

COMMON COUNCIL MEETING NOTICE

Pursuant to Wisconsin Statutes §19.84, notice is hereby given to the public and news media that a regular meeting of the Common Council of the City of De Pere will be held on **May 7, 2013** at 7:30 p.m. in the City Hall Council Chambers, Second Floor of De Pere City Hall, 335 South Broadway, De Pere, WI 54115.

This meeting can be viewed LIVE on Time Warner Cable Channel 4 and Channel 99 AT&T U-verse. This meeting is also rebroadcast on Time Warner Cable Channel 4 and Channel 99 AT&T U-verse throughout the week.

AGENDA FOR SAID MEETING:

1. Roll call.
2. Pledge of Allegiance to the Flag.
3. Approval of the minutes of the April 16, 2013 regular meeting of the Common Council.
4. Public Hearing on the vacation of a portion of Charles Street right-of-way and alleyway adjacent thereto (between Broadway and Wisconsin Streets) is scheduled for 7:35 p.m. or soon after.
 - A. Notice of Public Hearing.
 - B. Recommendation from the Plan Commission.
 - C. After the hearing is held, Resolution #13-04, Regarding The Vacation Of A Portion Of Charles Street Right-Of-Way And Alleyway Adjacent Thereto (Between Broadway and Wisconsin Streets), is presented for consideration.
5. Public comment upon matters not on agenda or other announcements.
6. Recommendation from the Park Board to approve the following donations:
 - A. \$1,040 value from Jim's Music to replace and install the sound system at Legion Park Pool.
 - B. \$3,276 value from Shopko for 5,000 eggs that were used for the annual Easter Egg Hunt/Event held at the Community Center.
7. Recommendation from the License Committee:
 - A. Application for a Class "B" Beer & "Class B" Liquor License for Bonsai Sushi and Asian Cuisine, 116 S. Broadway St., De Pere, WI.
 - B. Renewal Applications submitted for Class "A" Fermented Malt Beverage Licenses, "Class A" Intoxicating Liquor Licenses, Class "B" Fermented Malt Beverage License, "Class B" Intoxicating Liquor Licenses, and "Class C" Wine Licenses for the licensing period July 1, 2013 to June 30, 2014.
 - C. Application for a Class "B" Beer & "Class B" Liquor License for The Landing Bar & Grill, LLC, 1605 Ft. Howard Ave., De Pere, WI for the licensing period July 1, 2013 to June 30, 2014.

8. Resolution #13-51, Authorizing Agreement Regarding the Purchase of Fiber Optic Cabling Between Saint Norbert College, Inc. and the De Pere Fiber Optic Group.
9. Resolution #13-52, Resolution Authorizing Site Assessment Grant Application to Wisconsin Economic Development Corporation.
10. Resolution #13-53, Authorizing Memoranda Of Agreement For Weights And Measures Inspection.
11. Resolution #13-54, Authorizing Termination Of Agenda Status Agreement With State Of Wisconsin (Sanitarian Responsibilities).
12. Discussion regarding the status of the De Pere Riverwalk.
13. Voucher approval.
14. Applications for Operator's Licenses.
15. Future agenda items.
16. Discussion of Fire Union Furlough Arbitration Decision.

PLEASE TAKE NOTICE, that pursuant to Section 19.85(1)(g), Wis. Stats., the Council may convene in closed session for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved.

The Council may then reconvene in open session to take action on any matter discussed in closed session or for such other purposes as are allowed by law.

17. Adjournment.

Lawrence M. Delo
City Administrator

Any person wishing to attend this meeting who, because of disability, requires special accommodations should contact the Clerk-Treasurer's office at 339-4050 by Noon, May 6, 2013 so that arrangements can be made.

AGENDA SENT TO:

Mayor
Alderspersons
Department Heads
TV, Newspapers, & Radio Stations
Kress Family Library
De Pere Chamber of Commerce
Public Hearing:
126 SOUTH BROADWAY LLC
BANK MUTUAL
BEILKE LLC
BELLA NOVA LLC
CAROL C SHIER
FEDERAL NATIONAL MORTGAGE
ASSOCIATION
GERALD/ELIZABETH KRYSHAK

GET REEL ENTERTAINMENT LLC	
GILLESPIE PROPERTIES LLC	
HARRY MACCO	C/O HILLCREST LUMBER
HZ PROPERTIES LLC	
J & J ENTERPRISES OF DE PERE LLP	
JDA ENTERPRISES OF WISCONSIN LLC	
JEROME J (JOE) SECOR REVOCABLE TRUST	
KENNETH & SYLVIA BUTZ	
KEVIN J & WENDY M KRYSHAK	
KORDES LLC	
MEDICAL ARTS COMPLEX DENTAL CENTER	
SC ETAL	
PALS RENTALS LLC	
SAINT FRANCIS XAVIER CONGREGATION	
SEROOGY BROTHERS LLP	
THE HILLCREST PRTNSTP #1 LLP	
THE LEE BUILDING CORP	
THOMAS A BARTEL	
THOMAS ZOELLER	
TIMOTHY V & LORI A KARL	
CHRIS HANAWAY	
JUDITH CARDIN	DIVISION OF TRADE & CONSUMER PROTECTION
JAMES VANDEYACHT	
JAMES KAPLANEK	DEPERTMENT OF HEALTH SERVICES

**COMMON COUNCIL MEETING
CITY OF DE PERE, WISCONSIN – APRIL 16, 2013**

The Common Council of the City of De Pere, Wisconsin, met in regular session at the Council Chambers in City Hall on Tuesday, April 16, 2013.

Prior to commencement of the Council Meeting there was a brief swearing-in ceremony for the Elected and Re-Elected Officials as follows:

Aldersperson District 1: Larry Lueck
Aldersperson District 2: Lisa Rafferty
Aldersperson District 3: Robert Heuvelmans
Aldersperson District 4: Michael Donovan

Aldersperson Michael Donovan called the meeting to order at 7:35 p.m. Roll call was taken and the following members were present: Alderspersons Kevin Bauer, Scott Crevier, Robert Heuvelmans, Jim Kneiszel, Larry Lueck, Lisa Rafferty. Aldersperson James Boyd and Mayor Michael Walsh were excused. The Council said the Pledge of Allegiance to the Flag.

3. Aldersperson Lueck moved, seconded by Aldersperson Heuvelmans, to approve the minutes of the March 26, 2013 Special Meeting and April 3, 2013 regular meeting of the Common Council. Upon vote, the minutes were approved unanimously.

4A. A Public Hearing on a Precise Implementation Plan (PIP) Amendment Application for 5,105 square foot expansion at the Aurora Clinic, 1881 Chicago Street was presented. Clerk Shana Defnet announced the Notice of Public Hearing was published in the City's Official Newspaper, the De Pere Journal, on March 7 and March 14, 2013.

4B. City Planner Ken Pabich stated that the Plan Commission recommended approval and gave a description of the plan.

Aldersperson Donovan declared the public hearing open for anyone wishing to speak; Dorothy Erickson, 1925 Shelly Court, De Pere, asked a question about the project. There was no one else present who wished to speak and the public hearing was closed.

4C. Ordinance 13-10, Amending Precise Implementation Plan Aurora Health Care Clinic (ED-649-H-3-7) was presented for consideration. Aldersperson Crevier moved, seconded by Aldersperson Bauer, to approve the ordinance. Upon vote, motion carried unanimously.

5. Public Comment or other Announcements. None.

RECOMMENDATION FROM THE BOARD OF PUBLIC WORKS

6A. Project 13-02 - Concrete Street Rehabilitation – Lost Dauphin Road to Vinton Construction Company was presented. Aldersperson Crevier moved, seconded by Aldersperson Bauer to approve the project. Upon roll call vote, motion carried unanimously.

6B. Project 13-03 – Pipe Lining to CIPP to Insituform Technologies USA, Inc. was presented. Aldersperson Bauer moved, seconded by Aldersperson Kneiszel to approve the project. Upon roll call vote, motion carried unanimously.

6C. 2013 Ninth Street Elevated Storage Tank Rehabilitation Project to L.C. United Painting Company, Inc. was presented. Aldersperson Crevier moved, seconded by Aldersperson Kneiszel to approve the project. Upon roll call vote, motion carried unanimously.

RECOMMENDATION FROM THE FINANCE/PERSONNEL COMMITTEE

7A. A request for assistance for Amal delegation was presented. Aldersperson Lueck moved, seconded by Aldersperson Donovan to approve the request. Discussion followed. Upon roll call vote, motion carried unanimously.

7B. 2013/2014 Dental Insurance Premiums were presented. Alderperson Heuvelmans moved, seconded by Alderperson Bauer to approve the premiums. Upon roll call vote, motion carried unanimously.

8. Ordinance 13-11, Amending Chapter 150 De Pere Municipal Code Regarding Traffic Regulations was presented. Alderperson Crevier moved, seconded by Alderperson Kneisel to approve the ordinance. Upon vote, motion carried unanimously.

9. Resolution 13-41, Disallowance Of Claim (Thomas Tupper/Connie Sturzl) was presented. Alderperson Lueck moved, seconded by Alderperson Rafferty, to approve the resolution. Upon vote, motion carried unanimously.

10. Resolution 13-42, Authorizing Amendment To Donation Agreement Between The City Of De Pere And Daniel J. And Patricia A. Mangless was presented. Alderperson Heuvelmans moved, seconded by Alderperson Kneisel to approve the resolution. Upon vote, motion carried unanimously.

11. Resolution 13-43, Adopting Revised Emergency Operations Plan was presented. Alderperson Bauer moved, seconded by Alderperson Heuvelmans to approve the resolution. Discussion followed. Upon vote, motion carried unanimously.

12. Resolution 13-44, Regarding De Pere Sex Offender Residency Compliance Data was presented. Alderperson Donovan moved, seconded by Alderperson Crevier to approve the resolution. Discussion followed. Upon vote, motion carried unanimously.

13. Resolution 13-45, Authorizing Agreement For Noxious Weeds/Long Grass Cutting Services Between The City Of De Pere And The Sharper Edge, Inc. was presented. Alderperson Kneisel moved, seconded by Alderperson Crevier to approve the resolution. Discussion followed. Upon roll call vote, motion carried unanimously.

14. Resolution 13-46, Making Recommendation To New Water (formerly GBMSD) Regarding Preferred Revised Sewer Rate Alternative was presented. Discussion followed. No action was taken.

15. Resolution 13-47, Authorizing Agreement For Consulting Services Between The City Of De Pere And Carlson Dettmann Consulting, LLC (Employee Classification and Compensation Plan) was presented. Alderperson Lueck moved, seconded by Alderperson Donovan to approve the resolution. Upon roll call vote, motion carried unanimously.

16. Resolution 13-48, Authorizing Mutual Release Regarding Naming Rights Agreement For Riverwalk And Wildlife Viewing Pier was presented. Alderperson Crevier moved, seconded by Alderperson Lueck to approve the resolution. Discussion followed. Upon vote, motion carried 6-1 with Alderperson Bauer voting nay.

17. Resolution 13-49, Authorizing 2013 Interagency Service Agreement Between The City Of De Pere And Brown County Health Department For Interim Health Officer Services was presented. Alderperson Kneisel moved, seconded by Alderperson Bauer to approve the resolution. Upon roll call vote, motion carried unanimously.

18. Resolution 13-50, In Opposition To 2013 Assembly Bill 8 Prohibiting Local Restrictions On Hunting With Bow Or Crossbow Within Municipal Corporate Limits was presented. Alderperson Kneisel moved, seconded by Alderperson Rafferty to approve the resolution. Discussion followed. Alderperson Bauer moved, seconded by Alderperson Lueck to open the meeting. Upon vote, motion carried unanimously. John Kadletz, 2270 Hopf Lane, spoke in opposition to the resolution. Alderperson Bauer moved, seconded by Alderperson Crevier to close the meeting. Upon vote, motion carried unanimously. (Alderperson Boyd arrived at 8:10 p.m.) Discussion followed. Motion carried 6-2 with Alderpersons Bauer and Lueck voting nay.

19. Election by the Common Council as follows:

- A. Alderperson Members of the Plan Commission. Alderperson Donovan moved, seconded by Alderperson Boyd to nominate Alderperson Lueck to the Plan Commission. Upon vote, motion carried unanimously.

Alderson Donovan moved, seconded by Alderson Lueck to nominate Alderson Boyd to the Plan Commission. Upon vote, motion carried unanimously.

- B. President of the Common Council. Alderson Heuvelmans moved, seconded by Alderson Lueck to nominate Alderson Donovan as President of the Common Council. Upon vote, motion carried unanimously.

20. Re-appointments to various boards and commissions by Mayor Walsh were presented. Alderson Bauer moved, seconded by Alderson Donovan to approve the re-appointments. Discussion followed. Upon vote, motion carried unanimously.

21. Discussion regarding the status of the De Pere Riverwalk Phase Two Construction was presented. Parks Director Marty Kosobucki was present and announced that the Riverwalk is open and that people are using it.

22. The vouchers were presented. Alderson Boyd moved, seconded by Alderson Crevier to approve the vouchers. Upon vote, motion carried unanimously.

18. Applications for Operator's Licenses were presented.

CITY OF DE PERE - April 16, 2013						
ITEM#		NAME	ADDRESS	CITY	ST	ZIP
Previously Tabled Operator Licenses for the 2012-2014 Licensing Period						
1		GILLIGAN, JOCELYN S.	2698 WEST POINT ROAD	GREEN BAY	WI	54304
Temporary Operator Licenses for the 2012-2014 Licensing Period						
1		BADER, MICHAEL T.L.	1744 CARRIAGE CT.	GREEN BAY	WI	54304
2		BARTLEY, MATTHEW D.	3048 JOY LN.	GREEN BAY	WI	54311
3		COLWELL, MATTHEW J.	2876 MANITOWOC RD.	GREEN BAY	WI	54311
4		MULVEY, DANIEL S.A.	2053 CHARLES ST.	DE PERE	WI	54115
5		MULVEY, VICKI L.	2053 CHARLES ST.	DE PERE	WI	54115
6		SMITS, JOSEPH J.	2116 SWANSTONE CR.	DE PERE	WI	54115
7		WENDT, JAY W.	1774 CORVALLIS CT.	DE PERE	WI	54115
8		WIRTZ, KENNETH J.	809 S. NINTH ST.	DE PERE	WI	54115
9		DEWITT, ANGIE M.	2400 RED TAIL GLEN	DE PERE	WI	54115
Operator Licenses for the 2012-2014 Licensing Period						
2		GRAY, BARBARA A.	535 BRULE RD., #13	DE PERE	WI	54115
3		HIBBARD, BRANDI J.	3631 EAST RIVER DR.	GREEN BAY	WI	54301
4		KOLTZ, LISA M.	905 GEORGE ST., APT. 2	DE PERE	WI	54115
5		OLSON, ELIZABETH A.	1901 RIDGEWAY DR., #48	DE PERE	WI	54115
6		PAUL, AMANDA M.	480 N. GOOD HOPE	DE PERE	WI	54115
7		VAN VEGHEL, AMBER M.	408 N. GOOD HOPE RD.	DE PERE	WI	54115
8		WATSON, ALLYSON G.	314 SEMINOLE LN.	GREEN BAY	WI	54313
9		WOLLWERT, ANNA R.	100 GRANT ST., STE. 2363	DE PERE	WI	54115

Alderson Bauer moved, seconded by Alderson Kneiszel to approve Previously Tabled Operator License Application #1. Upon vote, motion carried unanimously. Alderson Bauer moved, seconded by Alderson Kneiszel to approve Temporary Operator License Applications #1-9. Upon vote, motion carried unanimously. Alderson Bauer moved, seconded by Alderson Kneiszel to approve Operator License Applications #2-4 & 7-9 and to table Operator License Applications #5 & 6. Upon vote, motion carried unanimously.

23. Future Agenda Items. Alderson Bauer requested that staff look into an urban bow hunting program for the City. Alderson Donovan announced the Grand Opening of the Riverwalk on May 4.

Aldersperson Crevier moved, seconded by Aldersperson Boyd to adjourn. Upon vote, motion carried unanimously. The Common Council adjourned at 8:27 p.m.

Respectfully submitted,

Shana Defnet
Clerk-Treasurer

RESOLUTION #13-04

REGARDING THE VACATION OF A PORTION OF CHARLES STREET
RIGHT-OF-WAY AND ALLEYWAY ADJACENT THERETO
(Between Broadway and Wisconsin Streets)

WHEREAS, the Common Council of the City of De Pere has initiated the vacation and discontinuance of portions of public thoroughfares in accordance with the requirements of Wis. Stats. §66.1003(4)(a); and

WHEREAS, the public interest may require the vacation of such rights-of-way; and

WHEREAS, the Plan Commission has reviewed and recommended approval of such vacation and discontinuance, with a public hearing on said vacation to be held in accordance with Wis. Stats. §66.1003(4)(b), on May 7, 2013 at 7:35 p.m.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

Section 1. Area to be Vacated. The portion of Charles Street, easterly of Broadway Street and westerly of Wisconsin street, together with that portion of public alleyway immediately northerly thereof, East Side of Fox River, City of De Pere, Brown County, Wisconsin more fully described on Exhibit A, attached hereto and incorporated by reference herein, be and the same is hereby wholly vacated and discontinued as a public thoroughfare effective as provided below. All utility easements are retained until such time as said utility facilities have been relocated outside the area of property vacated, at which time City will take all reasonable steps necessary, and endeavor to provide and record, a discontinuance of utility easement. Said public rights-of-way to be vacated are shown on the scale map attached hereto and incorporated by reference herein as Exhibit B.

Section 2. Contingencies to Vacation. This Resolution shall only become effective following the completion of the below activities which are considered conditions precedent to

the vacation of such rights-of-way:

- A. Approval and execution by the authorized representatives of the City and City approved Developer, of a Development Agreement concerning the construction of a national chain drug store at the location of the right-of-way to be vacated; and
- B. Satisfaction of all contingencies in such Agreement necessary for the right-of-way vacation to occur; and
- C. Utility easements shall be provided in new locations for all utilities to be relocated; and
- D. Recording of this Resolution with the Brown County Register of Deeds. Should this Resolution not be recorded, vacation of right-of-way described herein shall be null and void.

Section 3. If all of the contingencies described in Section 2 are not satisfied within 180 days of the adoption date of this Resolution, the same shall be null and void.

Section 4. The City Clerk-Treasurer is hereby authorized and directed to file and record this resolution, with the map attached, in the Office of the Register of Deeds for Brown County and to amend the Official Map of the City only after all contingencies described herein are satisfied in conformity with this Resolution.

Introduced to the Common Council of the City of De Pere at its regular meeting held on the 19th day of March, 2013.

Adopted by the Common Council of the City of De Pere, Wisconsin, this 7th day of May, 2013.

APPROVED:

Michael J. Walsh, Mayor

ATTEST:

Shana L. Defnet, Clerk-Treasurer

Ayes: _____

Nays: _____

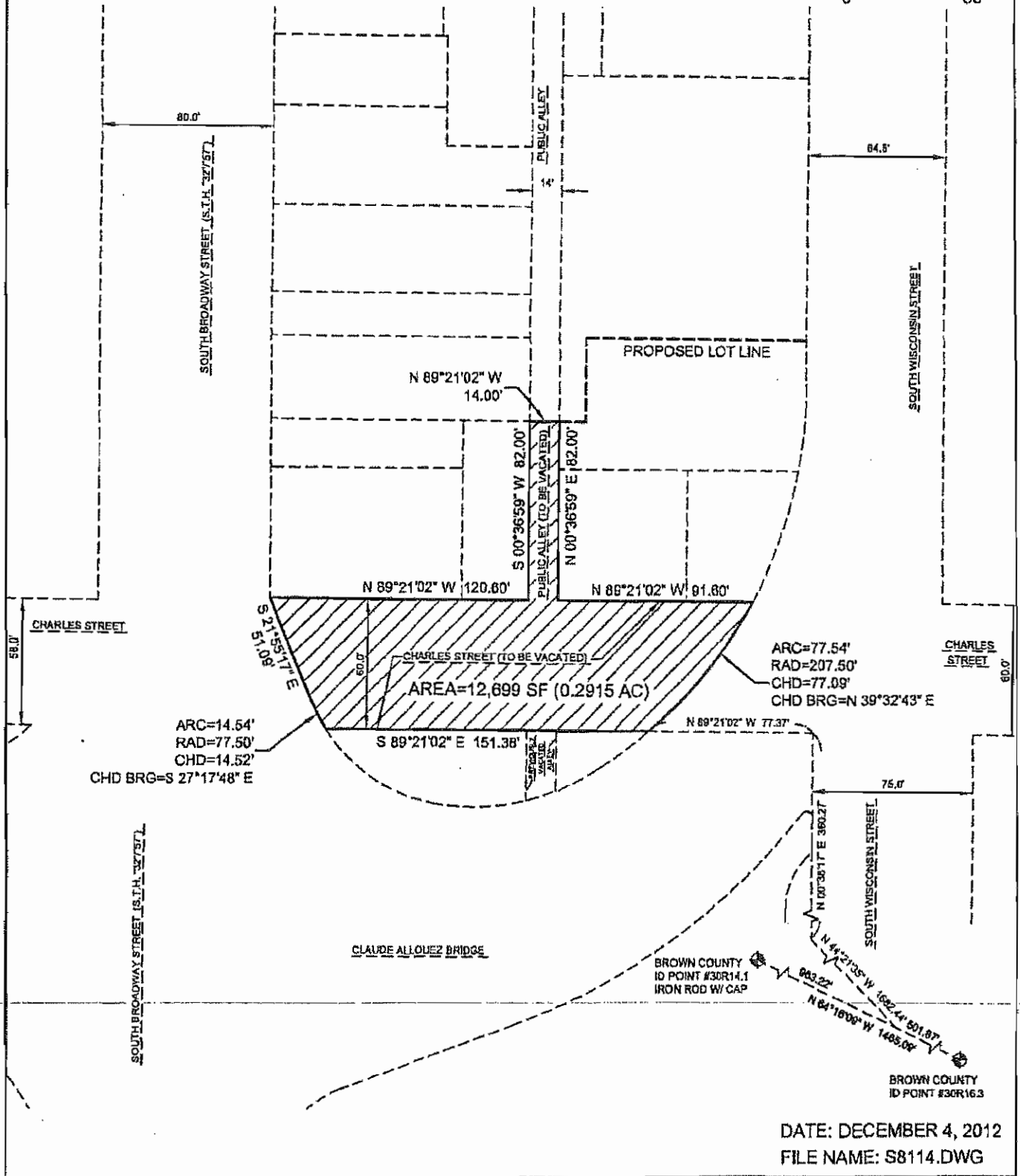
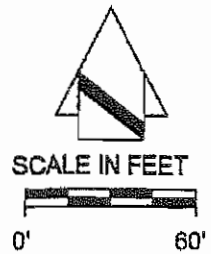
EXHIBIT A

LEGAL DESCRIPTION (CHARLES STREET & PUBLIC ALLEY RIGHT-OF-WAY TO BE VACATED):

All that part of Charles Street and a public alley within Block Eighteen (18), Original Plat of DePere, in the City of DePere, Brown County, Wisconsin more particularly bounded and described as follows: Commencing at Brown County ID Point #30R16.3; thence North 64°16'09" West 501.87 feet along the line that connects said ID Point #30R16.3 to Brown County ID Point #30R14.1; thence North 44°21'35" West 1682.44 feet; thence North 00°38'17" East 360.27 feet to the extended south right-of-way line of Charles Street; thence North 89°21'02" West along said extended south right-of-way line 77.37 feet to the place of beginning of the land hereinafter to be described; thence northeasterly 77.54 feet along the arc of a curve, radius of 207.50 feet, center lies to the west, chord bears North 39°32'43" East 77.09 feet to the north right-of-way line of said Charles Street; thence North 89°21'02" West along said north right-of-way line 91.60 feet to the east right-of-way line of a 14 foot wide public alley; thence North 00°36'59" East along said east right-of-way line 82.00 feet; thence North 89°21'02" West 14.00 feet to the west right-of-way line of said public alley; thence South 00°36'59" West along said west right-of-way line 82.00 feet to the north right-of-way line of said Charles Street; thence North 89°21'02" West along said north right-of-way line 120.60 feet; thence South 21°55'17" East 51.09 feet; thence southeasterly 14.54 feet along the arc of a curve, radius of 77.50 feet, center lies to the east, chord bears South 27°17'48" East 14.52 feet to the south right-of-way line of said Charles Street; thence South 89°21'02" East along said south right-of-way line 151.38 feet to the place of beginning. Containing 12,699 square feet (0.2915 acres) of land.

EXHIBIT B

CHARLES STREET AND PUBLIC ALLEY RIGHT-OF-WAY TO BE VACATED



Publish: April 11th, April 18th, and April 25th, 2013 in the De Pere Journal (Class 3 Notice)

NOTICE OF PUBLIC HEARING

Notice is Hereby given, that on **Tuesday, May 7, 2013** at 7:35 PM or as soon thereafter as can be heard in the Council Chambers of the De Pere City Hall, 335 S. Broadway St, De Pere, WI, a public hearing will be held by the Common Council of the City of De Pere to act on a street vacation for a part of Charles Street as described as:

That portion of Charles Street, legally described as follows:

The portion of Charles Street, easterly of Broadway Street and westerly of Wisconsin Street, together with that portion of public alleyway immediately northerly thereof, East Side of Fox River, City of De Pere, Brown County, Wisconsin more fully described as follows:

LEGAL DESCRIPTION (CHARLES STREET & PUBLIC ALLEY RIGHT-OF-WAY TO BE VACATED):

All that part of Charles Street and a public alley within Block Eighteen (18), Original Plat of De Pere, in the City of De Pere, Brown County, Wisconsin more particularly bounded and described as follows: Commencing at Brown County ID Point #30RI6.3; thence North 64°16'09" West 501.87 feet along the line that connects said ID Point #30RI6.3 to Brown County 1D Point #30RI4.1; thence North 44°21'35" West 1682.44 feet; thence North 00°38'17" East 360.27 feet to the extended south right-of-way line of Charles Street; thence North 89°21'02" West along said extended south right-of-way line 77.37 feet to the place of beginning of the land hereinafter to be described; thence northeasterly 77.54 feet along the arc of a curve, radius of 207.50 feet, center lies to the west, chord bears North 39°32'43" East 77.09 feet to the north right-of-way line of said Charles Street; thence North 89°21'02" West along said north right-of-way line 91.60 feet to the east right-of-way line of a 14 foot wide public alley; thence North 00°36'59" East along said east right-of-way line 82.00 feet; thence North 89°21'02" West 14.00 feet to the west right-of-way line of said public alley; thence South 00°36'59" West along said west right-of-way line 82.00 feet to the north right-of-way line of said Charles Street; thence North 89°21'02" West along said north right-of-way line 120.60 feet; thence South 21°55'17" East 51.09 feet; thence southeasterly 14.54 feet along the arc of a curve, radius of 77.50 feet, center lies to the east, chord bears South 27°17'48" East 14.52 feet to the south right-of-way line of said Charles Street; thence South 89°21'02" East along said south right-of-way line 151.38 feet to the place of beginning. Containing 12,699 square feet (0.2915 acres) of land.

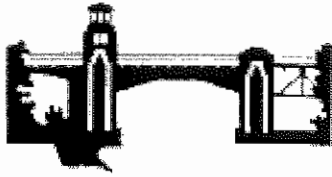
A map and detailed description of the proposed vacation is available through the City of De Pere Planning Department at 335 S. Broadway St., De Pere, WI 54115.

Dated this 11th day of April, 2013.

BY ORDER OF THE COMMON COUNCIL

Michael J. Walsh
Mayor

Shana Defnet
City Clerk-Treasurer



Memorandum

To: City Council

From: Marty J. Kosobucki, Director of Parks, Recreation and Forestry

Re: Donations approved from Board of Park Commissioners

Date: May 7, 2013

The Board of Park Commissioners approved two different donations at their April meeting. A summary of the donations are listed below.

- 1) The first donation is from Jim's Music to replace and install the sound system at Legion Park Pool. The value of the donation is \$1040.
- 2) Shopko has donated 5000 eggs to the City that were used for the annual Easter Egg Hunt/Event held at the Community Center. The value of the donation is \$3276.

Both donations are very generous and add a greater level of quality to our services and experience for our participants. We highly appreciate Jim's Music and Shopko for their wonderful donation.

LICENSE COMMITTEE RECOMMENDATIONS

May 7, 2013
De Pere, Wisconsin

Recommendations to the Honorable Mayor and Members of the Common Council as approved by the License Committee at their duly convened meeting held on May 7, 2013.

1. Application for a Class "B" Beer & "Class B" Liquor License for Bonsai Sushi and Asian Cuisine, 116 S. Broadway St., De Pere, WI. Submitted by Packersushi, LLC, Agent: Chris Hanaway, 1629 Ponderosa Ave., Green Bay, WI 54313.
2. Renewal Applications submitted for Class "A" Fermented Malt Beverage Licenses, "Class A" Intoxicating Liquor Licenses, Class "B" Fermented Malt Beverage License, "Class B" Intoxicating Liquor Licenses, and "Class C" Wine Licenses for the licensing period July 1, 2013 to June 30, 2014.
3. Application for a Class "B" Beer & "Class B" Liquor License for The Landing Bar & Grill, LLC, 1605 Ft. Howard Ave., De Pere, WI for the licensing period July 1, 2013 to June 30, 2014. Submitted by The Landing Bar & Grill, LLC owned by James Vandeyacht, Agent: James J. Vandeyacht, 1463 Sunset Beach Rd., Suamico, WI 54173.

Respectfully Submitted,

License Committee

Shana Defnet
Clerk-Treasurer

Rec. ①

may 7, 2013

ORIGINAL ALCOHOL BEVERAGE RETAIL LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning 6-1 20 13
ending 6-30 20 13TO THE GOVERNING BODY of the: ☐ Town of
☐ Village of } De Pere
☒ City ofCounty of Brown Aldermanic Dist. No. 2 (if required by ordinance)

Applicant's Wisconsin Seller's Permit Number:	
Federal Employer Identification Number (FEIN): <u>46-2102291</u>	
LICENSE REQUESTED ▶	
TYPE	FEE
☐ Class A beer	\$
☒ Class B beer	\$
☒ Class C wine	\$
☐ Class A liquor	\$
☒ Class B liquor	\$
☐ Reserve Class B liquor	\$
Publication fee	\$ <u>30.00</u>
TOTAL FEE	\$

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

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

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

PACKERSUSHI, LLC

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

Title	Name	Home Address	Post Office & Zip Code
President/Member	<u>President</u>	<u>Chris Hanaway</u>	<u>1629 Ponderosa Ave Green Bay 54313</u>
Vice President/Member			
Secretary/Member			
Treasurer/Member			
Agent ▶	<u>Chris Hanaway</u>		
Directors/Managers			

3. Trade Name ▶ BONSAI SUSHI & ASIAN CUISINE Business Phone Number 339-8862

4. Address of Premises ▶ 116 S. Broadway Post Office & Zip Code ▶ De Pere 54115

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? ☒ Yes ☐ No

6. Is the applicant an employee or agent of, or acting on behalf of anyone except the named applicant? ☐ Yes ☒ No

7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? ☐ Yes ☒ No

8. (a) Corporate/limited liability company applicants only: Insert state WI and date _____ of registration.

- (b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? ☐ Yes ☒ No

- (c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? ☒ Yes ☐ No

(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) 116 S. Broadway - Dining Room, BAR, Lounge, Storage closet, Locked

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

11. (a) Was this premises licensed for the sale of liquor or beer during the past license year? ☐ Yes ☒ No

- (b) If yes, under what name was license issued?

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

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

14. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? ☒ Yes ☐ No

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

SUBSCRIBED AND SWORN TO BEFORE ME

this 15th day of April, 20 13

Shana Defert
(Clerk/Notary Public)

My commission expires 3-27-2017

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

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

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

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk	Date reported to council/board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	

(5) AS a single member LLC I Am required to obtain this certification as holder of the liquor license. All bartending staff will also be required to obtain this certification.

(8c) I was a named Applicant for a liquor license for the City of Green Bay in a previous business, KoKoro, LLC doing business as Koko Sushi BAR (301 N. Adams St., Green Bay, WI 54301). I Am no longer Associated with this business although it does continue to operate and the liquor license is in good standing.

Original

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

Submit to municipal clerk.

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

To the governing body of: ☐ Town
☐ Village of De Pere County of Brown
☒ City

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

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as

Bonsai Sushi and Asian Cuisine
(trade name)

located at 116 S. Broadway

appoints Chris Hawaway
(name of appointed agent)

1629 Ponderosa Ave, Green Bay, WI 54313
(home address of appointed agent)

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

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

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

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? 39 years

Place of residence last year 463 Collette Ave., Green Bay, WI 54304

For: PackKersushi, LLC
(name of corporation/organization/limited liability company)

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

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

ACCEPTANCE BY AGENT

I, Chris J. Hawaway, hereby accept this appointment as agent for the
(print/type agent's name)

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

[Signature] 4-15-13 Agent's age 39
(signature of agent) (date)

1629 Ponderosa Ave, Green Bay Date of birth 5-3-1973
(home address of agent) 54313

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

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

Approved on 4-30-13 by [Signature] Title POLICE CHIEF
(date) (signature of proper local official) (town chair, village president, police chief)

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
Hanaway		Christopher		John	
Home Address (street/route)		Post Office	City	State	Zip Code
1629 Ponderosa Ave		Green Bay	Green Bay	WI	54313
Home Phone Number		Age	Date of Birth	Place of Birth	
920-366-5344		39	5-3-1973	Tucson, AZ	

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

☐ Applying for an alcohol beverage license as an individual.

☒ A member of a partnership which is making application for an alcohol beverage license.

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

which is making application for an alcohol beverage license.

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

1. How long have you continuously resided in Wisconsin prior to this date? 39 years

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

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

4. Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? ☐ Yes ☒ No
If yes, identify.

(Name, Location and Type of License/Permit)

5. Do you hold and/or are you an officer, director, stockholder, agent or employee of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? ☐ Yes ☒ No
If yes, identify.

(Name of Wholesale Licensee or Permittee)

(Address By City and County)

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

Employer's Name	Employer's Address	Employed From	To
Koko Sushi Bar	301 N. Adams St., Green Bay	6-2004	3-2012
State Farm Insurance	1782 Allouez Ave, Green Bay	3-2003	3-2004

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

Subscribed and sworn to before me

this 15th day of April, 2013

Shane Delmet
(Clerk/Notary Public)

My commission expires

3-27-2017

[Signature]
(Signature of Named Individual)



Printed on
Recycled Paper

Rec. 2 . Renewal Applications submitted for Class “A” Fermented Malt Beverage Licenses, “Class A” Intoxicating Liquor Licenses, Class “B” Fermented Malt Beverage License, “Class B” Intoxicating Liquor Licenses, and “Class C” Wine Licenses for the licensing period July 1, 2013 to June 30, 2014.

CLASS “A” BEER & “CLASS A” LIQUOR

- 1) Reid Street Station, 401 Reid Street, submitted by CK Convenience, Inc., Agent: Corey M. Kroll, 2505 Klondike Court, Green Bay, WI.
- 2) The Day Spa, 600 N. 10th St., submitted by The Day Spa, Ltd., Agent: Kathleen F. Schmaltz, 3418 Delahaut St., Green Bay, WI.

CLASS “A” BEER

- 1) CVS Pharmacy #2214, 800 Main Ave., submitted by Wisconsin CVS Pharmacy, LLC, Agent: Kendra Welty, 4282 Packerland Dr., De Pere, WI.
- 2) De Pere Y-Mart, 1017 4th St., submitted by Robert Green, Agent: Robert R. Green, 2037 Green Acres Ct., De Pere WI.
- 3) DJ Convenience, 1605 Ft. Howard Ave., Suite A, submitted by DJ Convenience, LLC, Agent: James J. Vandyacht, 1463 Sunset Beach Rd., Suamico, WI.
- 4) Scheuring Shell, 1511 Lawrence Dr., submitted by GCS Holdings of De Pere, LLC, Agent: Daniel J. Pamperin, 396 Talus Ct., De Pere, WI.
- 5) Walgreens #10235, 901 Main Avenue, submitted by Walgreen Co., Agent: Debra Jean Finendale, 3174 Carnoustie Way, New Franken, WI.

CLASS “B” BEER & “CLASS B” LIQUOR

- 1) A’s Dockside Grill, 112 N. Broadway St., submitted by A’s Dockside Grill, Ltd., Agent: Vicki A. Alberts, 2054 Charles St., De Pere, WI.
- 2) Baba Louies, 419 Main Ave., submitted by Kropp Enterprises, Inc., Agent: James J. Kropp, 883 Richborough Rd., Green Bay, WI.
- 3) Bilotti’s Pizza Garden, 111-113 N. Broadway St., submitted by Dan Cer, Inc., Agent: Marc N. Bilotti, 636 N. Adams, De Pere, WI.
- 4) Drift Inn, 1535 N. Ashland Ave., submitted by Al Chris, LLC, Agent: Gail M. Kozlovsky, 4900 Sportman Dr., De Pere, WI.
- 5) El Maya Mexican Restaurant, 1620 Lawrence Dr., submitted by El Azteca Restaurants, Inc., Agent: Fe Montalvo, 1808 Vandenberg Ln., Kaukauna, WI.

- 6) The Green Room, 353 Main Ave., submitted by Green Room Theatre, LLC, Agent: Michael Sean Yoder, 830 S. Baird St., Green Bay, WI.
- 7) McGeorge's Pub, 415 George St., submitted by George Street Bar, LLC owned by Leslie Conard, Agent: Leslie Mae Conard, 2769 Humboldt Rd., Green Bay, WI.
- 8) Nicky's Lionhead Tavern and Grill, 331 Main Ave., submitted by Nickys Inc., Agent: Thomas M. Nick, 5029 Edgewater Beach Rd., Green Bay, WI.
- 9) Old No. 7, 121 N. 10th St., submitted by Hoffman Investments, Inc., Agent: Raymond Hoffman, 1140 Aldrin St., De Pere, WI.
- 10) Pasquales International Café, 305 Main Ave., submitted by Pasquales II, De Pere, LLC, Agent: Christine A. Bricco, 5918 Mary's Rd., New Franken, WI.

2013-2014

Rec (3)

ORIGINAL ALCOHOL BEVERAGE RETAIL LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning July 1 20 13
ending June 30 20 14TO THE GOVERNING BODY of the: ☐ Town of
☐ Village of } DePue
☒ City ofCounty of BROWN Aldermanic Dist. No. _____ (if required by ordinance)

1. The named
- ☐
- INDIVIDUAL
- ☐
- PARTNERSHIP
- ☒
- LIMITED LIABILITY COMPANY
- 814 81
-
- ☐
- CORPORATION/NONPROFIT ORGANIZATION

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

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

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

Title	Name	Home Address	Post Office & Zip Code
President/Member	<u>President, James J. Vandeyacht</u>	<u>1463 Sunset Beach RD.</u>	<u>SUBARICO, WI 54113</u>
Vice President/Member			
Secretary/Member			
Treasurer/Member			
Agent	<u>James J. Vandeyacht</u>		
Directors/Managers	<u>The</u>		

3. Trade Name The Fort Howard Landing Bar & Grill Business Phone Number 920-606-8876
4. Address of Premises 1605 Fort Howard Ave. Suite C Post Office & Zip Code DePue, WI 54115
5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? ☐ Yes ☒ No
6. Is the applicant an employee or agent of, or acting on behalf of anyone except the named applicant? ☐ Yes ☒ No
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? ☐ Yes ☒ No
8. (a) Corporate/limited liability company applicants only: Insert state _____ and date _____ of registration.
- (b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? ☐ Yes ☒ No
- (c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? ☒ Yes ☐ No
- (NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)
9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) BAR, COCKTAIL, STORAGE ROOM, OUTSIDE BAR See Reverse
10. Legal description (omit if street address is given above): _____
11. (a) Was this premises licensed for the sale of liquor or beer during the past license year? ☒ Yes ☐ No
- (b) If yes, under what name was license issued? Willie's Bar & Grill
12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5) before beginning business? [phone 1-800-937-8864] ☒ Yes ☐ No
13. Does the applicant understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown in Section 2, above? [phone (608) 266-2776] ☒ Yes ☐ No
14. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? ☒ Yes ☐ No

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

SUBSCRIBED AND SWORN TO BEFORE ME

this 5th day of April, 20 13[Signature]
(Clerk/Notary Public)My commission expires May 31, 2015[Signature]
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner/Individual)

(Officer of Corporation/Member/Manager of Limited Liability Company/Partner)

(Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <u>4-5-13</u>	Date reported to council/board	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	

Kitchen, Cooler, BAR AREA, RESTROOMS

12' x 30' open building, 30' x 100' Fenced AREA, INC.

hanging PITS + TABLES

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

Submit to municipal clerk.

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

To the governing body of: ☐ Town
☐ Village of DePere County of BROWN
☒ City

The undersigned duly authorized officer(s)/members/managers of The Landing Bar & Grill LLC
(registered name of corporation/organization or limited liability company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as

The Landing Bar & Grill
(trade name)

located at 1605 Fort Howard AVE. DePere, WI 54115 Suite G

appoints JAMES J. VANDEYACHT
(name of appointed agent)

1463 Sunset Beach Rd, Sunnico, WI 54173
(home address of appointed agent)

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

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

DS CONVENIENCE LLC DePere, WI

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

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? 59 yrs

Place of residence last year 1463 Sunset Beach Rd, Sunnico, WI 54173

For: The Landing Bar & Grill
(name of corporation/organization/limited liability company)

By: James J. Vandeyacht
(signature of Officer/Member/Manager)

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

ACCEPTANCE BY AGENT

I, JAMES J. VANDEYACHT
(print/type agent's name), hereby accept this appointment as agent for the

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

James J. Vandeyacht 4/2/13 Agent's age 59
(signature of agent) (date)
1463 Sunset Beach Rd, Sunnico, WI 54173 Date of birth 01/27/54
(home address of agent)

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

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

Approved on 4-10-13 by N. Budwinski Title POLICE CHIEF
(date) (signature of proper local official) (town chair, village president, police chief)

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
Vandeyacht		James		John	
Home Address (street/route)		Post Office	City	State	Zip Code
1463 Sunset Beach Rd.			Shawano	WI	54173
Home Phone Number		Age	Date of Birth	Place of Birth	
920-606-8876		59	01/27/54	Appleton, WI	

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

☐ Applying for an alcohol beverage license as an individual.

☐ A member of a partnership which is making application for an alcohol beverage license.

☒ Owner, President of The Landing Bar & Grill
(Officer/Director/Member/Manager/Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

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

- How long have you continuously resided in Wisconsin prior to this date? 59 yrs
- Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? ☐ Yes ☒ No
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)

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

- Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? ☒ Yes ☐ No
If yes, identify. DS Convenience LLC 1605 Fort Howard Ave, Suite A DePue
(Name, Location and Type of License/Permit) CLASS A BEER

- Do you hold and/or are you an officer, director, stockholder, agent or employee of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? ☐ Yes ☒ No
If yes, identify.

(Name of Wholesale Licensee or Permittee)

(Address By City and County)

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

Employer's Name	Employer's Address	Employed From	To
DS Convenience LLC	1605 Fort Howard Ave DePue	2001	Present
Dependable Storage	Closed	1982	1989

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

Subscribed and sworn to before me

this 5 day of April, 20 13

[Signature]
(Clerk/Notary Public)

[Signature]
(Signature of Named Individual)

My commission expires May 31, 2015



Printed on
Recycled Paper

RESOLUTION #13-51

AUTHORIZING AGREEMENT REGARDING THE
PURCHASE OF FIBER OPTIC CABLING

WHEREAS, City, St. Norbert College, the City of De Pere , the West De Pere School District and Unified School District of De Pere are members of the De Pere Fiber Optic Group (DFOG) pursuant to Intergovernmental Agreement dated as of August 17, 1999, with the City having been named the Managing Agent thereof; and

WHEREAS, in September 2012, College installed fiber optic cabling at two locations:

1. From the DFOG hand hole on Front St. at Lewis St. to the Kress Family Branch of the Brown County Library (333 N. Broadway St.); and
2. From the utility pole at the corner of Chicago and Wisconsin Streets into the DFOG patch panel located in City Hall, 335 S. Broadway St.

WHEREAS, St. Norbert College is interested in transferring such fiber optic cabling to DFOG: and

WHEREAS, this matter has been reviewed by the Finance/Personnel Committee which recommends its approval thereof.

NOW THEREFORE BE IT HEREBY RESOLVED THAT:

The Mayor and Clerk Treasurer are authorized and directed to execute the Agreement Regarding the Purchase of Fiber Optic Cabling between St. Norbert College, Inc. and the De Pere Fiber Optic Group, attached and incorporated as Exhibit 1, subject to such technical changes as deemed necessary by the City Attorney.

BE IT FURTHER RESOLVED THAT:

All City officers, officials, and employees are authorized and directed to take such steps as are lawful and necessary in furtherance thereof.

Adopted by the Common Council of the City of De Pere, Wisconsin, this 7th day of May,
2013.

APPROVED:

Michael J. Walsh, Mayor

ATTEST:

Shana L. Defnet, Clerk-Treasurer

Ayes: _____

Nays: _____

AGREEMENT REGARDING THE PURCHASE OF FIBER OPTIC CABLING
BETWEEN ST. NORBERT COLLEGE, INC. AND
THE DE PERE FIBER OPTIC GROUP

THIS AGREEMENT is entered into this _____ day of _____, 2013 between St. Norbert College, Inc., a Wisconsin Institution of Higher Learning ("College") and the De Pere Fiber Optic Group, a public/private government and educational consortium ("Fiber Group" or "DFOG"); and

WHEREAS, College, together with the City of De Pere, the West De Pere School District and Unified School District of De Pere are members of the Fiber Group pursuant to Intergovernmental Agreement dated as of August 17, 1999, with the City having been named the Managing Agent thereof; and

WHEREAS, in September 2012, College installed fiber optic cabling at two locations:

1. From the DFOG hand hole on Front St. at Lewis St. to the Kress Family Branch of the Brown County Library (333 N. Broadway St.); and
2. From the utility pole at the corner of Chicago and Wisconsin Streets into the DFOG patch panel located in City Hall, 335 S. Broadway St.

as shown on the maps attached and incorporated as Exhibits A-1 and A-2; and

WHEREAS, College is interested in transferring such fiber optic cabling to DFOG; and

WHEREAS, on April 18, 2013, at a properly noticed public meeting of the DFOG, the DFOG reviewed such proposal and unanimously approved the City's purchase of the same as agent of DFOG, believing the same to be in the individual and collective best interests of each member; and

WHEREAS, such transfer of the fiber cabling segments shown on Exhibit A shall be upon the terms and conditions set forth herein; and

WHEREAS, this matter has been reviewed by the City's Finance/Personnel Committee which recommends approval thereof.

NOW THEREFORE, upon the mutual promises and obligations herein, together with such other consideration, the receipt and suffering of which are hereby acknowledged, the parties agree as follows:

1. **SALE/PURCHASE.** College agrees to sell to DFOG, and City as agent for DFOG, agrees to purchase from College the fiber segments as identified on Exhibit A, consisting of 54 strands of dark fiber optic cable.

2. FIBER SPECIFICATIONS. College warrants that all fiber consists of single mode fiber optic cable capable of 1,000 mbps data transmission or greater.
3. COMPENSATION. The total purchase price for this fiber shall be \$100,000, payable as follows: \$25,000 from City; \$25,000 from the West De Pere School District; \$25,000 from the Unified School District of De Pere; and \$25,000 contributed earlier by College in the original installation of such fiber. Each DFOG member shall be responsible to make payment to College and City, as managing agent, shall not assume any obligation to College for the payment of any share other than its own.
4. College hereby assigns all warranties, guarantees and all claims or causes of action regarding the fiber construction, installation, standards and specifications therefor, to DFOG.
5. NOTICES. All notices permitted or required by this Agreement shall be served via First Class Mail with proper postage affixed and addressed to the following:

If to College:	If to DFOG:
<i>(need info)</i>	De Pere Fiber Optic Group c/o City of De Pere Information Technology Administrator 335 S. Broadway Street De Pere, WI 54115
6. This Agreement comprises the entire Agreement of the parties. No term or provision other than as is set forth herein has been negotiated between the parties.
7. By signing this Agreement, each party signing the same affirmatively asserts and represents that he/she has the proper and lawful authority of the entity for whom he/she is signing.

[Signatures on following page]

Dated this _____ day of _____, 2013.

ST. NORBERT COLLEGE, INC.

By: _____

Print Name: _____

Title: _____

Print Name: _____

Title: _____

WEST DE PERE SCHOOL DISTRICT

By: _____

Print Name: _____

Title: _____

Print Name: _____

Title: _____

CITY OF DE PERE

By: _____

Michael J. Walsh, Mayor

Shana L. Defnet, Clerk-Treasurer

UNIFIED SCHOOL DISTRICT OF
DE PERE

By: _____

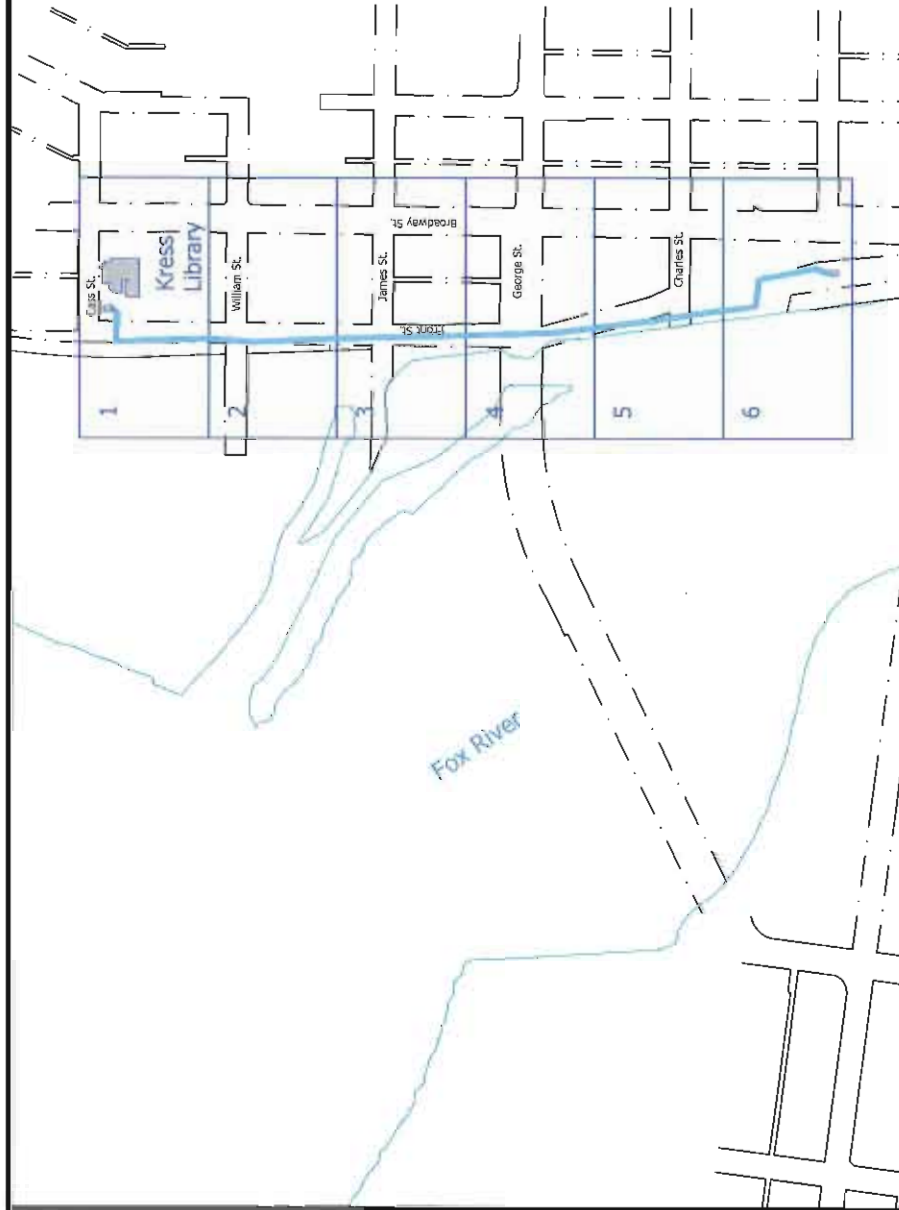
Print Name: _____

Title: _____

Print Name: _____

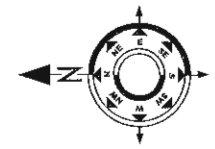
Title: _____

H:\jdupont\Agreements\2013\SNC Fiber Optic Purchase-122-002-12 - revised 4-29-13.docx



St. Norbert College
 Wire Technologies
 36 Strand Fiber Optic Extensions
 10/10/11
 Not to Scale

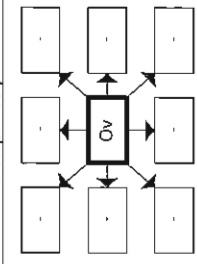
MC&E Multimedia Communications & Engineering, Inc.
 P.O. Box 11054 Green Bay, WI
 Ph: (920) 676-0899 Fax: (920) 676-6377



— Fiber Optic Cable Route

Legend

Map Key



Drawn By: Joel Mikulsky
 Title: Civil Engineer
 Company: MC&E
 Phone: (920) 676-0894
 Email: j.mikulsky@mc&e.biz

Page Number:
Overview

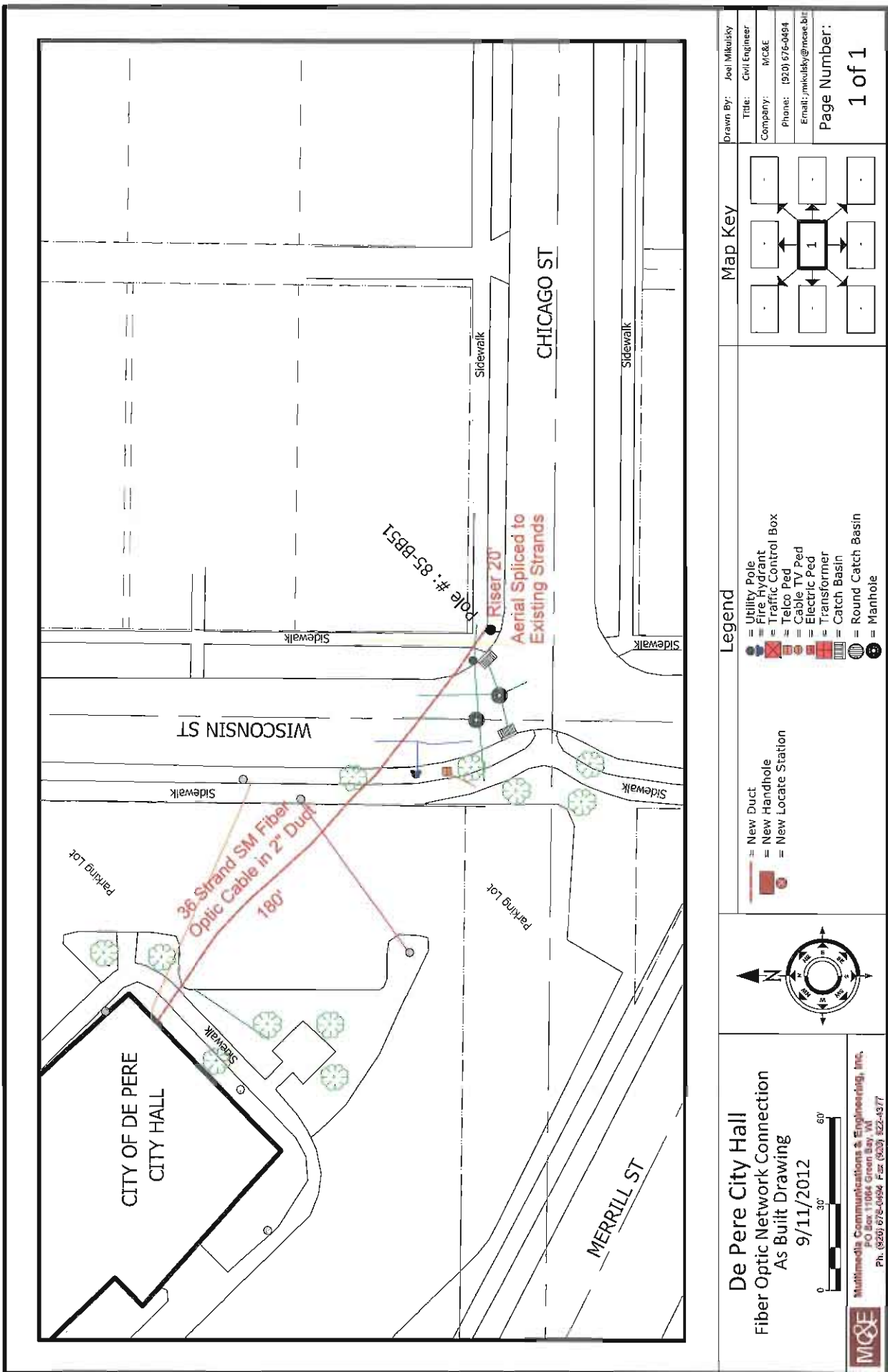


Exhibit A-2

MEMORANDUM

CITY OF DE PERE

Date: 29 April 2013

To: City Council

From: Peter Smith, Information Technology Administrator

Subj: Authorization of payment for purchase of fiber segments.

Two years have past since the inception of a fiber build project by Saint Norbert College to link current fiber networks to create a path to UWGB. This path allows SNC and the two school districts access to WiscNet, an internet service provider.

One segment that SNC built included additional fiber strands for the City to utilize for connectivity to Brown County's network. This connection saves the City approximately \$18,000 per year by not having copper circuits.

There was a question of whether the City would lease those strands. This segment connects to the current De Pere Fiber Optic Facility so the best solution will be to have the facility purchase it, along with another small segment.

The City's portion of the purchase price is \$25,000. With no copper costs, this amount will be paid back within 18 months at which time it will be relatively cost free.

I recommend the Council approve the distribution of \$25,000 to Saint Norbert College.

This amount has been set aside in the Cable Access account and has been approved by the Finance Committee many months ago.

RESOLUTION #13-52

AUTHORIZING SITE ASSESSMENT GRANT APPLICATION

WHEREAS, the City is the owner of Property Parcels ED- 814 and ED-833-1 and in control of certain Charles Street and adjacent right-of-way between Wisconsin and Broadway Streets (shown on the attached Exhibit A), which will, subject to City approval, become part of the project area for the Walgreens project for which rezoning approval was given by the City on April 2, 2013; and

WHEREAS, Midland Development Corp. (Midland), the entity assembling the Walgreens redevelopment site, discovered that environmental contamination from two former and now closed State Department of Natural Resources (DNR) clean-up sites, (the '*Speedy Silverado Gas Station*' site at Charles and Broadway Streets and the '*Royal Cleaners*' site in the 100 block of North Broadway Street) was migrating from the source locations through various other parcels, including the City parcels referenced above; and

WHEREAS, since the City's property is not the source of contamination and the City is/was not a contributor to the original contamination, the City is not responsible for any clean-up costs associated with the contamination migrating through these identified City properties; and

WHEREAS, Midland is in need of further assessing the contamination migration and impacts thereof on the redevelopment site, which will require demolition of structures located on the redevelopment sites; and

WHEREAS, the Wisconsin Economic Development Corporation (WEDC) has, among other contamination remediation programs, a Site Assessment Grant (SAG) which provides, assuming the grant is awarded, 50% matching funds, up to a maximum of \$50,000, for demolition activities associated with assessing site environmental contamination; and

WHEREAS, SAG regulations require the grant applicant to be a municipality, and the City is interested in assisting Midland in obtaining available state grant funding to assist in the environmental contamination assessment and clean-up which the DNR will require of Midland prior to construction of the Walgreens redevelopment; and

WHEREAS, being a SAG applicant or SAG recipient does not expose the City to liability for environmental clean-up of the site; and

WHEREAS, City staff has discussed the need for an Agreement with Midland for it to cover all costs and expenses associated with a SAG application and grant, including Midland or its agents being responsible for preparing the grant application and, if the grant is awarded, all costs and activities associated with receiving the grant; and

WHEREAS, in order to expedite the application so that it is reviewed with a determination made prior to the expiration of the current state fiscal year (June 30, 2013), the Council is amenable to authorizing making of the SAG application, a copy of which is attached as Exhibit B, in the name of the City of De Pere provided that any acceptance of such grant is expressly contingent upon Council approval of such grant Agreement.

NOW THEREFORE BE IT HEREBY RESOLVED THAT:

The Common Council authorizes the making of a Site Assessment Grant application in the name of the City of De Pere for the property identified in yellow on the attached Figure 1 – Proposed Walgreen Property Map.

BE IT FURTHER RESOLVED THAT:

This authorization encompasses only the making of such application; the Council expressly requiring that the award of any such grant come back before the Council for acceptance; and further that such acceptance be contingent upon Council approval of a grant Agreement holding the City harmless for all costs, expenses and obligations under such award.

BE IT FURTHER RESOLVED THAT:

All City officers, officials and employees are authorized and directed to take such steps as are lawful and necessary in furtherance thereof.

Adopted by the Common Council of the City of De Pere, Wisconsin, this 7th day of May,
2013.

APPROVED:

Michael J. Walsh, Mayor

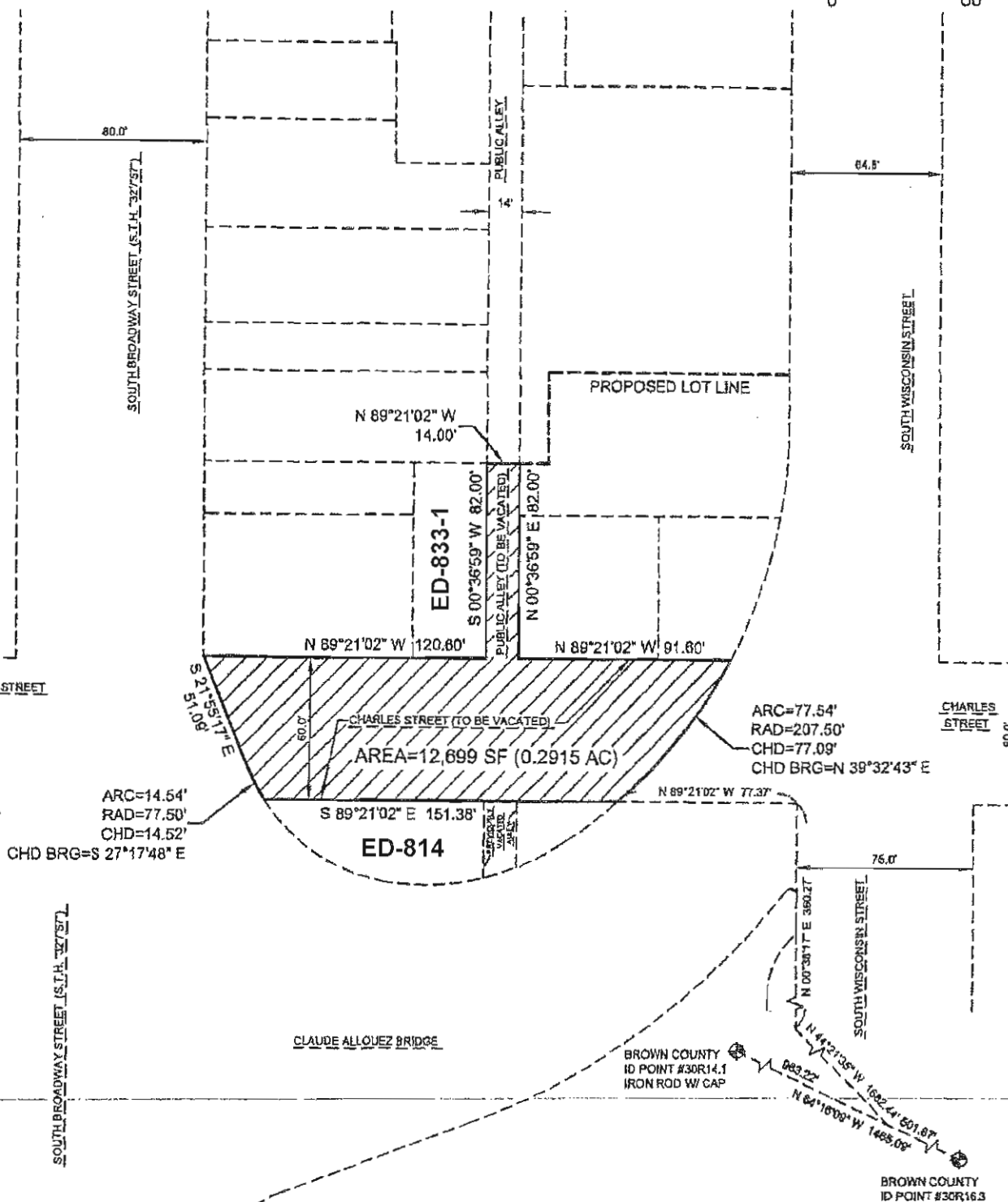
ATTEST:

Shana L. Defnet, Clerk-Treasurer

Ayes: _____

Nays: _____

**CHARLES STREET AND PUBLIC ALLEY
RIGHT-OF-WAY TO BE VACATED**



DATE: DECEMBER 4, 2012
FILE NAME: S8114.DWG



WISCONSIN ECONOMIC
DEVELOPMENT CORPORATION

Let's Talk Business.

Site Assessment Grant (SAG) Application

TO BE COMPLETED BY WEDC STAFF		
Prospect No:	CAM:	Date Submitted:

PROSPECT/APPLICANT INFORMATION				
Grant Request: \$	Match Investment: \$	Total Project Costs: \$		
Applicant:				
Applicant Type: ☐ City ☐ Town ☐ Village ☐ County ☐ Other Public Body				
FEIN #: (Federal Employee Identification Number –Tax ID or Social Security Number)				
Address:				
City, State, Zip:				
Tele. #:	Fax #:			
WWW:				
Individual To Contact Regarding Questions About The Project:				
Project Contact:	Title:			
Address:				
City, State, Zip:				
Tele. #:	Fax #:			
Email Address:				

SITE DETAILS	
Project Location: ☐ City ☐ Town ☐ Village Of:	County:
Project Street Address:	
Current Assessed Value:	Site Size (Acres)
Current Zoning:	Proposed Zoning:
Current Owner of Property:	
If you (applicant) expect to obtain ownership, when will this occur?	
What steps, if any, will be taken to obtain ownership?	
☐ No Plans to Acquire ☐ Purchase (attach purchase agreement) ☐ Tax Delinquency ☐ Condemnation ☐ Other: _____	
If needed, when will an access agreement with the property owner be in place? _____	

ELIGIBILITY

Please provide the following to demonstrate eligibility:

Yes No

- ☐ ☐ 1. The property is a former industrial or commercial facility that is contaminated or is perceived to be contaminated.
- ☐ ☐ 1. The applicant is not a party that likely contributed to any contamination that may exist at the project site.
- ☐ ☐ 2. The party that likely caused environmental contamination on the subject property is unknown, cannot be located or is financially unable to pay for the cost of the cleanup.
- ☐ ☐ 3. Any person(s) who likely possessed or controlled the environmental contaminant(s) before the contaminant was released are unknown, cannot be located or is financially unable to pay.

Contact a Community Account Manager for eligibility information if any answers in Section C are "NO"

REDEVELOPMENT NARRATIVES

Please provide detailed descriptions regarding the following aspects of your project:

- Site Eligibility:** Grant funds are unable to be used on sites in which the likely causer of contamination is known, can be located and is able to pay for the environmental costs. Describe the past and current site ownership and uses and why it is believed the causer of potential environmental contamination is unknown, cannot be located or is financially unable to pay for potential environmental costs.
- Site Conditions:** Describe the current condition of the project site, the improvements on the site (e.g. acres, building size, condition of the buildings, etc.), known environmental information and specific health and safety concerns associated with the property.
- Project Implementation:** Describe the project including activities planned and a project schedule.
- Economic Development Potential:** Describe the importance of the site to the community, the potential for economic redevelopment to occur, and the significance of the site as it relates to previous community planning efforts. If an end-user or developer of the site has been identified, provide details on individuals or businesses involved, the redevelopment plan for the site, and a time schedule for implementation of the redevelopment plan.
- Project Financing:** Describe the various methods that will be used to fund the project and include the progress of establishing or receiving funds.

PROJECT BUDGET

Complete Attachment A, (Project Budget) and indicate project activities, date of past costs, and sources of match investment.

REGULATORY INFORMATION (For sites with reported contamination)

D. DNR Project Manager Name and Address

Telephone Number:

E-mail Address:

Indicate the various WDNR case numbers or BRRTS #'s that have been assigned to the project site:

1) _____ 2) _____ 3) _____

STATE REIMBURSABLE COSTS

Yes No

- ☐ ☐ 1) Does petroleum, dry-cleaning solvents, agricultural products contaminate the site?
- ☐ ☐ 2) If Yes, are the environmental costs eligible for reimbursement by the Petroleum Environmental Cleanup Fund (PECFA), the Dry Cleaner Environmental Response Fund (DERF), or Agricultural Chemical Cleanup Program (ACCP)?

REQUIRED SUPPORTING DOCUMENTATION

Have you included the following?

Yes No

- ☐ ☐ 1. A map indicating the project location within its municipal jurisdiction.
- ☐ ☐ 2. Photographs of the site and surrounding area.
- ☐ ☐ 2. An itemized cost estimate of activities planned.

Wisconsin Economic Development Corporation
201 West Washington Avenue
P.O. Box 1687
Madison, WI 53701
Fax: (608) 266-0182

PROJECT CONTACTS

(SEE MAP ON NEXT PAGE FOR COMMUNITY ACCOUNT MANAGER REGIONS)

GENERAL QUESTIONS

JASON SCOTT

COMMUNITY ACCOUNT MANAGER/TEAM
LEADER

(608) 261-7714

JASON.SCOTT@WEDC.ORG

NORTH WEST WISCONSIN

CONTACT JASON SCOTT OR JENNY KUDERER

NORTH EAST WISCONSIN

NALETTA BURR, COMMUNITY ACCOUNT
MANAGER

(608) 210-6830

NALETTA.BURR@WEDC.ORG

SOUTH WEST WISCONSIN

JENNY KUDERER

COMMUNITY ACCOUNT MANAGER

(608) 210-6820

JENNIFER.KUDERER@WEDC.ORG

SOUTH EAST WISCONSIN

DOUG THURLOW, COMMUNITY ACCOUNT
MANAGER

(608) 266-7942

DOUGLAS.THURLOW@WEDC.ORG



WISCONSIN ECONOMIC
DEVELOPMENT CORPORATION

Let's Talk Business.
Community Account Manager Territories



VACANT

Please contact Jason
Scott or Jennifer Kuderer.

Doug Thurlow

608-210-6810
douglas.thurlow@wedc.org

Naletta Burr

608-210-6830
naletta.burr@wedc.org

Jennifer Kuderer

608-210-6820
jennifer.kuderer@wedc.org

Jason Scott, Team Leader
608-210-6790
jason.scott@wedc.org

Updated May 9, 2012

**ATTACHMENT A
PROJECT BUDGET**

Project Activities *	Date of Past Costs	SAG Grant	Source of Matching Funds				Total Dollar Amount
			Applicant	Other Public Funds	In-Kind	Other	
Environmental Assessments							
Site investigation							
Asbestos Removal / Abatement							
Demolition							
Storage Tank Removal							
Other:							
Subtotal							
Other Activities **							
Property Acquisition							
Grant Administration / Project Overhead							
State Reimbursable Environmental Costs (e.g PECFA, DERF, ACCP)							
Other expenses:							
Total							

* Project Activities are those activities reimbursable through the Site Assessment Grant.

** Other Activities are those activities that demonstrate the financial investment necessary for site activities to occur, but are not reimbursable through the Site Assessment Grant.

**ATTACHMENT B
CERTIFICATION STATEMENT**

THE APPLICANT:

1. Certifies that to the best of the applicant's knowledge and belief, the information being submitted to Wisconsin Economic Development Corporation is true and correct.
2. Certifies that the applicant is in compliance with all laws, regulations, ordinances and orders of public authorities applicable to it.
3. Certifies that the applicant is not in default under the terms and conditions of any grant or loan agreements, leases, or financing arrangements with its other creditors.
4. Certifies that the Wisconsin Economic Development Corporation is authorized to obtain a credit check and Dun and Bradstreet on the applicant, the business and/or the individual(s).
5. Certifies that the applicant has disclosed and will continue to disclose any occurrence or event that could have an adverse material impact on the project. Adverse material impact includes but is not limited to lawsuits, criminal or civil actions, bankruptcy proceedings, regulatory intervention or inadequate capital to complete the project.
6. Understands this application and other materials submitted to WEDC may constitute public records subject to disclosure under Wisconsin's Public Records Law, § 19.31 et seq. The applicant will mark documents "confidential" where appropriate for financial and other sensitive materials that should be, to the extent possible, be kept in confidence. WEDC will notify the applicant if it receives a public records request for materials marked confidential.

Signature: _____ Date: _____
(Authorized Representative)

Name: _____ Title: _____
(Authorized Representative)

Substitute **W-9**

DO NOT send to IRS

Taxpayer Identification Number (TIN) Verification

Print or Type

This form can be made available in alternative formats to qualified individuals upon request.

Legal Name: (as entered with IRS)

Individuals: Leave Blank

Sole Proprietorships: Enter Business Name

All Others: Complete only if doing business as a D/B/A

Trade Name:

Individuals: Leave Blank

Sole Proprietorships: Enter Business Name

All Others: Complete only if doing business as a D/B/A

Remit Address: Address where check should be sent if different from primary address PO Box or Number and Street, City, State, ZIP+4

Order Address: Address where order should be mailed
PO Box or number and street, City, State, ZIP+4

[NOT APPLICABLE]

Primary Address: Address where 1099 should be sent if different from remit address

PO Box or number and street, City, State, ZIP+4

Entity Designation: (check only one) Required

- ☐ Individual / Sole Proprietor
- ☐ Corporation (includes service corporations)
- ☐ Limited Liability Partnership
- ☐ Limited Liability Corporation
- ☐ Government Entity
- ☐ Hospital Exempt from Tax or Government Owned
- ☐ Long Term Care Facility Exempt from Tax or Government Owned
- ☐ All Other Entities

Taxpayer Identification Number (TIN):

If you are a sole proprietor and you have an EIN, you may enter either your SSN or EIN. However, using your EIN may result in unnecessary notices to the Requester.

Check Only One Required

- ☐ Social Security Number (SSN)
- ☐ Employer Identification Number (EIN)
- ☐ Individual Taxpayer Identification Number for U.S. Resident Aliens (ITIN)

Certification: Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number, AND
2. I am not subject to back up withholding because (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to back up withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding.
3. I am a U.S. person (including a US resident alien).

Printed Name	Printed Title	Telephone Number ()
Signature		Date (mm/dd/ccyy)

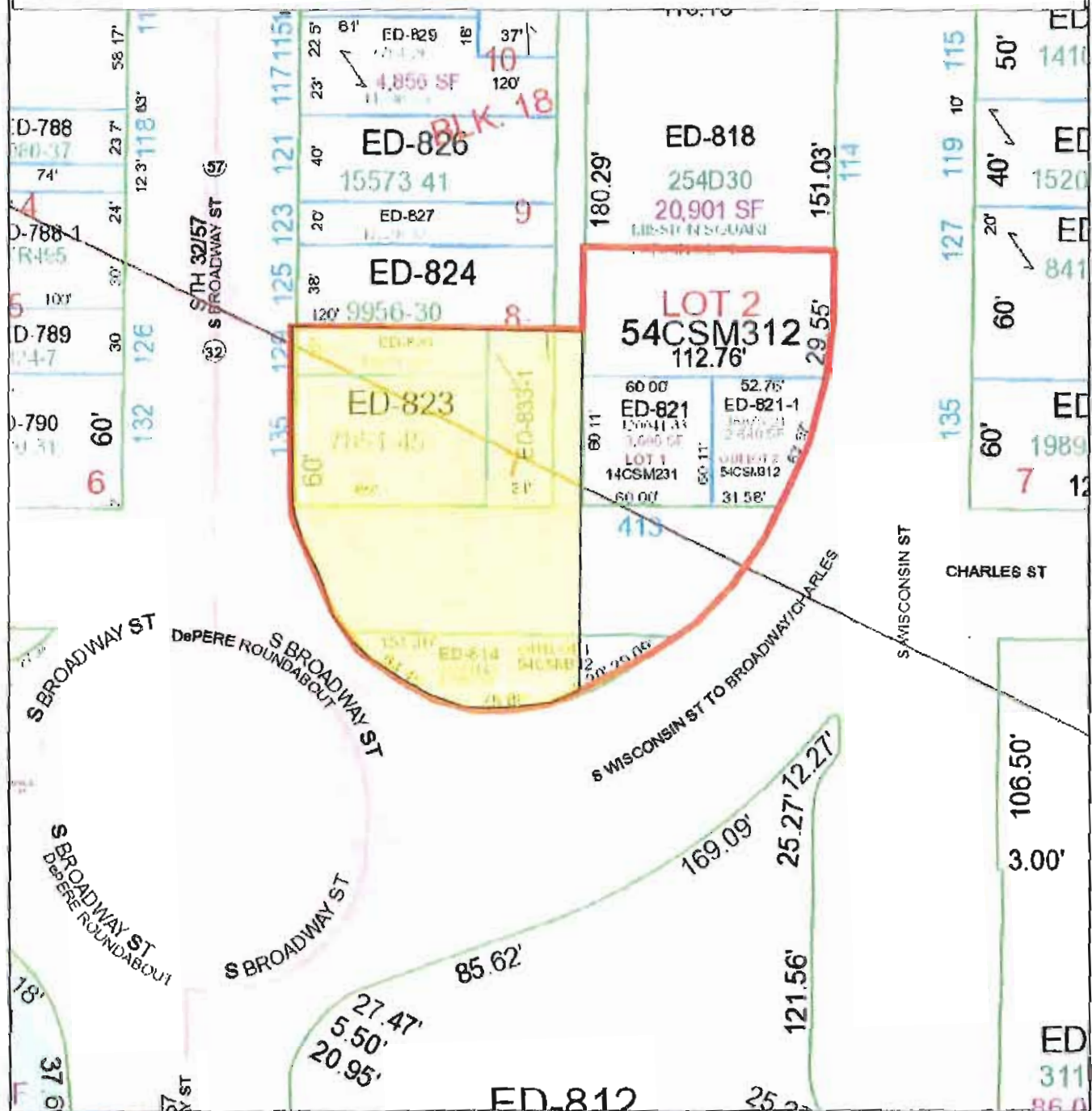
For Agency Use Only

Agency Number	Contact	Phone Number
Change ☐ Name ☐ Address ☐ Other (explain)		

For all projects approved by WEDC, this form is used as a reference for issuing checks to Recipients. WEDC will file with the IRS appropriate income tax forms for award Recipients based on information that appears on this form. Failure to provide this information may result in delayed payments. This request is being made at the direction of the Wisconsin State Controller. We are required to inform you that failure to provide the correct Taxpayer Identification Number (TIN) / Name combination may subject you to a \$50 penalty assessed by the Internal Revenue Service under section 6723 of the Internal Revenue Code. Section 6109 requires you to furnish your correct TIN to persons who must file information returns with the IRS to report interest, dividends, and certain other income paid to you, mortgage interest you paid, the acquisition or abandonment of secured property, or contributions you made to an IRA. The IRS uses the numbers for identification purposes and to help verify the accuracy of your tax return. You must provide your TIN whether or not you are required to file a tax return. Payers must generally withhold 31% of taxable interest, dividend, and certain other payments to a payee who does not furnish a TIN to a payer. Certain penalties may also apply.

Figure 1 - Proposed Walgreen Property

Red = Property Line, Yellow = Liability Clarification Letter



Map provided by the Brown County Planning & Land Services Department - Land Information Office (LIO)

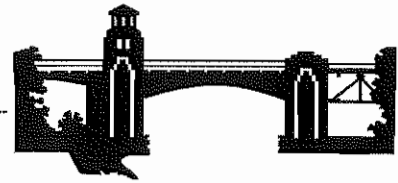
A map key (legend) and other information about this map is available at: maps.gis.co.brown.wi.us

This map is intended for advisory purposes only. It is based on sources believed to be reliable, but Brown County distributes this information on an "As is" basis. No warranties are implied. Boundaries shown on this map are general representations only and should not be used for legal documentation, boundary survey determinations, or other property boundary issues.

03/12/2013
Scale 1:720

CITY OF DE PERE

335 South Broadway
De Pere, WI 54115
Fax No.: 920/339-4049
Web: <http://www.de-pere.org>



May 7, 2013

To: Mayor and Members of the Common Council

From: Ken Pabich and Judy Schmidt-Lehman

Re: Request for Site Assessment Grant (SAG) Application

When the completing an inventory of the site, Midland Development discovered that environmental contamination from two former and now closed DNR clean-up sites, (the 'Speedy Silverado Gas Station' site at Charles and Broadway Streets and the 'Royal Cleaners' site in the 100 block of North Broadway Street) was migrating from the source locations to the proposed site including two parcels owned by the City (ED-814 and ED-833-1). To proceed with the project, the extent of the contamination needs to be determined; and then a plan to deal with the contamination must be developed and approved by the DNR.

For Brownfield cleanup, there are several programs that the City and the Developer can leverage to help with the associated costs throughout the process. To start the process, the best program to determine the level of contamination is called the Site Assessment Grant (SAG). This grant is a 50/50 match program with a cap of \$50,000 and the local municipality needs to be the grant applicant.

Since the City is requesting the grant, it is important to clarify our responsibility in the process:

1. By participating in the grant, the City is not responsible for any clean-up costs associated with the contamination migrating through these identified City properties.
2. The 50% match required by the grant will be provided by Midland Development. Note the match does not need to be a cash match. It can be related expenses such as site acquisition, demolition, and testing costs.
3. The attached resolution requires that an agreement is developed with Midland Development to hold the City harmless for all costs, expenses and obligations if the grant is awarded.

Recommendation

Staff is recommending that the City Council authorize staff to submit the SAG application and if awarded that the proper agreements are developed to accept the grant funds.

RESOLUTION #13-53

AUTHORIZING MEMORANDA OF AGREEMENT
FOR WEIGHTS AND MEASURES INSPECTION

WHEREAS, the City is in need of interim weights and measures assistance through June 30, 2013 and in need of weights and measures assistance for the 2013-2014 license year; and

WHEREAS, the State of Wisconsin Department of Agriculture, Trade and Consumer Protection has the ability to provide such assistance; and

WHEREAS, the Board of Health has reviewed these matters and recommends their approval thereof.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

The Mayor is hereby authorized and directed to execute:

- (1) The Memorandum of Agreement for Weights and Measures Inspection (Interim) for the period of May 7, 2013 through June 30, 2013, attached and incorporated as Exhibit A; and
- (2) The Memorandum of Agreement for Weights and Measures Inspection for the period of July 1, 2013 through June 30, 2014, attached and incorporated as Exhibit B.

BE IT FURTHER RESOLVED THAT:

All City officials, officers, and employees are authorized and directed to take such steps as are lawful and necessary in furtherance thereof.

Adopted by the Common Council of the City of De Pere, Wisconsin, this 7th day of May, 2013.

APPROVED:

Michael J. Walsh, Mayor

ATTEST:

Shana L. Defnet, Clerk-Treasurer

Ayes: _____

Nays: _____

MEMORANDUM OF AGREEMENT WEIGHTS AND MEASURES INSPECTION (Interim)

THIS AGREEMENT entered into by and between the STATE OF WISCONSIN DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION, hereinafter referred to as the Department, and the MUNICIPALITY OF **DE PERE**, hereinafter referred to as the Municipality, WITNESSETH:

Pursuant to Sec. 98.04(2), Wis. Stats., the Department agrees to furnish the services and perform the duties of sealers of weights and measures as required in Sec. 98.04(1), Wis. Stats., in the Municipality. The Department further agrees to report to the Municipality at least annually on the extent and nature of the services performed. It is understood and agreed that the Municipality shall not be required to maintain a department of weights and measures or appoint sealers of weights and measures as long as this agreement is in effect.

Pursuant to Sections 66.0301 and 98.04(2), Wis. Stats., the Municipality agrees to pay to the Department for such services fees sufficient to cover the cost of such services annually on a fiscal year basis from July 1 to June 30, and to be paid not later than May 1 of the fiscal year of this agreement. Payment for services performed by the Department for less than any contract payment period shall be prorated accordingly.

This agreement shall be effective from May 7, 2013 through June 30, 2013. Fees are payable to the Department and shall be in the amount of **\$2,800.00**.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed the **7th day of May, 2013**.

WISCONSIN DEPARTMENT OF
AGRICULTURE, TRADE AND CONSUMER
PROTECTION

By _____
Signature Date

Administrator
Division of Trade & Consumer Protection
(608)224-4929

MUNICIPALITY OF _____

By _____
Signature Date

Title Telephone Number

Exhibit A



State of Wisconsin
Governor Scott Walker

Department of Agriculture, Trade and Consumer Protection
Ben Brancel, Secretary

May 1, 2013

Shannon Metzler
City of De Pere
335 S. Broadway
De Pere, WI 54115

Dear Ms. Metzler:

As required under Section 98.04, Wisconsin Statutes, cities and villages having a population of more than 5,000 are required to either establish their own weights and measures program, or contract with the State for weights and measures inspection services. I have enclosed a copy of Chapter 98, Wisconsin Statutes, for your reference.

The section of the Statute which specifies municipal obligations is covered under s. 98.04(1). It states, "A municipality having a population of more than 5,000, according to the most recent population estimate made by the Department of Administration under s. 16.96, shall enforce the provisions of this chapter within its jurisdiction."

However, under s. 98.04(2), a municipality may contract with the Department of Agriculture, Trade and Consumer Protection for weights and measures services in lieu of establishing their own program. This section also authorizes the municipality to recover an amount not to exceed the cost of these fees by assessing fees on the businesses that receive services under the weights and measures program.

Municipalities that contract with the State currently pay \$400 per inspection day. The number of inspection days is determined based on the number of commercial weighing and measuring devices located in the municipality, and the time necessary for package checking and price verification.

Enclosed is a proposed Memorandum of Agreement for the State to conduct your weights and measures program for the period of July 1, 2013 through June 30, 2014. The annual fee to provide this service for the City of De Pere is \$8,000. Upon meeting your approval, please sign and return the enclosed contract by May 15, 2013 to: DATCP; Holly Wing; P.O. Box 8911; Madison, WI 53708-8911. A completed copy of the contract will be returned to you for your records, and you will be billed for this service in April 2014. If you have questions, please call me at (608) 224-4945.

Sincerely,

Judith L. Cardin, Chief
Regulation and Safety Section
DIVISION OF TRADE AND CONSUMER PROTECTION

Enclosures

Agriculture generates \$59 billion for Wisconsin

2811 Agriculture Drive • PO Box 8911 • Madison, WI 53708-8911 • Wisconsin.gov

An equal opportunity employer

MEMORANDUM OF AGREEMENT WEIGHTS AND MEASURES INSPECTION

THIS AGREEMENT entered into by and between the STATE OF WISCONSIN DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION, hereinafter referred to as the Department, and the MUNICIPALITY OF DE PERE, hereinafter referred to as the Municipality, WITNESSETH:

Pursuant to Sec. 98.04(2), Wis. Stats., the Department agrees to furnish the services and perform the duties of sealers of weights and measures as required in Sec. 98.04(1), Wis. Stats., in the Municipality. The Department further agrees to report to the Municipality at least annually on the extent and nature of the services performed. It is understood and agreed that the Municipality shall not be required to maintain a department of weights and measures or appoint sealers of weights and measures as long as this agreement is in effect.

Pursuant to Sections 66.0301 and 98.04(2), Wis. Stats., the Municipality agrees to pay to the Department for such services fees sufficient to cover the cost of such services annually on a fiscal year basis from July 1 to June 30, and to be paid not later than May 1 of the fiscal year of this agreement. Payment for services performed by the Department for less than any contract payment period shall be prorated accordingly.

This agreement shall be self-renewing for succeeding fiscal year periods except that the sum to be paid to the Department for services rendered shall be subject to renegotiations for each succeeding contract period on basis of cost. This agreement may be terminated at the end of any fiscal year by either party by giving notice in writing to the other party at least sixty days prior to July 1. Annual fees payable to the Department shall be in the amount of \$8,000.00, except as otherwise agreed upon for succeeding contract periods.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed the 1st day of July, 2013.

WISCONSIN DEPARTMENT OF
AGRICULTURE, TRADE AND CONSUMER
PROTECTION

By _____
Signature Date

Administrator
Division of Trade & Consumer Protection
(608) 224-4929

MUNICIPALITY OF _____

By _____
Signature Date

Title Telephone Number

CHAPTER 98

WEIGHTS AND MEASURES

98.01	Definitions.	98.146	Licensing milk weighers and samplers.
98.02	Systems of weights and measures; special units.	98.15	False testing.
98.03	State standards; specifications and tolerances.	98.16	Vehicle scale operators; scale installation and testing.
98.04	Municipalities.	98.18	Installing and servicing weights and measures.
98.05	Enforcement authority; measurement center laboratory.	98.21	Sale of bread.
98.06	Method of sale of commodities.	98.22	Bulk deliveries sold in terms of weight and delivered by vehicle.
98.07	Declaration of quantity.	98.224	Vehicle tank meters.
98.08	Price refunds; price information.	98.225	Deliveries of certain liquid fuels.
98.12	Sale of ice cream and similar frozen products.	98.245	Liquefied petroleum gas sales.
98.13	Milk or cream tests; samples; patrons' statement.	98.246	Petroleum product sales.
98.14	Standardization of Babcock pipettes.	98.255	Reinspection; fee.
98.145	Licensing of milk and cream testers.	98.26	Prohibited acts; penalty; injunction.

Cross-reference: See definitions in s. 93.01.

98.01 Definitions. As used in this chapter, unless the context requires otherwise:

(1) "Incorrect" as applied to weights and measures and commodities includes any failure to comply with the requirements of this chapter or rules issued thereunder.

(2) "Inspector" means a state inspector of weights and measures.

(3) "Municipality" means a city or village.

(4) "Scaler" and "deputy scaler" means a scaler of weights and measures and deputy scaler of weights and measures of a municipality, respectively.

(5) "Sell", "sale" and "sold" include barter or exchange, and any offering or exposing for sale or possession with intent to sell.

(6) "Weight" means net weight when used in reference to a commodity.

(7) "Weights and measures" means weights and measures of every kind, instruments and devices for weighing and measuring, and any appliances and accessories used with any or all such instruments and devices, except meters for the measurement of electricity, gas (natural and manufactured) or water when the same are operated in a public utility system.

History: 1983 a. 189.

98.02 Systems of weights and measures; special units. (1) The system of weights and measures in customary use in the United States or the metric system of weights and measures shall be the only systems used for commercial purposes in this state. The definitions of basic units of weight and measure, the tables of weight and measure, and weights and measures equivalents, published by the national institute of standards and technology, shall govern weighing and measuring equipment and transactions in this state.

(2) The term "barrel", when used in connection with fermented malt beverages, means a unit of 31 gallons. The term "ton" means a unit of 2,000 pounds avoirdupois weight. The term "cord", when used in connection with wood intended for fuel purposes, means the amount of wood that is contained in a space of 128 cubic feet when the wood is stacked and well stowed.

History: 1981 c. 79; 1989 a. 165.

98.03 State standards; specifications and tolerances.

(1) Weights and measures obtained by the state as standards and certified for use as such by the national institute of standards and technology shall be the state standards of weight and measure. They shall be in the custody of the department and shall be used only for verification of other standards.

(2) The department may issue rules governing the construction, installation and use of commercial weights and measures and

prescribing tolerances therefor. The specifications, tolerances and regulations for commercial weighing and measuring devices issued by the national institute of standards and technology shall apply in this state except as modified by such rules.

History: 1989 a. 165.

Cross-reference: See also ch. ATCP 92, Wis. adm. code.

98.04 Municipalities. (1) Except as provided in sub. (2), a municipality having a population of more than 5,000, according to the most recent population estimate made by the department of administration under s. 16.96, shall enforce the provisions of this chapter within its jurisdiction. For this purpose, a municipality shall establish a municipal department of weights and measures. Each municipal department of weights and measures shall have such number of qualified scalers or inspectors as will ensure compliance with this chapter. Municipal scalers or inspectors shall have the same authority as scalers or inspectors of the department of agriculture, trade and consumer protection. The selection of municipal scalers or inspectors shall be from a list of applicants whose qualifications have been certified by the state or local civil service agency under the rules of the agency. The municipality shall procure and keep at all times a complete set of standards of weight and measure conforming to the state standards and shall submit the standards for certification at regular intervals as required by the department of agriculture, trade and consumer protection. The municipality shall keep a complete record of its work and annually shall file a report thereof with the department of agriculture, trade and consumer protection. The municipality may enact ordinances that regulate weights and measures and that are not in conflict with this chapter or the rules of the department of agriculture, trade and consumer protection. The municipality may assess fees that do not exceed the actual cost of its weights and measures program.

(2) A municipality that is required to establish a department of weights and measures under sub. (1) may contract with the department of agriculture, trade, and consumer protection to enforce the provisions of this chapter within the municipality's jurisdiction instead of establishing its own department if the department of agriculture, trade and consumer protection agrees to enter into such a contract. The department of agriculture, trade and consumer protection may charge the municipality fees sufficient to cover the department's costs under the contract. A municipality may recover an amount not to exceed the cost of these fees by assessing fees on the persons who receive services under the weights and measures program.

History: 1983 a. 230; 1997 a. 27; 1999 a. 9.

98.05 Enforcement authority; measurement center laboratory. (1) There is hereby conferred upon scalers and inspectors of weights and measures, police power; such scalers and inspectors shall be provided with suitable badges or insignia of authority and in the exercise of their functions shall exhibit the

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same, upon demand, to any person questioning their powers, and they are hereby empowered and authorized to make arrests, with or without formal warrant, of any persons violating any statute relating to weights and measures.

(2) Sealers or inspectors may enter and go into or upon any structure or premises, and may stop any person or vehicle for the purpose of enforcing this chapter. They shall inspect and test any weights and measures or commodities which are sold or used commercially as often as necessary to secure compliance with this chapter, and may seize as evidence, or reject and mark or tag as "rejected" those which are incorrect. A representative sample may be used as the basis to determine whether any lot is incorrect.

(3) Weights and measures and commodities that have been rejected may be confiscated and destroyed by a sealer or inspector if not corrected within 30 days or such longer period as the sealer or inspector may authorize, or if used or disposed of without the sealer's or inspector's written authorization.

(4) Sealers or inspectors may seal or mark with appropriate devices such weights and measures as are found upon inspection and test to be in conformance with this chapter.

(5) The department shall:

(a) Establish and maintain a measurement center laboratory for the testing and calibration of weights and measures; and

(b) Fix and collect charges sufficient to cover the cost for the testing and calibration done in the measurement center laboratory.

History: 1993 a. 16, 492.

98.06 Method of sale of commodities. (1) Commodities in liquid form shall be sold by liquid measure and commodities not in liquid form shall be sold by weight but liquid commodities may be sold by weight and commodities not in liquid form may be sold by count or measure if such methods are in general use and give accurate information as to the quantity of commodity sold.

(2) (a) Berries and small fruits may be sold by measure only if in containers having capacities of one-half dry pint, one dry pint or one dry quart.

(b) If a commodity is packaged in an aerosol container, it shall be sold by weight including the propellant.

(3) This section shall not apply to commodities sold in compliance with a state or federal law which prescribes another method of sale, or to commodities sold for immediate consumption on the premises where sold.

History: 1999 a. 83.

Cross-reference: See also ch. ATCP 91, Wis. adm. code.

98.07 Declaration of quantity. (1) No commodity which is marked, tagged or labeled, or for which a sign is displayed, with a selling price, shall be sold unless the weight, measure or count of the commodity is conspicuously declared on the commodity or its tag, label or sign, but a declaration of count is not required if the selling price is for a single unit, or a set or combination of commodities customarily sold to and understood by consumers as a single unit, or if the commodity is packaged prior to sale and the package contains 6 units or less which can be easily counted without opening the package.

(2) No commodity shall be wrapped or its container made, formed or filled so as to mislead the purchaser; nor shall the qualifying term "when packed", or the terms "jumbo", "giant" or "full", or words of similar import that tend to mislead the purchaser as to the amount of the commodity, be used in connection with a declaration of quantity.

(3) With respect to commodities packaged prior to sale, the department shall issue rules permitting reasonable variations from declared quantity which unavoidably occur in good packaging and distribution practices.

(4) In order to prevent consumer deception, the department shall prescribe, by rule, standards for determining and declaring

weight, measure or count, including the conspicuousness of quantity declarations.

History: 1975 c. 308.

Cross-reference: See also chs. ATCP 90, 91, and 92, Wis. adm. code.

98.08 Price refunds; price information. (1) A person who uses an electronic scanner to record the price of a commodity or thing and who sells the commodity or thing at a price higher than the posted or advertised price of that commodity or thing at least shall refund to a person who purchases the commodity or thing the difference between the posted or advertised price of the commodity or thing and the price charged at the time of sale.

(2) A person who sells a commodity or thing and who uses an electronic scanner to record the price of that commodity or thing shall display, in a conspicuous manner, a sign stating the requirements of sub. (1).

History: 1995 a. 319.

98.12 Sale of ice cream and similar frozen products. Ice cream, ice milk, water ices or other frozen desserts of a similar nature packaged prior to sale shall be sold by liquid measure. This section does not apply if the products are packaged at time of sale at retail or sold in quantities of less than one-half liquid pint.

History: 1973 c. 178; 1983 a. 367; 1987 a. 78; 1999 a. 9.

98.13 Milk or cream tests; samples; patrons' statement. (1) The Babcock or other extraction tests shall be used to determine the milk fat content of milk or cream purchased by or sold to dairy plants, but the department may issue rules permitting the use of other methods or devices for testing and determining such milk fat content.

(2) Each sample used for testing shall be representative of the milk or cream from which taken. Composite samples shall consist of representative samples taken during a period not exceeding 16 consecutive days. The unused portion of tested samples shall be retained not less than 5 days after testing to enable retesting by the department.

(3) All purchasers of milk or cream from the producer, when using such milk fat tests to determine the value of any milk or cream received or bought by such purchaser, shall, when paying for such milk or cream, include an itemized statement to each patron showing the daily number of pounds of milk delivered, the total amount of butterfat content or test, transportation costs, and other charges and deductions for the period of time for which payment is made; except that the daily weights need not be shown on such statement if weight slips are furnished daily to producers.

(4) Whenever milk is sold under an agreement, express or implied, that the value of the milk shall be determined by its proportion of butter fat, the price to be paid shall be based on a 3.5% butter fat standard.

(5) To insure the accuracy of the milk fat tests prescribed herein the department shall issue rules governing the collection and care of samples, the conduct of tests and the keeping of test records.

History: 1997 a. 253.

98.14 Standardization of Babcock pipettes. (1) All bottles and pipettes used in measuring milk or milk products to determine the percentage of fat in the milk or milk products shall have clearly blown or otherwise permanently marked in the side of the bottle or pipette the word "Sealed", and in the side of the pipette or the side or bottom of the bottle the name, initials or trademark of the manufacturer and the manufacturer's designating number, which designating number shall be different for each manufacturer and may be used in identifying bottles. The designating number shall be furnished by the department upon application by the manufacturer and upon the filing by the manufacturer of a bond in the sum of \$1,000 with sureties to be approved by the attorney general, conditioned upon conformance with the requirements of this section. A record of the bonds furnished, the design-

*2009–10 Wis. Stats. database current through 2011 Wis. Act 286, except 2011 Wis. Act 230. Includes all updates to statutes in effect on or prior to May 4, 2012. Statutory changes effective on or prior to May 4, 2012 are printed as currently in effect. Changes effective after May 4, 2012 are designated by NOTES. See Are the Statutes on this Website Official?

nating number, and to whom furnished, shall be kept in the office of the department.

(2) Any manufacturer who sells Babcock milk, cream or butter test bottles or milk pipettes, for use in this state, that do not comply with the provisions of this section shall be subject to a penalty of \$500 to be recovered by the attorney general in an action brought in the name of the people of the state against the offender's bondsmen. No dealer shall use, for the purpose of determining the percent of milk fat in milk or milk products, any bottles or pipettes that do not comply with the provisions of this section.

(3) The department shall prescribe specifications with which the glassware described in this section shall comply. The unit of graduation for all Babcock glassware shall be the true cubic centimeter or the weight of one gram of distilled water at 4 degrees centigrade.

(4) Sealers of weights and measures are not required to seal Babcock milk, cream or butter test bottles or milk pipettes marked as in this section provided, but they shall from time to time make tests of individual bottles used by the various firms in the territory over which they have jurisdiction in order to ascertain whether the above provisions are being complied with and they shall report immediately to the department violations found.

History: 1993 a. 492; 1997 a. 253.

98.145 Licensing of milk and cream testers. (1) To secure fair and accurate tests to producers and manufacturers for the determination of the basis of payment or for settlement for such milk or cream, or for the purpose of official inspection, or for the making of records of dairy production, persons making such milk fat tests shall be licensed by the department as herein provided.

(2) No person may engage as a tester of milk or cream to determine its value for payment or for the purpose of official inspection or for records of dairy production for the purposes described above unless the person holds a license issued by the department; but no such license is required of a licensed cheesemaker or buttermaker. The license shall expire biennially on October 31 of the 2nd year commencing after the date of issuance or renewal. Each application for milk tester license or renewal thereof shall be accompanied by a fee of \$50, except that an individual who is eligible for the veterans fee waiver program under s. 45.44 is not required to pay the fee. Each application shall be made upon forms provided by the department. If the department conducts a reinspection of any milk or cream tested by a person licensed under this subsection due to any violation of any federal or state law which the department determines in a regularly scheduled inspection of milk or cream tested by that person, the department shall charge that person \$25 for that reinspection.

NOTE: Sub. (2) is shown as amended eff. 7-1-12 by 2011 Wis. Act 209. Prior to 7-1-12 it reads:

(2) No person may engage as a tester of milk or cream to determine its value for payment or for the purpose of official inspection or for records of dairy production for the purposes described above unless the person holds a license issued by the department; but no such license is required of a licensed cheesemaker or buttermaker. The license shall expire biennially on October 31 of the 2nd year commencing after the date of issuance or renewal. Each application for milk tester license or renewal thereof shall be accompanied by a fee of \$50. Each application shall be made upon forms provided by the department. If the department conducts a reinspection of any milk or cream tested by a person licensed under this subsection due to any violation of any federal or state law which the department determines in a regularly scheduled inspection of milk or cream tested by that person, the department shall charge that person \$25 for that reinspection.

(3) To qualify for a milk and cream tester's license the applicant shall not have an arrest or conviction record, subject to ss. 111.321, 111.322 and 111.335, shall furnish 2 references who have known the applicant for at least one year and shall give proof of ability to perform the necessary duties to the satisfaction of the department by satisfactorily passing a written examination pertaining to milk and cream sampling and care of samples and use of the Babcock test or other test method approved by the department; and by actual demonstration in the laboratory of his or her ability to determine accurately the milk fat content of milk and

cream including special emphasis on the handling and testing of composite samples of milk and cream.

(4) Unless provision is made for the testing of milk or cream by a duly licensed tester as provided herein, no dairy plant shall receive any milk or cream unless at least one employee is a milk and cream tester licensee who shall be responsible for the care of samples and the testing of milk and cream and who shall be regularly assigned to the duty of making such tests.

(5) This section shall not be construed to require the licensing of city or village sanitary or dairy inspectors.

History: 1977 c. 216; 1981 c. 380; 1981 c. 391 s. 211; 1987 a. 27; 2011 a. 209.

98.146 Licensing milk weighers and samplers. (1) All persons except licensed cheesemakers and buttermakers taking weights and samples of milk in bulk tanks or measuring milk in bulk tanks to determine weight, on the farm premises where such milk is produced, shall be licensed by the department under this section, and no person who is not so licensed shall engage in such activities.

(2) Each application for a license under this section or license renewal shall be made on forms provided by the department and shall be accompanied by the license fee required under sub. (4), except that an individual who is eligible for the veterans fee waiver program under s. 45.44 is not required to pay the fee. The license shall expire biennially on September 30 of the 2nd year commencing after the date of issuance or renewal. The applicant shall not have an arrest or conviction record, subject to ss. 111.321, 111.322 and 111.335, and shall give proof of ability to engage in such weighing and sampling to the satisfaction of the department by satisfactorily passing a written examination pertaining to such activities. If the department conducts a reinspection of any measurement by a person licensed under this subsection due to any violation of any federal or state law which the department determines in a regularly scheduled inspection of that measurement, the department shall charge the holder of that license the reinspection fee required under sub. (4) for that reinspection.

NOTE: Sub. (2) is shown as amended eff. 7-1-12 by 2011 Wis. Act 209. Prior to 7-1-12 it reads:

(2) Each application for a license under this section or license renewal shall be made on forms provided by the department and shall be accompanied by the license fee required under sub. (4). The license shall expire biennially on September 30 of the 2nd year commencing after the date of issuance or renewal. The applicant shall not have an arrest or conviction record, subject to ss. 111.321, 111.322 and 111.335, and shall give proof of ability to engage in such weighing and sampling to the satisfaction of the department by satisfactorily passing a written examination pertaining to such activities. If the department conducts a reinspection of any measurement by a person licensed under this subsection due to any violation of any federal or state law which the department determines in a regularly scheduled inspection of that measurement, the department shall charge the holder of that license the reinspection fee required under sub. (4) for that reinspection.

(3) No dairy plant shall receive any milk required to be weighed and sampled by a licensee under this section unless it has been so weighed and sampled.

(4) The department may establish by rule the amount of license or reinspection fees required under sub. (2). Unless otherwise established by department rule, a license fee under sub. (2) is \$40 and a reinspection fee under sub. (2) is \$40.

History: 1977 c. 216; 1981 c. 380; 1981 c. 391 s. 211; 1987 a. 27; 1991 a. 39; 2011 a. 209.

98.15 False testing. (1) No person shall manipulate, under-read or over-read or make any false determination by the Babcock test or any other test used for determining the value of milk or cream. No person shall make any false record or report of the results of any such test.

(2) A district attorney to whom any violation of this section is reported shall cause appropriate actions or proceedings to be instituted for the collection of a forfeiture or fine or for the enforcement of other remedies. In any enforcement action the court may, in addition to any other penalty provided, order restitution to any

*2009–10 Wis. Stats. database current through 2011 Wis. Act 286, except 2011 Wis. Act 230. Includes all updates to statutes in effect on or prior to May 4, 2012. Statutory changes effective on or prior to May 4, 2012 are printed as currently in effect. Changes effective after May 4, 2012 are designated by NOTES. See Are the Statutes on this Website Official?

party injured by violation of this section. If the violator is convicted of a crime, restitution shall be in accordance with s. 973.20.

History: 1979 c. 264; 1987 a. 398.

Sub. (1) did not preclude prosecution for felony fraud under s. 943.20 (1) (d) when the state alleged that the defendant misrepresented the quality of milk sold. *State v. Plocekman*, 2007 WI App 31, 299 Wis. 2d 251, 729 N.W.2d 784, 06–1180.

98.16 Vehicle scale operators; scale installation and testing. (1) **DEFINITIONS.** In this section “vehicle scale” means a commercial scale that is designed to weigh loaded or unloaded highway, farm or industrial vehicles, except that it does not include a scale that is operated exclusively by this state.

(2) **LICENSE FOR OPERATOR.** (am) Except as provided in par. (dm), no person may operate a vehicle scale without an annual license from the department. A separate license is required for each scale. A license is not transferable between persons or scales. A license expires on March 31 annually.

(bm) The department shall provide a license application form for persons applying for a license. The form shall require all of the following:

1. The applicant’s correct legal name and business address and any trade name under which the applicant proposes to operate the vehicle scale.

2. A description of the nature and location of the vehicle scale.

3. Other information reasonably required by the department for licensing purposes.

(cm) A license application shall be accompanied by all of the following fees and surcharges:

1. A license fee in the amount specified by the department by rule promulgated under sub. (4).

2. A license fee surcharge, if the department determines that within one year prior to submitting the license application the applicant operated a vehicle scale without a license as required by par. (am). The license fee surcharge is \$200, except that the department may establish a different surcharge by rule promulgated under sub. (4). The department may not issue a license under this subsection to an operator if the operator has failed to pay a license fee surcharge assessed against the operator. Payment of the license fee surcharge does not relieve the applicant of any other civil or criminal liability for the operation of a vehicle scale without a license but shall not constitute evidence of violation of a law.

(dm) Paragraph (am) does not apply to a person who operates a vehicle scale only as an employee of a person who is required to hold a license to operate the scale under this subsection.

(2m) **PERMIT FOR SCALE INSTALLATION OR CONSTRUCTION; VARIANCE.** (a) No person may install or relocate a vehicle scale without a permit from the department. The department shall provide a permit application form for a person applying for a permit under this paragraph. An application for a permit under this paragraph shall be accompanied by a nonrefundable permit application fee in an amount established by the department by rule promulgated under sub. (4).

(b) A person who installs or relocates a vehicle scale shall comply with construction, operation, and maintenance standards and procedures established by the department by rule under sub. (4), except that the department may grant a variance from a construction standard if the department determines that the variance is justified by special circumstances. The department may impose conditions on the variance, including alternative construction standards, if the department determines the conditions are necessary. The department shall provide a variance application form for a person applying for a variance under this paragraph. An application for a variance under this paragraph shall be accompanied by a nonrefundable variance application fee in an amount established by the department by rule promulgated under sub. (4).

(3m) **ANNUAL TESTING.** (a) The owner or operator of a scale with a weighing capacity of 5,000 pounds or more used for the commercial weighing of commodities shall cause the scales to be

tested and inspected at least annually for accuracy by a person licensed under s. 98.18 (1).

(b) A person conducting a test under par. (a) shall do all of the following:

1. Conduct the test and prepare a test report, according to rules promulgated by the department under sub. (4).

2. Provide a copy of the test report to the operator of the vehicle scale and, if required by rules promulgated by the department under sub. (4), to other persons.

(c) An operator of a vehicle scale shall file with the department a copy of each test report prepared regarding the vehicle scale not more than 15 days after the operator receives the test report. If an operator fails to file a report as required in this paragraph, the department may assess a testing surcharge against the operator. The department may not issue a license under sub. (2) to an operator if the operator has failed to pay a testing surcharge assessed against the operator. If an operator fails to pay a testing surcharge assessed against the operator within 120 days after the department assessed the surcharge, the department may revoke the operator’s license to operate the vehicle scale for which the operator has been assessed the surcharge.

(d) If a test under this subsection shows that a vehicle scale is inaccurate, the scale may not be used until the inaccuracy is corrected and the scale is determined to be accurate by a subsequent test under this subsection.

(e) No person may falsify a test, test result, or test report under this subsection.

(f) This section does not apply to a railway scale used exclusively for the weighing of commodities on railroad track vehicles.

(4) **RULES.** The department shall promulgate rules to regulate the construction, operation, testing, and maintenance of vehicle scales, including a rule specifying the amount of the fee under sub. (2) (cm) 1. The department may promulgate rules to adjust fees and surcharges under subs. (2) (cm) 2. and (2m) (a) and (b) and to impose a testing surcharge upon a vehicle scale operator if the operator fails to file a vehicle scale test report as required by a rule promulgated by the department under this subsection.

History: 1993 a. 16; 1997 a. 27; 1999 a. 9; 2009 a. 28 ss. 2038 to 2054, 2053 to 2067; 2011 a. 263.

Cross-reference: See also ch. ATCP 92, Wis. adm. code.

98.18 Installing and servicing weights and measures.

(1) **LICENSE REQUIRED.** (a) Except as provided in par. (bm), no person may engage in the business of installing, servicing, testing or calibrating weights and measures without a license from the department. A license expires on December 31 annually.

(bm) Paragraph (a) does not apply to any of the following:

1. A person who installs, services, tests or calibrates weights and measures only as an employee of a person who is required under par. (a) to hold a license to perform those services.

2. An inspector or metrologist employed by this state, a county or a municipality to test or calibrate weights and measures.

(1d) **LICENSE APPLICATION.** An applicant for a license issued under sub. (1) (a) shall apply on a form provided by the department. The applicant shall provide on the form information that is reasonably required by the department for issuing licenses under this section. The license application shall be accompanied by the applicable fees under subs. (1h) and (1p).

(1h) **LICENSE FEES.** Unless the department establishes different fees by rule, the following annual license fees shall apply:

(a) If the applicant solely engages in installing, servicing, testing or calibrating weights and measures that the applicant owns, the applicant for a license under sub. (1) (a) shall pay a license fee in the amount of \$100.

(b) If the applicant installs, services, tests or calibrates weights or measures for others, the applicant for a license under sub. (1) (a) shall pay all of the following:

1. A basic license fee of \$200.

2. A supplementary license fee of \$50 for each additional business location if the applicant operates from more than one business location.

(1m) **FEE EXEMPTION.** Notwithstanding sub. (1h), the department may not require an individual who is eligible for the veterans fee waiver program under s. 45.44 to pay a license fee.

NOTE: Sub. (1m) is created eff. 7-1-12 by 2011 Wis. Act 209.

(1p) **SURCHARGE FOR OPERATING WITHOUT A LICENSE.** An applicant for a license under sub. (1) (a) shall pay a license fee surcharge of \$200 in addition to the license fee if the department determines that within one year before making the application the applicant violated sub. (1) (a). Payment of this surcharge does not relieve the applicant of any other civil or criminal liability that the applicant may incur because of the violation of sub. (1) (a), but does not constitute evidence of violation of a law.

(1t) **LICENSE CONTINGENT ON FEE PAYMENT.** The department may not issue or renew a license under sub. (1) (a) unless the applicant pays all fees required under subs. (1h) and (1p) as set forth in a statement issued by the department. The department shall refund a fee paid under protest if the department determines that the fee was not required to be paid under this section.

(2) **RULES.** The department may promulgate rules to establish license fees under sub. (1h) and to regulate the installation, servicing, testing and certification of weights and measures. The rules may include record-keeping and reporting requirements.

(3) **PROHIBITED PRACTICES.** A person who installs, services, tests or calibrates weights and measures may not do any of the following:

(a) Install or adjust a weight or measure to make the weight or measure incorrect or to cause the weight or measure to violate this chapter or rules promulgated under this chapter.

(b) Misrepresent that a weight or measure is correct.

(c) Use any test weight or measure that has not been inspected, tested and approved by the department or by a laboratory certified by the national institute of standards and technology.

History: 1993 a. 16; 1997 a. 27; 2011 a. 209.

98.21 Sale of bread. (1) Except as provided in sub. (2), no person may manufacture for sale in this state, offer to sell or sell bread unless the bread is sold by weight.

(2) Subsection (1) does not apply to stale bread if the bread is conspicuously marked "stale bread" or is placed in a container conspicuously marked "stale bread" and sold as and for stale bread.

History: 1971 c. 113; 1983 a. 14, 329; 1993 a. 492; 1999 a. 9.

98.22 Bulk deliveries sold in terms of weight and delivered by vehicle. (1) When a commodity in bulk is delivered by vehicle to an individual purchaser and the commodity is sold in terms of weight units, the delivery shall be accompanied by a duplicate delivery ticket with the following information clearly stated in ink or by means of other indelible marking equipment:

(a) The name and address of the vendor.

(b) The name and address of the purchaser.

(c) The net weight of the delivery expressed in pounds.

(d) The gross and tare weights of the delivery if the net weight of the delivery is derived from determination of gross and tare weights.

(2) Where milk is picked up at farms, only the identity of the vendor and the net weight need be stated.

(3) One of the duplicate delivery tickets required under sub. (1) shall be retained by the vendor, and the other shall be delivered to the purchaser at the time of delivery of the commodity, or shall be surrendered, on demand to the inspector or sealer, who may retain it as evidence and issue a weight slip in lieu thereof for delivery to the purchaser. If the purchaser carries away the purchase, the vendor shall be required only to give to the purchaser

at the time of sale a delivery ticket stating the number of pounds of commodity delivered to the purchaser. If the commodity is to be weighed by the purchaser, the purchaser shall furnish the vendor the duplicate delivery ticket provided for in this section.

History: 1993 a. 492; 1995 a. 225.

98.224 Vehicle tank meters. (1) **DEFINITION.** In this section, "vehicle tank meter" means a commercial meter used to measure liquid fuel, as defined in s. 98.225 (1).

(2) **OPERATOR LICENSED.** (a) Except as provided in par. (e), no person may operate a vehicle tank meter without an annual license from the department. An annual license expires on October 31. A separate license is required for each vehicle tank meter. A license is not transferable between persons or vehicle tank meters.

(b) To obtain a license under par. (a), a person shall submit an application on a form provided by the department. The application shall include all of the following:

1. The applicant's correct legal name and business address, and any trade name under which the applicant proposes to operate the vehicle tank meter.

2. A description of the vehicle tank meter, including the serial number or other identifying marks that appear on the meter and the vehicle on which the meter is mounted.

3. The fees and surcharges required under par. (c).

4. Other relevant information reasonably required by the department for licensing purposes.

(c) An application under par. (b) shall include all of the following fees and surcharges:

1. A license fee established by the department by rule.

2. A surcharge established by the department by rule, if the department determines that within one year prior to submitting the application, the applicant operated the vehicle tank meter without a license required under par. (a). The department may not issue a license under this subsection to an operator if the operator has failed to pay a surcharge under this subdivision assessed against the operator.

3. A surcharge established by department rule if the department determines that, within one year prior to submitting the application, the applicant failed to comply with the reporting requirement under sub. (3). The department may not issue a license under this subsection to an operator if the operator has failed to pay a surcharge under this subdivision assessed against the operator.

4. Reinspection fees, if any, required under s. 98.255.

(d) Payment of a surcharge under par. (c) 2. or 3. does not relieve the applicant of any other civil or criminal liability for a law violation, but is not evidence of a violation of this section.

(e) Paragraph (a) does not apply to an individual who operates a vehicle tank meter only as an employee of a person who is required to hold a license under par. (a) to operate that vehicle tank meter.

(3) **TESTING AND REPORTING.** The operator of a vehicle tank meter shall have the meter tested for accuracy at least annually by a person who is licensed under s. 98.18 (1) to perform the testing. The operator, or the tester on behalf of the operator, shall report the results of each test to the department within 30 days after the testing is completed. The operator shall retain a test report for at least 3 years.

(4) **RULES.** (a) The department shall promulgate rules that establish all of the following:

1. License fee and surcharge amounts under sub. (2) (c).

2. Standards for the testing, reporting, and record keeping required under sub. (3).

(b) The department may promulgate rules that establish standards for the construction, operation, and maintenance of vehicle tank meters.

History: 2009 a. 28.

98.225 Deliveries of certain liquid fuels. (1) In this section, "liquid fuel" means gasoline, kerosene, fuel oil, diesel fuel or alternate fuels, as defined in s. 78.39 (1).

(2) No person may sell liquid fuel by liquid measure and deliver it by a vehicle equipped with a pump and metering device unless the pump and metering device is equipped with a delivery ticket printer. Except as provided in sub. (3), the seller shall, at the time of delivery, either provide a copy of the delivery ticket printed by the delivery ticket printer to the purchaser or leave a copy at the place of delivery. The delivery ticket shall contain all of the following information:

- (a) The name and address of the seller.
- (b) The name and address of the purchaser.
- (c) A description of the liquid fuel delivered.
- (d) The meter reading showing the volume of liquid fuel delivered.

(3) If there is a malfunction with the delivery ticket printer, the seller shall, at the time of delivery, either provide the purchaser or leave at the place of delivery the information required under sub. (2) in written form.

History: 1993 a. 234.

98.245 Liquefied petroleum gas sales. (1) **SALES EXCEPT BY UNITS OF MEASUREMENT PROHIBITED.** It is unlawful to sell or offer to sell at retail any liquefied petroleum gas except by avoirdupois weight, specified in pounds; liquid measure, specified in gallons; or vapor measure, specified in cubic feet, or such other units as may be approved by the department.

(2) **PACKAGES TO BEAR TARE WEIGHT.** When liquefied petroleum gas is sold or offered for sale at retail by weight, in portable containers, the tare weight of the container shall be plainly and conspicuously marked on the outside of the container. Tare weight shall not be construed to include the valve protecting cap, which shall be removed when weighing. It is unlawful to sell or offer or expose for sale liquefied petroleum gas in packages or containers which do not bear a statement as to tare weight as required by this section, or which packages or containers bear a false statement as to tare weight, provided packages intended to be used only once and clearly marked with the statement "not refillable" are exempt from this tare weight requirement.

(3) **REFILLING; CREDIT.** When liquefied petroleum gas is sold by the package or container, either by a refilling of a container or an exchange of containers, the vendor shall give the purchaser full credit for the unused liquid remaining in a container being exchanged or refilled.

(4) **CORRECTION TO TEMPERATURE OF VOLUME SOLD.** (a) When liquefied petroleum gas is sold or delivered to a consumer as a liquid and by liquid measurement the volume of liquid so sold and delivered shall be corrected to a temperature of 60 degrees Fahrenheit through use of an approved volume correction factor table, or through use of a meter that is equipped with a sealed automatic compensating mechanism and that has been tested as required under sub. (8). All sale tickets shall show the delivered gallons, the temperature at the time of delivery and the corrected gallonage, or shall state that temperature correction was automatically made.

(b) When liquefied petroleum gas is sold or delivered to a consumer in vapor form by vapor measurement, the volume of vapor so sold and delivered shall be corrected to a temperature of 60 degrees Fahrenheit through the use of a meter that is equipped with a sealed automatic temperature compensating mechanism. This paragraph shall apply to all meters installed for use in the vapor measurement of liquefied petroleum gas in vapor form after May 24, 1978. This paragraph does not prohibit the continued use of meters previously installed without a self-sealing automatic temperature compensating mechanism, but no such meter may be continued in use after January 1, 1986, unless brought into compliance with this paragraph. Subsection (8) does not apply to

meters used to sell or deliver liquefied petroleum gas that are subject to this paragraph.

(5) **SALES TICKETS TO SHOW QUANTITY SOLD.** Sales tickets or invoices shall show the quantity of liquefied petroleum gas sold, expressed in pounds, or gallons as set forth in sub. (4), or cubic feet, or other unit approved by the department. When vapor meters reading in approved units other than cubic feet are used, the invoice shall clearly indicate to the purchaser a factor to convert to cubic feet.

(6) **PUMPS AND METERS.** (a) No person may sell liquefied petroleum gas and deliver it by a vehicle equipped with a pump and meter unless the meter is equipped with a delivery ticket printer and has been tested as required under sub. (8). Except as provided in par. (b), the seller shall, at the time of delivery, either provide a copy of the delivery ticket printed by the delivery ticket printer to the purchaser or leave a copy at the place of delivery. The delivery ticket shall contain all of the following information:

1. The name and address of the seller.
2. The name and address of the purchaser.
3. The meter reading showing the volume of liquefied petroleum gas delivered.

(b) If there is a malfunction with the delivery ticket printer, the seller shall, at the time of delivery, either provide the purchaser or leave at the place of delivery the information required under par. (a) in written form.

(7m) **METER OPERATORS LICENSED.** (a) No person may operate a meter to determine the amount of liquefied petroleum gas sold or delivered under sub. (4) (a) unless the person holds an annual license from the department under this subsection. An annual license expires on November 30. A separate license is required for each liquefied petroleum gas meter. A license is not transferable between persons or meters.

(b) To obtain a license under par. (a), a person shall submit an application on a form provided by the department. The application shall include all of the following:

1. The applicant's correct legal name and business address, and any trade name under which the applicant proposes to operate the liquefied petroleum gas meter.
2. A description of the liquefied petroleum gas meter, including the serial number or other identifying marks that appear on the meter, and if applicable, the vehicle on which the meter is mounted.
3. The fees and surcharges required under par. (c).
4. Other relevant information reasonably required by the department for licensing purposes.

(c) An application under par. (b) shall include the following fees and surcharges:

1. A license fee established by department rule.
2. A surcharge established by department rule, if the department determines that, within one year prior to submitting the application, the applicant operated the liquefied petroleum gas meter without a license required under par. (a). The department may not issue a license under this subsection to an operator if the operator has failed to pay a surcharge under this subdivision assessed against the operator.
3. A surcharge established by the department by rule if the department determines that, within one year prior to submitting the application, the applicant failed to comply with a test reporting requirement under sub. (8). The department may not issue a license under this subsection to an operator if the operator has failed to pay a surcharge under this subdivision assessed against the operator.
4. Reinspection fees, if any, required under s. 98.255.

(d) Payment of a surcharge under par. (c) 2. or 3. does not relieve the applicant of any other civil or criminal liability for a law violation, but is not evidence of a violation of this section.

*2009-10 Wis. Stats. database current through 2011 Wis. Act 286, except 2011 Wis. Act 230. Includes all updates to statutes in effect on or prior to May 4, 2012. Statutory changes effective on or prior to May 4, 2012 are printed as currently in effect. Changes effective after May 4, 2012 are designated by NOTES. See Are the Statutes on this Website Official?

(e) Paragraph (a) does not apply to an individual who operates a liquefied petroleum gas meter only as an employee of a person who is required to hold a license under par. (a) to operate that meter.

(8) **TESTING AND REPORTING.** A person that is required to hold a license under sub. (7m) to operate a liquefied petroleum gas meter shall have the meter tested for accuracy, at least annually, by a person who is licensed under s. 98.18 (1) to perform the test. The meter operator, or the tester on behalf of the meter operator, shall report the results of each test to the department within 30 days after the testing is completed. The operator shall retain a record of each test for at least 3 years.

(9) **RULES.** (a) The department shall promulgate rules that establish all of the following:

1. License fee and surcharge amounts under sub. (7m) (c).
2. Standards for the testing, reporting, and record keeping required under sub. (8).

(b) The department may promulgate rules that establish standards for the construction, operation, and maintenance of liquefied petroleum gas meters.

History: 1975 c. 308; 1977 c. 393; 1993 a. 234; 1995 a. 183; 1997 a. 27; 2009 a. 28.

98.246 Petroleum product sales. (1) In this section, "petroleum products" has the meaning given under s. 168.03.

(2) Petroleum products may not be sold from a terminal or storage facility in this state on any basis other than gross volume without correction for temperature.

History: 1983 a. 251.

98.255 Reinspection; fee. (1) If the department reinspects a weight or measure because the department has found a violation of this chapter or a rule promulgated under this chapter, the department may charge the operator of the weight or measure a reinspection fee.

(2) The department shall establish the amount of the reinspection fee under sub. (1) by rule and may establish different rein-

spection fees for different types of weights and measures. The amount of a reinspection fee for a weight or measure may not exceed the department's average cost to reinspect that type of weight or measure.

(3) A reinspection fee under sub. (1) is payable after the reinspection is completed and is due upon written demand from the department. The department may issue a demand for payment when it issues an annual license application form to the operator of the weighing or measuring device.

History: 2009 a. 28.

98.26 Prohibited acts; penalty; injunction. (1) A person who does any of the following acts shall forfeit not less than \$100 nor more than \$500 for the first offense and not less than \$200 nor more than \$1,000 for a subsequent offense. A person who intentionally does any of the following acts shall be fined not more than \$10,000 or imprisoned not more than 9 months or both:

- (a) Hinders, obstructs or impersonates a sealer or inspector.
- (b) Uses or has in possession for use in buying or selling any commodity or service, or sells, any incorrect weight or measure or causes a weight or measure to be incorrect.
- (c) Represents in any manner a false quantity or price in connection with the purchase or sale, or any advertising thereof, of any commodity, thing or service.
- (d) Uses or disposes of any rejected weight or measure, or commodity, or removes therefrom any official tag, seal, stamp or mark, without written authority from a sealer or inspector.
- (e) Violates s. 98.15 (1).
- (f) Violates any other provision of this chapter or any rules promulgated under this chapter for which no specific penalty is prescribed.

(2) Upon application of the department or a municipality, a circuit court may grant a temporary or permanent injunction restraining any person from violating any provision of this chapter.

History: 1979 c. 264; 1987 a. 250; 1995 a. 319.

Cross-reference: See also chs. ATCP 91 and 92, Wis. adm. code.

RESOLUTION #13-54

AUTHORIZING TERMINATION OF AGENT STATUS
AGREEMENT WITH STATE OF WISCONSIN
(SANITARIAN RESPONSIBILITIES)

WHEREAS, the City, by Agreement with the State of Wisconsin Department of Health Services (State) since 2003, has held agent status for purposes of undertaking certain regulatory and inspection obligations for the state regarding restaurants, campgrounds, public swimming pools, hotels, tourist rooming, bed & breakfast inns and vending machines; and

WHEREAS, the City is interested in terminating the Agent Agreement with the State and have the state assume the obligations noted above; and

WHEREAS, the State has the staff and capability of assuming those duties from the City on May 8, 2013; and

WHEREAS, the Board of Health has reviewed this matter and recommends the City terminate its Agent Agreement and relinquish its agent status.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

The Interim Health Officer is hereby authorized and directed to notify, in writing, the State Department of Health Services of the City's termination of Agent Agreement, effective May 8, 2013.

BE IT FURTHER RESOLVED THAT:

The Interim Health Officer is also authorized and directed to notify, in writing, the Brown County Health Department of the termination of the Memorandum of Understanding Between the City of De Pere and Brown County Health Department for Interim Public Health Sanitarian Services, effective May 8, 2013.

BE IT FURTHER RESOLVED THAT:

All City officials, officers, and employees are authorized and directed to take such steps as are lawful and necessary in furtherance thereof.

Adopted by the Common Council of the City of De Pere, Wisconsin, this 7th day of May, 2013.

APPROVED:

Michael J. Walsh, Mayor

ATTEST:

Shana L. Defnet, Clerk-Treasurer

Ayes: _____

Nays: _____

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A / F CHECK REGISTER

PAGE: 1

CHECK: 03987 MAY 2013 COUNCIL - 1 5-7-13

VENDOR SET: 01

BANK : AP ASSOCIATED

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6426	ACL							
	I-201303-0	ACL	R	5/07/2013		107.20CR	067893	107.20
0217	AGRI-PARTNERS COOPERATIVE							
	I-201304302127	AGRI-PARTNERS COOPERATIVE	R	5/07/2013		179.92CR	067894	
	I-201305012149	AGRI-PARTNERS COOPERATIVE	R	5/07/2013		14.28CR	067894	194.20
0302	AIRGAS USA LLC							
	I-9014424237	AIRGAS USA LLC	R	5/07/2013		132.78CR	067895	
	I-9014701611	AIRGAS USA LLC	R	5/07/2013		31.67CR	067895	
	I-9014844001	AIRGAS USA LLC	R	5/07/2013		179.54CR	067895	
	I-9908801994	AIRGAS USA LLC	R	5/07/2013		120.44CR	067895	
	I-9908801995	AIRGAS USA LLC	R	5/07/2013		156.71CR	067895	
	I-9908801996	AIRGAS USA LLC	R	5/07/2013		377.01CR	067895	998.15
5323	ALLIED 100 LLC							
	I-287851	ALLIED 100 LLC	R	5/07/2013		144.00CR	067896	144.00
0007	AMBROSIOUS SALES & SERVICE							
	I-70389	AMBROSIOUS SALES & SERVICE	R	5/07/2013		185.00CR	067897	185.00
6680	ANNEN, STEVE							
	I-201304302128	ANNEN, STEVE	R	5/07/2013		80.00CR	067898	80.00
5619	APPLIED FLOORING SOLUTION LLC							
	I-13-4274	APPLIED FLOORING SOLUTION LLC	R	5/07/2013		395.00CR	067899	395.00
2878	ARING EQUIPMENT CO INC							
	I-302445	ARING EQUIPMENT CO INC	R	5/07/2013		50.02CR	067900	
	I-C30738	ARING EQUIPMENT CO INC	R	5/07/2013		2,212.14CR	067900	2,262.17
1781	ASPHALT SEAL & REPAIR INC							
	I-13-13- (1)	ASPHALT SEAL & REPAIR INC	R	5/07/2013		26,433.71CR	067901	26,433.71
0020	BADGERLAND PRINTING INC							
	I-21496	BADGERLAND PRINTING INC	R	5/07/2013		26.06CR	067902	
	I-21532	BADGERLAND PRINTING INC	R	5/07/2013		360.00CR	067902	
	I-21535	BADGERLAND PRINTING INC	R	5/07/2013		36.00CR	067902	424.06
1	BAETEN, JILL							
	I-201305012150	MAILBOX	R	5/07/2013		21.07CR	067903	21.07

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0023	BATTERIES PLUS LLC							
	I-501-389545	BATTERIES PLUS LLC	R	5/07/2013		89.50CR	067904	
	I-501-389867	BATTERIES PLUS LLC	R	5/07/2013		157.90CR	067904	
	I-501-390378	BATTERIES PLUS LLC	R	5/07/2013		24.95CR	067904	
	I-501-390398	BATTERIES PLUS LLC	R	5/07/2013		76.70CR	067904	
	I-501-390568	BATTERIES PLUS LLC	R	5/07/2013		33.42CR	067904	382.53
0027	BAY TOWEL INC							
	I-1611535	BAY TOWEL INC	R	5/07/2013		116.91CR	067905	
	I-1616113	BAY TOWEL INC	R	5/07/2013		39.02CR	067905	
	I-1616114	BAY TOWEL INC	R	5/07/2013		55.29CR	067905	
	I-1616115	BAY TOWEL INC	R	5/07/2013		20.60CR	067905	
	I-1619352	BAY TOWEL INC	R	5/07/2013		39.02CR	067905	
	I-1619353	BAY TOWEL INC	R	5/07/2013		55.29CR	067905	
	I-1622590	BAY TOWEL INC	R	5/07/2013		39.02CR	067905	
	I-1622591	BAY TOWEL INC	R	5/07/2013		56.81CR	067905	
	I-1624517	BAY TOWEL INC	R	5/07/2013		77.66CR	067905	499.62
0025	BAYCOM INC							
	I-147006	BAYCOM INC	R	5/07/2013		170.00CR	067906	170.00
4784	BEACON ATHLETICS							
	I-426571-IN	BEACON ATHLETICS	R	5/07/2013		660.00CR	067907	660.00
4193	BLUE PRINT SERVICE CO INC							
	I-58397	BLUE PRINT SERVICE CO INC	R	5/07/2013		275.48CR	067908	275.48
1532	BOBCAT PLUS INC							
	I-IG16909	BOBCAT PLUS INC	R	5/07/2013		81.11CR	067909	
	I-IG16925	BOBCAT PLUS INC	R	5/07/2013		471.28CR	067909	552.39
6751	BRIDGEPORT TRUCK MFG. INC.							
	I-26310-00	BRIDGEPORT TRUCK MFG. INC.	R	5/07/2013		1,168.85CR	067910	1,168.85
0038	BROADWAY AUTOMOTIVE INC							
	I-243135P	BROADWAY AUTOMOTIVE INC	R	5/07/2013		18.73CR	067911	
	I-244899P	BROADWAY AUTOMOTIVE INC	R	5/07/2013		11.72CR	067911	
	I-363123	BROADWAY AUTOMOTIVE INC	R	5/07/2013		1,217.68CR	067911	1,248.13
0039	BROOKS TRACTOR INC							
	I-D23935	BROOKS TRACTOR INC	R	5/07/2013		29.10CR	067912	29.10

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CHECK: 03967 MAY 2013 COUNCIL - 1 5-7-13

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2944	BROWN COUNTY JAIL							
	I-201304302129	BROWN COUNTY JAIL	R	5/07/2013		920.00CR	067913	920.00
6710	CADRE							
	I-121468	CADRE	R	5/07/2013		368.80CR	067914	
	I-121727	CADRE	R	5/07/2013		368.80CR	067914	
	I-121982	CADRE	R	5/07/2013		73.76CR	067914	811.36
2837	CHIEF SUPPLY							
	I-227163	CHIEF SUPPLY	R	5/07/2013		17.99CR	067915	17.99
2708	CLEANING SOLUTION SERVICES INC							
	I-05-8098	CLEANING SOLUTION SERVICES INC	R	5/07/2013		138.48CR	067916	
	I-05-8131	CLEANING SOLUTION SERVICES INC	R	5/07/2013		1,363.55CR	067916	
	I-05-8132	CLEANING SOLUTION SERVICES INC	R	5/07/2013		1,225.00CR	067916	
	I-05-8163	CLEANING SOLUTION SERVICES INC	R	5/07/2013		1,260.00CR	067916	3,927.03
3063	DAANEN & JANSSEN INC							
	I-128772	DAANEN & JANSSEN INC	R	5/07/2013		210.00CR	067917	210.00
6700	DARLEY CO							
	I-17062296	DARLEY CO	R	5/07/2013		4,434.76CR	067918	4,434.76
6369	DICK'S GUN SHOP INC							
	I-4810	DICK'S GUN SHOP INC	R	5/07/2013		2,780.00CR	067919	2,780.00
3213	ELLIE'S							
	I-866257	ELLIE'S	R	5/07/2013		176.70CR	067920	176.70
0085	EMERGENCY MEDICAL PRODUCTS INC							
	I-1544606	EMERGENCY MEDICAL PRODUCTS INC	R	5/07/2013		898.12CR	067921	
	I-1545916	EMERGENCY MEDICAL PRODUCTS INC	R	5/07/2013		277.85CR	067921	
	I-1547556	EMERGENCY MEDICAL PRODUCTS INC	R	5/07/2013		1,487.15CR	067921	
	I-1548369	EMERGENCY MEDICAL PRODUCTS INC	R	5/07/2013		248.90CR	067921	2,912.02
0086	EMPLOYEE RESOURCE CENTER INC							
	I-0413-219	EMPLOYEE RESOURCE CENTER INC	R	5/07/2013		322.50CR	067922	322.50
6740	ENCADRIA STAFFING SOLUTIONS LLC							
	I-IVC010000208594	ENCADRIA STAFFING SOLUTIONS LLC	R	5/07/2013		579.36CR	067923	
	I-IVC010000208915	ENCADRIA STAFFING SOLUTIONS LLC	R	5/07/2013		748.34CR	067923	
	I-IVC010000209234	ENCADRIA STAFFING SOLUTIONS LLC	R	5/07/2013		681.96CR	067923	2,009.66

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ACCOUNT: 03987 MAY 2013 COUNCIL - 1 5-7-13

VENFOR SET: 01

BANK : AP ASSOCIATED

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0091	FASTENAL COMPANY							
	I-WIGRE270193	FASTENAL COMPANY	R	5/07/2013		6.08CR	067924	
	I-WIGRE270999	FASTENAL COMPANY	R	5/07/2013		11.95CR	067924	
	I-WIGRE271243	FASTENAL COMPANY	R	5/07/2013		54.89CR	067924	72.92
2627	FESTIVAL FOODS INC							
	I-201304302130	FESTIVAL FOODS INC	R	5/07/2013		159.45CR	067925	
	I-201304302131	FESTIVAL FOODS INC	R	5/07/2013		46.21CR	067925	205.66
0200	FIRST SUPPLY GREEN BAY LLC							
	I-9799007-00	FIRST SUPPLY GREEN BAY LLC	R	5/07/2013		22.00CR	067926	
	I-9799012-00	FIRST SUPPLY GREEN BAY LLC	R	5/07/2013		298.97CR	067926	
	I-9801108-00	FIRST SUPPLY GREEN BAY LLC	R	5/07/2013		37.11CR	067926	
	I-9810851-00	FIRST SUPPLY GREEN BAY LLC	R	5/07/2013		156.04CR	067926	
	I-9810851-01	FIRST SUPPLY GREEN BAY LLC	R	5/07/2013		156.04CR	067926	
	I-9820476-00	FIRST SUPPLY GREEN BAY LLC	R	5/07/2013		280.75CR	067926	950.91
0097	FIVE ALARM INC							
	I-130777-1	FIVE ALARM INC	R	5/07/2013		535.00CR	067927	535.00
0104	FOX CITIES CLEANING INC							
	I-201304302132	FOX CITIES CLEANING INC	R	5/07/2013		100.00CR	067928	100.00
0562	GALL'S INC							
	I-496010	GALL'S INC	R	5/07/2013		24.12CR	067929	24.12
5830	GRAEF INC							
	I-76727	GRAEF INC	R	5/07/2013		3,235.00CR	067930	3,235.00
0116	GRAINGER INC							
	I-9111126380	GRAINGER INC	R	5/07/2013		145.56CR	067931	
	I-9113676887	GRAINGER INC	R	5/07/2013		83.64CR	067931	
	I-9114881171	GRAINGER INC	R	5/07/2013		83.64CR	067931	
	I-9116090076	GRAINGER INC	R	5/07/2013		49.52CR	067931	
	I-9116090086	GRAINGER INC	R	5/07/2013		97.62CR	067931	459.98
0124	GREEN BAY CITY TREASURER							
	I-83762	GREEN BAY CITY TREASURER	R	5/07/2013		39,196.00CR	067932	39,196.00
0122	GREEN BAY REBUILDERS LLC							
	I-29033	GREEN BAY REBUILDERS LLC	R	5/07/2013		145.00CR	067933	145.00

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PACKET: 03967 MAY 2013 COUNCIL - 1 5-7-13

VENDOR SET: 01

BANK : AP ASSOCIATED

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4902	HALRON LUBRICANTS INC							
	C-578450-00	HALRON LUBRICANTS INC	R	5/07/2013		20.00	067934	
	I-577275-00	HALRON LUBRICANTS INC	R	5/07/2013		65.88CR	067934	
	I-577684-00	HALRON LUBRICANTS INC	R	5/07/2013		622.56CR	067934	668.44
3521	HD SUPPLY WATERWORKS LTD							
	I-6451909	HD SUPPLY WATERWORKS LTD	R	5/07/2013		57.44CR	067935	
	I-6463237	HD SUPPLY WATERWORKS LTD	R	5/07/2013		4,149.50CR	067935	
	I-6472614	HD SUPPLY WATERWORKS LTD	R	5/07/2013		449.79CR	067935	
	I-6515927	HD SUPPLY WATERWORKS LTD	R	5/07/2013		109.00CR	067935	
	I-6516922	HD SUPPLY WATERWORKS LTD	R	5/07/2013		229.03CR	067935	
	I-6517674	HD SUPPLY WATERWORKS LTD	R	5/07/2013		58.09CR	067935	
	I-6528878	HD SUPPLY WATERWORKS LTD	R	5/07/2013		4,733.66CR	067935	
	I-6537898	HD SUPPLY WATERWORKS LTD	R	5/07/2013		540.00CR	067935	
	I-6804822	HD SUPPLY WATERWORKS LTD	R	5/07/2013		216.00CR	067935	
	I-7257085	HD SUPPLY WATERWORKS LTD	R	5/07/2013		108.00CR	067935	
	I-7433253	HD SUPPLY WATERWORKS LTD	R	5/07/2013		375.00CR	067935	
	I-7520511	HD SUPPLY WATERWORKS LTD	R	5/07/2013		1,044.00CR	067935	
	I-7627114	HD SUPPLY WATERWORKS LTD	R	5/07/2013		146.40CR	067935	12,214.91
0912	HEID MUSIC CO							
	I-999104	HEID MUSIC CO	R	5/07/2013		70.00CR	067936	
	I-999185	HEID MUSIC CO	R	5/07/2013		60.00CR	067936	
	I-999466	HEID MUSIC CO	R	5/07/2013		245.00CR	067936	
	I-999467	HEID MUSIC CO	R	5/07/2013		70.00CR	067936	445.00
1423	HUMAN KINETICS							
	I-34475524	HUMAN KINETICS	R	5/07/2013		88.15CR	067937	88.15
3468	ID-ACCESS							
	I-887	ID-ACCESS	R	5/07/2013		10.00CR	067938	10.00
1399	INDOFF INC							
	I-2258760	INDOFF INC	R	5/07/2013		109.99CR	067939	
	I-2259554	INDOFF INC	R	5/07/2013		13.16CR	067939	
	I-2260723	INDOFF INC	R	5/07/2013		358.97CR	067939	
	I-2261936	INDOFF INC	R	5/07/2013		519.90CR	067939	
	I-2262603	INDOFF INC	R	5/07/2013		124.45CR	067939	
	I-2264616	INDOFF INC	R	5/07/2013		249.95CR	067939	
	I-2264691	INDOFF INC	R	5/07/2013		169.83CR	067939	
	I-2264737	INDOFF INC	R	5/07/2013		25.90CR	067939	
	I-2265780	INDOFF INC	R	5/07/2013		404.80CR	067939	
	I-2266486	INDOFF INC	R	5/07/2013		113.98CR	067939	
	I-2266487	INDOFF INC	R	5/07/2013		45.87CR	067939	
	I-2267642	INDOFF INC	R	5/07/2013		133.24CR	067939	
	I-2267802	INDOFF INC	R	5/07/2013		14.99CR	067939	
	I-2267837	INDOFF INC	R	5/07/2013		67.41CR	067939	
	I-2268144	INDOFF INC	R	5/07/2013		64.88CR	067939	
	I-2270891	INDOFF INC	R	5/07/2013		255.40CR	067939	
	I-2270892	INDOFF INC	R	5/07/2013		103.34CR	067939	2,476.06

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PACKET: 03987 MAY 2013 COUNCIL - 1 5-7-13

VENDOR SET: 01

BANK : AP ASSOCIATED

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
VOID	VOID CHECK		V	5/07/2013			067940	**VOID**
5778	INSITUFORM TECHNOLOGIES USA INC							
	I-12-03 2 (FINAL)	INSITUFORM TECHNOLOGIES USA IN	R	5/07/2013		4,222.06CR	067941	4,222.08
0141	JEFFERSON FIRE & SAFETY INC							
	I-195768	JEFFERSON FIRE & SAFETY INC	R	5/07/2013		373.20CR	067942	
	I-196011	JEFFERSON FIRE & SAFETY INC	R	5/07/2013		233.28CR	067942	606.48
0149	KIMCO ENGRAVING INC							
	I-22735	KIMCO ENGRAVING INC	R	5/07/2013		9.00CR	067943	9.00
1348	KLEUSKENS ELECTRIC							
	I-201304302133	KLEUSKENS ELECTRIC	R	5/07/2013		850.00CR	067944	850.00
6752	KOCKEN, TAMMY							
	I-201304302134	KOCKEN, TAMMY	R	5/07/2013		110.00CR	067945	110.00
4617	LANGUAGE LINE SERVICES							
	I-3131743	LANGUAGE LINE SERVICES	R	5/07/2013		4.67CR	067946	4.67
5786	LEE, CINDY							
	I-201304302135	LEE, CINDY	R	5/07/2013		30.51CR	067947	30.51
0159	LEXIS NEXIS INC							
	I-1303261539	LEXIS NEXIS INC	R	5/07/2013		213.88CR	067948	213.88
6198	MAILFINANCE							
	I-H3900914	MAILFINANCE	R	5/07/2013		89.00CR	067949	
	I-H3936612	MAILFINANCE	R	5/07/2013		300.00CR	067949	389.00
2012	DONALD MELICHAR							
	I-201304302136	DONALD MELICHAR	R	5/07/2013		26.84CR	067950	26.84
0173	MENARDS INC							
	I-17749	MENARDS INC	R	5/07/2013		44.52CR	067951	
	I-17946	MENARDS INC	R	5/07/2013		80.34CR	067951	
	I-17992	MENARDS INC	R	5/07/2013		46.27CR	067951	
	I-18667	MENARDS INC	R	5/07/2013		32.40CR	067951	
	I-18720	MENARDS INC	R	5/07/2013		226.07CR	067951	
	I-18910	MENARDS INC	R	5/07/2013		23.70CR	067951	453.30

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PACKET: 03987 MAY 2013 COUNCIL - 1 5-7-13

VENDOR SET: 01

BANK : AP ASSOCIATED

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
0531	NORTHEAST AUTO PARTS INC							
	C-277531	NORTHEAST AUTO PARTS INC	R	5/07/2013		87.92	067952	
	C-277986	NORTHEAST AUTO PARTS INC	R	5/07/2013		109.56	067952	
	I-276840	NORTHEAST AUTO PARTS INC	R	5/07/2013		113.98CR	067952	
	I-276841	NORTHEAST AUTO PARTS INC	R	5/07/2013		95.92CR	067952	
	I-276869	NORTHEAST AUTO PARTS INC	R	5/07/2013		73.97CR	067952	
	I-277476	NORTHEAST AUTO PARTS INC	R	5/07/2013		25.99CR	067952	
	I-277485	NORTHEAST AUTO PARTS INC	R	5/07/2013		13.52CR	067952	
	I-277498	NORTHEAST AUTO PARTS INC	R	5/07/2013		14.98CR	067952	
	I-277508	NORTHEAST AUTO PARTS INC	R	5/07/2013		17.29CR	067952	
	I-277778	NORTHEAST AUTO PARTS INC	R	5/07/2013		32.98CR	067952	
	I-277876	NORTHEAST AUTO PARTS INC	R	5/07/2013		31.00CR	067952	
	I-277899	NORTHEAST AUTO PARTS INC	R	5/07/2013		109.56CR	067952	
	I-277901	NORTHEAST AUTO PARTS INC	R	5/07/2013		15.99CR	067952	
	I-278219	NORTHEAST AUTO PARTS INC	R	5/07/2013		9.49CR	067952	357.19
VOID	VOID CHECK		V	5/07/2013			067953	**VOID**
3250	NORTHERN LAKE SERVICE							
	I-231918	NORTHERN LAKE SERVICE	R	5/07/2013		60.00CR	067954	60.00
0194	OLSON TRAILER & BODY LLC							
	I-C08249	OLSON TRAILER & BODY LLC	R	5/07/2013		74.92CR	067955	74.92
3703	ORIENTAL TRADING CO INC							
	I-656813121-01	ORIENTAL TRADING CO INC	R	5/07/2013		53.74CR	067956	53.74
5344	PABICH, KEN							
	I-201304302137	PABICH, KEN	R	5/07/2013		232.78CR	067957	232.78
0197	PACKER CITY INTERNATIONAL INC							
	I-1-230500021	PACKER CITY INTERNATIONAL INC	R	5/07/2013		189.56CR	067958	
	I-1-230520128	PACKER CITY INTERNATIONAL INC	R	5/07/2013		37.48CR	067958	
	I-1-231050076	PACKER CITY INTERNATIONAL INC	R	5/07/2013		14.05CR	067958	
	I-1-230350066	PACKER CITY INTERNATIONAL INC	R	5/07/2013		9.68CR	067958	250.77
6545	PARKER & PARKER PHOTOGRAPHY							
	I-201304302138	PARKER & PARKER PHOTOGRAPHY	R	5/07/2013		675.00CR	067959	675.00
0584	PATRICK ZELZER AND ASSOCIATES							
	I-ZEL-2013001620	PATRICK ZELZER AND ASSOCIATES	R	5/07/2013		40.00CR	067960	40.00

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PACKET: 03987 MAY 2013 COUNCIL - J 5-7-13

VENDOR SST: 01

BANK : AP ASSOCIATED

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
5476	PERSONNEL EVALUATION INC							
	I-3457	PERSONNEL EVALUATION INC	R	5/07/2013		20.00CR	067961	
	I-3635	PERSONNEL EVALUATION INC	R	5/07/2013		24.00CR	067961	44.00
6753	PIONEER MANUFACTURING CO.							
	I-INV473848	PIONEER MANUFACTURING CO.	R	5/07/2013		2,982.00CR	067962	2,982.00
6126	PM SUPPLY AND POOL SERVICE LLC							
	I-34730	PM SUPPLY AND POOL SERVICE LLC	R	5/07/2013		488.55CR	067963	488.55
0208	POMP'S TIRE SERVICE INC							
	I-1010008044	POMP'S TIRE SERVICE INC	R	5/07/2013		1,458.60CR	067964	
	I-90007095	POMP'S TIRE SERVICE INC	R	5/07/2013		16.45CR	067964	
	I-90007105	POMP'S TIRE SERVICE INC	R	5/07/2013		73.45CR	067964	
	I-90007140	POMP'S TIRE SERVICE INC	R	5/07/2013		22.04CR	067964	
	I-90007226	POMP'S TIRE SERVICE INC	R	5/07/2013		30.00CR	067964	
	I-90007274	POMP'S TIRE SERVICE INC	R	5/07/2013		271.40CR	067964	1,871.94
0395	PRO ONE JANITORIAL INC							
	I-83009	PRO ONE JANITORIAL INC	R	5/07/2013		992.18CR	067965	992.18
4880	PSYCHOLOGICAL CONSULTANTS OF GREEN BAY SC							
	I-201304302139	PSYCHOLOGICAL CONSULTANTS OF G	R	5/07/2013		900.00CR	067966	900.00
1434	PAULA RAHN							
	I-201304302140	PAULA RAHN	R	5/07/2013		115.26CR	067967	115.26
5393	RICOH USA INC.							
	I-163R0803	RICOH USA INC.	R	5/07/2013		644.42CR	067968	644.42
0222	RNOW INC							
	I-2013-43609	RNOW INC	R	5/07/2013		190.60CR	067969	
	I-2013-43630	RNOW INC	R	5/07/2013		57.63CR	067969	248.23
5632	RW MANAGEMENT GROUP INC							
	I-0513-602	RW MANAGEMENT GROUP INC	R	5/07/2013		9,000.00CR	067970	9,000.00
1	SANGHAVI, KETAN & NIMISHA							
	I-201304307141	MAIL	R	5/07/2013		49.80CR	067971	49.80
6754	KELLY SCHWEDA							
	I-201304302142	KELLY SCHWEDA	R	5/07/2013		240.00CR	067972	240.00

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PACKET: 03987 MAY 2013 COUNCIL - 1 5-7-13

VENDOR SET: 01

BANK : AP ASSOCIATED

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
0242	SCOTT CONSTRUCTION INC							
	I-10457MB	SCOTT CONSTRUCTION INC	R	5/07/2013		840.75CR	067973	840.75
1446	SNAP ON INDUSTRIAL							
	I-ARV/19585344	SNAP ON INDUSTRIAL	R	5/07/2013		28.50CR	067974	28.50
4094	STATE BAR OF WISCONSIN							
	I-481762	STATE BAR OF WISCONSIN	R	5/07/2013		195.02CR	067975	195.02
0257	STREICHER'S INC							
	I-11011648	STREICHER'S INC	R	5/07/2013		26.98CR	067976	26.98
0258	SUPERIOR CHEMICAL CORP							
	I-24227	SUPERIOR CHEMICAL CORP	R	5/07/2013		279.91CR	067977	279.91
4842	THOMSON REUTERS							
	I-827044230	THOMSON REUTERS	R	5/07/2013		361.60CR	067978	361.60
0267	TRAFFIC & PARKING CONTROL INC							
	I-1419275	TRAFFIC & PARKING CONTROL INC	R	5/07/2013		684.50CR	067979	684.50
0272	UNIFORM SHOPPE INC							
	I-219061	UNIFORM SHOPPE INC	R	5/07/2013		77.90CR	067980	
	I-219078	UNIFORM SHOPPE INC	R	5/07/2013		139.90CR	067980	
	I-219300	UNIFORM SHOPPE INC	R	5/07/2013		55.95CR	067980	
	I-219362	UNIFORM SHOPPE INC	R	5/07/2013		21.90CR	067980	
	I-219394	UNIFORM SHOPPE INC	R	5/07/2013		77.95CR	067980	
	I-219396	UNIFORM SHOPPE INC	R	5/07/2013		6.95CR	067980	
	I-219444	UNIFORM SHOPPE INC	P	5/07/2013		9.95CR	067980	
	I-219445	UNIFORM SHOPPE INC	R	5/07/2013		111.96CR	067980	502.46
1911	UNITED PARCEL SERVICE INC							
	I-000070A6Y6153	UNITED PARCEL SERVICE INC	R	5/07/2013		1.28CR	067981	1.28
4696	US CELLULAR							
	I-202075789-100	US CELLULAR	R	5/07/2013		101.63CR	067982	101.63
0277	VAN'S FIRE & SAFETY INC							
	I-4046442	VAN'S FIRE & SAFETY INC	R	5/07/2013		162.40CR	067983	162.40
6382	VIDACARE							
	I-78272	VIDACARE	R	5/07/2013		303.47CR	067984	303.47

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PACKET: 03987 MAY 2013 COUNCIL - 1 5-7-13

VENDOR SET: 01

BANK : AP ASSOCIATED

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
0282	WESCO DISTRIBUTION INC							
	I-251309	WESCO DISTRIBUTION INC	R	5/07/2013		83.07CR	067985	83.07
6657	WHYTE HIRSCHBOECK S. C.							
	I-529146	WHYTE HIRSCHBOECK S. C.	R	5/07/2013		10,028.00CR	067986	10,028.00
2645	WI DEPT OF JUSTICE CRIME INFO BUREAU							
	I-T15021	WI DEPT OF JUSTICE CRIME INFO	R	5/07/2013		300.00CR	067987	
	I-T15022	WI DEPT OF JUSTICE CRIME INFO	R	5/07/2013		682.50CR	067987	982.50
0515	WI PUBLIC HEALTH ASSOC							
	I-1034	WI PUBLIC HEALTH ASSOC	R	5/07/2013		100.00CR	067988	100.00
3	WITT, ROBERT							
	I-201304302143	MAILBOX	R	5/07/2013		49.99CR	067989	49.99
1836	DIANE YASHINSKY							
	I-201304302144	DIANE YASHINSKY	R	5/07/2013		195.16CR	067990	195.16
0300	ZARNOTH BRUSH WORKS INC							
	C-143039-IN	ZARNOTH BRUSH WORKS INC	R	5/07/2013		205.71	067991	
	I-142976-IN	ZARNOTH BRUSH WORKS INC	R	5/07/2013		137.14CR	067991	
	I-143300-IN	ZARNOTH BRUSH WORKS INC	R	5/07/2013		289.65CR	067991	221.08

* * T O T A L S * *	NO#	DISCOUNTS	CHECK AMT	TOTAL APPLIED
REGULAR CHECKS:	97	0.00	156,964.67	156,964.67
HANDWRITTEN CHECKS:	0	0.00	0.00	0.00
PRE-WRITE CHECKS:	0	0.00	0.00	0.00
DRAFTS:	0	0.00	0.00	0.00
VOID CHECKS:	2	0.00	0.00	0.00
NON CHECKS:	0	0.00	0.00	0.00
CORRECTIONS:	0	0.00	0.00	0.00
REGISTER TOTALS:	99	0.00	156,964.67	156,964.67

TOTAL ERRORS: 0

TOTAL WARNINGS: 0

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PACKET: 03957 MAY 2013 COUNCIL - 1 5-7-13

VENDOR SET: 01

BANK : AP ASSOCIATED

VENDOR	NAME / I.D.	DESC	CHECK TYPE	CHECK DATE	DISCOUNT	AMOUNT	CHECK NO#	CHECK AMOUNT
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** POSTING PERIOD RECAP **

FUND	PERIOD	AMOUNT
100	5/2013	103,741.28CR
201	5/2013	126.96CR
235	5/2013	3,295.46CR
405	5/2013	30,655.79CR
601	5/2013	14,745.90CR
650	5/2013	4,399.28CR
=====		
ALL		156,964.67CR

CITY OF DE PERE - May 7, 2013

ITEM#	NAME	ADDRESS	CITY	ST	ZIP
Previously Tabled Operator Licenses for the 2012-2014 Licensing Period					
1	PAUL, AMANDA M.	480 N. GOOD HOPE	DE PERE	WI	54115
Temporary Operator Licenses for the 2012-2014 Licensing Period					
1	CORRIGAN, SHELLEY A.	813 4TH ST.	DE PERE	WI	54115
2	MEYER, PAULA K.	1411 MISSION HGTS. RD.	DE PERE WI	WI	54115
3	PHILLIPS, DAVID J.	1214 MICHALINE DR.	GREEN BAY	WI	54304
Operator Licenses for the 2012-2014 Licensing Period					
1	CLEVEN, ANDREW S.	1542 GOLDEN MOON CT.	DE PERE	WI	54115
2	KETTNER, COURTNEY L.	1754 O'HEARN LN.	DE PERE	WI	54115
3	LOTZ, JEFFREY M.	1895 PARIS LN.	DE PERE	WI	54115
4	NEY, THERESE A.	1925 TERRY LN.	DE PERE	WI	54115
5	NORTON, JOYLYNN M.	1582 O'KEEFE RD.	DE PERE	WI	54115
6	TODOROV, KRISTIE K.	1146 STATE ST.	GREEN BAY	WI	54304
7	TYLER, JANE K.	1128 PINE ST., APT. 5	MARINETTE	WI	54301
8	ZICH, RENEE L.	715 KELLOGG ST.	GREEN BAY	WI	54303