7.8%</td>
</tr>
</tbody>
</table>

*Testing data represent the number of people tested by the diagnostic test that detects the virus in the nose or throat (and not a blood test that detects antibodies). Multiple tests per person are not included in these summary statistics.*
Jason Stroud
Assistant City Administrator

jstroud@rfcity.org
715-426-3416
Monthly Situation Report

Incident/Event: Novel Coronavirus (COVID-19)
Sitrep: August 2020
Date of issue: September 3, 2020
Time period covered by the Sitrep: 7/27/20 – 8/28/20
COVID-19 in Wisconsin

https://www.dhs.wisconsin.gov/covid-19/data.htm
COVID-19 in Minnesota

- Total positive cases: 78,123
- Number of health care workers: 8,522

https://www.health.state.mn.us/diseases/coronavirus/situation.html
Local Economic Support Team

**Activity prior 5 weeks (7/27 – 8/30)**

<table>
<thead>
<tr>
<th>Category</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>Residential Additions/ Alterations Building Permits</td>
<td><strong>32</strong></td>
</tr>
<tr>
<td>New Single-Family Building Permits</td>
<td><strong>11</strong></td>
</tr>
<tr>
<td># New Multifamily Building permits</td>
<td><strong>2</strong></td>
</tr>
<tr>
<td>New Commercial/ Industrial Building Permits</td>
<td><strong>0</strong></td>
</tr>
<tr>
<td>Commercial/ Industrial Additions and/or Alterations Permits</td>
<td><strong>4</strong></td>
</tr>
</tbody>
</table>

### Business Outreach - First Contact

- **3/19 - 3/29**: 37 check-ins, 0 attempted contacts
- **3/30 - 4/5**: 70 check-ins, 21 attempted contacts
- **4/6-4/26**: 54 check-ins, 23 attempted contacts
- **4/27-5/31**: 14 check-ins, 14 attempted contacts

### Business Outreach - Follow Up Contact

- **4/20 - 5/03**: 7 check-ins, 1 attempted contact
- **5/04 - 5/17**: 4 check-ins, 4 attempted contacts
- **5/18 - 5/31**: 23 check-ins, 20 attempted contacts
- **6/01 - 6/14**: 49 check-ins, 9 attempted contacts
## Local Economic Support Team

<table>
<thead>
<tr>
<th>Monthly</th>
<th>March</th>
<th>April</th>
<th>May</th>
<th>June</th>
<th>July</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total # of Business Closures (est. from contacts)</td>
<td>7</td>
<td>1</td>
<td>2</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Unemployment rate for St. Croix County</td>
<td>4.0%</td>
<td>16.1%</td>
<td>13.8%</td>
<td>9.8%</td>
<td>7.7%</td>
</tr>
<tr>
<td>Unemployment rate for Pierce County</td>
<td>4.1%</td>
<td>15.6%</td>
<td>13.7%</td>
<td>10.10%</td>
<td>7.4%</td>
</tr>
<tr>
<td>Unemployment claims for St. Croix County</td>
<td>1,603</td>
<td>12,435</td>
<td>10,720</td>
<td>10,222</td>
<td>7,837</td>
</tr>
<tr>
<td>Unemployment claims for Pierce County</td>
<td>817</td>
<td>5,363</td>
<td>4,452</td>
<td>4,397</td>
<td>3,186</td>
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<tr>
<td>Dollars of PPP Loans (est.)</td>
<td>0</td>
<td>$30,784,100</td>
<td>$1,416,597</td>
<td>n/a</td>
<td>n/a</td>
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<tr>
<td># PPP Loans Approved - Estimates from Banks (Not Including RCU)</td>
<td>0</td>
<td>229</td>
<td>60</td>
<td>n/a</td>
<td>n/a</td>
</tr>
<tr>
<td># Development Review Applications Received</td>
<td>1</td>
<td>1</td>
<td>2</td>
<td>0</td>
<td>0</td>
</tr>
</tbody>
</table>

**Notes:**
- Local business check-in calls will resume in September for both “Main Street” and Industrial businesses.
- Tenants have begun moving into Depot and Aberdeen housing units.
Community Support

Notes:

- Special phone number and email address have been set up to handle election/clerk activity.
- September 22 will be a New Voter Registration Day; held outdoors and coordinating with Library. City will also work with messaging for UWRF students.
- Customer Service staff continues to work to assist customers via phone and email when possible to reduce in-person interactions.
- In-Person Absentee Voting is planned for October 20-30; also Saturday, October 24.
- Absentee ballots to mail mid-September. Already approximately 2650 absentee ballots have been requested. (8000 registered voters)
- Foot traffic for election-related matters stayed steady after the August 11 election as residents request voter registration information and absentee ballot information
- Large quantity of tenant move ins and move outs have been processed for UWRF students as well as new apartment building tenants (Depot; Aberdeen)
## Community Support – City Facebook and COVID-19 Info

<table>
<thead>
<tr>
<th></th>
<th></th>
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<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Total # Visits -</td>
<td>100,639</td>
<td>30,857</td>
<td>17,144</td>
<td>19,295</td>
<td>28,258</td>
<td>15,417</td>
<td>38,608</td>
<td>12,549</td>
<td>6,597</td>
</tr>
<tr>
<td>City's Facebook Page</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td># New City FB Page</td>
<td>102</td>
<td>42</td>
<td>19</td>
<td>28</td>
<td>43</td>
<td>11</td>
<td>15</td>
<td>6</td>
<td>5</td>
</tr>
<tr>
<td>&quot;Likes&quot;</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td># New City FB Page</td>
<td>102</td>
<td>53</td>
<td>22</td>
<td>35</td>
<td>47</td>
<td>17</td>
<td>17</td>
<td>6</td>
<td>5</td>
</tr>
<tr>
<td>&quot;Follows&quot;</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total # Unduplicated</td>
<td>674</td>
<td>1,362</td>
<td>938</td>
<td>732</td>
<td>2,000</td>
<td>735</td>
<td>574</td>
<td>357</td>
<td>372</td>
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<tr>
<td>Visits to City's</td>
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<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>COVID-19 Page</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total # Unduplicated</td>
<td>40</td>
<td>38</td>
<td>46</td>
<td>65</td>
<td>71</td>
<td>39</td>
<td>33</td>
<td>19</td>
<td>26</td>
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<tr>
<td>Visits to Library's</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>COVID-19 Community</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Care Page</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

### Notes:
- Communication team is publishing a policy regarding social media practices and related public comment.
- Lower number of visits for the week of 8/24 was due to Mayor being on vacation (no weekly video update.)
### Community Support – Library

<table>
<thead>
<tr>
<th>Notes:</th>
</tr>
</thead>
<tbody>
<tr>
<td>• Curbside pickup continues to be strong; Library averaged almost 700</td>
</tr>
<tr>
<td>phone calls per week in August.</td>
</tr>
<tr>
<td>• Automated Handling machine work is progressing well; assembly will</td>
</tr>
<tr>
<td>take place in the next couple of months.</td>
</tr>
<tr>
<td>• Staff is adding an Education &amp; Career link to their website.</td>
</tr>
<tr>
<td>• Staff will be streaming programs with the local job center</td>
</tr>
<tr>
<td>• Summer (entirely virtual) Reading program ended August 21. Total</td>
</tr>
<tr>
<td>participant count was 534 (44 baby; 241 children; 100 teen; 149</td>
</tr>
<tr>
<td>adults.) There was something for everyone, lots of families were</td>
</tr>
<tr>
<td>able to do activities together and earn digital badges as well as</td>
</tr>
<tr>
<td>real-world prizes.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Week Ending:</th>
<th>7/5</th>
<th>7/12</th>
<th>7/19</th>
<th>7/26</th>
<th>8/2</th>
<th>8/9</th>
<th>8/16</th>
<th>8/26</th>
<th>8/30</th>
</tr>
</thead>
<tbody>
<tr>
<td>Facebook Total # of visits</td>
<td>3,864</td>
<td>2,858</td>
<td>11,964</td>
<td>2,686</td>
<td>2,734</td>
<td>5,271</td>
<td>2,003</td>
<td>1,697</td>
<td>3,801</td>
</tr>
<tr>
<td>FB Total # of New Likes</td>
<td>1</td>
<td>10</td>
<td>17</td>
<td>4</td>
<td>3</td>
<td>6</td>
<td>4</td>
<td>1</td>
<td>4</td>
</tr>
<tr>
<td>FB Total # of New Followers</td>
<td>1</td>
<td>11</td>
<td>18</td>
<td>4</td>
<td>4</td>
<td>5</td>
<td>6</td>
<td>1</td>
<td>4</td>
</tr>
<tr>
<td>Newsletter- All Segments/opens</td>
<td>-</td>
<td>-</td>
<td>1,510</td>
<td>-</td>
<td>-</td>
<td>218</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Newsletter - All Segments/clicks</td>
<td>-</td>
<td>-</td>
<td>63</td>
<td>-</td>
<td>-</td>
<td>17</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Flipgrid Storytime (recorded stories &amp; responses)</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Peak Live FB Storytime Views</td>
<td>19</td>
<td>18</td>
<td>14</td>
<td>18</td>
<td>19</td>
<td>18</td>
<td>15</td>
<td>13</td>
<td>-</td>
</tr>
<tr>
<td>Est. Reach (FB Live Storytime)</td>
<td>1,304</td>
<td>987</td>
<td>842</td>
<td>1,120</td>
<td>1,000</td>
<td>909</td>
<td>840</td>
<td>835</td>
<td>-</td>
</tr>
</tbody>
</table>

### Total Circulation for Electronic Materials

<table>
<thead>
<tr>
<th>Month</th>
<th>April '20</th>
<th>May '20</th>
<th>June '20</th>
<th>July '20</th>
<th>August '20</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total</td>
<td>4,391</td>
<td>4,546</td>
<td>4,471</td>
<td>4,417</td>
<td>4,516</td>
</tr>
</tbody>
</table>
Notes:

- Tentative date of Allina transition is 11/16/2020.
- EMS staff are in process of onboarding with Allina.
- Staff has begun packing up materials and prepping vehicles/equipment for transition.
Notes

- Parking permits are being issued by appointment only at the Police Department this year.
- Work is underway on new police station.
- PD sent three personnel to Kenosha to assist without incident.
Notes:
- Chief Nelson is working on recruitment plan this week.
- Training continues to go well.
- Fire Department personnel are cleaning and improving their simulator area, located near the wastewater treatment plant.
Notes:

- Fall clean-up set for October 5th through the 10th
- Electronic Recycling event set for Saturday October 17th
- Manhole rehabilitation completed in early September.
- Landlord connection survey is being planned.
- Advanced Disposal garbage and recycling contract renewal is on September council agenda.
Notes:

- Wisconsin PSC extended electric disconnect COVID-19 moratorium to October 1. October is last possible month for disconnects, as annual winter moratorium begins November 1.
- Studies for Hydro Relicensing “on track” for 2020 completion of most studies.
- Still waiting to hear from the FERC dam inspection group on direction for action related to damage to the lower dam from the flooding.
Notes:
• WWTP still on Schedule for a November completion. (New aeriation system in both oxidation ditches and new front-end screen.)
• WWTP is participating a UW Madison study regarding COVID-19 in the WW stream.
• Section of North interceptor sewer that is under the Kinnickinnic trail / White Pathway was cleaned and televised and is now ready for “lining” of this section which should happen in the next few weeks.
• Accurate numbers for missing weeks in late June/early July were not able to be retrieved/calculated.
Employee Support

Notes:

- Employee survey regarding childcare needs and concerns during the school year was completed and reviewed; some follow up will take place to address largest concerns and questions.
- 3rd Employee survey results are being reviewed. Questions were the same as 2nd survey’s questions in order to track variance from previous responses.

Activity for most recent week

<table>
<thead>
<tr>
<th>Description</th>
<th>Count</th>
</tr>
</thead>
<tbody>
<tr>
<td># of employees in isolation/quarantine as a result of COVID-19</td>
<td>0</td>
</tr>
<tr>
<td># of Hours Paid for COVID-19 Leave Types</td>
<td>0</td>
</tr>
<tr>
<td># of Employees working at least &gt; 50% of the time from home</td>
<td>34</td>
</tr>
<tr>
<td># of First Report of Injury Submittals Related to COVID-19</td>
<td>0</td>
</tr>
<tr>
<td># of New Workers Compensation Claims</td>
<td>0</td>
</tr>
</tbody>
</table>
Finance & IT

Staff working on development of 2021/2022 operating budgets.

Total COVID-19 FMLA (Family First Care Act)
For most recent 2 pay periods (7/27/20 – 8/23/20)

$1,977
Total YTD - $22,138

Notes:
Staff working on development of 2021/2022 operating budgets.
Finance & IT

### Total Amount Spent: Emergency Preparedness Account

<table>
<thead>
<tr>
<th>Pay Period</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>3/21 - 4/10</td>
<td>$371*</td>
</tr>
<tr>
<td>4/11 - 4/24</td>
<td>$7,977</td>
</tr>
<tr>
<td>4/25 - 5/8</td>
<td>$12,104</td>
</tr>
<tr>
<td>5/9 - 5/22</td>
<td>$3,430</td>
</tr>
<tr>
<td>5/23 – 6/5</td>
<td>$5,324</td>
</tr>
<tr>
<td>6/6 – 6/20</td>
<td>$9,289</td>
</tr>
<tr>
<td>6-21 – 7/10</td>
<td>$10,028</td>
</tr>
<tr>
<td>7/11 – 7/24</td>
<td>$41</td>
</tr>
<tr>
<td>7/25 – 8/7</td>
<td>$11,196</td>
</tr>
<tr>
<td>8/8 – 8/21</td>
<td>*</td>
</tr>
</tbody>
</table>

Notes:
- Most recent Emergency Preparedness Account amount will be available when monthly P-cards are posted

---

#### Total Revenue Received

2019 vs. 2020 comparison

- General
- Electric Utility
- Water Utility
- Waste Water

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#### IT Help Desk Tickets

- Total Help Desk Tickets
- "At-home" Workers

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Jason Stroud
Assistant City Administrator

jstroud@rfcity.org
715-426-3416
Administrator’s Report

September 7 – Labor Day, City Offices Closed
September 8, 6:30 p.m. – City Council Meeting
September 22, 6:30 p.m. – City Council Meeting

Tuesday’s Council Meeting Preview:
- Resolution Approving Advanced Disposal Contract Extension
- Preliminary Resolution Declaring Intent to Exercise Special Assessment Police Powers under Section 66.0703 Wisconsin Statutes for the Benefit of the River Falls Business Improvement District
- Review of Resolution No. 6501 - Resolution Relating to the Covid-19 Public Health Emergency; Recommending the Use of Face Coverings in Public in the City of River Falls

Upcoming Events

Labor Day: Sept. 7 (City offices closed)

Fall Cleanup: Oct. 5-10, 2020
- City Public Works Garage (950 Benson Street)
  - Monday through Friday, October 5 - 9, 4 to 8 p.m.
  - Saturday, October 10, 8 a.m. to 1 p.m.

Electronic Recycling: Oct. 17, 2020
- City Public Works Garage (950 Benson Street)
  - Saturday, October 17, 9 a.m. to 1 p.m.

COVID-19 - Updates

LATEST CASE NUMBERS

<table>
<thead>
<tr>
<th></th>
<th>Aug. 27</th>
<th>Sept. 2</th>
<th>Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cumulative confirmed cases</td>
<td>357</td>
<td>370</td>
<td>+13</td>
</tr>
<tr>
<td>Active cases</td>
<td>46</td>
<td>21</td>
<td>-25</td>
</tr>
<tr>
<td>Recovered cases</td>
<td>306</td>
<td>334</td>
<td>+28</td>
</tr>
<tr>
<td>Negative tests</td>
<td>5,743*</td>
<td>5,996</td>
<td>+253</td>
</tr>
<tr>
<td>Deaths</td>
<td>5</td>
<td>6</td>
<td>+1</td>
</tr>
<tr>
<td>Activity level</td>
<td>High</td>
<td>High</td>
<td>No change</td>
</tr>
</tbody>
</table>

* Aug. 26
### St. Croix County

<table>
<thead>
<tr>
<th></th>
<th>Aug. 27</th>
<th>Sept. 2</th>
<th>Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cumulative confirmed cases</td>
<td>621</td>
<td>646</td>
<td>+25</td>
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<tr>
<td>Active cases</td>
<td>144</td>
<td>151</td>
<td>+7</td>
</tr>
<tr>
<td>Recovered cases</td>
<td>470</td>
<td>492</td>
<td>+22</td>
</tr>
<tr>
<td>Negative tests</td>
<td>12,578</td>
<td>13,102</td>
<td>+524</td>
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<tr>
<td>Deaths</td>
<td>7</td>
<td>7</td>
<td>No change</td>
</tr>
<tr>
<td>Activity level</td>
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<td>High</td>
<td>No change</td>
</tr>
</tbody>
</table>

### State of Wisconsin

<table>
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<tr>
<th></th>
<th>Aug. 27</th>
<th>Sept. 2</th>
<th>Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cumulative confirmed cases</td>
<td>73,138</td>
<td>77,129</td>
<td>+3,991</td>
</tr>
<tr>
<td>Active cases</td>
<td>7,529</td>
<td>7,328</td>
<td>-201</td>
</tr>
<tr>
<td>Recovered cases</td>
<td>64,480</td>
<td>68,641</td>
<td>+4,161</td>
</tr>
<tr>
<td>Negative cases</td>
<td>1,148,494</td>
<td>1,191,548</td>
<td>+43,054</td>
</tr>
<tr>
<td>Deaths</td>
<td>1,111</td>
<td>1,142</td>
<td>+31</td>
</tr>
</tbody>
</table>

### DAILY UPDATES (Mon.-Fri.):
- Wisconsin Outbreaks and Investigations
- Coronavirus Situation Summary (CDC)

If you believe you have been exposed, testing locations can be found here: [https://www.co.pierce.wi.us/COVID-19.htm](https://www.co.pierce.wi.us/COVID-19.htm). COVID-19 tests and associated visits are free of charge to individuals, even those without insurance.

### ACCESS CITY SERVICES

**City services online:** Many City services can be accessed online including obtaining permits, reporting potholes, scheduling refuse pick-ups, and completing license applications. Check [www.rfcity.org](http://www.rfcity.org) for more information or call 715-425-0900.

**Community Care:** The City has created a comprehensive website for community resources including food assistance, social and emergency services, financial resources, and more.

**On-site bill-pay:** The City has provided a self-help, bill-pay service between its main doors, accessed from the upper (Lewis St.) parking lot.

### Here is the current status of selected City facilities:

**Glen Park Pool:** Swimming lessons with a cap on the number of participants and a modified schedule to assure social distancing began on July 6. Interested participants can register for lessons and/or view the new modifications at riverfalls.activityreg.com. The splash pad is also open with social distancing measures being put in place.

There are two hours in the early a.m. for lap swimming, prior to swim lessons available, which would be capped at a six-person maximum. The registration and payment process can be found on the City’s recreation page: [https://riverfalls.activityreg.com/clientpage_t2.wcs](https://riverfalls.activityreg.com/clientpage_t2.wcs)
**Team Sports:** With concerns related to COVID-19 and the need to be able to socially distance at least 6 ft., the City will not be organizing team sports this summer. Full refunds will be issued to those who have already signed up for organized team sports.

**Facilities and fields:** With concerns related to COVID-19 and the need to be able to socially distance at least 6 ft., the City is altering rules pertaining to the open and closed air shelters. For open air shelters, the City can take reservations if there will be less than 50 people at that event. For closed air shelters, the City can take reservations if there will be less than 10 people at that event.

The City will also not be accepting reservations related to activities on park fields. Community members from households and individuals will still be allowed to use the fields and courts with social distancing in mind for recreational activities.

**Note that facility usages come with restrictions, including limiting groups to 10 or less and use-at-your-own-risk cautions.**

**Court:** There are no established in-person court hours at this time, except days of in-person court appearances. See court schedule. Court staff is working remotely but available via phone or email. Additionally, the clerk is in the office one day a week to process payments and prepare for the in-person court appearances. Information in the vestibule directs court clients on how to make payments and to contact the court clerk at 715-426-3429 or rfmunicourt@rfcity.org for any questions.

**City Council meetings:** The City Council will meet virtually on the second and fourth Tuesday of each month, which was the regular Council schedule prior to the City’s emergency declaration. See here for agendas and minutes.

**Garbage/recycling:** Advanced Disposal (the City’s residential refuse hauler) will not collect any refuse or recycling that is not properly contained in the bin/cart that was issued for such purpose.

**Police Department:** Persons needing to contact the police department can do so by calling 715-425-0909 or by using our online contact form to report any non-emergency matters. Between 9 a.m.-5 p.m., calls are answered locally. Outside of that time frame, calls are answered by the Pierce County Sheriff Department. In the case of an emergency, please call 911.

**River Falls Shared-Ride Taxi:** Hours of operation have been modified and new restrictions implemented. See here for more.

**Business and retail**

The River Falls Chamber of Commerce and Tourism Bureau has posted information on its website including:

- CDC information for communities, schools, workplaces, and events
- WEDC reopen guidelines
- Retailers, bars, and restaurants offering alternative delivery services
- Financial and other resources for employers and employees
Preventative measures
Remember—there are no medications or vaccines to protect us. Physical separation is the best way to stop this virus from spreading further.
Here’s what we are asking:
- Stay at home.
- Limit your physical interactions to the same people during this time. Less than five people in total will help us stop the virus from spreading.
- Keep at least 6 feet apart from others and avoid direct physical contact.
- Limit the amount of time you spend making essential trips to the grocery store or to pick up medication.
- Make essential trips no more than once a week.
- And stay in touch over the phone with your family and friends as much as possible. We all need support through this time.
- Also, continue to wash your hands with soap and water regularly.

Facial coverings: The CDC now recommends wearing cloth face coverings in public settings where other social distancing measures are difficult to maintain (e.g., grocery stores and pharmacies), especially in areas of significant community-based transmission.

However, be aware that social distancing and handwashing are still the best ways to prevent the virus from spreading. Wearing a mask does not prevent you from getting the virus, but if you are asymptomatic, it might prevent you from spreading it to others.

For more information, including making and cleaning your cloth mask, visit the CDC site here

RESOURCES AND INFORMATION

Center for Disease Control and Prevention (CDC)
- Coronavirus Disease 2019
- Frequently Asked Questions
- What to do if you are sick
- Guidance for households
- Guidance for businesses and employers

Wisconsin Department of Health Services
- COVID-19

County public health sites
- Pierce County, WI
- St. Croix County, WI

The public may also contact 211 for updated information or questions about COVID-19.
Updates from Fire Department

August Activities/Highlights

- August 15 - Participated in Eddie Nicholson Tribute Night at Cedar Lake Speedway with one engine and two firefighters due to Covid restrictions. Eddie Nicholson, one of our 30+ year River Falls firefighters, was killed in a tragic accident at the speedway on May 15.
- Continued Monday Night training following Covid prevention guidelines.

Run Volume

- In August 2020, we responded to a total of 30 calls for service, which compares to 28 calls for the same period in 2019. Year to date: 2019 = 210 calls; 2020 = 206 calls

Updates from Community Development

Planning and Zoning

- Current Planning
  - Annexations
    - None
  - Development review
    - Kwik Trip at Cemetery Road, STH 65 – awaiting plan revisions
    - Milltown Residences – SIP in review
  - Variance – Board of Appeals
    - 641 S. Main Street request for variance to shoreland setback
  - Subdivisions
    - None
  - CSMs
    - Working on CSM for property owner on 8th Street
    - Working on CSM for 7.09-acre parcel south of DeSanctis Park
  - ROW Vacation
    - None
  - Extraterritorial Zoning/Subdivision

- Zoning ordinances/map amendments
  - S Wasson Ln Lot 1: request to rezone from R1 Single Family Low Density to R2 Multiple Family Medium Density to accommodate potential 10 townhome units
  - FEMA, DNR- required Floodplain Ordinance Revision to be completed by December 2020

- Plan Commission prep
  - September meeting

- HPC projects and meeting prep
  - Cancelled until further notice

- BID Board meeting prep
  - BID Board meeting held in August

- Mapping
Ongoing updates for the development projects map; Click here for map
Produce maps as-needed for various City departments

- Projects
  - Working with developer on 700 S Main Street concept
  - Quarterly tracking of new housing units per the City’s 2018 Housing Needs Analysis.

- Conferences/Trainings/Events
  - None

- Grant Writing
  - Exploring options for EDA grant

- Customer Service
  - Complete fence permits
  - Handle customer inquiries and code enforcement items

### Economic Development

- Attended online Innovation Center Management Committee Meetings (Schreiner)
- Attended online River Falls Economic Development Corporation meeting (Schreiner)
- Treasurer and Secretary duties as well as Management Committee meetings for the EDC
- Helped to support businesses during COVID-19
- Assisted with the August 11 election
- Work on the creation of TID #16
- Continue to work with 360 Real Estate Solutions on the DeSanctis project
- Work with a developer on 700 S Main redevelopment area
- Sent 4 RFIs

#### Permits (July 28 – Aug 21)

<table>
<thead>
<tr>
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<th>Description</th>
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<tbody>
<tr>
<td>35</td>
<td>Building Permits</td>
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<tr>
<td>6</td>
<td>New Home Permits</td>
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<tr>
<td>8</td>
<td>Fence Permits</td>
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<td>1</td>
<td>Sign Permits</td>
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#### Building and Inspections

- 3427, 3432 Aberdeen Place, occupancy granted for 12 unit apts. 3431 Aberdeen, occupancy granted for garage unit.
- 3448 & 3464 Aberdeen Place final inspection completed.
- 798 Peregrine Circle (12 unit apt.) – underground plumbing and concrete slab completed. Building permits issued for two more 12-unit buildings, footings inspected at 786 Peregrine Circle.
- 1300 S. Main Street, underground plumbing inspected.
- River Falls Schools, Meyer Middle school – final inspection on auditorium, which closes out the permit.
- Westside Elementary – final inspection on the living room area, which closes out the permit.
- The Depot, 315 River Street – final inspection on 50-unit building.
• Internal Consulting Projects
  o Troy-Pomeroy Watermain Relocation (SEH)
  o Mann Valley Preliminary Design – ALTA and wetland only (SEH)
  o Potential for Streambank Project on Spring Creek Drive

• WisDOT Projects
  o Hoffman Place jug handle – Construction to ramp up the week of August 24th
  o STH 65 Bridge over Division Street (construction in late August)
  o Cemetery Road Reconstruct (AECOM 2021 Construction)
    ▪ Keeping involved in WisDOT and Kwik Trip coordination for their concurrent, adjacent projects
  o STH 29 between CTH FF and Cemetery Road – (AECOM 2021 Construction)
  o For future consideration – Wesson Lane Street Reconstruct, Powell Avenue Bridge Redeck, LRIP Pavement Maintenance

• Development review assistance regarding stormwater management, utility design, lot layouts, street and parking layouts, and traffic movements for the following sites:
  o Kwik Trip
  o Milltown Residences
  o 700 S. Main Street
  o Aberdeen add’l parking

• Stormwater
  o Regnier doing bi-weekly erosion control inspections on all active construction sites
  o Coordinating PW storm structure repairs
  o Reviewing grading and stormwater management for recently completed development projects

• Utilities
  o 2020 Sewer Grouting & Lining project (August construction)
  o 2020 Sewer Manhole Rehabilitation (August construction)
  o Monitoring construction on UWRF May Hall and Johnson Hall

• Streets/Traffic
  o Micro surface project awarded. Construction expected August 24-28
  o Chip Seal/Fog Seal projects with St. Croix County are mostly complete
  o Coordinate Powell Avenue bridge emergency repairs with PW and WisDOT
  o Plan for line painting
  o Plan for biennial pavement ratings

• Construction
  o River Falls Police Department
  o WisDOT Jughandle
  o Project Close-Out: Glen Park, Highview Meadows 5th Addition
  o Residential lateral installation and abandonment inspections (ongoing)
  o Construction inspection for new infrastructure at Peregrine Terrace, 1300 S. Main Street, Sterling Ponds Cottages, Sterling Ponds 2nd Addition

• Conferences/Trainings/Events
  o Regnier preparing for October Professional Engineering Exam
GIS
- Mapping newly installed infrastructure, changes to parcels, and right of way
- Meeting with ESRI representatives and consultants to better understand future of ArcMap as it relates to online applications
- Verifying survey data for CSMs and plats

Covid 19
- Staff is working 75% from remote locations, 25% in office

Management
- Prepared ETJ ordinance amendment and plan commission report
- Participated in Executive Team meetings, Housing Authority meetings, operations & utility coordination meeting, major development project meeting
- Coordinated property owner concerns in and around River St and Cedar St.
- Hold weekly staff meetings, weekly individual staff check ins and staff 1:1 meetings
- Completed two staff person reviews
- Met with two new Plan Commission members
- Presented to plan commission and council
- Assist with 700 S Main project
- Assisted staff on long term code enforcement solutions
- Assisted with the confidential economic development update

Updates from Utilities
The City is participating in a University of Wisconsin - Madison Wastewater Treatment plant statewide study related to COVID-19. [http://www.slh.wisc.edu/environmental/covid-19-wastewater/](http://www.slh.wisc.edu/environmental/covid-19-wastewater/) There is no cost to the City as the UW pays for all shipping of samples.
August 2020

Dear Seth,

I can't thank you enough for assigning Amy to make her profit at the beginning of the COVID crisis. Just having someone reach out to know that the City cared whether we survived or not was powerful.

In great appreciation,

Conrad Martinez