



# City of Appleton

100 North Appleton Street  
Appleton, WI 54911-4799  
www.appleton.org

## Meeting Agenda - Final Finance Committee

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Monday, May 9, 2022

5:30 PM

Council Chambers, 6th Floor

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1. Call meeting to order

2. Roll call of membership

3. Approval of minutes from previous meeting

[22-0620](#) April 25, 2022 Finance Committee meeting minutes

**Attachments:** [MeetingMinutes Apr-25-2022-09-43-22.pdf](#)

4. **Public Hearings/Apearances**

[22-0621](#) Brad Viegut from Baird presentation on the 2022 General Obligation Notes and the Sewerage System Revenue Bonds Sales

**Attachments:** [2022 Baird Finance Presentation 05.09.22.pdf](#)

5. **Action Items**

[22-0622](#) Request for Finance Director to sell \$15,530,000 of General Obligation Promissory Notes

[22-0623](#) Request for Finance Director to sell \$11,460,000 Sewerage System Revenue Bonds

[22-0624](#) Request to approve application for fiscal year 2022 Federal 5339(b) funds in the amount of \$18,000,000 for the Whitman Avenue facility renovation project

**Attachments:** [FCTC 5339 Grant application memo 2022.pdf](#)

[22-0641](#) Request to approve purchase of CT cabinet and switchgear for the Appleton Public Library from Faith Technologies for a cost of \$156,075

**Attachments:** [2022 Library Electrical.pdf](#)

[22-0642](#) Request to approve Amended Relocation Order

**Attachments:** [0938 - Memo & Amended Relocation Order.pdf](#)

## 6. Information Items

[22-0626](#) Contract 110-19 was awarded to Highway Landscapers for \$581,163 with a contingency of \$58,116 for Bear Creek Culvert & Spartan/Sommers Retaining Wall. Payments issued to date total \$547,056.60. Request final payment of \$20,234.96

## 7. Adjournment

*Notice is hereby given that a quorum of the Common Council may be present during this meeting, although no Council action will be taken.*

*Reasonable Accommodations for Persons with Disabilities will be made upon Request and if Feasible.*

*For questions regarding this agenda, please contact Director Jeri Ohman at (920) 832-5742.*



# City of Appleton

100 North Appleton Street  
Appleton, WI 54911-4799  
www.appleton.org

## Meeting Minutes Finance Committee

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Monday, April 25, 2022

5:30 PM

Council Chambers, 6th Floor

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1. Call meeting to order

**Meeting called to order at 5:30pm**

2. Roll call of membership

**Present:** 4 - Meltzer, Siebers, Firkus and Fenton

**Excused:** 1 - Van Zeeland

3. Approval of minutes from previous meeting

[22-0554](#)

April 11, 2022 and April 19, 2022 Finance Committee meetings minutes

**Attachments:** [MeetingMinutesApr 11-2022-12-03-38.pdf](#)

[MeetingMinutes Apr 19-2022-12-01-58.pdf](#)

**Siebers moved, seconded by Fenton, that the Minutes be approved. Roll Call.  
Motion carried by the following vote:**

**Aye:** 4 - Meltzer, Siebers, Firkus and Fenton

**Excused:** 1 - Van Zeeland

4. Public Hearings/Appearances

5. Action Items

[22-0550](#)

Request to approve a resolution authorizing the City Mayor and City Clerk to execute the Principal Forgiven Financial Assistance Agreement that contains the terms and conditions of the Safe Drinking Water Loan Program and award of \$505,000 for the Project

**Attachments:** [DNR Resolution.pdf](#)

**Siebers moved, seconded by Meltzer, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Meltzer, Siebers, Firkus and Fenton

**Excused:** 1 - Van Zeeland

[22-0560](#)

Request to approve the following 2022 Budget amendment:

**Water Utility Fund**

Lead Service Replacement	+\$255,000
Other Reimbursement Revenue	+\$505,000
Water Utility Fund Balance	+\$250,000

to allow for acceptance of the Principal Forgiveness Safe Drinking Water Loan and to increase funding for the contract to be issued to VanRite Plumbing to complete lead service replacements (2/3 vote of Council required)

**Attachments:** [Budget Adjustment Lead Service Line Replacement Memo.pdf](#)

**Siebers moved, seconded by Meltzer, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Meltzer, Siebers, Firkus and Fenton

**Excused:** 1 - Van Zeeland

[22-0551](#)

Request to award Unit D-22 Sidewalk Construction to Al Dix Concrete, Inc in an amount not to exceed \$368,000

**Attachments:** [Award of Contract Unit D-22.pdf](#)

**Siebers moved, seconded by Fenton, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Meltzer, Siebers, Firkus and Fenton

**Excused:** 1 - Van Zeeland

[22-0552](#)

Request to award Unit E-22 Miscellaneous Concrete & Street Excavation Repairs to Al Dix Concrete, Inc in the amount of \$452,850 with a 2.2% contingency of \$10,000 for a project total not to exceed \$462,850

**Attachments:** [Award of Contract Unit E-22.pdf](#)

**Siebers moved, seconded by Fenton, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Meltzer, Siebers, Firkus and Fenton

**Excused:** 1 - Van Zeeland

[22-0553](#)

Request to award Unit Y-22 Lead/Galvanized Water Service Replacement to VanRite Plumbing, Inc in the amount of \$443,550 with a 12.7% contingency of \$56,450 for a project total not to exceed \$500,000

**Attachments:**     [Award of Contract Unit Y-22.pdf](#)

**Siebers moved, seconded by Fenton, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Meltzer, Siebers, Firkus and Fenton

**Excused:** 1 - Van Zeeland

[22-0555](#)

CEA Review Committee minutes for April 11, 2022 meeting

**Attachments:**     [CEA Review 11-Apr-2022-12-14-55.pdf](#)

**Siebers moved, seconded by Fenton, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Meltzer, Siebers, Firkus and Fenton

**Excused:** 1 - Van Zeeland

[22-0557](#)

Request to approve change to the Valley Transit Table of Organization (appears on the Human Resources/Information Technology Committee agenda as well)

**Attachments:**     [Memo to Modify TO by adding a Safety and Compliance Specialist.pdf](#)

**Siebers moved, seconded by Fenton, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Meltzer, Siebers, Firkus and Fenton

**Excused:** 1 - Van Zeeland

[22-0558](#)

Request to approve Valley Transit Contract Amendment request by Lamers Bus Lines

**Siebers moved, seconded by Meltzer, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 3 - Meltzer, Firkus and Fenton

**Nay:** 1 - Siebers

**Excused:** 1 - Van Zeeland

[22-0559](#)

Request to award the 2022 Ellen Kort Peace Park River Trail project contract to Triple P Inc d/b/a Peters Concrete Company in the amount of \$464,131 with a 10% contingency of \$46,413 for a project not to exceed \$510,544

**Attachments:** [Ellen Kort Peace Park Trail Project Finance Memo .pdf](#)

**Meltzer moved, seconded by Fenton, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Meltzer, Siebers, Firkus and Fenton

**Excused:** 1 - Van Zeeland

## 6. Information Items

[22-0563](#)

Green Tier Legacy Community (GTLC) Annual Report

**Attachments:** [2021 GTLC Annual Report.pdf](#)

**This report was presented**

[22-0565](#)

Contract 75-21 was awarded to Norcon Corporation for \$207,717 with a contingency of \$20,000 for Sewer Cleaning and Televising. Payments issued to date total \$185,657.50. Request final payment of \$10,317.00

**This final contract payment was presented**

[22-0568](#)

Elect Vice-Chair

**Aldersperson Meltzer was elected Vice-Chair**

[22-0571](#)

Elect Tax Appeals Members

**Aldersperson Firkus was appointed to the Tax Appeal Board**

[22-0572](#)

Elect CEA Board Member

**Aldersperson Fenton was appointed to the CEA Board**

[22-0574](#)

Set Meeting Date and Time

**Meetings will be held on the second and fourth Monday of each month at 5:30pm**

[22-0576](#)

Designate Contact Person

**Finance Director Jeri Ohman is the contact person**

7. Adjournment

**Siebers moved, seconded by Fenton, that the meeting be adjourned. Roll Call.  
Motion carried by the following vote:**

**Aye:** 4 - Meltzer, Siebers, Firkus and Fenton

**Excused:** 1 - Van Zeeland

The logo for BAIRD is a blue parallelogram tilted to the right, containing the word "BAIRD" in white, uppercase, serif font.

# City of Appleton

Finance Committee Meeting

May 9, 2022

Bradley D. Viegut, Managing Director

[bviegut@rwbaird.com](mailto:bviegut@rwbaird.com)

777 East Wisconsin Avenue

Milwaukee, WI 53202

Phone 414.765.3827



# City of Appleton

FINANCE COMMITTEE MEETING

May 9, 2022



## Timeline

- Finance Committee considers plan of finance..... May 9, 2022
  - Preparations are made for issuance
    - ✓ Official Statement
    - ✓ Bond Rating
    - ✓ Marketing
- Notes/Bonds Pricing ..... May 18, 2022
- Special Finance Committee considers award resolutions ..... May 18, 2022
- Common Council meeting to award Notes/Bonds..... May 18, 2022
- Closing (funds available)..... June 15, 2022



Borrowing Amount / Structure / Purpose – General Obligation Promissory Notes, Series 2022

<b>Amount:</b>	\$15,530,000
<b>Issue:</b>	General Obligation Promissory Notes, Series 2022
<b>Purpose:</b>	2022 CIP: \$8,028,283 Fire Truck Purchase: \$345,000 Library: \$6,160,000 Stormwater: \$222,650 Watermain: \$581,750 Sanitary Sewer: \$189,975
<b>Structure:</b>	Matures April 1, 2024-2032
<b>First Interest:</b>	October 1, 2022
<b>Callable:</b>	April 1, 2029
<b>Estimated Interest Rate:</b>	3.24%



Example Financing Plan – General Obligation Promissory Notes, Series 2022

		<b>PRELIMINARY 2022 NOTES</b>					
		<b>\$15,530,000</b>					
		General Obligation Promissory Notes, Series 2022 June 15, 2022 (First Interest October 1, 2022)					
		2022 CIP Projects: \$8,028,283; Fire Truck Purchase: \$345,000; 2022 Library: \$6,160,000; Stormwater: \$222,650; Watermain: \$581,750; Sanitary Sewer: \$189,975					
YEAR	EXISTING LEVY SUPPORTED DUE DEBT SERVICE <sup>(A)</sup>	PRINCIPAL (4/1)	INTEREST (4/1 & 10/1) TIC 3.24%	LESS: HYPOTHETICAL BID PREMIUM	TOTAL	TOTAL EXISTING & 2022 PRELIMINARY DEBT SERVICE (Lew)	YEAR DUE
2022	\$11,231,311		\$224,757	(\$224,757)	\$0	\$11,231,311	2022
2023	\$13,403,204		\$763,325	(\$763,325)	\$0	\$13,403,204	2023
2024	\$11,391,353	\$1,260,000	\$730,250	(\$197,007)	\$1,793,243	\$13,045,573	2024
2025	\$10,774,525	\$1,650,000	\$653,863		\$2,303,863	\$12,947,825	2025
2026	\$10,196,400	\$1,945,000	\$559,494		\$2,504,494	\$12,570,188	2026
2027	\$9,102,150	\$2,395,000	\$445,569		\$2,840,569	\$11,807,263	2027
2028	\$7,536,713	\$1,500,000	\$343,325		\$1,843,325	\$9,245,225	2028
2029	\$6,033,900	\$1,580,000	\$262,475		\$1,842,475	\$7,747,338	2029
2030	\$4,540,800	\$1,660,000	\$185,725		\$1,845,725	\$6,252,925	2030
2031	\$1,828,100	\$1,735,000	\$113,581		\$1,848,581	\$3,538,394	2031
2032		\$1,805,000	\$38,356		\$1,843,356	\$1,710,594	2032
	\$86,038,454	\$15,530,000	\$4,320,719	(\$1,185,089)	\$18,665,631	\$103,499,838	

(A) Net of bid premium from the 2021 Notes.

This illustration of the 2022 Notes represents a mathematical calculation of potential debt service, assuming hypothetical rates based on current market rates +25bps. Interest and costs of issuance are only estimates for illustrative purposes and are based on Baird's experience with comparable transactions. Actual interest and costs of issuance will vary. This illustration provides information and is not intended to be a recommendation, proposal or otherwise considered advice.



Debt Service Allocation – General Obligation Promissory Notes, Series 2022

2022 DEBT SERVICE ALLOCATION

YEAR DUE	CIP (Lewy)	FIRE TRUCK (Lewy)	LIBRARY (Lewy)	STORMWATER (TID Supported)	WATERMAIN (TID Supported)	SAN. SEWER (TID Supported)	YEAR DUE
2022	\$0	\$0	\$0	\$0	\$0	\$0	2022
2023	\$0	\$0	\$0	\$0	\$0	\$0	2023
2024	\$201,895	\$46,768	\$1,405,559	\$32,687	\$79,808	\$26,527	2024
2025	\$374,725	\$44,138	\$1,754,438	\$29,125	\$78,656	\$22,781	2025
2026	\$374,725	\$47,431	\$1,951,631	\$28,075	\$75,769	\$26,863	2026
2027	\$920,025	\$45,594	\$1,739,494	\$31,894	\$77,750	\$25,813	2027
2028	\$1,664,756	\$43,756	\$0	\$30,581	\$79,469	\$24,763	2028
2029	\$1,666,650	\$46,788	\$0	\$29,269	\$76,056	\$23,713	2029
2030	\$1,662,344	\$49,781	\$0	\$28,081	\$77,863	\$27,656	2030
2031	\$1,662,425	\$47,869	\$0	\$31,913	\$79,781	\$26,594	2031
2032	\$1,664,638	\$45,956	\$0	\$30,638	\$76,594	\$25,531	2032
<div style="display: flex; justify-content: space-between;"> <span>\$10,192,182</span> <span>\$418,080</span> <span>\$6,851,121</span> <span>\$272,262</span> <span>\$701,746</span> <span>\$230,239</span> </div>							



Potential Future Borrowing Debt Service – General Obligation

*Periods of level payments are boxed*

YEAR DUE	TOTAL EXISTING & 2022 PRELIMINARY DEBT SERVICE (Lewy)	POTENTIAL FUTURE BORROWING DEBT SERVICE					COMBINED G.O. DEBT SERVICE (Lewy)	YEAR DUE
		CIP BORROWINGS <sup>(B)(C)</sup> (Lewy)	LIBRARY D/S <sup>(B)(C)</sup>	2026 <sup>(B)(C)</sup>	2028 <sup>(B)(C)</sup>	2030 <sup>(B)(C)</sup>		
2022	\$11,231,311						\$11,231,311	2022
2023	\$13,403,204						\$13,403,204	2023
2024	\$13,045,573	\$5,061	\$745,850				\$13,796,484	2024
2025	\$12,947,825	\$208,834	\$639,300				\$13,795,959	2025
2026	\$12,570,188	\$586,610	\$639,300				\$13,796,097	2026
2027	\$11,807,263	\$1,405,869	\$805,050	\$380,217			\$14,398,398	2027
2028	\$9,245,225	\$2,232,137	\$2,541,800	\$376,900			\$14,396,062	2028
2029	\$7,747,338	\$2,974,074	\$2,541,300		\$756,097		\$14,396,521	2029
2030	\$6,252,925	\$4,465,441	\$2,545,550	\$378,150	\$756,723		\$14,398,789	2030
2031	\$3,538,394	\$6,844,268	\$2,545,113	\$378,213	\$754,310	\$335,500	\$14,395,797	2031
2032	\$1,710,594	\$8,671,896	\$2,545,375	\$377,900	\$756,285	\$336,538	\$14,398,587	2032

(B) This information is provided for information purposes only. It does not recommend any future issuances and is not intended to be, and should not be regarded as, advice.

(C) Assumes future borrowings, as described below, using current rates +25bps:

	Potential Future Borrowings				
	General Purposes	Library	2026	2028	2030
2023	\$4,000,000	\$13,500,000			
2024	\$9,000,000				
2025	\$9,000,000				
2026	\$6,500,000		\$4,500,000		
2027	\$10,500,000				
2028	\$8,500,000			\$9,000,000	
2029	\$9,500,000				
2030	\$7,500,000				\$4,000,000
2031	\$6,500,000				
2032	\$6,500,000				

# City of Appleton

FINANCE COMMITTEE MEETING

May 9, 2022



## Amount / Structure / Purpose – Sewerage System Revenue Bonds, Series 2022

<b>Amount:</b>	\$11,460,000
<b>Issue:</b>	Sewerage System Revenue Bonds, Series 2022
<b>Purpose:</b>	\$11,000,000 - Sewer System Projects
<b>Structure:</b>	Matures May 1, 2023-2042
<b>First Interest:</b>	November 1, 2022
<b>Callable:</b>	May 1, 2030
<b>Estimated Interest Rate:</b>	3.88%



Example Financing Plan – Sewerage System Revenue Bonds, Series 2022

<b>PRELIMINARY 2022 BONDS</b>						
<b>\$11,460,000</b>						
Sewerage System Revenue Bonds, Series 2022						
Dated June 15, 2022						
(First Interest November 1, 2022)						
<b>2022 Projects Financed: \$11,000,000</b>						
YEAR DUE	EXISTING SEWERAGE SYSTEM DEBT (Revenue Only)	PRINCIPAL (5/1)	INTEREST (5/1 & 11/1) TIC 3.88%	TOTAL	COMBINED SEWERAGE SYSTEM DEBT (Revenue Only)	DEBT SERVICE COVERAGE (2021 Net Revenues)
2022	\$2,222,213		\$191,779	\$191,779	\$2,413,991	2.26
2023	\$2,236,056	\$355,000	\$498,775	\$853,775	<b>\$3,089,831</b>	1.77
2024	\$2,230,100	\$375,000	\$480,525	\$855,525	\$3,085,625	1.77
2025	\$2,218,025	\$395,000	\$461,275	\$856,275	\$3,074,300	1.78
2026	\$2,222,875	\$415,000	\$441,025	\$856,025	\$3,078,900	1.77
2027	\$1,997,325	\$435,000	\$419,775	\$854,775	\$2,852,100	1.91
2028	\$1,825,325	\$460,000	\$397,400	\$857,400	\$2,682,725	2.03
2029	\$1,524,075	\$480,000	\$373,900	\$853,900	\$2,377,975	2.30
2030	\$1,528,375	\$505,000	\$351,800	\$856,800	\$2,385,175	2.29
2031	\$1,225,825	\$525,000	\$330,544	\$855,544	\$2,081,369	2.62
2032	\$958,150	\$550,000	\$307,700	\$857,700	\$1,815,850	3.01
2033	\$954,000	\$570,000	\$283,900	\$853,900	\$1,807,900	3.02
2034	\$954,400	\$595,000	\$259,144	\$854,144	\$1,808,544	3.02
2035	\$959,225	\$620,000	\$233,325	\$853,325	\$1,812,550	3.01
2036	\$958,475	\$650,000	\$206,338	\$856,338	\$1,814,813	3.01
2037	\$958,225	\$675,000	\$178,181	\$853,181	\$1,811,406	3.01
2038	\$953,550	\$705,000	\$148,856	\$853,856	\$1,807,406	3.02
2039	\$958,116	\$735,000	\$118,256	\$853,256	\$1,811,372	3.01
2040	\$956,866	\$770,000	\$86,275	\$856,275	\$1,813,141	3.01
2041	\$450,563	\$805,000	\$52,806	\$857,806	\$1,308,369	4.17
2042		\$840,000	\$17,850	\$857,850	\$857,850	6.36
	<b>\$28,291,763</b>	<b>\$11,460,000</b>	<b>\$5,839,429</b>	<b>\$17,299,429</b>	<b>\$45,591,191</b>	

**(1) 2021 Net Revenues Available for Debt Service: \$5,459,166**

Additional Bonds Test: Net Revenues at least 1.20 times the maximum annual combined principal and interest requirement

(1) Provided by the City in April 2022.



May 1, 2022

To: Fox Cities Transit Commission  
Finance Committee

From: Ronald C. McDonald, General Manager

**Subject: Application to Federal Transit Administration (FTA) Bus and Bus Facilities capital grant for \$18,000,000.**

**Background:**

The Bus & Bus Facilities Program (49 U.S.C. 5339b) is a competitive grant that makes federal funding available for bus and bus facility capital projects. Eligible recipients include designated recipients that operate fixed route bus service such as Valley Transit.

Valley Transit is seeking authority to apply for funding under this annual program for the Whitman Avenue Facility Renovation Project. The FTA provides these funds as an 80/20 grant; 80% grant funded and 20% local match. The local share will be paid through a combination of other allowable grant funds and Valley Transit’s depreciation fund. The costs associated with this grant are as follows:

80% funding from FTA:	\$14,400,000
20% local match:	<u>\$ 3,600,000</u>
Total eligible project cost:	\$18,000,000

**Recommendation:**

Approve submittal of an application for Fiscal Year 2022 Federal 5339 (b) funds in the amount of \$18,000,000.





*"...meeting community needs...enhancing quality of life."*

**PARKS, RECREATION & FACILITIES  
MANAGEMENT**

**Dean R. Gazza, Director**

1819 East Witzke Boulevard  
Appleton, Wisconsin 54911-8401  
(920) 832-5572 FAX (920) 993-3103  
Email - [dean.gazza@appleton.org](mailto:dean.gazza@appleton.org)

TO: Finance Committee

FROM: Dean R. Gazza

DATE: 5/9/2022

RE: Action: Approve purchase of CT cabinet and switchgear for the Appleton Public Library from Faith Technologies for a cost of \$156,075.

As design and planning for the Appleton Public Library continue, it has been brought to our attention by our construction team, that certain components are experiencing significantly longer lead times because of the economy, supply chain and other external factors. These projected lead times will have a significant impact on the project schedule, therefore there is a need to identify and order these critical items as soon as possible.

This request seeks to purchase the Current Transformer (CT) cabinet and main switchgear. Vendors and manufacturers have indicated a 52-week lead time for the switch gear and a 60-week lead time for the CT cabinet. These components are critical and necessary to the electrical infrastructure for the library.

Three quotes were obtained for this equipment as follows:

1. Northland Electrical \$163,000
2. Van Ert Electrical \$178,750
3. Faith Technologies \$156,075

Faith Technologies provided the lowest quote; therefore, we recommend approval to procure this equipment from them.

Please contact me at 832-5572 or at [dean.gazza@appleton.org](mailto:dean.gazza@appleton.org) with any questions.



## LEGAL SERVICES DEPARTMENT

### Office of the City Attorney


100 North Appleton Street

Appleton, WI 54911

Phone: 920/832-6423

Fax: 920/832-5962

**TO:** Alderperson Brad Firkus, Chair  
Members of the Finance Committee

**FROM:** Christopher R. Behrens, City Attorney 

**DATE:** May 5, 2022

**RE:** Amended Relocation Order

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This order relates to a portion of permanent limited easement for the second raw water line. The property owner will be reconstructing the parking lot where this easement will be located and the owner's plans call for a detention pond at the original easement location. Accordingly, engineering staff was able to shift the easement location to the east and the new location is reflected in the Amended Relocation Order.

Staff is requesting APPROVAL of the attached Amended Relocation Order.

CL: 21-0938

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Christopher R. Behrens  
*City Attorney*

Amanda K. Abshire  
*Deputy City Attorney*

Darrin M. Glad  
*Assistant City Attorney*

Nicholas J. Vande Castle  
*Assistant City Attorney*

## AMENDED RELOCATION ORDER

The City of Appleton, Outagamie/Calumet/Winnebago Counties, Wisconsin, by its Common Council and for its Relocation Order hereby resolves as follows:

1. That this Resolution is a Relocation Order in accordance with subsection 32.05(1), Wisconsin Statutes, for the purpose of the within-described public improvement project and it is also a determination of necessity for that project in accordance with subsection 32.07(2), Wisconsin Statutes;
2. That the City of Appleton hereby determines that it is necessary and of public purpose to construct water main in the area of Oneida Street, in or near the city of Appleton, Wisconsin;
3. That said project will be built within the area marked as set forth in the scale drawing, which is attached to this Relocation Order as Exhibit "B" and is incorporated herein;
4. That said construction work will be done within the areas marked on the scale drawing, which is attached to this Relocation Order as Exhibit "B" and is incorporated herein;
5. That the legal description for the acquisition of a permanent limited easement necessary for this project is contained in Exhibit "A" which are also incorporated herein;
6. That the City of Appleton will acquire a permanent limited easement in the area described in the "Legal Description for PLE" contained in Exhibit "A" from the present owner.
7. This document amends the Relocation Order dated January 19, 2022 and recorded with the Calumet County Register of Deeds on January 31, 2022 as Document No. 567862.

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

I hereby certify that on this \_\_\_\_\_ day of \_\_\_\_\_, 2022, that the within Amended Relocation Order was adopted by a vote of \_\_\_\_\_ ayes and \_\_\_\_\_ nays by the City Council for the City of Appleton, Wisconsin.

Record and return to:  
City of Appleton – City Attorney's Office  
100 North Appleton Street  
Appleton, WI 54911-4799

Harrison Tax ID No. 39870

SIGNATURES APPEAR ON THE FOLLOWING PAGE

**City of Appleton**

ATTEST:

APPROVED:

\_\_\_\_\_  
Kami Lynch, City Clerk

\_\_\_\_\_  
Jacob A. Woodford, Mayor

Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Jamie L. Griesbach  
Notary Public, State of Wisconsin  
My commission expires: 11/11/2025

This instrument was drafted by:  
Christopher R. Behrens, City Attorney  
City Law: A21-0938

# EXHIBIT A

## Legal Description for PLE W Beach Holdings, LLC

**Harrison Tax Id No. 39870**

**Document No. 2232656**

**The Servient Property Is Described As:**

All that part of Government Lot Four (4) of Fractional Section Eighteen (18), Township Twenty (20) North, Range Eighteen (18) East, Village of Harrison (formerly Town of Harrison), Calumet County, Wisconsin more fully described in Warranty Deed Document No. 562420 of the Calumet County Registers of Deeds Office.

**The Permanent Easement Area Is Described As:**

A 30 foot wide strip of land being a part of Government Lot Four (4) of Fractional Section Eighteen (18), Township Twenty (20) North, Range Eighteen (18) East, Village of Harrison, Calumet County, Wisconsin, containing 0.124 Acres of land and being more particularly described by:

Commencing at the Northwest corner of said Section 18;

Thence South 00°40'58" West 2037.64 feet coincident with the West line of the NW ¼ of said Section 18;

Thence South 89°19'02" East 109.45 feet coincident with a South line of lands described in Warranty Deed Document Number 562420 and being the point of beginning;

Thence North 00°43'48" East 180.58 feet to the North line of lands described in Warranty Deed Document Number 562420;

Thence Easterly 30.00 feet along the arc of a curve to the right having a radius of 4535.87 feet and the chord of which bears South 89°57'08" East 30.00 feet along the North line of lands described in Warranty Deed Document Number 562420 and being coincident with the South line of the CN Railroad right of way;

Thence South 00°43'48" West 180.91 feet to a South line of lands described in Warranty Deed Document Number 562420;

Thence North 89°19'02" West 30.00 feet coincident with the South line of lands described in Warranty Deed Document Number 562420 to the point of beginning.

# EXHIBIT "B"

A part of the West One-Half ( $W\frac{1}{2}$ ) of the Northwest Quarter ( $NW\frac{1}{4}$ ) of Fractional Section Eighteen (18), Township Twenty (20) North, Range Eighteen (18) East, Village of Harrison, Calumet County, Wisconsin

