

Village of Colfax
Regular Board Meeting
Monday, September 26th, 2022
7:00 p.m.
Village Hall, 613 Main Street, Colfax, WI 54730

1. Call the Regular Board Meeting to Order
2. Pledge of Allegiance
3. Roll Call
4. Public Comments
 - a. Herb Sakalaucks
5. Communications from the Village President
6. Consent Agenda
 - a. Regular Board Meeting Minutes –September 12th, 2022
 - b. Review Statement of Bills Pooled Checking– September 12th, 2022 to September 25th, 2022
 - c. Review Statement of Bills Solid Waste & Recycling Checking- September 12th, 2022 to September 25th, 2022
 - d. Training Request – none
 - e. Facility Rental - none
 - f. Licenses - none
7. Consideration Items
 - a. Driveway Permit Request – 1006 High Street Duplex – Luke Ciszewski
 - b. Colfax Police Department – ARPA Funds – Village of Colfax \$7,000
 - c. Park Drive Cost Estimate – between the Colfax Health & Rehab and Viking Bowl - Possible action
 - d. Railroad Avenue Cost Estimate – by the Colfax Messenger – Possible action
 - e. Public Works Committee Recommendations
 - i. Update Title 9- Public Utilities Chapters 1 and 2 – Water & Sewer Utilities
 - Street Opening Fee Determination
 - Allow correction of the typos and updates of previously adopted rate changes in the Water Utility Ordinance Title 9, Chapter 1.
 - Adopt Sewer Ordinance Amendment 2022-03 with approved rate changes.
 - Adopt updated Construction/Access application with approved rate changes.
 - f. Colfax Rescue Squad – EMS Flex Grant Award - \$101,830
8. Committee/Department Reports – (no action)
 - a. Colfax Rescue Squad Report – August 2022
 - b. Colfax Police Department Report – August 2022
9. Adjourn

Any person who has a qualifying disability as defined by the American With Disabilities Act that requires the meeting or materials at the meeting to be in an accessible location or format must contact: Lynn M. Niggemann - Clerk-Treasurer, 613 Main Street, Colfax, WI (715) 962-3311 by 2:00 p.m. the day prior to the meeting so that any necessary arrangements can be made to accommodate each request.

It is possible that members of and possibly a quorum of members of the governmental bodies of the municipality may be in attendance at the above-stated meeting to gather information; no action will be taken by any governmental body at the above-stated meeting other than the governmental body specifically referred to above in this notice.

Village Board Meeting September 12th, 2022

On September 12th, 2022, the Village Board met at the Village Hall, 613 Main Street at 7:00 p.m. Members present: Trustees M. Burcham, Rud, Jenson, Stene, Prince and Albricht. Excused: Trustee Davis. Others present included Barb Black, Lisa Fleming with Ayres Associates, Deputy Clerk-Treasurer Sheila Riemer, Public Works Director Bates, and LeAnn Ralph with the Messenger.

Minutes

Regular Board Meeting Minutes – August 22nd, 2022- A motion was made by Trustee M. Burcham and seconded by Trustee Stene to approve the Regular Board meeting minutes from August 22nd, 2022. A voice vote was taken with all members voting in favor. Motion carried.

Review Statement of Bills – August 22nd, 2022 to September 11th, 2022

Review Statement of Bills Solid Waste & Recycling Checking – August 22nd, 2022 to September 11th, 2022

A motion was made by Trustee M. Burcham and seconded by Trustee Rud to approve both the Village of Colfax Statements of Bills and the Solid Waste & Recycling Bills for August 22nd, 2022 to September 11th, 2022. A voice vote was taken with all members voting in favor. Motion carried.

Training Request – None

Facility Rental - None

Licenses – None

Consideration Items

Request for Donation-Zor Tin Lizzies \$75 – A motion was made by Trustee Stene and seconded by Trustee M. Burcham to approve the donation of \$75 for the Zor Tin Lizzies. Voting For: Trustees M. Burcham, Rud, Jenson, Stene, Prince and Albricht. Voting Against: none. Motion carried.

Colfax Public Library Request for additional funds to cover the \$962.44 additional cost of the carpet from the Village Hall Designated Fund Balance – A motion was made by Trustee M. Burcham and seconded by Trustee Stene to approve the request for additional cost of carpet from the Village Hall Designated Fund Balance for the Colfax Public Library. Voting For: Trustees Prince, Stene, Jenson, Rud, M. Burcham and Albricht. Voting Against: none. Motion carried.

Request to Rent Village owned Tent for Local Business Event – There was discussion regarding the rental of the Village owned tents to anyone or just businesses, what the fee should be, who would be responsible for put up and take down and should it just be decided case by case. Bates voiced that he thought Public Works should put up and take down. After much debating the Board decided to vote on this rental and table further discussion to a later date. A motion was made by Trustee Jenson and seconded by Stene to rent the tent for \$50 to Mane Street Salon for their September 17th, 2022 event with the Village employees putting it up and taking it down. Voting For: Trustees M. Burcham, Rud, Jenson, Stene, Prince and Albricht. Voting Against: none. Motion carried.

2021 Street & Utility Improvements – Final Pay Request-2021 Dunn Street/Riverview/Oak Street Project – Fleming outlined the numbers for the 2021 Street project. Original contract was \$359,717 less a change order of \$12,280 which consisted of credit due to timeliness of \$15,400 and additional costs of \$3,120 for a total contract price of \$347,437. However, the total completed costs based on actual figures equaled \$315,127 with no retainage, payments to date \$306,441.07 bringing the final pay request to \$8,685.93. A motion was made by Trustee Stene and seconded by Trustee M. Burcham to approve final payment of \$8,685.93 to Skid Steer Guy, LLC for the 2021 Street & Utility Project. Voting For: Trustees Prince, Stene, Jenson, Rud, M. Burcham and Albricht. Voting Against: none. Motion carried.

2022 Street & Utility Improvements – Dunn Street Phase 2/Change Order No. 1, Certificate of Substantial Completion, Punch List – Fleming explained that the change order has to do with underground rock causing additional excavation for the removal of the material. \$25,900 is the cost added for 3 additional days of labor and equipment and there is a \$1,500 credit for the manhole rims, bringing the total change order amount to \$24,400. A motion was made by Trustee M. Burcham and seconded by Stene to approve the change order of \$24,400 for the 2022 Street & Utility Project. Voting For: Trustees Jenson, Rud, M. Burcham, Stene, Prince and Albricht. Voting Against: none. Motion carried.

A motion was made by Trustee Stene and seconded by M. Burcham to approve the Certificate of Substantial Completion pending verification with Gareth Shambeau on the date. Voting For: Trustees Stene, Prince, M. Burcham, Rud, Jenson and Albricht. Voting Against: none. Motion carried.

Pay Request for Water Services – East View Development Phase 1 for Lots 1, 2 & 3 – A motion was made by Trustee Stene and seconded by Trustee Jenson to approve the pay request to Skid Steer Guy in the amount of \$5,882.36 from TID 5 for the three services which were part of the Phase 1 Dunn Street (2021 Street & Utility Project). Voting For: Trustees Rud, M. Burcham, Jenson, Stene, Prince and Albricht. Voting Against: none. Motion carried.

Estimates for Tuck Pointing – Rock & Tait & Pilgrim Construction – Trustee Prince explained we received 2 estimates, the third never responded, for the repair of the Village Hall, Well House #1 and Well House #3. Rock & Tait came in at \$9,785.39 while Pilgrim Construction came in at \$1,885. Bates and Prince explained they did not know why Pilgrim came in with such a low estimate. There have been several attempts to request verification of the price from Pilgrim Construction and Prince did finally get in touch and the additional cost would be \$1600 more, bringing the total to \$3,485, but no official quote has been received. Rock & Tait indicated they could still get us on the schedule this year, Pilgrim did not give a timeline. A motion was made by Trustee M. Burcham and seconded by Trustee Stene to accept the bid from Rock & Tait, pending they could get the job done this year, otherwise it will be re-visited in the spring. Voting For: Trustees Jenson, Rud, Stene, Prince, M. Burcham and Albricht. Voting Against: none. Motion carried.

Public Works Department Requests/Crosswalk Painting, Park Drive Patch, Railroad Ave Overlay – There was discussion on availability of paint and cost. Holding off until spring may be an option. A motion was made by Trustee Stene and seconded by Trustee M. Burcham to table the crosswalk painting until next meeting. A voice vote was taken with all members voting in favor. Motion carried.

Bates has not received the cost break out by street for the Dunn/Park/Railroad Patching. Bates would prefer to hold off on the Dunn Street portion of the patching until the homes have been constructed. A motion was made by Trustee Stene and seconded by Trustee M. Burcham to table the street patching and overlay until Bates receives updated estimates. A voice vote was taken with all members voting in favor. Motion carried.

Public Works Committee Recommendations– Water and Sewer Ordinance & Rates, Ordinance 2022-03 Street Opening, Adopt noted changes from ACT, Sewer Rates by volume changes – A motion was made by President Albricht and seconded by Trustee M. Burcham to table the ordinances and changes until Administrator Niggemann returns. A voice vote was taken with all members voting in favor. Motion carried.

Bates explained every two years or so we visit the sewer rates. The Public Works Committee is recommending a 1% increase in sewer rates from \$5.10/1,000 gallons to \$5.15/1,000 gallons. A motion was made by Trustee Stene and seconded by Trustee Jenson to approve the \$0.05 increase/\$1,000 gallons for the sewer volume rates. Voting For: Trustees Prince, Stene, Jenson, Rud, M. Burcham and Albricht. Voting Against: none. Motion carried.

Bates explained that the street opening fee was \$1,000; in 2018 the Village of Colfax modified the ordinance to have the homeowner pay the actual cost to repair the street, causing plumbers to have a difficult time to estimate projects. The Public Works Committee has recommended a \$2,500 street opening fee. After a lot of discussion; a motion was made President Albricht and seconded by Trustee M. Burcham to table the Street Opening Ordinance. A voice vote was taken with all members voting in favor. Motion carried.

Sewer Lagoon- Grid Bee Options- Possible Purchase – Bates explained that the Grid Bee has not been working again. We have four solar bees powered by the sun. When phosphorus treatment began in pond three, the solar bees were not mixing overnight when there was no sunlight. A Grid Bee mixes with electric power and the phosphorus levels were more consistent. The Grid Bee does what it needs to, however, it has not been very reliable with equipment

breakdowns. In 2021, the Village had the company service the machines and repair the equipment and we have a problem again in 2022. The Company has provided an option to purchase a different machine that has a compressor and runs on air. The compressor would have to be rebuilt every 3-5 years, roughly \$50, and the cost of new machine would be under \$10,000 with money on a trade for our current machine. A motion was made by Trustee Stene and seconded by Trustee M. Burcham to have Bates and Niggemann look into getting this on the budget for next year. A voice vote was taken with all members voting in favor. Motion carried.

Adjourn – A motion was made by Trustee M. Burcham and seconded by Trustee Jenson to adjourn the meeting at 8:07 p.m. A voice vote was taken with all members voting in favor. Meeting Adjourned.

Jody Albricht, Village President

Attest:

Sheila Riemer
Deputy Clerk-Treasurer

POOLED CHECKING ACCOUNT

Accounting Checks

Posted From: 9/12/2022 From Account:
Thru: 9/25/2022 Thru Account:

Check Nbr	Check Date	Payee	Amount
78327	9/15/2022	ABBIE HARTUNG	17.55
78328	9/15/2022	AMAZON CAPITAL SERVICES	623.26
78329	9/15/2022	ARAMARK UNIFORM SERVICE, INC	187.26
78330	9/15/2022	BOBCAT PRO	1,405.00
78331	9/15/2022	BOUND TREE MEDICAL, LLC	275.23
78332	9/15/2022	CARLTON DEWITT	1,040.33
78333	9/15/2022	CBS SQUARED, INC	2,353.75
78334	9/15/2022	CITY OF MENOMONIE INTERCEPT	250.00
78335	9/15/2022	COMMERCIAL TESTING LAB	512.80
78336	9/15/2022	CRAMER CONSULTING, LLC	250.00
78337	9/15/2022	DUNN COUNTY CLERK	366.12
78338	9/15/2022	DUNN ENERGY COOPERATIVE	93.00
78339	9/15/2022	E.O. JOHNSON	43.00
78340	9/15/2022	GALLS, LLC	126.50
78341	9/15/2022	GEORGE ENTZMINGER	100.00
78342	9/15/2022	GOTO COMMUNICATIONS INC	70.99
78343	9/15/2022	HEALTH TRADITION HEALTH PLAN	11,157.73
78344	9/15/2022	HUEBSCH LAUNDRY CO	162.21
78345	9/15/2022	HYDROCORP	470.00
78346	9/15/2022	INTERSTATE AUTOMOTIVE	915.57
78347	9/15/2022	INTERSTATE AUTOMOTIVE	6,219.40
78348	9/15/2022	KAITLYN MILLER	248.98
78349	9/15/2022	LISA BRAGG-HURLBURT	35.10
78350	9/15/2022	MEDPRO MIDWEST GROUP	135.50
78351	9/15/2022	NISSHA MEDICAL TECHNOLOGIES	162.24
78352	9/15/2022	OLIVIA LANDON	50.00
78353	9/15/2022	RESERVE ACCOUNT	500.00
78354	9/15/2022	SENN BLACKTOP, INC	271.60
78355	9/15/2022	SKID STEER GUY LLC	5,882.36
78356	9/15/2022	SKID STEER GUY LLC	8,685.93
78357	9/15/2022	STAPLES	6.16
78358	9/15/2022	SUMMIT FIRE PROTECTION	119.00
78359	9/15/2022	SYNERGY COOPERATIVE	2,259.66

POOLED CHECKING ACCOUNT

Accounting Checks

Posted From: 9/12/2022 From Account:
Thru: 9/25/2022 Thru Account:

Check Nbr	Check Date	Payee	Amount
78360	9/15/2022	UNION TRAILER SALES & SERVICE	37.90
78361	9/15/2022	VIKING DISPOSAL, INC	1,748.00
78362	9/15/2022	WATER CARE SERVICES	31.50
78363	9/15/2022	WILLIAM ANDERSON	103.73
78364	9/15/2022	WOODS RUN FOREST PRODUCTS	5.60
78365	9/15/2022	ZEMPEL APPRAISAL SERVICE	900.00
78366	9/15/2022	ZOR TIN LIZZY	75.00
EFTPS	9/21/2022	EFTPS-FEDERAL-SS-MEDICARE	5,867.83
WIDOR	9/20/2022	WI DEPARTMENT OF REVENUE	1,663.88
BREMER	9/12/2022	CARDMEMBER SERVICE	3,497.55
WIDCOMP	9/20/2022	WISCONSIN DEFERRED COMPENSATION	270.00
TRIZETTO	9/20/2022	TRIZETTO	52.50
WEENERGIES	9/16/2022	WE ENERGIES	9.90
WEENERGIES	9/16/2022	WE ENERGIES	30.91
Grand Total			59,290.53

9/23/2022 1:10 PM

Reprint Check Register - Quick Report - ALL

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ACCT

SOLID WASTE & RECYCLING RU

Accounting Checks

Posted From: 9/12/2022 From Account:
Thru: 9/25/2022 Thru Account:

Check Nbr	Check Date	Payee	Amount
1169	9/15/2022	CARLTON DEWITT	158.00
1170	9/15/2022	DUNN ENERGY COOPERATIVE	116.00
1171	9/15/2022	FIRST CHOICE	633.84
1172	9/15/2022	JOHNSON ROLL-OFF SERVICE, LLC	14,540.90
		Grand Total	15,448.74

VILLAGE OF COLFAX DRIVEWAY PERMIT APPLICATION
Dunn County, Wisconsin

Fee -

\$5

This application for a Driveway Permit must be submitted to the Clerk-Treasurer according to the Driveway Permit Ordinance

6-3-1. The completed application shall be accompanied by a drawing accurately depicting the portion of the proposed private driveway to be constructed, reconstructed, altered or enlarged lying within the dedicated portion of the public street, the dimensions thereof, and a statement of the materials proposed to be used.

Name of Applicant(s)

Luke Ciszewski

Current address:

E9324 690th Ave Elk Mound, WI 54739

Phone:

715-271-4558

Project Description:

New Construction Duplex. Driveway will be base course material until all 3 buildings are completed. At completion of 3rd building blacktop will be installed.

Location of proposed driveway/access:

Lot(s) No. 1 Block No. Addition:

1006 High Street

Name of public road to serve as access to the premises:

High Street

Side (direction) of public road:

South

Name and distance from nearest intersection: 250' east of Sletten St.

X Application. Drivewa...



The applicant represents all parties in interest, and that such proposed driveway is for the bona fide purpose of securing access to his/her property and not for the purpose of parking or servicing vehicles, advertising, storage or merchandising of goods within the dedicated portion of the Village street, or for any other purpose. The Village, notwithstanding the construction of such driveway, reserves the right to make any changes, additions, repairs or relocations within the dedicated portion of the Village street at any time, including relocation, reconstruction, widening and maintaining the street without compensating the owner of such private driveway for the damage or destruction of such private roadway. The applicant/permittee, his/her successors or assigns, agree to indemnify and hold harmless the Village of Colfax, its officials, officers, agents or employees, against any claim or any cause of action for personal injury or property damage sustained by reason of the exercise of this permit. The applicant/permittee further certifies that the application of Village of Colfax driveway standards and ordinances will be applied to this project.

Signature of Applicant

Sube An

Date: 9-14-22

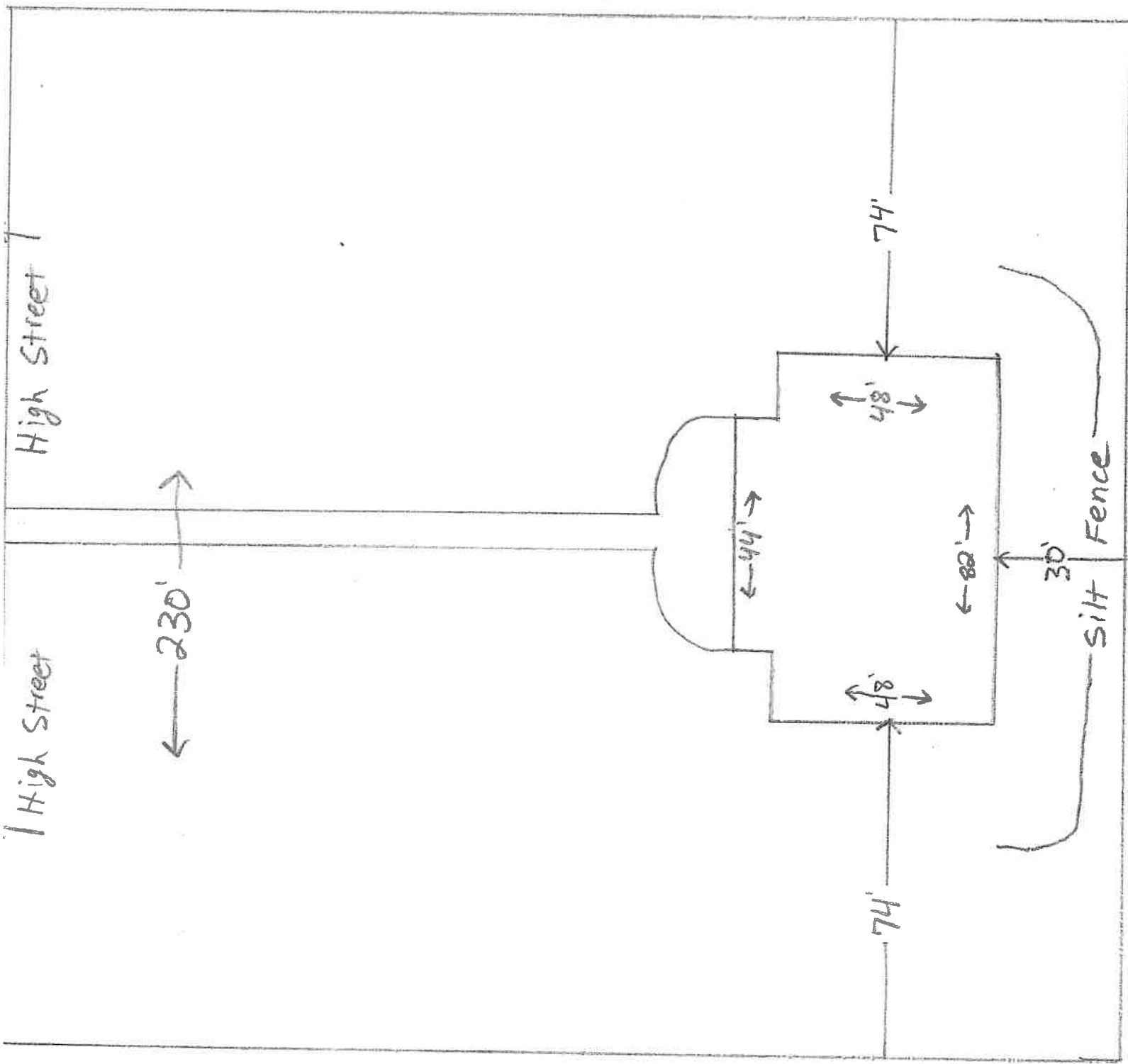
IN ADDITION: If access is by County Trunk Highway, a completed County Highway Department Driveway/Access Permit Form must be attached. If access is by a State Trunk Highway, a completed Wisconsin Department of Transportation Driveway/Access Permit Form must be attached.

ALSO ATTACH: A drawing accurately depicting the portion of the proposed private driveway.

Maintenance of private roads is not the responsibility of the Village of Colfax

Date Application Received: 9-14-22 Permit reviewed by Village Board: 9-26-22 Approved or Denied

Permit granted per ordinance by: _____
 Village Administrator-Clerk-Treasurer Date: _____



AgencyName	CountyName	Adjusted Total Round
Mayville PD	Dodge County	\$ 12,909.72
Waupun PD	Dodge County	\$ 25,164.00
Lomira PD	Dodge County	\$ 7,000.00
Brownsville PD	Dodge County	\$ 7,000.00
Iron Ridge PD	Dodge County	\$ 7,000.00
Theresa PD	Dodge County	\$ 7,000.00
Beaver Dam Township PD	Dodge County	\$ 8,865.00
Hustisford PD	Dodge County	\$ 7,000.00
Lowell PD	Dodge County	\$ 7,000.00
Neosho/ Ashippun/ Rubicon PD	Dodge County	\$ 7,000.00
Osceloa PD	Dodge County	\$ 7,000.00
Reeseville PD	Dodge County	\$ 7,000.00
Fox Lake Town PD	Dodge County	\$ 7,000.00
Emmet Town PD	Dodge County	\$ 7,000.00
Door Co SO	Door County	\$ 44,190.09
Sturgeon Bay PD	Door County	\$ 20,054.25
Gibraltar Town PD	Door County	\$ 7,000.00
Washington Island PD	Door County	\$ 7,000.00
Baileys Harbor Town Constable	Door County	\$ 7,000.00
Douglas Co SO	Douglas County	\$ 44,597.33
Superior PD	Douglas County	\$ 71,942.82
Lake Nebagamom PD	Douglas County	\$ 7,000.00
Dunn Co SO	Dunn County	\$ 74,899.12
Menomonie PD	Dunn County	\$ 47,160.62
Boyceville PD	Dunn County	\$ 7,000.00
Elk Mound PD	Dunn County	\$ 7,000.00
Colfax PD	Dunn County	\$ 7,000.00
Eau Claire Co SO	Eau Claire County	\$ 88,684.01
Eau Claire PD	Eau Claire County	\$ 209,202.48
Altoona PD	Eau Claire County	\$ 23,086.54
Fall Creek PD	Eau Claire County	\$ 7,000.00
Augusta PD	Eau Claire County	\$ 7,000.00
Fairchild PD	Eau Claire County	\$ 7,000.00
Florence Co SO	Florence County	\$ 13,007.53
Fond du Lac Co SO	Fond Du Lac County	\$ 96,041.12
Fond du Lac PD	Fond Du Lac County	\$ 135,692.40
Ripon PD	Fond Du Lac County	\$ 21,893.41
Campbellsport PD	Fond Du Lac County	\$ 7,000.00
North Fond du Lac PD	Fond Du Lac County	\$ 11,450.25
Oakfield PD	Fond Du Lac County	\$ 7,000.00
Ripon Township PD	Fond Du Lac County	\$ 7,000.00
Brandon-Fairwater PD	Fond Du Lac County	\$ 7,000.00
Rosendale PD	Fond Du Lac County	\$ 7,000.00
Forest Co SO	Forest County	\$ 19,939.91
Crandon PD	Forest County	\$ 7,000.00
Laona PD	Forest County	\$ 7,000.00

\$ 7,000

**MEMORANDUM OF UNDERSTANDING
REGARDING USE OF ARPA FUNDS**

THIS MEMORANDUM OF UNDERSTANDING (“MOU”) is made and entered into by and between the Wisconsin Department of Administration (“DOA”), whose principal business address is 101 East Wilson Street, Madison, WI 53703 and the undersigned tribal or local law enforcement agency (“LEA” or “Grantee”), whose address is identified below.

WHEREAS, the United States Department of the Treasury (“Treasury Department”) has distributed to DOA funds (“ARPA Funds”) from the Coronavirus State Fiscal Recovery Fund pursuant to 42 U.S.C. § 802, as added by section 9901 of the American Rescue Plan Act of 2021 (“ARPA”); and

WHEREAS, DOA is administering such funds through a variety of programs and initiatives; and

WHEREAS, a rule issued by the U.S. Treasury Department, which took effect on April 1, 2022 (the “Final Rule”), outlines the eligible uses of ARPA funds to include the provision of government services; and

WHEREAS, the program outlined by this MOU constitutes the provision of government services within the meaning of the Final Rule;

NOW, THEREFORE, DOA and Grantee agree that DOA shall grant, and Grantee may utilize, certain ARPA Funds, which constitutes direct assistance to Grantee as a beneficiary under the Final Rule, defined in the Program Schedule pursuant to the terms and conditions set forth in this MOU.

The term of this MOU will run from the Effective Date until the expiration of the Program outlined in the Program Schedule.

The person(s) signing this MOU on behalf of Grantee certifies and attests to having full and complete authority to bind Grantee, on whose behalf they are executing this document.

IN WITNESS WHEREOF, DOA and Grantee have fully executed this MOU as of the date of Grantee’s signature below (“Effective Date”).

DEPARTMENT OF ADMINISTRATION

GRANTEE

—DS

alt

DocuSigned by:

9A16DCC3BFAD42D...

Chris Patton

Name: _____

Deputy Secretary

Title: _____

Department of Administration

Agency: _____

Dated: 8/16/2022 | 12:54 PM CDT

Dated: _____

Federal Award Identification Number: N/A
CFDA #: 21.027, Coronavirus State and Local Fiscal Recovery Funds
Federal Awarding Agency: Department of the Treasury

GENERAL TERMS

ARTICLE 1. ALLOCATION AMOUNT AND PERMISSIBLE USES OF FUNDS

The amount of ARPA Funds allocated to Grantee pursuant to this MOU and the purposes for which they may be used are set forth in the relevant Program Schedule. DOA’s contribution to the total cost of eligible expenditures reported by a Grantee under this MOU shall not exceed the amount set forth in the relevant Program Schedule. DOA shall not reimburse any costs that are not eligible for reimbursement under ARPA or rules, regulations, or guidance promulgated to implement ARPA.

ARTICLE 2. PAYMENT

Reimbursements shall be made as provided in the relevant Program Schedule. Grantee is solely responsible for demonstrating that expenditures submitted for reimbursement meet the eligibility requirements set forth in the relevant Program Schedule, and for ensuring that any funds disbursed to Grantee are allocated within the Grantee’s affiliated local or Tribal government in accordance with any applicable local or Tribal requirements.

ARTICLE 3. REPORTING

Grantee shall provide DOA with all information necessary to comply with all requirements of the Treasury Department and other federal agencies regarding reporting of the uses of ARPA Funds. Grantee will also provide DOA with all information necessary to accomplish any public transparency reporting or Grantee monitoring that DOA deems necessary. Further reporting requirements are outlined in the Program Schedule.

ARTICLE 4. APPLICABLE LAWS, RULES, AND REGULATIONS

This MOU shall be governed by the laws of the State of Wisconsin and the laws of the United States, including without limitation ARPA, the Final Rule, and all other rules and regulations promulgated to implement ARPA. Grantee shall be responsible for ensuring that its uses of the ARPA Funds allocated to it under this MOU comply with all applicable laws, rules, and regulations.

ARTICLE 5. NONDISCRIMINATION AND AFFIRMATIVE ACTION REQUIREMENTS

In connection with the performance of work under this MOU, Grantee agrees not to discriminate against any employee or applicant for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in Wis. Stat. s. 51.01 (5), sexual orientation or national origin except as otherwise permitted by law. This is with respect to, but is not limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. Except with respect to sexual orientation, Grantee further agrees to take affirmative action to ensure equal employment opportunities. Grantee agrees to post in conspicuous places, available for employees and applicants for employment, notices required by law.

Pursuant to 2019 Wisconsin Executive Order 1, Grantee agrees it will hire only on the basis of merit and will not discriminate against any persons performing a contract, subcontract or grant because of military or veteran status, gender identity or expression, marital or familial status, genetic information or political affiliation.

Failure to comply with the conditions of this article may result in the declaration of Grantee ineligibility, the termination of this MOU, or the withholding of funds.

ARTICLE 6. COMPLIANCE BY THIRD-PARTY RECIPIENTS OF FUNDS

If, and to the extent that, the Program Schedule allows Grantee to award funds to third parties, Grantee shall be responsible for ensuring that any third party receiving funds pursuant to the Program complies with all laws, rules, and regulations applicable to the use of those funds by the third party.

ARTICLE 7. SUBLET OR ASSIGNMENT OF DUTIES

Grantee shall not sublet or assign all or any part of Grantee's duties or rights under this MOU without prior written approval of DOA.

ARTICLE 8. REIMBURSEMENT OF FUNDS

Grantee shall return to DOA any funds paid to Grantee in excess of the amount allocated pursuant to this MOU. If Grantee fails to return excess funds, DOA may deduct the appropriate amount from subsequent payments due to Grantee from DOA. DOA also reserves the right to recover such funds by any other legal means.

Grantee shall be responsible for reimbursement to DOA for any disbursed funds DOA determines have been misused or misappropriated. Any reimbursement of funds required by DOA shall be due upon DOA's written demand to Grantee.

ARTICLE 9. INDEMNIFICATION

In carrying out the provisions of this MOU or in exercising any power or authority contracted to Grantee thereby, there shall be no personal liability upon the State, it being understood that in such matters the Division and the Department act as agents and representatives of the State.

Grantee shall indemnify and hold harmless the State and all of its officers, agents and employees from all suits, actions or claims of any character brought for or on account of any injuries or damages received by any persons or property resulting from the operations of Grantee, or of any of its agents or sub-Grantees, in performing work under this MOU.

Grantee shall indemnify and hold harmless the State and all of its officers, agents and employees from all suits, actions or claims of any character brought for or on account of any obligations arising out of agreements between Grantee and third parties to perform services or otherwise supply products or services. Grantee shall also hold the State harmless for any audit disallowance related to the allocation of administrative costs under this MOU, irrespective of whether the audit is ordered by a federal or state agency or by a court.

ARTICLE 10. FINANCIAL MANAGEMENT

Grantee's chart of accounts and accounting system shall permit timely preparation of reports of expenditures as required by DOA.

Records shall be maintained for a period of not less than five years unless the Program requirements are longer.

ARTICLE 11. CONFLICTS OF INTEREST AND ETHICS

No person who is an employee, agent, consultant, or officer of Grantee, or an elected or appointed official, and who exercises or has exercised any functions or responsibilities with respect to activities supported by and described in this MOU, or who is in a position to participate in a decision making process or gain inside information with regard to such activities, may obtain a personal or financial interest or benefit from the activity, or have an interest in any agreement or subcontract with respect thereto or the proceeds thereunder, either for themselves or those with whom they have family or business ties, during their tenure. Receipt of earnings from Grantee by employees of Grantee shall not be considered a conflict of interest, but otherwise employees of Grantee shall be fully bound by the requirements of this Article. Upon request, DOA can make exceptions to this requirement after full disclosure and where DOA determines that such exception is in the best interests of the State and is not contrary to state or federal laws.

Grantee agrees to disclose to DOA in writing any potential conflict of interest affecting the awarded funds so it can determine its own disclosure obligations to the Treasury Department in accordance with Treasury Department policy.

Grantee, its agents and employees shall observe all relevant provisions of the Ethics Code for Public Officials under Wis. Stat. ch. 19, subch. III, and the State Employee Code of Ethics, Wis. Admin. Code Ch. ER-MRS 24.

ARTICLE 12. TERMINATION OF AGREEMENT

DOA may terminate this MOU at any time with or without cause by delivering notice to Grantee.

ARTICLE 13. AMENDMENT

This MOU may be amended by mutual consent of the parties. Amendments shall be in writing and signed by the parties. Changes to the amount of funds allocated under this MOU or the purposes for which those funds may be used may be documented by amending the relevant Program Schedule.

ARTICLE 14. SEVERABILITY

If any provision of this MOU shall be adjudged to be unlawful, then that provision shall be deemed null and void and severable from the remaining provisions and shall in no way affect the validity of this MOU.

ARTICLE 15. SURVIVAL OF REQUIREMENTS

Unless otherwise authorized in writing by DOA, the terms and conditions of this MOU shall survive the Performance Period and shall continue in full force and effect until Grantee has completed and is in compliance with all the requirements of this MOU.

ARTICLE 16. EXAMINATION OF RECORDS

DOA, or any of its authorized representatives, shall have access to and the right at any time to examine, audit, excerpt, transcribe, and copy on Grantee's premises any directly pertinent records and computer files of Grantee involving transactions relating to this MOU. If the material is held in an automated format, Grantee shall provide copies of these materials in the automated format or such computer file as may be requested by DOA. Such material shall be retained until such time as DOA notifies otherwise.

This provision shall also apply in the event of cancellation or termination of this MOU. Grantee shall notify DOA in writing of any planned conversion or destruction of these materials at least 90 days prior to such action. Any charges for copies provided by Grantee of books, documents, papers, records, computer files or computer printouts shall not exceed the actual cost thereof to Grantee and shall be reimbursed by DOA.

ARTICLE 17. LOBBYING

Funds provided to Grantee pursuant to this MOU may not be used to influence federal contracting or financial transactions.

**PROGRAM SCHEDULE
TRIBAL AND LOCAL LAW ENFORCEMENT AGENCY INITIATIVE**

This Program Schedule outlining the Tribal and Local Law Enforcement Agency Initiative (the “Program”) is attached to and incorporated into the Memorandum of Understanding Regarding Use of ARPA Funds (“MOU”) between DOA and Grantee.

Award Amounts and Permissible Uses:

Program: Tribal and Local Law Enforcement Agency Initiative

Award Amount: Each tribal and local law enforcement agency in the State of Wisconsin (referred to herein as “LEAs” or “Grantees”) has been allocated a certain sum (its “Allocation”) based on the size of the population it serves, with an add-on for LEAs serving communities where violent crime exceeds the state average. The Allocation for each LEA is available on the program website (<https://doa.wi.gov/Pages/LocalGovtsGrants/leagrant.aspx>) and incorporated by reference herein.

Program Duration: An LEA may use its Allocation to reimburse eligible expenditures incurred **between March 15, 2022 and June 30, 2023**. Expenditures incurred outside that time window are not eligible for reimbursement under this Program. For purposes of this Program, an expenditure is not “incurred” until the LEA or its affiliated Tribal or local government has paid it.

How it Works: During a quarterly Reporting Period, an LEA may draw down its Allocation and receive allocated funds by reporting eligible expenditures for reimbursement through the Program’s online reporting system. DOA will process these submissions and reimburse each LEA’s reported eligible expenditures from the remaining balance of its Allocation. The first Reporting Period is expected to occur during a two-week period in September 2022; they will occur on a quarterly basis thereafter until the completion of the Program.

Example: An LEA has a \$20,000 allocation. During the September 2022 Reporting Period, it uses the online reporting system to report \$8,000 in eligible expenditures incurred since March 15, 2022. DOA processes the reimbursement request and pays \$8,000 to the LEA, leaving \$12,000 in the LEA’s Allocation. In the next quarterly Reporting Period, the LEA submits another \$7,000 in eligible expenditures. Those eligible expenditures are again processed and reimbursed, leaving the LEA with \$5,000 of its Allocation remaining to reimburse expenditures reported in subsequent Reporting Periods.

Permitted Uses of Funds: The Program is intended to provide LEAs with additional resources to help offset certain costs associated with hiring, training, testing, and equipping law-enforcement officers, as well as updating certain technology and policies and implementing new crime-reduction initiatives. The following expenditures are eligible for reimbursement under the Program, subject to the limitations set forth in the MOU, this Program Schedule, and applicable state and federal law:

1. **Recruitment incentives.** The Program will reimburse the costs of certain financial incentives to recruit new officers, jail personnel, and dispatchers (referred to collectively below as “new hires”), as follows:
 - a. The costs of a new hire’s academy or other formal preparatory training, to the extent the new hire’s training costs are reimbursed by the LEA following acceptance of employment.
 - b. A signing bonus of up to \$2,000 for each new hire.
 - c. For each new hire whose most recent employer was an out-of-state governmental agency, an additional bonus of up to \$500 for each year of relevant out-of-state experience as a law enforcement officer, jailer, or dispatcher, up to an additional \$2,000. Thus, for a new hire from an out-of-state law governmental agency with four or more years’ relevant experience, this Program will reimburse the cost of providing a signing bonus of up to \$4,000.

Each new hire who receives recruitment incentives that are reimbursed through this Program must provide the LEA with a written statement affirming that the new hire intends to complete at least three years' continuous employment with the LEA. The LEA is responsible for collecting and maintaining those statements; it does not need to provide copies of those statements when making reimbursement requests unless specifically requested by DOA.

Each LEA is responsible for conducting appropriate background checks on employment candidates. New hires with a record of misconduct are not eligible to receive recruitment incentives that are reimbursed through this Program.

2. **Medical testing.** The Program will reimburse the costs of job-related medical testing of officers, including physical examinations, hearing tests, drug tests, pre-employment psychological examinations, and other medical testing.
3. **Training.** The Program will reimburse the costs of providing training to help reduce violence and improve community safety, including programs to train officers in any of the following subject areas:
 - a. Crisis intervention, including training for interactions with individuals suffering from mental illness and addiction.
 - b. Resiliency and suicide prevention.
 - c. Use-of-force options and de-escalation tactics, including scenario-based training aimed at stabilizing potentially dangerous situations to allow more time and options for safe resolution.
 - d. Implicit bias.
 - e. "Active bystander" training.
 - f. The emergency detention process.
 - g. Homicide investigation.
 - h. Any annual recertification training required by the Wisconsin Law Enforcement Standards Board.
4. **Wellness and counseling programs.** The Program will reimburse the costs of providing wellness, counseling, or behavioral health programs or services to officers.
5. **Officer equipment, fuel, and technology, excluding weapons.** The Program will reimburse the costs of purchasing the following:
 - a. Uniforms, duty belts, holsters, handcuffs, boots, bulletproof vests and other protective gear, radios, flashlights, and other equipment of a similar nature.
 - b. License-plate readers, security cameras, and smart cameras, including thermal imaging cameras and vehicle-mounted cameras.
 - c. Mobile data computers and equipment purchased for the purpose of improving wireless connectivity in LEA vehicles, such as mobile hot spots.
 - d. Body cameras and body camera-activating holsters.
 - e. Upgrades to public safety answering point (PSAP) systems or infrastructure.
 - f. Any accessories, software, services (including installation), or specialized training needed to utilize items in categories 5.a to 5.e above.
 - g. Up to 50 percent of the fuel and charging costs for LEA vehicles.

Weapons (including non-lethal weapons) and ammunition are not eligible for reimbursement through this Program.

6. **Temporary contract personnel.** The Program will reimburse the costs of retaining temporary contract personnel to assist with processing evidence, reducing backlogs, or other tasks that help LEAs conduct criminal investigations. When reporting these expenditures in the online reporting system, the LEA must identify the contractor used and the nature of the services performed.
7. **Sworn law enforcement officers, jail personnel, and dispatchers.** The Program will reimburse certain costs associated with sworn law enforcement officers, as follows:

- a. The additional payroll costs associated with increasing part-time officers, dispatchers, or jail personnel to full-time positions.
 - b. For LEAs that adopt or engage in initiatives to reduce violent crime (including offenses involving firearms), the payroll costs of officers for time worked on such initiatives.
 - c. The payroll costs of officers for time worked on Crisis Intervention Teams.
 - d. For LEAs serving communities where the violent crime rate exceeds the state average, as identified in Appendix 1, the full payroll costs for new hires (as defined in paragraph 1 above) made on or after March 15, 2022.
8. **K9 units.** The Program will reimburse the costs associated with purchasing canines to assist officers with law enforcement functions, including any related training costs.
9. **Community policing initiatives.** The Program will reimburse costs associated with designing and implementing community policing initiatives, including training, equipment and technology (excluding weapons), temporary contract personnel, or other expenses associated with such initiatives. For purposes of this Program, “community policing initiatives” refer to place-based, community-oriented crime reduction strategies in targeted neighborhoods suffering from chronic crime issues.
10. **Initiatives to address carjacking and vehicle theft.** The Program will reimburse costs associated with designing and implementing initiatives to prevent and investigate incidents of carjacking and vehicle theft, including training, equipment and technology (excluding weapons), temporary contract personnel, or other expenses associated with such initiatives.
11. **Updating use-of-force policies to comply with Act 75.** The Program will reimburse costs associated with updating their use-of-force policies to comply with the standards set forth in 2021 Wisconsin Act 75, including any costs of training related to these standards.

Expenditures not included in the above categories are not eligible for reimbursement through this Program.

Procurement limitations: All expenditures submitted for reimbursement through this Program must comply with Grantee’s local procurement procedures and must avoid conflicts of interest, acquisition of unnecessary or duplicative items, excessive costs, or other waste.

Payments:

Grantee shall make requests for reimbursement payments by reporting eligible expenditures through DOA’s online reporting system during Reporting Periods.

Reimbursement payments shall only be made after the MOU has been fully executed by Grantee and DOA, the Grantee has reported expenses that are eligible for reimbursement in compliance with the MOU and this Program Schedule, and responses are provided by Grantee for any questions from DOA within timeframes designated by DOA.

DOA shall make payment by check or via Automated Clearing House (ACH).

Payments to Grantee that exceed allowable expenses pursuant to the terms of the Agreement, if outstanding at the expiration of this Agreement, shall be repaid to DOA within 60 days of the expiration date of the Performance Period. DOA, in accordance with State procedures, shall reconcile payments and report expenses.

Records and Reporting:

Grantee is responsible for maintaining records sufficient to demonstrate that the expenditures submitted for reimbursement are eligible expenditures under the MOU and this Program Schedule. Grantee will cooperate with

any inquiry and provide any relevant information or records requested by DOA or any of its authorized representatives relating to the expenditures submitted for reimbursement.

Grantee understands that DOA is required to submit quarterly and annual reports to the U.S. Department of Treasury pursuant to the American Rescue Plan Act of 2021. Grantee shall timely provide DOA with all information that may be necessary to comply with those reporting requirements.

Grantee must retain records for a period of at least five years after all ARPA State and Local Fiscal Recovery Funds provided by the Department of Treasury to the State of Wisconsin have been expended or returned to the federal government. Current law requires the State to expend or return such funds no later than December 31, 2026.

Administration:

The DOA employee responsible for the administration of this MOU with respect to this Program Schedule shall be DOA’s Administrator of the Division of Intergovernmental Relations or their designee, who shall represent DOA’s interest in review of quality, quantity, rate of progress, timeliness, compliance, federal reporting, and related considerations as outlined in this MOU.

The Grantee employee responsible for the administration of this MOU with respect to this Program Schedule shall be the person designated as “contact person” by Grantee, who shall represent Grantee’s interest regarding Agreement performance, financial records, and related considerations. DOA shall be immediately notified of any change of this designee.

All correspondence, notices or requests under this MOU shall be in writing, in electronic form or otherwise, to the addresses listed below:

To DOA:

Dawn Vick
Administrator
Division of Intergovernmental Relations
Department of Administration
101 E. Wilson St.
Madison, WI 53703
E-mail: LEAGrant@wisconsin.gov

To Grantee:

The “contact person” designated by Grantee

Certifications:

By submitting an expenditure to DOA for reimbursement through this Program, Grantee certifies all the following:

- (1) That the expenditure is a permitted use of funds, as described in this Program Schedule.
- (2) That the expenditure was incurred by the Grantee or its affiliated Tribe, county, city, village, or town and has not been reimbursed by any other third-party source.
- (3) That all other information provided by Grantee to DOA relating to the expenditure is accurate.
- (4) That the Grantee has and will maintain records of the expenditure for the period required by this Program Schedule, including, if applicable, statements affirming that new hires receiving recruitment incentives intend to complete at least three years’ continuous employment with Grantee.
- (5) That the Grantee is not a federally debarred contractor and is not on the list of parties excluded from federal procurement and non-procurement contracts.

Appendix 1

Adams County Sheriff's Office	Hudson Police Department
Adams Police Department	Iron River Police Department
Altoona Police Department	Janesville Police Department
Antigo Police Department	Jefferson Police Department
Appleton Police Department	Juneau County Sheriff's Office
Ashland County Sheriff's Office	Kaukauna Police Department
Ashland Police Department	Kenosha County Sheriff's Office
Ashwaubenon Police Department	Kenosha Police Department
Baraboo Police Department	Kewaunee County Sheriff's Office
Barron Police Department	Kiel Police Department
Bayfield Police Department	La Crosse Police Department
Beloit Police Department	Lac Courte Oreilles Tribal Police Department
Big Bend Police Department	Lac du Flambeau Police Department
Black River Falls Police Department	Lake Delton Police Department
Bloomer Police Department	Lake Hallie Police Department
Boscobel Police Department	Lake Mills Police Department
Brown Deer Police Department	Lancaster Police Department
Burlington Police Department	Lincoln County Sheriff's Office
Burnett County Sheriff's Office	Madison Police Department
Butler Police Department	Manawa Police Department
Chetek Police Department	Manitowoc Police Department
Chilton Police Department	Marinette Police Department
Chippewa Falls Police Department	Marion Police Department
Clintonville Police Department	Markesan Police Department
Coleman Police Department	Marshall Police Department
Cornell Police Department	Marshfield Police Department
Crandon Police Department	Mauston Police Department
Cudahy Police Department	Mayville Police Department
Dane County Sheriff's Office	Medford Police Department
Delavan Police Department	Menasha Police Department
Dunn County Sheriff's Office	Menominee Tribal Police Department
East Troy Village Police Department	Menomonie Police Department
Eau Claire County Sheriff's Office	Milwaukee Police Department
Eau Claire Police Department	Minocqua Police Department
Elkhorn Police Department	Mondovi Police Department
Elroy Police Department	Monroe County Sheriff's Office
Everest Metro Police Department	Mount Pleasant Police Department
Fennimore Police Department	Muscoda Police Department
Fitchburg Police Department	Neenah Police Department
Florence County Sheriff's Office	New Lisbon Police Department
Fond du Lac Police Department	New Richmond Police Department
Forest County Sheriff's Office	Oak Creek Police Department
Fort Atkinson Police Department	Oconto Police Department
Frederic Police Department	Omro Police Department
Glendale Police Department	Osceola Police Department
Grand Chute Police Department	Oshkosh Police Department
Grantsburg Police Department	Palmyra Police Department
Green Bay Police Department	Phillips Police Department
Greendale Police Department	Platteville Police Department
Greenfield Police Department	Pleasant Prairie Police Department
Hayward Police Department	Plover Police Department
Horicon Police Department	Portage Police Department

Poynette Police Department
Pulaski Police Department
Racine Police Department
Rhineland Police Department
Rice Lake Police Department
Ripon Police Department
Rock County Sheriff's Office
Rusk County Sheriff's Office
Sawyer County Sheriff's Office
Seymour Police Department
Shawano Police Department
Sheboygan Police Department
Shiocton Police Department
Siren Police Department
Sparta Police Department
Spooner Police Department
Spring Valley Police Department
St. Croix Falls Police Department
Stanley Police Department
Stevens Point Police Department
Summit Police Department
Superior Police Department
Tomah Police Department
Town of Beloit Police Department
Town of Brookfield Police Department
Town of Madison Police Department
Twin Lakes Police Department
Two Rivers Police Department
Washburn Police Department
Waterloo Police Department
Watertown Police Department
Waukesha Police Department
Waupaca Police Department
Wausau Police Department
Wauwatosa Police Department
Webster Police Department
West Allis Police Department
West Bend Police Department
West Milwaukee Police Department
West Salem Police Department
Whitewater Police Department
Wisconsin Dells Police Department
Wisconsin Rapids Police Department



PAVEMENT CONSULTING SERVICES, LLC

2133 Hogeboom Ave.

Eau Claire, WI 54701

(715) 271-2829

Email: pavementconsultingllc@gmail.com

Proposal

Date: September 21, 2022

Village of Colfax
613 Main Street
P.O. Box 417
Colfax, WI 54730

Street Patches: Park & Railroad

Scope of Work:

Park (780 Sq. Ft.),- saw cut and remove existing asphalt, finish shape and compact roll, water as needed, furnish and install 3" of hot mix paving in two lifts with tack if not done the same day.

Railroad (3,885 Sq. Ft.) – sweep street clean of debris, spray asphalt tack coat, furnish and install 1.5" asphalt wedge. This price is good if done with other patches.

Railroad Bid Price: \$ 15,218.00

One Mobilization
No Prevailing Wage

Payments are due within 30 days of invoice date. Amounts over 30 days are subject to a FINANCE CHARGE AT 1 - 1/2% PER MONTH (18% PER ANNUM) on the unpaid balance from date of invoice. SEE BACK OF SHEET FOR BID CONDITIONS AND LIEN RIGHTS WHICH ARE PART OF THIS PROPOSAL.

Authorized Signature: TIM HUEBNER Tim Huebner

Note: This proposal may be withdrawn by us if not accepted within 30 Days

ACCEPTANCE OF PROPOSAL

The above specifications and conditions are satisfactory and are here accepted. You are authorized to do the work as specified. Payment will be made as outlined above. If payment is not made as outlined above or satisfactory arrangement made in writing with our office, the undersigned agrees to pay all legal expenses, including reasonable attorney's fees resulting from further legal proceedings

Accepted _____
Date _____ Signature _____

Village of Colfax

Date: September 8, 2022

To: Village Board

From: Lynn Niggemann, Administrator-Clerk-Treasurer

Re: Water and Sewer Ordinances

The Public Works Committee met on August 18th, 2022. Per DNR regulations, the Village Board needs to review the ordinance and rates for water and sewer. The Public Works Committee has review Title 9 Public Utilities, Chapters 1, 2 and 4 the Water, Sewer and Miscellaneous Utilities.

1) The changes to the ordinance are listed below:

- Page 3 is what looks to be a typo, change the Sec. 9-1-~~12~~ to 9-1-2.
- Page 29 Sec. 9-2-11- the highlighted sentence addresses the Village Street Opening process.
 - Prior to 2018, the Village had a permit fee of \$1,000 when homeowners needed to repair their utilities and open the street to connect to the main.
 - Effective August 1st, 2018, the Village modified that street opening so that the homeowner was responsible for the entire cost to repair the road back to DOT specifications. That process was complex due to the amount of interaction between the utility companies estimating the work and the work actually getting completed.
 - NOW, the Public Works committee would like to go back to a permit fee to make the process less complicated. However, \$1,000 would not cover much of a patch on a street. The Public Works recommendation is to charge a permit fee of \$2,500.
 - This would change would include modification of the sewer ordinance – 2022-03 Ordinance Amendment – see the strikeout and the bold with the new text.
 - The updated construction/access permit application then would be modified to reflect the \$2,500 permit fee.

Approved 9-12-22 •
Page 31

- Sec. 9-2-20 (b) Modify the dollar amount to reflect the Board approved amounts.
- Sec; 9-2-21 (b) Modify the dollar amount to reflect the Board approved amounts.

Approved 9-12-22 •
Page 32

- Sec. 9-2-22 (a) Modify the dollar amount to reflect the Board approved amounts.

This information is found after page 36.

- Approved 9-12-22 •
- 2) The Public Works Committee recommended a 1% increase for the sewer by volume rates. Currently the rate is \$5.10 per 1,000 gallons. A 1% increase would change the \$5.10 to \$5.15 per 1,000 gallons. There are three calculations showing the net effect on accounts. With 1% increase the net effect based on the last twelve months of usage, an increase of \$1,176.52, 2% would be \$2,353.04 and 3% would be \$3,529.56. The examples show what the change in a bill would be and the highlighted column is the annual increase for an average bill.

THINGS THAT CAN GO ON THE TAX ROLL

SPECIAL ASSESSMENTS

<u>CODE</u>	<u>DESCRIPTION</u>
01	WATER MAIN & LATERAL INSTALLATIONS
02	SEWER MAIN & LATERAL INSTALLATIONS
03	STREET IMPROVEMENTS (sidewalks, etc)
04	STREET LIGHT INSTALLATION
05	GREENBELTS
06	DRAIN DITCH AND WATERCOURSE
10	OTHER

SPECIAL CHARGES

<u>CODE</u>	<u>DESCRIPTION</u>
11	WEEDS, TREE PLANTING, REMOVAL
12	SNOW REMOVAL, PLOWING
13	REFUSE AND GARBAGE COLLECTION
14	OTHER: GRADING, GRAVEL, CULVERT FENCING FIRE CALLS RECYCLING

DELINQUENT UTILITY CHARGES

<u>CODE</u>	<u>DESCRIPTION</u>
15	DELINQUENT UTILITY CHARGES

Public Works Committee Meeting
August 18th, 2022
6:00 p.m.

The Village of Colfax Public Works Committee met on August 18th, 2022 at 6:00 p.m. at the Village Hall, 613 Main Street, Colfax, WI. Members Present were: Jody Albricht and Jen Rud, Chair. Excused: Davis. Others present included: Director of Public Works and Administrator-Clerk-Treasurer Niggemann.

Review the Public Utilities Title 9 Ordinance/Review Sewer & Water Rates – The Committee reviewed the Water & Sewer Regulations and Rates ordinances. In reviewing the ordinance and the 2021 year-end results, the Committee felt that the Sewer Utility should increase the rates one percent to help soften any future needs for rate increases. The average residence would potentially see about a \$2/quarter increase in the water bill with the rate going from \$5.10 per 1,000 gallons to \$5.15 per 1,000 gallons effective January 1, 2023 with the rate change on the April 2023 bill. The other discussion involved street openings when repairing sewer laterals. Prior to 2018, the street opening fee was \$1,000. A couple projects left the Village with a balance to pay of \$3,000 to \$4,000. The Village modified the ordinance to have the property owners responsible for the repair of the street when they have utility projects. This process has been very difficult to keep track of due to timing that the patches need to settle before being asphalted. Between the Public Works and Administration, it would be better to go back to a standard permit fee. Suggestion would be \$2,500.

A motion was made by Albricht and seconded by Rud to recommend to the Village Board to increase the sewer by volume rate to \$5.15 per 1,000 gallons. A voice vote was taken with all members voting in favor. Motion carried.

A motion was made by Albricht and seconded by Rud to recommend to the Village Board to change the street opening fee to \$2,500. A voice vote was taken with all members voting in favor. Motion carried.

Adjournment – A motion was made by Albricht and seconded by Rud to adjourn the meeting at 7:20 pm. All members voted in favor. Meeting adjourned.

Jen Rud, Chairperson

TITLE 9

Public Utilities

Chapter 1	Water Utility Regulations and Rates
Chapter 2	Sewer Utility Regulations and Rates
Chapter 3	Cable Television
Chapter 4	Miscellaneous Utilities Regulations

CHAPTER 1

Water Utility Regulations and Rates

Article A Rates

9-1-1	Public Fire Protection Service -- F-1
9-1-2	General Service -- Metered -- Mg-1
9-1-3	General Service -- Suburban -- Mg-2
9-1-4	General Water Service -- Unmetered -- Ug-1
9-1-5	Public Service -- Mpa-1
9-1-6	Reconnection Charges -- R-1
9-1-7	Building and Construction Water Service -- Mz-1
9-1-8	Seasonal, Emergency or Temporary Service -- Mgt-1
9-1-9	Bulk Water -- Bw-1
9-1-10	Private Fire-Protection Service -- Unmetered -- Upf-1
9-1-11	Hydrant Charges -- H-1
9-1-12	Temporary Metered Supply, Meter and Deposits -- D-1
9-1-13	Additional Meter Rental Charge -- Am-1
9-1-14	Water Lateral Installation Charge -- Cz-1
9-1-15 through	
9-1-19	Reserved for Future Use

Article B Rules and Regulations

9-1-20	Compliance With Rules
9-1-21	Establishment of Service
9-1-22	Service Contract
9-1-23	Temporary Metered Supply, Meter and Deposits
9-1-24	Water for Construction
9-1-25	Use of Hydrants
9-1-26	Operation of Valves and Hydrants; Unauthorized Use of Water; Penalty
9-1-27	Refunds of Monetary Deposits
9-1-28	Service Connections (or Water Laterals)
9-1-29	Service Piping for Meter Settings
9-1-30	Turning on Water
9-1-31	Failure to Read Meters
9-1-32	Complaint Meter Tests

9-1-33	Thawing Frozen Services
9-1-34	Curb Stop Boxes
9-1-35	Installation of Meters
9-1-36	Repairs to Meters
9-1-37	Replacement and Repair of Service Pipe
9-1-38	Charges for Water Wasted Due to Leaks
9-1-39	Inspection of Premises
9-1-40	Customer's Deposits
9-1-41	Conditions of Deposit
9-1-42	Guarantee Contracts
9-1-43	Deferred Payment Agreement
9-1-44	Disconnection and Refusal of Service
9-1-45	Collection of Overdue Bills
9-1-46	Surreptitious Use of Water
9-1-47	Vacation of Premises
9-1-48	Repairs to Mains
9-1-49	Duty of Utility With Respect to Safety of the Public
9-1-50	Handling Water Mains and Service Pipes in Excavation Trenches
9-1-51	Protective Devices
9-1-52	Water Main Installations in Platted Subdivisions
9-1-53	Water Main Extension Rule
9-1-54	Cross Connection Control
9-1-55	Private Well Abandonment

Sec. 9-1-1 Water Utility Regulations and Rates
ARTICLE A

Rates

SEC. 9-1-1 PUBLIC FIRE PROTECTION SERVICE – F-1.

- (a) For public fire protection service to the Village of Colfax, the annual charge shall be Sixty-three Thousand Two Hundred Sixty-two Dollars (\$63,262.00) to cover the use of mains and hydrants up to and including the terminal hydrant and connection on each main existing for the 1998 test year.
- (b) For all extensions of fire protection service, there shall be an additional annual charge of Five Hundred Sixty-three Dollars (\$ 563.00) per net hydrant added to the system in excess of ninety (90) hydrants.
- (c) This service shall include the use of hydrants for fire protection service only and such quantities of water as may be demanded for the purposes of extinguishing fires within the municipal boundary. This service shall also include water used for testing equipment and training personnel. For all other purposes, the metered or other rates set forth, or as may be filed with the Public Service Commission, shall apply.
- (d) The annual public fire protection charge shall never be less than the base amount.

SEC. 9-1-12 GENERAL SERVICE—METERED—MG-1.

(a) **Quarterly Service Charge:**

5/8-inch meter-		\$ 20.24	28.50
3/4-inch meter-		\$ 20.24	28.50
1-inch meter-		\$ 40.48	41.40
1-1/4-inch meter-		\$ 56.05	56.10
1-1/2-inch meter-		\$ 71.62	71.70
2-inch meter-		\$ 108.99	109.20
3-inch meter-		\$ 205.52	205.80
4-inch meter-		\$ 311.40	311.40
6-inch meter-		\$ 467.10	
8-inch meter-		\$ 622.80	

updated in 2010

(b) **Plus Volume Charge:**

First	30,000	gallons used each quarter	\$3.01 per 1,000 gallons.	4.48
Next	70,000	gallons used each quarter	\$2.44 per 1,000 gallons.	3.66
Next	100,000	gallons used each quarter	\$2.08 per 1,000 gallons.	3.17
Over	200,000	gallons used each quarter	\$1.35 per 1,000 gallons.	2.56

(c) **Billing.**

Bills used for water service are rendered quarterly and become due and payable upon issuance following the periods for which service is rendered. A late payment charge of three percent (3%) but not less than fifty cents (\$.50) will be added to bills not paid within twenty (20) days of issuance. This one-time three percent (3%) late payment charge will be applied only to any unpaid balance for the current billing period's usage. This late payment charge is applicable to all

customers. The utility customer may be given a written notice that the bill is overdue no sooner than twenty (20) days after the bill is issued. Unless payment or satisfactory arrangement for payment is made within the next eight (8) days, service may be disconnected pursuant to Chapter PSC 185, Wis. Adm. Code.

(d) **Combined Metering.**

- (1) Volumetric meter readings will be combined for billing if the utility for its own convenience places more than one (1) meter on a single water service lateral. Multiple meters placed for the purpose of identifying water not discharged into the sanitary sewer are not considered for utility convenience and shall not be combined for billing. Meter readings from individually metered separate service laterals shall not be combined for billing purposes.
- (2) Buildings used in the same business, located on the same parcel and served by a single lateral may have the customer's water supply piping installed to a central point so that volume can be metered in one (1) place.

SEC. 9-1-3 GENERAL SERVICE -- SUBURBAN -- MG-2.

Water customers residing outside the corporate limits of the Village of Colfax shall be billed at the regular rates for service (Schedule Mg-1) plus a twenty-five percent (25%) surcharge.

SEC. 9-1-4 GENERAL WATER SERVICE -- UNMETERED -- UG-1.

- (a) **Rate.** Where the utility cannot immediately install its water meter, service may be supplied temporarily on an unmetered basis. Such service shall be billed at the rate of Fifty-seven and 20/100 Dollars (\$57.20) per billing period. This rate shall be applied only to single-family residential and small commercial customers and approximates the cost of thirteen thousand (13,000) gallons of water each quarter under Schedule Mg-1. If it is determined by the utility that usage is in excess of thirteen thousand (13,000) gallons of water per billing period, an additional charge per Schedule Mg-1 will be made for the estimated additional usage.
- (b) **Billing.** Same as Schedule Mg-1.

SEC. 9-1-5 PUBLIC SERVICE -- MPA-1.

- (a) Water service supplied to municipal buildings, schools, sewer treatment plants, etc., shall be metered and the regular metered service rates applied.
- (b) Water used on an intermittent basis for flushing sewers, street sprinkling, flooding skating rinks, drinking fountains, etc., shall be metered where meters can be set to measure the service. Where it is impossible to measure the service, the Utility shall estimate the volume of water used based on the pressure, size of opening and period of time water is allowed to be drawn. the estimated quantity used shall be billed at the rate of Two Dollars (\$2.00) per one thousand (1,000) gallons.

SEC. 9-1-6 RECONNECTION CHARGES – R-1.

	<u>During Normal Business Hours</u>	<u>After Normal Business Hours</u>
Reinstallation of meter, including valving at curb stop	\$ 20.00	\$30.00
Valve turned on at curb stop	\$ 15.00	\$22.50

Note: No charge for disconnection.

SEC. 9-1-7 BUILDING AND CONSTRUCTION WATER SERVICE – MZ-1.

- (a) For single-family and small commercial buildings, apply the unmetered rate, Schedule Ug-1.
- (b) For large commercial, industrial, or multiple apartment buildings, a temporary metered installation shall be made and general, metered rates (Schedule Mg-1) applied.

SEC. 9-1-8 SEASONAL, EMERGENCY OR TEMPORARY SERVICE – MGT-1.

Seasonal customers* shall be served at the general service rate (Schedule Mg-1), except that each customer served under this rate shall pay an annual seasonal service charge equal to four (4) times the applicable service charge. Water used in any quarter shall be billed at the applicable volume schedule in Mg-1 and the charge added to the annual seasonal service charge. Further, if service has been disconnected, a charge under Schedule R-1 is applied at the time of reconnection.

*Seasonal customers are general service customers whose use of water is normally for recurring periods of less than a year.

SEC. 9-1-9 BULK WATER – BW-1.

- (a) All bulk water supplied from the water system through hydrants or other connections shall be metered, or at the direction of the utility, estimated. Utility personnel or utility-approved party shall supervise the delivery of water.
- (b) Bulk water sales are:
 - (1) Water supplied to tank truck or from hydrant for the purpose of extinguishing fires outside the utility's immediate service area;
 - (2) Water supplied by tank truck or from hydrant for purposes other than extinguishing fires such as irrigation or the filling of swimming pools; or,
 - (3) Water supplied from hydrants or other temporary connections for general service type applications. (Water supplied for construction purposes -- see Schedule Mz-1).
- (c) A charge for the volume of water used will be billed to the party using the water at ~~Two and 90/100 Dollars (\$2.90)~~ per one thousand (1,000) gallons. A service charge, in addition to the volumetric charge, will be ~~Twenty Dollars (\$20.00)~~.

(\$40.00). Four and 48/100 Dollars (\$4.48) Forty (2010 updated)

- (d) A deposit for the meter and/or valve will be required. The deposit collected shall be Twenty-five Dollars (\$25.00) and will be refunded upon return of the utility's equipment. Damaged or lost equipment will be repaired or replaced at the customer's expense.

**SEC. 9-1-10 PRIVATE FIRE-PROTECTION SERVICE -- UNMETERED
-- UPF-1.**

- (a) **Use.** This service shall consist of unmetered connections to the main for the purpose of supplying water to private fire protection systems such as automatic sprinkler systems, standpipes, (where same are connected permanently or continuously to the mains) and private hydrants.
- (b) **Charges.** Quarterly demand charges for private fire-protection service:

<u>Size of Connection</u>	<u>Charge</u>
2-inch	\$ 24.00
3-inch	\$ 45.00
4-inch	\$ 75.00
6-inch	\$151.00
8-inch	\$241.00
10-inch	\$362.00
12-inch	\$528.00

- (c) **Billing.** Same provisions as for general service.

SEC. 9-1-11 HYDRANT CHARGES -- H-1.

- (a) In cases where no other supply is available, hydrants may be used. The following charges shall apply:
- (1) Service charge for setting or moving sprinkler valve: \$10.00.
 - (2) Hydrant wrench deposit: \$10.00.
 - (3) Reducer (if necessary) deposit: \$10.00.
- (b) In addition, the projected water usage shall be paid for in advance at the schedule rates. The minimum charge for water usage shall be Ten Dollars (\$10.00).
- (c) Refunds of deposits will be made upon return of the utility equipment. Damaged or lost equipment will be repaired or replaced at customer expense.

SEC. 9-1-12 TEMPORARY METERED SUPPLY, METER AND DEPOSITS -- D-1.

- (a) Service charge for setting the valve and furnishing and setting the meter: \$10.00.
- (b) Deposit for valve and meter: \$10.00.
- (c) Water usage shall be billed at present rates.
- (d) Refunds of deposits will be made upon return of the utility equipment. Damage or lost equipment will be repaired or replaced at customer expense.

SEC. 9-1-13 ADDITIONAL METER RENTAL CHARGE -- AM-1.

- (a) If a customer requests the installation of an additional meter to receive credit for clear water not discharged into the sanitary sewer system, or if a sewerage service customer who is not a customer of the Water Utility requests the installation of a meter to determine the volume of sewage discharged into the sanitary sewer system, the utility shall furnish and install this additional meter. This rate shall be applied only to single-family residential and small commercial customers. A rental fee shall be charged for the use of this meter and the following rates shall apply. Billing period same as in Schedule Mg-1:

5/8-inch meter	\$ 6.00 per billing period
3/4-inch meter	\$ 6.00 per billing period
1-inch meter	\$12.00 per billing period
1-1/4-inch meter	\$15.00 per billing period
1-1/2-inch meter	\$18.00 per billing period

- (b) Initial Meter Installation Charge -- Twenty-five Dollars (\$25.00).

SEC. 9-1-14 WATER LATERAL INSTALLATION CHARGE -- CZ-1.

- (a) Subdivision developers shall be responsible, where the main extension has been approved by the utility, for the water service lateral installation costs from the main through the curb stop and box.
- (b) When the cost of a utility main extension is to be collected through assessment by the municipality, the actual average water lateral installation costs from the main through the curb stop and box shall be included in the assessment of the appropriate properties.
- (c) The initial water service lateral(s), not installed as part of a subdivision development or an assessable utility extension, will be installed from the main through the curb stop and box by the utility, for which there will be made a charge as follows:

3/4-inch or 1-inch copper water service	\$750.00
4-inch sewer service	\$750.00
Larger sized service	Actual Cost

SEC. 9-1-15 THROUGH SEC. 9-1-19 RESERVED FOR FUTURE USE.

ARTICLE B

Rules and Regulations

SEC. 9-1-20 COMPLIANCE WITH RULES.

All persons now receiving a water supply from the Village of Colfax water utility, or who may request service in the future, shall be considered as having agreed to be bound by the rules and regulations as filed with the Public Service Commission of Wisconsin.

SEC. 9-1-21 ESTABLISHMENT OF SERVICE.

- (a) Application for water service shall be made in writing on a form furnished by the water utility. The application will contain the legal description of the property to be served, name of the owner, the exact use to be made of the service, and the size of the supply pipe and meter desired. (Note particularly any special refrigeration, fire protection, and/or air-conditioning water-consuming appliances.
- (b) Service will be furnished only if:
 - (1) Premises have a frontage on a properly platted street or public strip in which a cast iron or other long-life water main has been laid, or where property owner has agreed to and complied with the provisions of the utility's filed main extension rule.
 - (2) Property owner has installed or agrees to install a service pipe from the curb line to the point of use, and laid not less than six (6) feet below the surface of an established or proposed grade, and according to Utility's specification, and
 - (3) Premises have adequate piping beyond metering point.
- (c) The owner of a multi-unit dwelling has the option of being served by individual metered water service to each unit. The owner, by selecting this option, is required to provide interior plumbing and meter settings to enable individual metered service to each unit and individual disconnection without affecting service to the other units. Each meter and meter connection will be a separate water utility customer for the purpose of the filed rules and regulations.
- (d) No division of the water service of any lot or parcel of land shall be made for the extension and independent meterage of the supply to an adjoining lot or parcel of land. No division of a water supply service shall be made at the curb for separate supplies therefrom for two (2) or more separate premises having frontage on any street or public service strip whether owned by the same or different parties.
- (e) The Utility is hereby empowered to withhold approval of any application wherein full information of the purpose of such supply is not clearly indicated and set forth by the applicant property owner.

SEC. 9-1-22 SERVICE CONTRACT.

- (a) The minimum service contract period shall be one (1) year unless otherwise specified by special contract or in the applicable rate schedule. Where the

Utility service has been disconnected at the customer's request prior to expiration of the minimum contract period, a reconnection charge shall be made, payable in advance, when the customer requests reconnection of service. (See Schedule R-1 for applicable rate.) The minimum contract period is renewed with each reconnection.

- (b) A reconnection charge shall also be required from consumers whose services are disconnected (shut off at curb stop) because of non-payment of bills when due (not including disconnection for failure to comply with deposit or guarantee rules). (See Schedule R-1 for applicable rate.)
- (c) A consumer shall be considered as the same consumer provided the reconnection is requested for the same location by any member of the same family, or if a place of business, by any partner of the same business.

SEC. 9-1-23 TEMPORARY METERED SUPPLY, METER AND DEPOSITS.

An applicant for temporary water supply on a metered basis shall make and maintain a monetary deposit for each meter installed as security for payment for use of water and for such other charges which may arise from the use of the supply. A charge shall be made for setting the valve and furnishing and setting the meter. See Schedule BW-1 for applicable rate.

SEC. 9-1-24 WATER FOR CONSTRUCTION.

- (a) When water is requested for construction purposes, or for filling tanks or other such uses, an application therefor shall be made to the Utility, in writing, upon application provided for that purpose in the Utility's office, giving a statement of the amount of construction work to be done, or the size of the tank to be filled, etc. Payment for the water for construction shall be made in advance at the scheduled rates. The service pipe must be installed inside the building from where the water must be drawn. No connection with the service pipe at the curb shall be made without special permission from the Utility.
- (b) In no case will any employee of the Utility turn on water for construction work unless the contractor first presents a permit. Upon completion of the construction work, the contractor must return the original permit to the Utility.
- (c) Consumers shall not allow contractors, masons or other persons to take water from their premises without first showing a permit from the Department. Any consumer failing to comply with this provision will have water service discontinued.

SEC. 9-1-25 USE OF HYDRANTS.

- (a) In cases where no other supply is available, permission may be granted by the Utility to use a hydrant. No hydrant shall be used until it is equipped with a sprinkling valve. In no case shall any valve be moved except by a member of the Utility.
- (b) Before a valve is set, payment must be made for its setting and for the water to be used at the scheduled rates. Where applicable, see Schedule BW-1 for deposits and charges. Upon completing use of the hydrant, the customer must notify the Utility to that effect.

- (c) In the use of a hydrant supply, the hydrant valve will be set at the proper opening by the Utility when the sprinkling valve is set, and the flow of water must be regulated by means of the sprinkling valve. If the water is to be used through iron pipe connections, all such pipe installations shall have the swing joint to facilitate quick disconnection from the fire hydrant.

SEC. 9-1-26 OPERATION OF VALVES AND HYDRANTS; UNAUTHORIZED USE OF WATER; PENALTY.

Any person who shall, without authority of the Utility, allow contractors, masons, or other unauthorized persons to take water from their premises, operate any valve connected with the street or supply mains, or open any fire hydrant connected with the distribution system, except for the purpose of extinguishing fire, or who shall wantonly damage or impair the same shall be subject to a fine as provided by municipal ordinances. Permits for the use of hydrants apply only to such hydrants as are designated for the specific use.

SEC. 9-1-27 REFUNDS OF MONETARY DEPOSITS.

All moneys deposited as security for payment of charges arising from the use of temporary water supply on a metered basis, or for the return of a sprinkling valve wheel or reducer, if the water is used on an unmetered basis, will be refunded to the depositor on the termination of the use of water, the payment of all charges levied against the depositor, and the return of the wheel and reducer.

SEC. 9-1-28 SERVICE CONNECTIONS (OR WATER LATERALS).

- (a) No water service shall be laid through any trench having cinders, rubbish, rock or gravel fill, or any other material which may cause injury to or disintegration of the service pipe, unless adequate means of protection are provided by sand filling or such other insulation as may be approved by the Utility. Service pipes passing through curb or retaining walls shall be adequately safeguarded by provision of a channel space or pipe casing, not less than twice the diameter of the service connection. The space between the service pipe and channel or pipe casing shall be filled and lightly caulked with an oakum, mastic cement, or other resilient material, and made impervious to moisture.
- (b) In backfilling the pipe trench, the service pipe must be protected against injury by carefully hand tamping the ground filling, free from hard lumps, rocks, stones, or other injurious material, around and at least six (6) inches over the pipe.
- (c) All water supplies shall be of undiminished size from the street main in to the point of meter placement. Beyond the meter outlet valve the piping shall be sized and proportioned to provide, on all floors, at all times, an equitable distribution of water supply for the greatest probable number of fixtures or appliances operating simultaneously.

SEC. 9-1-29 SERVICE PIPING FOR METER SETTINGS.

- (a) Where the original service piping is installed for a new metered customer, where existing service piping is changed for the customer's convenience, or where a new meter is installed for an existing unmetered customer, the owner of the premises at his/her expense shall provide a suitable location and the proper connections for the meter. The water utility should be consulted as to the type and size of meter setting. Where it is possible to set meters in the basement, or other suitable place within the building, a short nipple shall be inserted after the stop and waste cock, then a union, and then another nipple and coupling of the proper length. The nipple attached to the union and coupling shall be cut to a standard length provided by the plans of the Utility (it may require a horizontal run of eighteen (18) inches in such pipe line) which may later be removed for the insertion of the meter into the supply line.
- (b) No permit will be given to change from metered to flat rate service.

SEC. 9-1-30 TURNING ON WATER.

The water cannot be turned on for a consumer except by a duly authorized employee of the Utility. The plumber must leave the water turned off after completing the job. This does not prevent the plumber from testing the work.

SEC. 9-1-31 FAILURE TO READ METERS.

- (a) Where the utility is unable to read a meter after two (2) successive attempts, the fact will be plainly indicated on the bill, and either an estimated bill will be computed, or the minimum charge applied. The difference shall be adjusted when the meter is again read, that is, the bill for the succeeding quarter will be computed with the gallons or cubic feet in each block of the rate schedule doubled and credit will be given on that bill for the amount of the minimum bill paid the preceding month. Only in unusual cases, or when approval is obtained from the customer shall more than three (3) consecutive estimated bills be rendered where billed are rendered monthly and there shall be not more than two (2) consecutive estimated bills where the billing period is two (2) months or more.
- (b) If the meter is damaged (see Surreptitious Use of Water) or fails to operate, the bill will be based on the average use during the past year unless there is some reason why the use is not normal. If the average use cannot be properly employed, the bill will be estimated by some equitable method.

SEC. 9-1-32 COMPLAINT METER TESTS.

See Wis. Adm. Code, Chapter PSC 185.

SEC. 9-1-33 THAWING FROZEN SERVICES.

See Wis. Adm. Code, Chapter PSC 185.

SEC. 9-1-34 CURB STOP BOXES.

The consumer shall protect the curb stop box in the terrace and shall keep the same free from dirt and other obstructions. The Utility shall not be liable for failure to locate the curb stop box and shut off the water in case of a leak on the consumer's premises.

SEC. 9-1-35 INSTALLATION OF METERS.

Meters will be furnished and placed by the Utility and are not to be disconnected or tampered with by the consumer. All meters shall be so located that they shall be protected from obstructions and permit ready access thereto for reading, inspection, and servicing, such location to be designated or approved by the Utility. All piping within the building must be supplied by the owner. Where additional meters are desired by the consumer, he shall pay for all piping and an additional amount sufficient to cover the cost of maintenance and depreciation. Where applicable, see Schedule Am-1 for rate.

SEC. 9-1-36 REPAIRS TO METERS.

- (a) Meters will be repaired by the Utility and the cost of such repairs caused by ordinary wear and tear will be borne by the Utility.
- (b) Repair of any damage to a meter resulting from the carelessness of the owner of the premises, owner's agent, or tenant, or from the negligence of any one of them to properly secure and protect same, including any damage that may result from allowing a water meter to become frozen or to be injured from the presence of hot water or steam in the meter, shall be paid for by the consumer or the owner of the premises.

SEC. 9-1-37 REPLACEMENT AND REPAIR OF SERVICE PIPE.

- (a) Where the property owner requests that a larger service lateral be installed to replace an existing smaller diameter pipe, an allowance of Fifteen Dollars (\$15.00) will be made as a deduction in the cost, providing the new service is to be installed in the same ditch as the existing service pipe.
- (b) The service pipe from the main to and through the curb stop will be maintained and kept in repair and when worn out, replaced at the expense of the Utility. The property owner shall maintain the service pipe from the curb stop to the point of use.
- (c) If the owner fails to repair a leaking or broken service pipe from curb to point of metering or use within such time as may appear reasonable to the Utility after notification has been served on the owner by the Utility, the water will be shut off and will not be turned on again until the repairs have been completed.

SEC. 9-1-38 CHARGES FOR WATER WASTED DUE TO LEAKS.

See Wis. Adm. Code, Chapter PSC 185.

SEC. 9-1-39 INSPECTION OF PREMISES.

During reasonable hours any officer or authorized employee of the Utility shall have the right of access to the premises supplied with service, for the purpose of inspection or for the enforcement of the Utility's rules and regulations. Whenever appropriate, the Utility will make a systematic inspection of all unmetered water taps for the purpose of checking waste and unnecessary use of water.

SEC. 9-1-40 CUSTOMER'S DEPOSIT.

See Wis. Adm. Code, Chapter PSC 185.

SEC. 9-1-41 CONDITIONS OF DEPOSIT.

See Wis. Adm. Code, Chapter PSC 185.

SEC. 9-1-42 GUARANTEE CONTRACTS.

See Wis. Adm. Code, Chapter 185.

SEC. 9-1-43 DEFERRED PAYMENT AGREEMENT.

See Wis. Adm. Code, Chapter 185.

SEC. 9-1-44 DISCONNECTION AND REFUSAL OF SERVICE.

(a) **Disconnection.** See Wis. Adm. Code Chapter PSC 185.

(b) **Disconnection Notice.** The form of disconnection notice to be used is as follows:

DISCONNECTION NOTICE

Dear Customer:

The bill enclosed with this notice includes your current charge for utility service and your previous unpaid balance.

You have 8 days to pay the utility service arrears or your service is subject to disconnection.

If you fail to pay the service arrears, or fail to contact us within the 8 days allowed to make reasonable time payment arrangements, we will proceed with disconnection action.

To avoid the inconvenience of service interruption and an additional charge of (amount) reconnection, we urge you to pay the full arrears IMMEDIATELY AT ONE OF OUR OFFICES.

If you have entered into a Deferred Payment Agreement with us and have failed to make the time payment you agreed to, your service will be subject to disconnection unless you pay the amount due within 8 days.

If you have a reason for delaying the payment, call us and explain the situation.

PLEASE CALL THIS TELEPHONE NUMBER, (appropriate telephone number), IMMEDIATELY IF:

1. You dispute the notice of delinquent account.
2. You have a question about your utility service arrears.
3. You are unable to pay the full amount of the bill and are willing to enter into a deferred payment agreement with us.
4. There are any circumstances you think should be taken into consideration before service is discontinued.
5. Any resident is seriously ill.

Illness Provision

If there is an existing medical emergency in your home and you furnish the Utility with a statement signed by either a licensed Wisconsin physician, or a public health official, we will delay disconnection of service up to 21 days. The statement must identify the medical emergency and specify the period of time during which disconnection will aggravate the existing emergency.

Deferred Payment Agreements

If you are a residential customer, and for some reason, you are unable to pay the full amount of the utility service arrears on your bill, you may contact the Utility to discuss arrangements to pay the arrears over an extended period of time.

This time payment agreement will require:

1. Payment of a reasonable amount at the time the agreement is made.
2. Payment of the remainder of the outstanding balance in monthly installments over a reasonable length of time.
3. Payment of all future utility service bills in full by the due date.

In any situation where you are unable to resolve billing disputes or disputes about the grounds for proposed disconnection through contacts with our utility, you may make an appeal to the Wisconsin Public Service Commission, Madison, Wisconsin.

(UTILITY NAME)

SEC. 9-1-45 COLLECTION OF OVERDUE BILLS.

An amount owed by the customer may be levied as a tax as provided in Sec. 66.069, Wis. Stats. ^{66.0519(3)}

SEC. 9-1-46 SURREPTITIOUS USE OF WATER.

- (a) When the Utility has reasonable evidence that a consumer is obtaining water, in whole or in part, by means of devices or methods used to stop or interfere with the proper metering of the utility service being delivered, the Utility reserves the right to estimate and present immediately a bill for service unmetered as a result of such interference and such bill shall be payable subject to a twenty-four (24) hours disconnection of service. When the Utility shall have disconnected the consumer for any such reason, the Utility will reconnect the consumer upon the following conditions:
- (1) The consumer will be required to deposit with the Utility an amount sufficient to guarantee the payment of the consumer's bills for utility service to the Utility.
 - (2) The consumer will be required to pay the Utility for any and all damages to its equipment on the consumer's premises due to such stoppage or interference with its metering.
 - (3) The consumer must further agree to comply with reasonable requirements to protect the utility against further losses.
- (b) Sections 98.26 and 943.20, Wis. Stats., as relating to water service, are hereby adopted and made a part of these rules.

SEC. 9-1-47 VACATION OF PREMISES.

When premises are to be vacated, the Utility shall be notified in writing at once, so that it may remove the meter and shut off the supply at the curb valve. The owner of the premises shall be liable to prosecution for any damage to the property of the water department by reason of failure to notify the Utility of vacancy.

SEC. 9-1-48 REPAIRS TO MAINS.

The Utility reserves the right to shut off the water in the mains temporarily, to make repairs, alterations or additions to the plant or system. When the circumstances will permit, the Utility will give notification, by newspaper publication or otherwise, of the discontinuance of the supply. No rebate will be allowed to consumers for such temporary suspension of supply.

SEC. 9-1-49 DUTY OF UTILITY WITH RESPECT TO SAFETY OF THE PUBLIC.

It shall be the duty of the Utility to see that all open ditches for water mains, hydrants, and service pipes are properly guarded to prevent accident to any person or vehicle and at night there shall be displayed amber signal light in such manner as will, so far as possible, insure the safety of the public.

SEC. 9-1-50 HANDLING WATER MAINS AND SERVICE PIPES IN EXCAVATION TRENCHES.

Contractors must ascertain for themselves the existence and location of all water mains and service pipes. Where removed, cut or damaged during trench excavation,

contractors must, at their own expense, cause them to be replaced or repaired at once. Contractors must not shut off the water service pipes to any consumer for a period exceeding six (6) hours.

SEC. 9-1-51 PROTECTIVE DEVICES.

- (a) **Protective Devices in General.** The owner or occupant of every premise receiving water supply shall apply and maintain suitable means of protection of the premise supply, and all appliances thereof, against damage arising in any manner from the use of the water supply, variation of water pressure, or any interruption of water supply. Particularly, such owner or occupant must protect water-cooled compressors for refrigeration systems by means of high pressure safety cutout devices. There shall likewise be provided means for the prevention of the transmission of water ram or noise of operation of any valve or appliance through the piping of their own or adjacent premises.
- (b) **Relief Valves.** On all "closed systems" (i.e., systems having a check valve, pressure regulator, or reducing valve, water filter or softener) an effective pressure relief valve shall be installed either in the top tapping or the upper side tapping of the hot water tank, or on the hot water distributing pipe connection at the tank. No stop valve shall be placed between the hot water tank and the relief valve or on the drain pipe. (See applicable Village plumbing codes).
- (c) **Air Chambers.** An air chamber or approved shock absorber shall be installed at the terminus of each riser, fixture branch, or hydraulic elevator main for the prevention of undue water hammer. The air chamber shall be sized in conformance with local plumbing codes. Where possible, the air chamber should be provided at its base with a valve for water drainage and replenishment of air.

SEC. 9-1-52 WATER MAIN INSTALLATIONS IN PLATTED SUBDIVISIONS.

- (a) Application for installation of water mains in regularly platted real estate development subdivisions shall be filed with the Municipal Clerk and shall set forth the following information:
 - (1) Name of subdivision.
 - (2) Legal description.
 - (3) Map showing streets, lots and sizes of proposed mains and hydrants, and street laterals.
 - (4) Date of approval of subdivision plan by State Department of Development.
 - (5) Date of approval of proposed mains by State Department of Natural Resources.
 - (6) Number of houses presently under construction.
- (b) Upon receipt of the application, the water utility will prepare detailed estimates of the cost of extending water mains and hydrants of the size deemed necessary in the subdivision and submit same to the municipal governing body for approval of the extension as it pertains to public fire-protection service requirements.
- (c) The applicant for water service to be supplied to a subdivision shall be required to advance to the utility, prior to the beginning of the construction, the total estimated cost of the extension. If the final costs exceed estimated costs, an

additional billing will be made for the balance of the cost due. This balance is to be paid within thirty (30) days. If final costs are less than estimated, a refund of overpayment will be made by the water utility.

- (d) If the developer, or a contractor employed by the developer, is to install the water mains (with approval of the utility), the developer shall be responsible for the total cost of construction.

SEC. 9-1-53 WATER MAIN EXTENSION RULE.

Water mains will be extended for new customers on the following basis:

- (a) Where the cost of the extension is to immediately be collected through assessment by the Village against the abutting property, the procedure set forth under Sec. 66.60, Wis. Stats., will apply, and no additional customer contribution to the Utility will be required.
- (b) Where the Village is unwilling or unable to make a special assessment, the extension will be made on a customer-financed basis as follows:
 - (1) The applicant(s) will advance as a contribution in aid of construction, the total amount equivalent to that which would have been assessed for all property under Subsection (a).
 - (2) Part of the contribution required in Subsection (b)(1) will be refundable. When additional customers are connected to the extended main within twenty (20) years of the date of completion, contributions in aid of construction will be collected equal to the amount which would have been assessed under Subsection (a) for the abutting property being served. This amount will be refunded to the original contributor(s). In no case will the contributions received from additional customers exceed the proportionate amount which would have been required under Subsection (a) nor will it exceed the total assessable cost of the original extension.
- (c) When a customer connects to a transmission main or connecting loop installed at Utility expense within twenty (20) years of the date of completion, there will be a contribution required of an amount equivalent to that which would have been assessed under Subsection (a).

SEC. 9-1-54 CROSS CONNECTION CONTROL.

- (a) **Definition.** A cross connection shall be defined as any physical connection or arrangement between two otherwise separate systems, one of which contains potable water from the Village water system, and the other, water from a private source, water of unknown or questionable safety, or steam, gases, or chemicals, whereby there may be a flow from one system to the other, the direction of flow depending on the pressure differential between the two systems.
- (b) **Cross Connections Prohibited.** No person, firm or corporation shall establish or permit to be established or maintain or permit to be maintained any cross connection. No interconnection shall be established whereby potable water from a private, auxiliary or emergency water supply other than the regular public water supply of the Village may enter the supply or distribution system of said municipality, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply shall have been approved by the

Colfax Water and Sewer System Utility and by the Wisconsin Department of Natural Resources in accordance with Section NR 111.25(3), Wisconsin Administrative Code.

- (c) **Inspections.** It shall be the duty of the Colfax Water and Sewer System Utility to cause inspections to be made of all properties served by the public water system where cross connections with the public water system is deemed possible. The frequency of inspections and re-inspections based on potential health hazards involved shall be as established by the Colfax Water and Sewer System Utility and as approved by the Wisconsin Department of Natural Resources.
- (d) **Right to Inspect.** Upon presentation of credentials, the representative of the Colfax Water and Sewer System Utility shall have the right to request entry at any reasonable time to examine any property served by a connection to the public water system of the Village for cross connections. If entry is refused, such representative shall obtain a special inspection warrant under Sec. 66.122, Wis. Stats. On request the owner, lessee or occupant of any property so served shall furnish to the inspection agency any pertinent information regarding the piping system or systems on such property.
- (e) **Discontinuation of Service.** The Colfax Water and Sewer System Utility is hereby authorized and directed to discontinue water service to any property wherein any connection in violation of this Section exists, and to take such other precautionary measures deemed necessary to eliminate any danger of contamination of the public water system. Water service shall be discontinued only after reasonable notice and opportunity for hearing under Chapter 68, Wis. Stats., except as provided in Subsection (f). Water service to such property shall not be restored until the cross connection(s) has been eliminated in compliance with the provisions of this Section.
- (f) **Immediate Discontinuation.** If it is determined by the Colfax Water and Sewer System Utility that a cross connection or an emergency endangers public health, safety or welfare and requires immediate action, and a written finding to that effect is filed with the Village Clerk-Treasurer and delivered to the customer's premises, service may be immediately discontinued. The customer shall have an opportunity for hearing under Chapter 68, Wis. Stats., within ten (10) days of such emergency discontinuance.
- (g) **State Code Adopted.** The Village adopts by reference the State Plumbing Code of Wisconsin being Chapter H 82, Wisconsin Administrative Code.
- (h) **Section Not to Supersede Other Ordinances.** This Section does not supersede the State Plumbing Code and any Village plumbing ordinances but it supplementary to them.

SEC. 9-1-55 PRIVATE WELL ABANDONMENT.

- (a) **Purpose.** The purpose of this Section is to prevent unused and/or improperly constructed wells from serving as a passage for contaminated surface or near-surface waters or other materials to reach the usable ground water. These wells must be properly filled and sealed.
- (b) **Coverage.** All private wells located on any premises which is served by the public water system of the Village shall be properly filled by June 30, 1983. Only those wells for which a well operation permit has been granted by the Village Clerk-Treasurer may be exempted from this requirement; subject to conditions of maintenance and operation.

- (c) **Well Operation Permits.** A permit may be granted to a well owner to operate a well for a period not to exceed one (1) year if the following requirements are met. (Applications shall be made on forms provided by the Village Clerk.)
 - (1) The well and pump installation meet the requirements of Ch. NR 112, Wis. Adm. Code, and a well constructor's report is on file with the Department of Natural Resources, or certification of the acceptability of the well has been granted by the Private Water Supply Section of the Department of Natural Resources.
 - (2) The well has a history of producing safe water and presently produces bacteriologically safe water as evidenced by three (3) samplings two (2) weeks apart.
 - (3) The proposed use of the well can be justified as being necessary in addition to water provided by the public water system.
 - (4) No physical connection shall exist between the piping of the public water system and the private well.
- (d) **Methods.** Wells to be abandoned shall be filled according to the procedures outlined in Ch. NR 112, Wis. Adm. Code. The pump and piping must be removed and the well checked for obstructions prior to plugging. Any obstruction or liner must be removed.
- (e) **Reports and Inspection.** A well abandonment report must be submitted by the well owner to the Department of Natural Resources on forms provided by the agency (available at the office of the Village Clerk-Treasurer). The report shall be submitted immediately upon completion of the filling of the well. The filling must be observed by a representative of this Village.

CHAPTER 2

Sewer Utility Regulations and Rates

<u>Article A</u>	<u>User Regulations</u>
9-2-1	Compliance With Rules
9-2-2	Definitions
9-2-3	Use of the Public Sewers
9-2-4	Control of Industrial Wastes Directed to Public Sewers
9-2-5	Classes of Service
9-2-6	Right-of-Entry, Identification and Safety
9-2-7	Sewer Construction
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<u>Article B</u>	<u>Rate Schedule</u>
9-2-20	General Sewer Service Charge -- Smg-1
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ARTICLE A

User Regulations

SEC. 9-2-1 COMPLIANCE WITH RULES.

- (a) All persons now receiving sewer service from the Colfax Water and Sewer Utility, or who may hereafter make application therefore, shall be considered as having agreed to be bound by the rules and regulations as filed with the Public Service Commission of Wisconsin.
- (b) Application for sewer service shall be made in writing on a form furnished by the sewer utility. The application will contain the legal description of the property to be served, name of the owner, the exact use to be made of the service, and the size of the service connection.

SEC. 9-2-2 DEFINITIONS.

- (a) The following definitions are applicable to this Chapter:
 - (1) Approving Authority. The superintendent of the utility, Board of Public Works, or other designated official of the municipality, or their duly authorized deputy, agent, or representative.
 - (2) Biochemical Oxygen Demand (BOD). The quantity of oxygen utilized in the biochemical oxidation of organic matter in five (5) days at twenty degrees Centigrade (20°C), expressed as milligrams per liter. Quantitative determination of BOD shall be made in accordance with procedures set forth in "Standard Methods".
 - (3) Combined Sewer. A sewer receiving both surface runoff and sewage.
 - (4) Chlorine Requirement. The amount of chlorine in milligrams per liter which must be added to sewage to produce a residual as specified in the Wisconsin Pollutant Discharge Elimination System.
 - (5) Garbage. The residue from the preparation, cooking, and dispensing of food, and from the handling, storage, and sale of food products and produce.
 - (6) Ground Garbage. The residue from the preparation, cooking, and dispensing of food that has been shredded to such a degree that all particles will be carried freely in suspension under the flow conditions normally prevailing in public sewers with no particle greater than one-half (1/2) inch in any dimension.
 - (7) Industrial Waste. The wastewater from industrial process, trade, or business, as distinct from sanitary sewage, including cooling water and the discharge from sewage pretreatment facilities.
 - (8) Natural Outlet. Any outlet, including storm sewers and combined sewer overflows, into a watercourse, pond, ditch, lake, or other body of surface water or ground waters.
 - (9) Parts Per Million. A weight-to-weight ratio. The parts per million value multiplied by the factor 8.34 is equivalent to pounds per million gallons of water.
 - (10) Person. Any and all persons, including any individual, firm, company, municipal or private corporation, association, society, institution, enterprise, governmental agency, or other entity.

- (11) Sanitary Sewage. A combination of water-carried wastes from residences, business buildings, institutions, and industrial plants (other than industrial wastes from such plants); together with such ground, surface, and storm waters as may be present.
- (12) Sanitary Sewer. A sewer that conveys wastewater, industrial wastes or a combination of both, and into which storm, surface, and ground waters or unpolluted industrial wastes are not intentionally admitted.
- (13) Sewage. The spent water of a community. The preferred term is "wastewater".
- (14) Sewer. A pipe or conduit for conveying sewage or any other waste liquids, including storm, surface, and ground water drainage.
- (15) "Shall" is mandatory; "May" is permissible.
- (16) Slug. Any discharge of sewage or industrial waste which in concentration of any given constituent exceeds more than five (5) times the average twenty-four (24) hour concentration during normal operation, or the discharge of any volume of liquid waste which exceeds more than five (5) times in quantity of flow for a period of fifteen (15) minutes or more, the normal twenty-four (24) hour average discharge and shall adversely affect the collection system and/or performance of the wastewater treatment plant.
- (17) Standard Methods. The examination and analytical procedures set forth in the most recent edition of "Standard Methods for the Examination of Water, Sewage and Industrial Wastes" published jointly by the American Public Health Association, the American Water Works Association, and the Federation of Sewage and Industrial Wastes Associations.
- (18) Storm Sewer. A sewer that carries storm, surface, and ground water drainage but excludes sewage and industrial wastes.
- (19) Suspended Solids. Solids that either float on the surface of, or are in suspension in, water, wastewater, or industrial waste, and which are removable by a laboratory filtration device. Quantitative determination of suspended solids shall be made in accordance with procedures set forth in "Standard Methods".
- (20) Wastewater. A combination of the liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions, together with any ground water, surface water, and storm water that may be present.
- (21) Wastewater Collection System. The system of sewers and appurtenances for the collection, transportation and pumping of wastewater and industrial wastes.
- (22) Wastewater Treatment Plant. An assemblage of devices, structures, and equipment for treating and disposing of wastewater and industrial wastes.

SEC. 9-2-3 USE OF THE PUBLIC SEWERS.

- (a) **Sanitary Sewers**. No person shall cause to be discharged any storm water, surface drainage, subsurface drainage, ground water, roof runoff, cooling water, or unpolluted water into any sanitary sewer.
- (b) **Prohibitions and Limitations**. Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewer.

- (1) Any gasoline, benzine, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas.
- (2) Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any wastewater treatment process, or constitute a hazard to humans or animals or create any hazard in the receiving waters of the wastewater treatment plant.
- (3) Any waters or wastes having a pH lower than five (5.0) or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the wastewater treatment plant.
- (4) Any waters or wastes having a pH in excess of ten (10.0).
- (5) Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operations of the wastewater collection and treatment facilities such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, whole blood, paunch manure, hair and fleshings, entrails, and paper dishes, cups, milk containers, etc., either whole or ground by garbage grinders.
- (6) No persons shall discharge or cause to be discharged the following described substances, materials, waters or wastes if it appears likely in the opinion of the Approving Authority that such wastes can harm either the sewers, wastewater treatment plant or equipment, have an adverse affect on the receiving stream, or can otherwise endanger life, limb, property, or constitute a nuisance. In forming their opinion as to the acceptability of these wastes, the Approving Authority will give consideration to the sewers, nature of the wastewater treatment process, capacity of the wastewater treatment plant, and other pertinent factors. The substances prohibited are:
 - a. Any liquid or vapor having a temperature higher than one hundred fifty degrees Fahrenheit (150°F).
 - b. Any water or waste containing fats, wax, grease, or oils, whether emulsified or not which will or may cause obstruction to the flow in a sewer or other interference with the operation of the wastewater system.
 - c. Any commercial garbage that has not been properly shredded. The installation and operation of any commercial grinder equipped with a motor of one (1) horsepower or greater shall be subject to the review and approval of the Approving Authority.
 - d. Any waters or wastes containing iron, chromium, copper, zinc, mercury, and similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement, to such a degree that any such material received in the composite wastewater at the wastewater treatment plant exceeds the limits established by the Approving Authority for such materials.
 - e. Any waters or wastes containing phenols or other taste or odor producing substances in such concentrations exceeding limits which may be established by the Approving Authority as necessary after treatment of the composite wastewater, to meet the requirements of the State, Federal or other public agencies of jurisdiction for such discharge to the receiving waters.

- f. Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the Approving Authority in compliance with State or Federal Regulations.
 - g. Any water or wastes which, by interaction with other water or wastes in the sanitary sewer system, release obnoxious gases, for suspended solids which interfere with the collection system or create a condition deleterious to structures and treatment process.
 - h. Materials which exert or cause:
 - 1. Unusual B.O.D. chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the wastewater treatment plant.
 - 2. Unusual volume of flow or concentration of wastes constituting "slugs" as defined herein.
 - 3. Unusual concentrations of inert suspended solids (such as, but not limited to, fuller's earth, lime slurries, and lime residues) or of dissolved solids (such as, but not limited to, sodium sulfate).
 - 4. Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).
 - 5. Waters or wastes containing substances which are not amenable to treatment or reduction by the wastewater treatment processes employed, or are amenable to treatment only to such degree that the wastewater treatment plant effluent cannot meet the requirements of the Department of Natural Resources, Division of Environmental Protection of the State of Wisconsin.
- (c) **Special Arrangements.** No statement contained in this Article shall be construed as prohibiting any special agreement between the Approving Authority and any person whereby an industrial waste of unusual strength or character may be admitted to the sewage disposal works, either before or after pretreatment, provided that there is no impairment of the functioning of the sewage disposal works by reason of the admission of such wastes, and no extra costs are incurred by the utility without recompense by the person.

SEC. 9-2-4 CONTROL OF INDUSTRIAL WASTES DIRECTED TO PUBLIC SEWERS.

- (a) **Industrial Discharges.** If any waters or wastes are discharged, or proposed to be discharged to the public sewers, which waters or wastes contain substances or possess the characteristics enumerated in Section 9-2-3(b), and which in the judgment of the Approving Authority, have a deleterious effect upon the wastewater collection or treatment facilities, processes, equipment, or receiving waters, or which otherwise create a hazard to life, health, or constitute a public nuisance, the Approving Authority may:
 - (1) Reject the wastes.
 - (2) Require treatment to an acceptable condition for discharge to the public sewers.
 - (3) Require control over the quantities and rates of discharge.
- (b) **Control Manholes.**
 - (1) Each person discharging industrial wastes into a public sewer shall construct and maintain one (1) or more control manholes or access points to facilitate observation, measurement, and sampling of his wastes, including domestic sewage.

- (2) Control manholes or access facilities shall be located and built in a manner acceptable to the Approving Authority. If measuring and/or sampling devices are to be permanently installed, they shall be of a type acceptable to the Approving Authority.
 - (3) Control manholes, access facilities, and related equipment shall be installed by and at the expense of the person discharging the waste, and shall be maintained by that person so as to be in safe condition, accessible, and in proper operating condition at all times. Plans for installation of the control manholes or access facilities and related equipment shall be approved by the Approving Authority prior to the beginning of construction.
- (c) **Measurement of Flow.** The volume of flow used for computing industrial waste collection and treatment charges shall be the metered water consumption of the person as shown in the records of meter reading maintained by the Utility's water department.
- (d) **Metering of Waste.** Devices for measuring the volume of waste discharged may be required by the Approving Authority if the volume cannot otherwise be determined from the metered water consumption records. Metering devices for determining the volume of waste shall be installed, owned, and maintained by the person to accuracy standards acceptable to the Approving Authority and the Public Service Commission. Following approval and installation, such meters may not be removed without the consent of the Approving Authority.
- (e) **Provision for Deductions.** In the event that a person discharging industrial waste into the public sewers produces evidence satisfactory to the Approving Authority that more than ten percent (10%) of the total annual volume of water used for all purposes does not reach the public sewer, then the determination of the water consumption to be used in computing the waste volume discharged into the public sewer may be made a matter of agreement between the Approving Authority and the person.
- (f) **Waste Sampling.**
- (1) Industrial wastes discharged into the public sewers shall be subject to periodic inspection and a determination of character and concentration of said wastes. The determinations shall be made by the industry as often as may be deemed necessary by the Approving Authority.
 - (2) Samples shall be collected in such a manner as to be representative of the composition of the wastes. The sampling may be accomplished either manually or by the use of mechanical equipment acceptable to the Approving Authority.
 - (3) Installation, operation and maintenance of the sampling facilities shall be the responsibility of the person discharging the waste and shall be subject to the approval of the Approving Authority or its duly authorized representative at all times. Every care shall be exercised in the collection of samples to insure their preservation in a state comparable to that at the time the sample was taken.
- (g) **Pretreatment.** Where required, in the opinion of the Approving Authority, to modify or eliminate wastes that are harmful to the structures, processes or operation of the wastewater collection or treatment plant, the person shall provide, at his/her expense, such preliminary treatment or processing facilities as may be determined required to render his wastes acceptable for admission to the public sewers.
- (h) **Grease, Oil and Sand Interceptors.** Grease, oil and sand interceptors shall be provided when, in the opinion of the Approving Authority, they are necessary for

the proper handling of liquid wastes containing grease in excessive amounts or any flammable wastes, and/or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type readily accessible for cleaning and inspection. In maintaining these interceptors, the owner(s) shall be responsible for the proper removal and disposal by appropriate means of the captured material and shall maintain records of the dates and means of disposal which are subject to review by the Approving Authority. Disposal of the collected materials performed by owner's (s') personnel or currently licensed waste disposal firms must be in accordance with currently acceptable Wisconsin Department of Natural Resources rules and regulations.

(i) **Analyses.**

(1) Laboratory procedures used in the examination of industrial wastes shall be those set forth in "Standard Methods". However, alternate methods for certain analyses of industrial wastes may be used subject to mutual agreement between the Approving Authority and the person.

(2) Determination of the character and concentration of the industrial wastes shall be made by the person discharging the wastes or by the person's agent, as designated and required by the Approving Authority. The Utility may also make its own analyses on the wastes and these determinations shall be binding as a basis for charges.

(j) **Submission of Information.** Plans, specifications and any other pertinent information relating to proposed preliminary treatment of processing facilities shall be submitted for review of the Approving Authority prior to the start of their construction if the effluent from such facilities is to be discharged into the public sewers.

SEC. 9-2-5 CLASSES OF SERVICE.

(a) **General Service.** Normal or domestic wastewater is defined as having the organic concentration of Biochemical Oxygen Demand (B.O.D.) and Suspended Solids (S.S.) specified in Schedule Smg-1 of the rate file.

(b) **High-Strength Standards.** All establishments discharging high-strength wastes into the public sanitary sewer system shall be billed in accordance with the High-Strength Service Charge specified in Schedule Smg-2 of the rate file. The volume of flow used for computing the wastewater surcharge shall be metered water consumption as shown in records maintained by the water utility subject to adjustment as otherwise herein provided, or the actual volume of wastewater as determined by a waste metering installation.

SEC. 9-2-6 RIGHT-OF-ENTRY, IDENTIFICATION AND SAFETY.

Superintendent of the utility or other duly authorized employee of the Village or Utility bearing proper credentials and identification shall be permitted to enter all properties for the purpose of inspection, observation, testing, all in accordance with the provisions of these rules and regulations and Sec. 196.171, Wis. Stats. The superintendent of the Utility shall have no authority to inquire into any process beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterways or facilities for wastewater treatment. While performing the necessary work, the authorized person shall observe all safety rules applicable to the premises established by the property owner.

SEC. 9-2-7 SEWER CONSTRUCTION.

- (a) **Work Authorized.** No unauthorized person shall uncover, make any connections with or opening into, use, alter or disturb any public sewer or appurtenance thereof, without first obtaining a written permit from the Approving Authority.
- (b) **Cost of Sewer Connection.** All costs and expense incident to the installation and connection of the building sewer shall be borne by the owner.
- (c) **Use of Old Building Sewers.** Old building sewers may be used in connection with new buildings only when they are found, on examination and tests by the Approving Authority, to meet all requirements of this Chapter.
- (d) **Materials and Methods of Construction.** The size, slope, alignment, materials of construction of a building sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing and backfilling the trench, shall all conform to the requirements of the building and plumbing code or other applicable rules and regulations of the Village. In the absence of code provisions or in amplification thereof, the materials and procedures set forth in appropriate specifications of the A.S.T.M. and W.P.C.F. Manual of Practice No. 9 shall apply.
- (e) **Building Sewer Grade.** Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by an approved means and discharged to the building sewer.
- (f) **Storm and Ground Water Drains.** No person shall make connection of roof downspouts, exterior foundation drains, area-way drains or other sources of surface runoff or ground water to a building sewer or building drain which is connected directly or indirectly to a public sanitary sewer.
- (g) **Conformance to Plumbing Codes.** The connection of the building sewer into the public sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the Village, or the procedures set forth in appropriate specifications of the A.S.T.M. and the W.P.C.F. Manual of Practice No. 9. All such connections shall be made gas tight and water tight. Any deviation from the prescribed procedures and materials must be approved by the Approving Authority before installation.
- (h) **Inspection of Connection.** The applicant for the building sewer permit shall notify the Approving Authority when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Approving Authority.
- (i) **Barricades; Restoration.** All excavations for the building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the Village.

SEC. 9-2-8 VIOLATIONS AND PENALTIES.

- (a) **Written Notice of Violation.** Any person found to be violating any provision of these rules and regulations shall be served by the Approving Authority with a written notice stating the nature of the violation and providing a reasonable time for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

- (b) **Accidental Discharge.** Any person found to be responsible for accidentally allowing a deleterious discharge into the sewer which causes damage to the treatment facilities, receiving body of water and/or downstream waters shall, in addition to a forfeiture, pay the amount to cover damages, both values to be established by the Approving Authority.

SEC. 9-2-9 CREDIT FOR WATER NOT DISCHARGED TO SEWER.

If a portion of the water furnished to any customer is not discharged into the sewer system, the quantity of such water will be deducted in computing the charge for sewer service, provided a meter has been installed to measure such water. The customer must, at his/her own expense, make necessary changes in the water piping and install couplings so that a meter can be set. See rate Schedule Am-1 for applicable charges.

SEC. 9-2-10 SEWER MAIN EXTENSION RULE.

Sewer mains will be extended for new customers on the following basis:

- (a) Where the cost of the extension is to immediately be collected through assessment by the municipality against the abutting property, the procedure set forth under Sec. 66.60, Wis. Stats., will apply, and no additional customer contribution to the utility will be required.
- (b) Where the municipality is unwilling or unable to make a special assessment, the extension will be made on a customer-financed basis as follows:
 - (1) The applicant(s) will advance as a contribution in aid of construction, the total amount equivalent to that which would have been assessed for all property under Subsection (a).
 - (2) Part of the contribution required in Subsection (b)(1) will be refundable. When additional customers are connected to the extended main within twenty (20) years of the date of completion, contributions in aid of construction will be collected equal to the amount which would have been assessed under Subsection (a) for the abutting property being served. This amount will be refunded to the original contributor(s). In no case will the contributions received from additional customers exceed the proportionate amount which would have been required under Subsection (a), nor will it exceed the total assessable cost of the original extension.
- (c) When a customer connects to an existing main installed at utility expense within twenty (20) years of the date of completion, there will be a contribution required of an amount equivalent to that which would have been assessed under Subsection (a).

SEC. 9-2-11 THROUGH SEC. 9-2-19 RESERVED FOR FUTURE USE.

SEC. 9-2-11 MISCELLANEOUS RULES & REGULATIONS

- (a) The utility shall maintain the sewer service within the limits of the Village of Colfax. The property owner shall maintain the sewer lateral from the public sewer main to the structure or building on the owner's property, which maintenance shall include payment of all expenses associated with replacement, cleaning and maintenance of the lateral line. The utility shall be responsible for replacement cost of the curb, gutter, and any street repairs, except that the property owner shall be charged a street-opening fee of \$1,000.00. The property owner must notify the Village prior to initiating work on any lateral maintenance. It shall be the property owner's obligation to keep the sewer service lateral free of defective conditions at all times.
- (b) The owner of each parcel of land adjacent to a sewer main on which there exists a building usable for human habitation or in a block through which such system is extended, shall connect to such system within thirty (30) days of notice in writing from the Village Board. Upon failure to so do the Board may cause such connection to be made and bill the property owner for such costs. If such costs are not paid within thirty (30) days, such costs shall be assessed as a special tax lien against the property, all pursuant to Sec. 281.45, Wis. Stats.; provided, however, that the owner may within thirty (30) days after the completion of the work file a written opinion with the Village Clerk stating that he cannot pay such amount in one (1) sum and ask that there be levied in not to exceed five (5) equal installments and that the amount shall be so collected with interest at the rate of twelve percent (12%) annum from the completion of the work, the unpaid balance being a special tax lien, all pursuant to Sec. 281.45, Wis. Stats.

In lieu of the above the Village Board at its option may impose a penalty for the period that the violation continues, after ten (10) days written notice to any owner failing to make a connection to the sewer system, of an amount equal to one hundred fifty percent (150%) of the minimum quarterly charge for sewer service payable quarterly for the period in which the failure to connect continues, and upon failure to make such payment said charge shall be assessed as a special tax lien against the property, all pursuant to Sec. 281.45, Wis. Stats.

This Section ordains that the failure to connect to the sewer system is contrary to the minimum health standards of said Village of Colfax and fails to assure preservation of public health, comfort, and safety of said Village.

- (c) When any sewer service is to be re-laid, and there are two or more buildings on said service, each building shall be disconnected from said service, and a new sewer service shall be installed for each building.
- (d) A quarterly wastewater system maintenance fee of \$10.00 is hereby established, and will be applied to all classes of wastewater system users.

SEC. 9-2-12 VACATING OF PREMISES AND DISCONTINUANCE OF SERVICE.

Whenever premises served by the system are to be vacated, or whenever any person desires to discontinue service from the system; the system must be notified in writing. The owner of the premises shall be liable for any damages to the property or such damage which may be discovered having occurred to the property of the system other than through the fault of the system or its employees, representatives, or agents.

SEC. 9-2-13 CHARGES ARE A LIEN ON PROPERTY.

All sewer services, charges, and special assessments shall be a lien on a lot, part of a lot, or land on which sewer services were supplied. All sums which have accrued during the preceding year and which are unpaid by the first day of October and any year, shall be certified to the Village Clerk-Treasurer to be placed on the taxroll for collection as provided by Wisconsin Statutes.

SEC. 9-2-14 UNIT OF SERVICE DEFINITION.

- (a) A "unit of service" shall consist of any residential, commercial, industrial, or charitable aggregation of space or area occupied for a distinct purpose such as a residence, apartment, flat, store, office, industrial plant, church, or school. Each unit of service shall be regarded as one (1) consumer. Suites in houses, or apartments with complete housekeeping functions (such as cooking), shall be classed as apartment houses; thus houses and apartments having suites of one (1), two (2), or more rooms with toilet facilities, but without kitchen for cooking, are classed as rooming houses.
- (b) When a consumer's premises has several buildings, for which services are eligible and such buildings are used in the same business and connected by the user, the Village shall set a separate rate for such complex.

SEC. 9-2-15 ADOPTION OF OTHER RULES.

There is hereby adopted all the rules and regulations of the State Plumbing and State Building Codes and the building rules of the Department of Industry, Labor and Human Relations; and the Department of Natural Resources of the State of Wisconsin insofar as the same are applicable to the Village of Colfax. All extensions of the system will comply with administrative rules NR 103 and NR 110 of the Department of Natural Resources.

SEC. 9-2-16 THROUGH SEC. 9-2-19 RESERVED FOR FUTURE USE.

ARTICLE B

Rate Schedule

SEC. 9-2-20 GENERAL SEWER SERVICE – METERED – SMG-1.

(a)

Quarterly Sewer Charges

Meter size (inches)	Fixed Quarterly Charge
5/8 and 3/4	\$33.79
1	\$38.61
1 1/4	\$43.45
1 1/2	\$48.27
2	\$57.92
3	\$86.87
4	\$120.66
6	\$202.73
8	\$313.73

*updated
in 2010*

(b) **Plus Volume Charge.** For each one thousand (1,000) gallons domestic strength sewage discharged to the sanitary sewer system – ~~Two and 77/100 Dollars (\$2.77)~~ per one thousand (1,000) gallons. *Five and 15/100 Dollars (\$5.15)*

(c) **Water Not Discharged to Sewer.** If a portion of the water furnished to any customer is not discharged into the sewer system, the amount of such water will be deducted in computing the sewer service charge, provided a separate meter is installed. The customer must, at his/her own expense, make necessary changes in the water piping and install couplings so that a meter can be set. See Schedule AM-1 for charges.

(d) **Lawn Sprinkling.** Where water is used for lawn sprinkling, the sewer bill for the months of July, August and September in each year shall be based on water consumption during the preceding billing period unless consumption during each preceding quarter was greater than in the summer quarter.

(e) **Billing.** Billing shall be the same as Schedule Mg-1.

SEC. 9-2-21 COMMERCIAL AND INDUSTRIAL SEWER SERVICE – METERED – SMG-2.

(a) **Calculation of Bill.** When the sewage from any contributor does not exceed the strength limitations of two hundred fifty (250) mg/1 for B.O.D. and for Suspended Solids, the sewer bill shall be calculated under Schedule Smg-1. Where the waste of any contributor exceeds the above strength, a periodic sampling shall be taken and the sewage analyzed to determine the strength of said waste, which will be billed at the following rates:

(b) **Quarterly Service Charge.** Same as Schedule SMg-1.

(c) **Volume Charge.** Charge shall be comprised as follows:

\$ 5.15

Volume -- ~~\$2.77~~ per 1,000 gallons.

Bio-Chemical Oxygen Demand (B.O.D.) -- \$.16.1 per pound in excess of 250 mg/1.

Suspended Solids (S.S.) -- \$.16.4 per pound in excess of 250 mg/1.

(d) **Billing.** Same as Schedule Smg-1.

SEC. 9-2-22 GENERAL SEWER SERVICE – UNMETERED – SUM-1.

(a) **Applicability.** Service shall be billed at the rate of Fifty-seven and 81/100 Dollars (\$57.81) per quarter. This rate shall be applied only to single-family residential and small commercial customers and approximates the cost for thirteen thousand (13,000) gallons per quarter discharged to the sewer system. If it is determined by the utility that the user discharges more than thirteen thousand (13,000) gallons per quarter to the system, an additional charge of ~~Two and 77/100 Dollars (2.77)~~ per one thousand (1,000) gallons will be made for estimated additional usage. *Five and 15/100 Dollars (\$5.15)*

(b) **Billing.** Same as Schedule Mg-1.

SEC. 9-2-23 WATER AND SEWER LATERAL INSTALLATION CHARGE – CZ-1

The initial water service lateral will be installed from the main through the curb stop and box and the initial sewer service lateral will be installed from the main to the property line by the utility, for which there will be made a charge as follows:

(a) 1-inch copper water service		Actual Cost
(b) 4-inch sewer service		Actual Cost
(c) Larger sized services		Actual Cost

CHAPTER 4

Miscellaneous Utilities Regulations

- 9-4-1 Management of Village Waterworks and Sanitary Sewer System
- 9-4-2 Water and Sewer Utilities Combined

SEC. 9-4-1 MANAGEMENT OF VILLAGE WATERWORKS AND SANITARY SEWER SYSTEM.

- (a) **Committee on Public Works to Administer.** The operation of the Village water and sanitary sewer systems shall be under the jurisdiction of the Committee on Public Works of the Village Board.
- (b) **Duties of Committee.**
 - (1) The Committee on Public Works shall have entire charge and management of the waterworks and sanitary and storm sewer systems and the sewage disposal plant of the Village of Colfax under the general control of the Village Board.
 - (2) The Committee shall see that all officials and employees under its jurisdiction perform their duties and shall from time to time report and recommend to the Village Board any repairs, additions or improvements to such systems as they deem necessary.
 - (3) The Committee of Public Works shall exercise general executive supervision over the Village waterworks and sewage disposal plant and the sewer and water utility system.

SEC. 9-4-2 WATER AND SEWER UTILITIES COMBINED.

For the purpose of acquiring economy and convenience, the water and sewer utilities of the Village of Colfax are hereby combined into one (1) public utility pursuant to Sec. 66.077, Wis. Stats., quantities of water as may be demanded for the purpose of extinguishing fires within the Village limits. For all other purposes the metered or other special rates as may be established shall apply.

- (a) **General Public Service.** Water service supplied Village buildings, schools, etc. shall be metered and the regular service rates applied. Water used for flushing sewers, street sprinkling, flooding skating rinks, drinking fountains, etc. shall be metered where meters can be set to measure the service. Where it is impossible to measure such service, the Committee shall estimate the gallons of water used, based on the pressure, size of opening and period of time water is allowed to flow. The estimated quantity shall be billed at twenty cents (20¢) per one thousand (1,000) gallons.
- (b) **General Water Service – Unmetered.** Where the utility is temporarily unable to install a water meter, general service will be supplied on the following basis: Single-family home or small commercial user -- Three and 75/100 Dollars (\$3.75) per quarter.

9-4-3 WELLHEAD PROTECTION.

(1) CONSTRUCTION OF ORDINANCE

(a) **TITLE** – This chapter shall be known, cited, and referred to as the “Wellhead Protection Ordinance” (hereafter WHP ORDINANCE).

(b) PURPOSE AND AUTHORITY

1. The residents of the Village of Colfax (hereafter Village) depend exclusively on groundwater for a safe drinking water supply. Certain land use practices and activities can seriously threaten or degrade groundwater quality. The purpose of the WHP Ordinance is to institute land use regulations and restrictions to protect the Village municipal water supply and well fields, and to promote the public health, safety, and general welfare of the residents of the Village.

2. These regulations are established pursuant to the authority granted to Villages by the Wisconsin Legislature in ss. 62.23(7) Wis. Stats. to adopt ordinances to protect groundwater.

(c) **APPLICABILITY.** The regulations specified in the WHP ORDINANCE shall apply within the Village boundary limits.

(2) DEFINITIONS

(a) **EXISTING FACILITIES** – “Existing facilities” means current facilities, practices, and activities that may cause or threaten to cause environmental pollution within that portion of the Village’s wellhead protection area that lies within the corporate limits of the Village. Existing facilities include but are not limited to the type listed in the Department of Natural Resources’ form 3300-215, Public Water Supply Potential Contaminant Use Inventory Form.

(b) **GROUNDWATER DIVIDE** – “Groundwater divide” means a ridge in the water table or the potentiometric surface from which groundwater flows away at right angles in both directions. The line of highest hydraulic head in the water table or potentiometric surface represents a groundwater divide.

(c) **GROUNDWATER PROTECTION OVERLAY DISTRICT** – “Groundwater protection overlay district” means that area described within the Village’s wellhead protection plan. A copy of the Village’s wellhead protection plan shall be available from the Village Clerk.

(d) **RECHARGE AREA** – “Recharge area” means the land area that contributes water to a well by infiltration of water into the subsurface and movement of groundwater toward the well.

(e) **TIME OF TRAVEL** – “Time of travel” means the determined or estimated time required for a contaminant to move in the saturated zone from a specific point to a well.

(f) **WELL FIELD** – “Well field” means a piece of land used primarily for the purpose of supplying a location for construction of wells to supply a municipal water system.

(3) GROUNDWATER PROTECTION OVERLAY DISTRICT (hereafter DISTRICT).

(a) **INTENT.** The area to be protected as a District is based on the delineated Source Water Protection Areas in the Colfax Area Source Water Protection Plan (February 2008).

These lands are subject to land use and development restrictions because of their close proximity to the well fields and the corresponding high threat of contamination.

(b) **PERMITTED USES.** Subject to the exemptions listed in section (3)(e), the following are the only permitted uses within the DISTRICT. Uses not listed are to be considered non-permitted uses.

1. Parks provided there is no on-site waste disposal or fuel storage tank facilities associated with this use.
 2. Playgrounds.
 3. Wildlife areas.
 4. Non-motorized trails, such as biking, skiing, nature and fitness trails.
 5. Municipally sewered residential development, free of flammable and combustible liquid underground storage tanks.
 6. Potential Contaminant Sources in the Protection Area listed in the "Colfax Area Source Water Protection Plan-February-2008" or any subsequent "Colfax Area Source Water Protection Plan" in effect at the time of the petition will be considered on a case by case basis, when the procedure below is followed:
 - (a) Individuals and/or Facilities may request the VILLAGE to permit additional land uses in the DISTRICT.
 - (b) All requests shall be in writing either on or in substantial compliance with forms to be provided by the VILLAGE and shall include an environmental assessment report prepared by a licensed environmental engineer. Said report shall be forwarded to the VILLAGE ENGINEER and/or designee(s) for recommendation and final decision by the VILLAGE BOARD.
 - (c) The Individual/Facility shall reimburse the VILLAGE for all consultant fees associated with this review at the invoiced amount plus administrative costs.
 - (d) Any permitted uses shall be conditional and may include required environmental and safety monitoring consistent with local, state and federal requirements, and/or bonds and/or sureties satisfactory to the VILLAGE, as well as compliance with all requirements of this ordinance.
- (c) **SEPARATION DISTANCES.** The following separation distances as specified in s. NR 811.16(4)(d), Wis. Adm. Code, shall be maintained and shall not be exempted as listed in section (3)(e).
1. Fifty (50) feet between a well and a storm sewer main.
 2. Two hundred (200) feet between a well and any sanitary sewer main, lift station or a single-family residential fuel oil tank. A lesser separation distance may be allowed for sanitary sewer mains where the sanitary sewer main is constructed of water main materials and joints and pressure-tested in place to meet current AWWA C600 specifications. In no case may the separation distance between a well and a sanitary sewer main be less than 50 feet.
 3. Four hundred (400) feet between a well and a septic system, tank, or drain field, and receiving fewer than 8,000 gallons per day, or a cemetery or a storm water drainage pond.
 4. Six hundred (600) feet between a well and any gasoline or fuel oil storage tank installation that has received written approval from the Wisconsin Department of Commerce (hereafter Commerce) or its designated agent under s. Comm 10.10, Wis. Adm. Code.
 5. One thousand (1,000) feet between a well and land application of municipal, commercial or industrial waste; industrial, commercial or municipal wastewater, lagoons or storage structures; manure stacks or storage structure; and septic tanks or soil absorption units receiving 8,000 gallons per day or more.

6. Twelve hundred (1,200) feet between a well and any solid waste storage, transportation, transfer, incineration, air curtain destructor, processing, one-time disposal or small demolition facility; sanitary landfill; coal storage area; gasoline or fuel oil storage tanks that have not received written approval from Commerce or its designated agent under s. Comm 10.10, Wis. Adm. Code; bulk fuel storage facilities and pesticide handling or storage facilities.

(d) REQUIREMENTS FOR EXISTING FACILITIES

1. Upon request by the Village, existing facilities must provide copies of federal, state, and local facility operation approvals or certificate and ongoing environmental monitoring results to the Village.
2. Existing facilities shall provide additional environmental or safety structures/monitoring as deemed necessary the Village, which may include but is not limited to stormwater runoff management and monitoring.
3. Existing facilities shall replace equipment or expand in a manner that improves the environmental and safety technologies already in existence.
4. Existing facilities shall have the responsibility of devising and filing with the Village a contingency plan satisfactory to the Village for the immediate notification of Village officials in the event of an emergency.

(e) EXEMPTIONS AND WAIVERS

1. Individuals and/or facilities may request the Village, in writing, to permit additional land uses in the District.
2. All requests shall be in writing and may require an environmental assessment report prepared by a licensed environmental engineer. Said report shall be forwarded to the Village and/or designee(s) for recommendation and final decision by the Board.
3. The individual/facility shall reimburse the Village for all consultant fees associated with this review at the invoiced amount plus administrative costs.
4. Any exemptions granted shall be conditional and may include required environmental and safety monitoring consistent with local, state and federal requirements, and/or bonds and/or securities satisfactory to the Village.

(4) ENFORCEMENT

- (a) In the event that an individual and/or facility causes the release of any contaminants that endanger the DISTRICT, the individual and/or facility causing said release shall immediately stop the release and clean up the release to the satisfaction of the Village.
- (b) The individual/facility shall be responsible for all costs of clean-up, including the following:
 1. Village consultant fees at the invoice amount plus administrative costs for oversight, review, and documentation.
 2. The cost of Village employees' time associated in any way with clean-up based on the hourly rate paid by the employee multiplied by a factor determined by the Village to represent the Village's cost for expenses, benefits, insurance, sick leave holidays, overtime, vacation and similar benefits.
 3. The cost of Village equipment employed.
 4. The cost of mileage reimbursed to Village employees attributed to the clean-up.
- (c) Following any such discharge the Village may require additional test monitoring and/or bonds/securities.
- (d) Enforcement shall be provided pursuant to section 13-1-154 of the Zoning Ordinance.

2022-03 ORDINANCE AMENDMENT – SEC. 9-2-11

AN ORDINANCE REGARDING SEWER UTILITY REGULATIONS AND RATES.

The Village Board of the Village of Colfax, Wisconsin, do ordain as follows:

SECTION 1. 2022-03 Ordinance Amendment to retract and repeal 2018-4 Ordinance Amendment that was effective August 1, 2018 which retracted and repealed Section 9-2-11 of the Code of Ordinances of the Village of Colfax, Wisconsin:

SEC. 9-2-11 MISCELLANEOUS RULES & REGULATIONS

- (a) The utility shall maintain the sewer service within the limits of the Village of Colfax. The property owner shall maintain the sewer lateral from the public sewer main to the structure or building on the owner's property, which maintenance shall include payment of all expenses associated with replacement, cleaning and maintenance of the lateral line. The utility shall be responsible for contracting or repairing the curb, gutter, and any street repairs and the property owner shall be billed for the actual cost of the repairs charged the street-opening fee at the time the construction/access street-opening permit is requested. The property owner must notify the Village prior to initiating work on any lateral maintenance. It shall be the property owner's obligation to keep the sewer service lateral free of defective conditions at all times.
- (b) The owner of each parcel of land adjacent to a sewer main on which there exists a building usable for human habitation or in a block through which such system is extended, shall connect to such system within thirty (30) days of notice in writing from the Village Board. Upon failure to so do the Board may cause such connection to be made and bill the property owner for such costs. If such costs are not paid within thirty (30) days, such costs shall be assessed as a special tax lien against the property, all pursuant to Sec. 281.45, Wis. Stats.; provided, however, that the owner may within thirty (30) days after the completion of the work file a written opinion with the Village Clerk stating that he cannot pay such amount in one (1) sum and ask that there be levied in not to exceed five (5) equal installments and that the amount shall be so collected with interest at the rate of twelve percent (12%) annum from the completion of the work, the unpaid balance being a special tax lien, all pursuant to Sec. 281.45, Wis. Stats.

In lieu of the above the Village Board at its option may impose a penalty for the period that the violation continues, after ten (10) days written notice to any owner failing to make a connection to the sewer system, of an amount equal to one hundred fifty percent (150%) of the minimum quarterly charge for sewer service payable quarterly for the period in which the failure to connect continues, and upon failure to make such payment said charge shall be assessed as a special tax lien against the property, all pursuant to Sec. 281.45, Wis. Stats.

This Section ordains that the failure to connect to the sewer system is contrary to the minimum health standards of said Village of Colfax and fails to assure preservation of public health, comfort, and safety of said Village.

- (c) When any sewer service is to be re-laid, and there are two or more buildings on said service, each building shall be disconnected from said service, and a new sewer service shall be installed for each building.

(d) A quarterly wastewater system maintenance fee of \$12.50 is hereby established, and will be applied to all classes of wastewater system users.

SECTION 2. This ordinance shall take effect upon passage and publication as required by law.

Adopted: 09/12/2022

Published: 09/28/2022

Village President

Village Clerk

Village of Colfax

Box 417 - Colfax, Wisconsin 54730 – Phone 715-962-3311
Fax 715-962-2221

Jody Albricht, President
Lynn M. Niggemann, Administrator-Clerk-Treasurer

CONSTRUCTION/ACCESS PERMIT RECOMMENDATION AND APPROVAL

Applicant (s):

Description:

Purpose:

Location/Street:

The undersigned applicant(s) hereby request from the Village of Colfax, a temporary permit to occupy and use municipal land for the above stated purpose, and to operate necessary equipment thereon. The applicant(s) shall restore the disturbed site; including replacement and compaction with clean, proper backfill material; and the installation of base course to restore the disturbed area to village street ordinance specifications, prior to paving. The applicant(s) shall preserve, protect, remove, or plant any vegetation that may be deemed desirable to prevent soil erosion. The applicant(s) shall apply topsoil, seeding and mulch to the disturbed area.

This permit shall terminate upon completion of the construction project for which this instrument if given.

(Applicant)

(Date)

(Applicant)

(Date)

Street Department
Recommendation:

(Supervisor)

(Date)

Approved By
Street Committee
Chairperson:

(Signature)

(Date)

Project Name: _____

Parcel #: _____

Fee: \$2,500.00 Received on _____ day of _____, 20__ BY: _____

Colfax Rescue Notification of Grant Award.

Colfax Rescue applied for a one time E.M.S. Flex-Grant (Wisconsin Applied Covid funds) in July of 2022. We applied for funds for a new ambulance, stretcher autoloader device and updated computers totalling \$238,000.00.

On September 30, 2022 the state of Wisconsin awarded funds to all who applied. Colfax Rescue was awarded \$101,830.00. We can apply these funds to purchase any of the above as we see fit. My recommendation is to apply these funds towards an ambulance purchase. Keeping in mind this award only covers approximately 1/3 the cost of an ambulance. Current cost estimates for ambulance purchase came from Menomonie and Eau Claire who spec'd ambulances were \$310,000.00 to \$315,000.00. Which means Colfax would have to fund or finance approximately \$213,170.00 on delivery. This award needs to be closed by September 23, 2023 with the possibility of applying for an extension till June 2024.

I have included a spreadsheet to show our neighboring service awards which shows we are in the upper part of grants awarded.

So with this notice I am needing 1. For the board to accept this grant. 2. Permission to spec out an ambulance and put out for bids on a rapid timeline. The out time once a bid is accepted is 12 to 18 months.

Respectfully submitted;
Donald R. Knutson A.E.M.T.
Director,
Colfax Rescue

WISCONSIN EMS FLEX GRANT	
COLFAX	\$101,830.00
BOYCEVILLE	\$101,920.00
MENOMONIE	\$96,570.00
DALLAS	\$9,030.00
CHETEK AMB	\$126,220.00
CHETEK 1ST RESP	\$29,740.00
BLOOMER 1ST RESP	\$5,500.00
BLOOMER AMB	\$17,970.00
CADOTT	\$22,800.00
CITY OF CHIPPEWA	\$90,750.00
CORNELL	\$9,930.00
EAGLE POINT 1ST RESP	\$154,800.00
TILDEN 1 RESP	\$35,650.00
WHEATON 1ST RESP	\$69,770.00
EAU CLAIRE FIRE	\$30,460.00
EMERGICARE	\$14,200.00
FALL CREEK 1ST RESP	\$3,850.00
BALDWIN	\$112,110.00
GLENWOOD CITY	\$118,130.00
NEW RICHMOND	\$33,870.00
ELM WOOD	\$40,910.00
SPRING VALLEY	\$12,840.00
CLEAR LAKE	\$66,320.00
AMERY	\$62,300.00
PEPIN	\$85,570.00
MONDOVI	\$116,770.00

Tony Evers
Governor

Karen E. Timberlake
Secretary



State of Wisconsin
Department of Health Services

DIVISION OF PUBLIC HEALTH

1 WEST WILSON STREET
PO BOX 2659
MADISON WI 53701-2659

Telephone: 608-266-1251
Fax: 608-267-2832
TTY: 711 or 800-947-3529

September 20, 2022

Colfax Rescue Squad (6000760)
PO BOX 417
COLFAX, WI 54730

RE: Emergency Medical Services (EMS) Flex Grant Award

Dear Service Director:

The Wisconsin Department of Health Services, Division of Public Health, Office of Preparedness and Emergency Healthcare's EMS Section is pleased to notify you of your EMS Flex Grant award in the amount of **\$101,830**

Please retain this letter for your records and complete the following steps to begin expending your funds.

1. Accept funds through E-Licensing including certifying the conditions of award.
2. Submit a revised budget in E-Licensing by October 3, 2022.
3. Receive written confirmation from the EMS section accepting revised budget.
4. Begin making grant expenditures.

Additional information regarding the EMS Flex Grant:

- Grant payments will be made in two parts.
 - Initial payment of half the award amount will be distributed beginning September 30, 2022.
 - The remaining award balance will be distributed after successful submission of budget and progress reports.
 - All funding will be distributed via automated clearing house (ACH) deposit. Bank account set-ups or updates can be completed by submitting a DOA 6456 Form in E-Licensing.
- All awarded funds must be spent by September 23, 2023.
- Budget and progress reports are due on March 21, 2023 with a close-out report due on September 30, 2023. *Double checking file extension till 6/24*
 - Reports will be completed electronically in E-Licensing.
 - Webinar on the reporting process will be held on October 18, 2022.
- Awardees shall utilize funding as detailed in their approved grant budget.
- Awardees shall maintain accurate records and documentation for five years.

Please direct questions regarding the EMS Flex Grant to DHSFlexGrant@dhs.wisconsin.gov.

Sincerely,

Natalie Easterday, Director
Office of Preparedness and Emergency Health Care
Wisconsin Department of Health Services

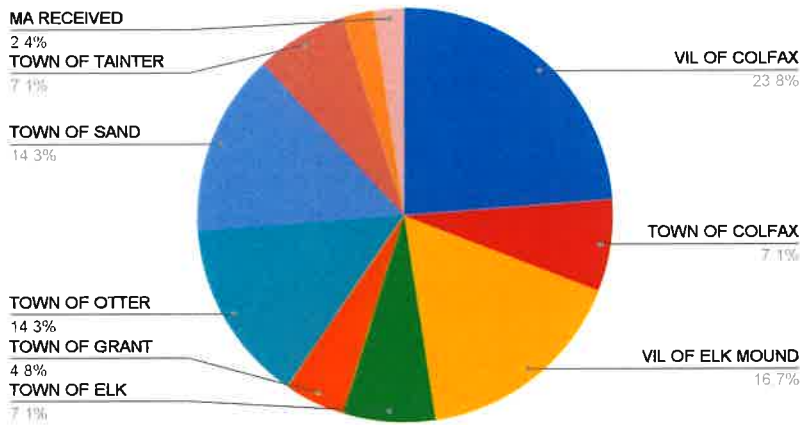
www.dhs.wisconsin.gov

COLFAX RESCUE AUGUST 2022 REPORT

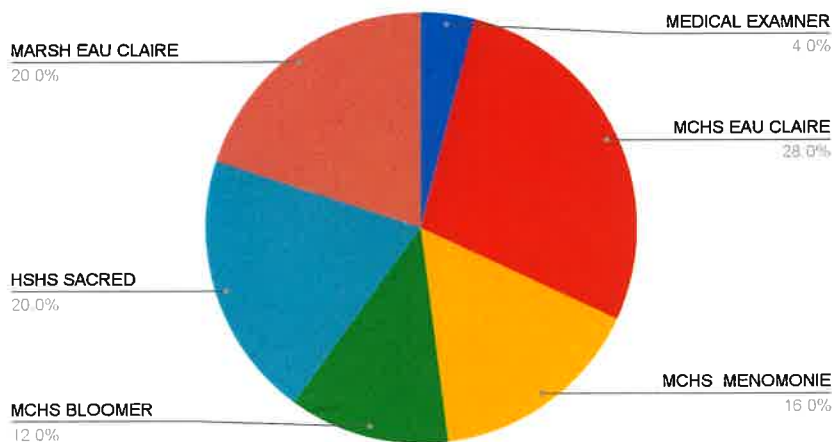
MUNICIPALITIES RESPONDED TO/ RECEIVING FACILITIES:

VILLAGE OF COLFAX	10	MCHS EAU CLAIRE	7
TOWNSHIP OF COLFAX	3	MCHS MENOMONIE	4
VILLAGE OF ELK MOUND	7	MCHS BLOOMER	3
TOWNSHIP OF ELK MOUND	3	MCHS BARRON	0
TOWNSHIP OF GRANT	2	HSHS SACRED HEART	5
TOWNSHIP OF OTTER CREEK	6	HSHS ST JOE	0
TOWNSHIP OF SAND CREEK	6	MARSHFIELD HS EAU CLAIRE	5
TOWNSHIP OF TAINTER	3	MARSHFIELD HS RICE LAKE	0
VILLAGE OF WHEELER	0	CANCELED/REFUSED/STDBY	16
BOYCEVILLE M.A. GIVEN	0	MEDICAL EXAMINER	1
MENOMONIE M.A. GIVEN	0	MENOMONIE MUTUAL AID RECD.	1

MUNICIPALITIES 2022



RECEIVING FACILITIES 2022



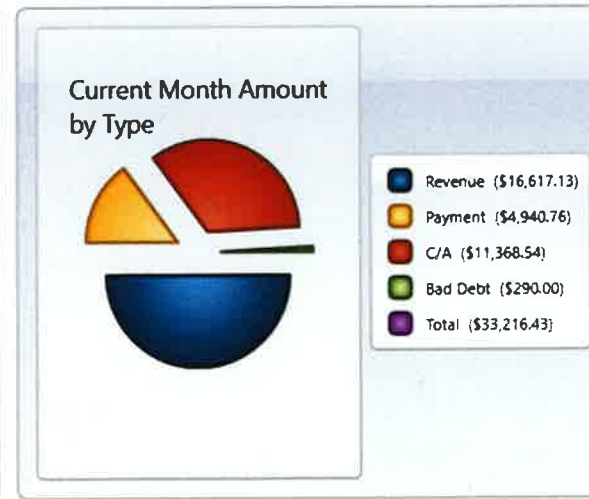
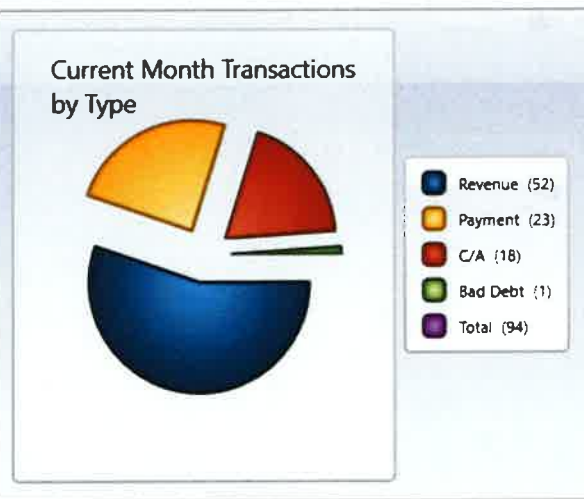
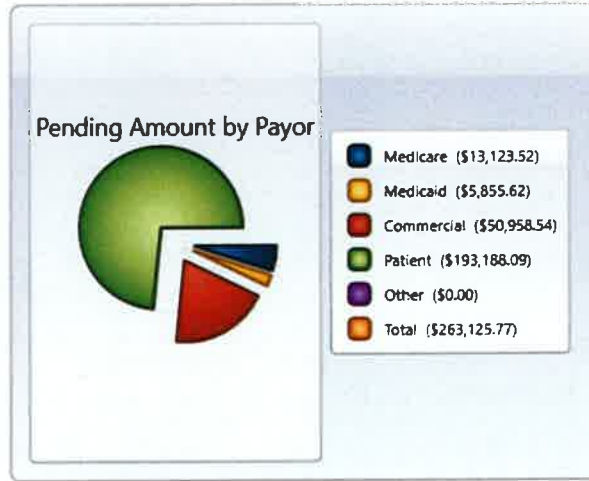
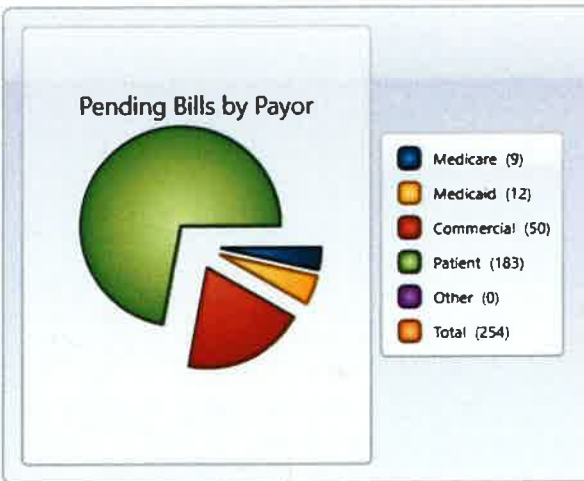
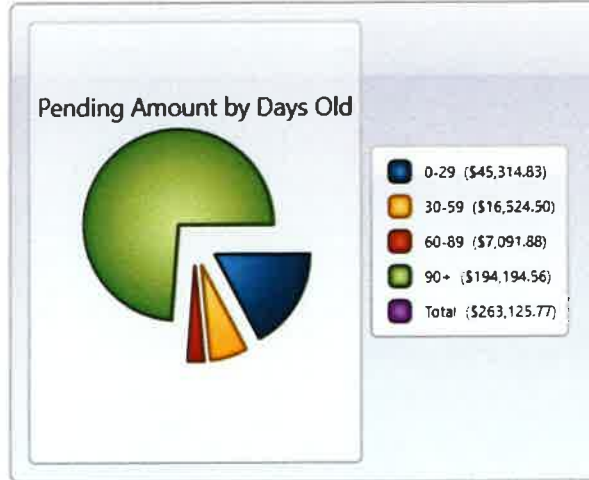
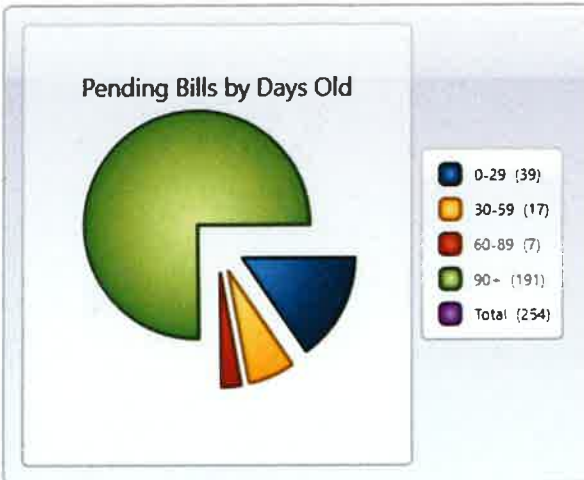
FLEET:

	Beginning Mileage	month end mileage	Yearly Mileage	Fuel Cost pump price	Maintenance	Hours	fleet operation cost per mile
M7 (2011 Dodge)	89014	96208	7194	\$3,588.38	\$335.79	220	\$0.55
M8 (2014 Dodge)	70408	73507	3099	\$1,949.06	\$915.57	102	\$0.92
Total 2022			10293	\$5,537.44	\$1,251.36	116	\$0.66

CRS NOTES:

- CRS HELD ITS ANNUAL MEETING WITH THE FOLLOWING MUNICIPALITIES REPRESENTED: VILLAGE OF COLFAX, VILLAGE OF ELK MOUND, TOWN OF ELK MOUND, AND TOWN OF OTTER CREEK.
- M8 HAD AN OIL CHANGE (3 GAL SYNTHETIC), FUEL FILTERS AND CRANKCASE FILTERS REPLACED.
- M8 SCHEDULED FOR THE 19TH TO HAVE A PLUG REPLACED ON THE SUSPENSION RESERVOIR AND AN O RING INSTALLED SHOULD END SMALL LEAK.
- M7 HAD OIL CHANGE ON SEPTEMBER 8TH SUGGESTED BRAKES BE REPLACED WILL BE SCHEDULING.
- **THANK YOU TO KATHY AND TOM DUNBAR** FOR DONATING THE MULCH AROUND THE FLAG POLES IT IS VERY MUCH APPRECIATED!
- WE CRACK SEALED THE BLACK TOP THE BEGINNING OF AUGUST.
- COVID FINALLY STRUCK OUR STATION THEIR WAS ONE SHIFT I COULD NOT FILL SO DON RESPONDED WITH THE AMBULANCE AS A FIRST RESPONDER WITH MENOMONIE DISPATCHED RIGHT BEHIND HIM. FORTUNATELY THERE WAS NO NEED FOR TRANSPORTS THAT SHIFT.
- COLFAX RESCUE HAS BEEN ASKED TO SPONSOR A MENOMONIE HIGH SCHOOL STUDENT AND MENTOR FOR A LEARNING EXPERIENCE. WILL SHADOW AND LEARN THIS FALL TAKE THE EMT CLASS NEXT SPRING AND THEN ONCE OUT OF HIGH SCHOOL PURSUE A CAREER IN FIREFIGHTING/EMS.
- DON WILL BE TEACHING CPR FIRST AID TO ½ COLFAX PUBLIC SCHOOL STAFF IN THE EVENINGS IN OCTOBER/NOVEMBER.
- DON IS HOPING TO TAKE SOME TIME OFF IN OCTOBER ???
- WE HAVE INSTALLED THE PRINTER COPIERS THESE COMMERCIAL INKJET SHOULD IN THE LONG RUN REDUCE COST OF TONER/AND ELECTRICITY.
- M8 ALSO HAD A TURBO ACTUATOR REPLACED UNDER EXTENDED WARRANTY AT NO COST TO US.
- WE ARE STILL WAITING ON THE FLEX GRANT (\$200,000.00 TOWARD AN AMBULANCE, \$28,000.00 AUTOLOAD FOR M8, AND \$10,000.00 FOR COMPUTERS AND MOUNTS) AWARDS THAT WERE TO BE AWARDED IN AUGUST HAVE NOT BEEN AWARDED TO ANYONE AS OF 9/9/2022. I HAVE HEARD THROUGH THE EMS GRAPEVINE THAT MOST AGENCIES WILL BE HAPPY! I ALSO APPLIED FOR \$4,000.00 WORTH OF PAGERS FROM COMPEER FINANCIAL FOR CRS AND ELK MOUND NEW STAFF AS THEY COME ONBOARD, WE SHOULD FIND OUT IN OCTOBER ABOUT THIS GRANT.
- I WILL BE ATTENDING THE FIREBOARD MEETING FOR THE ELK MOUND FIRE DISTRICT ON THE 14TH TO VERIFY IT IS OK TO PARK AN AMBULANCE AT THEIR FIRE STATION.

FINANCIALS:





COLFAX POLICE DEPARTMENT

P.O. BOX 417, 619 MAIN ST.
COLFAX, WI 54730

AUGUST 2022 POLICE REPORT

Printed on September 23, 2022

CFS Date/Time	Description	Primary Units
08/02/22 08:24:22	DEATH- NATURAL	M2, ME2
08/03/22 07:29:21	JUVENILE	501, 217
08/03/22 12:27:45	CITY/COUNTY	501
08/03/22 17:50:53	VIOLATE COURT	508
08/04/22 14:35:47	911 HANG UP CALL -	501
08/04/22 21:30:02		219
08/05/22 21:51:24	TRAFFIC STOP	508
08/06/22 11:42:57		
08/07/22 04:20:35	SUSPICION	508, 214
08/07/22 04:26:53	DISORDERLY	
08/07/22 13:44:48	SUSPICION	212, 508
08/07/22 20:35:25	PARKING ORDINANCE	508
08/07/22 21:27:09	TRAFFIC STOP	508
08/08/22 02:52:22	DEATH	ME8
08/08/22 18:40:19	TRAFFIC STOP	508
08/08/22 21:01:18	SUSPICION	508
08/09/22 09:08:42	JUVENILE	217
08/09/22 15:23:54	911 HANG UP CALL -	207
08/11/22 12:22:32	ALARM	501, 215
08/11/22 15:29:20	EMERGENCY	501, CXMD7
08/13/22 14:48:41	PROPERTY	216
08/14/22 12:22:35	SUSPICION	217
08/15/22 20:56:16	EMERGENCY	508, CXMD7
08/16/22 07:05:25	EMERGENCY	CXMD7
08/16/22 12:08:14	STRAY/DEAD ANIMAL	501
08/16/22 17:59:06	PAPER SERVICE	214, 508
08/16/22 21:57:05	TRAFFIC STOP	214, 508
08/17/22 18:50:05	TRAFFIC STOP	207
08/17/22 23:15:06	SUSPICION	508, 229
08/18/22 10:22:43	SUSPICION	501
08/18/22 21:50:36	MISCELLANEOUS -	
08/20/22 01:05:34	BURGLARY - HOME	508
08/20/22 14:26:03	911 HANG UP CALL -	
08/20/22 17:02:10		508
08/20/22 17:11:56	TRAFFIC STOP	508
08/20/22 21:40:09	SUSPICION	508
08/21/22 23:22:16	SUSPICION	508, 214
08/22/22 00:15:36	SUSPICION	508, 214
08/22/22 16:10:41	SUSPICION	218
08/22/22 16:12:41	DISORDERLY	508, 207

CFS Date/Time	Description	Primary Units
08/22/22 20:36:03	TRAFFIC STOP	508
08/22/22 23:23:41	EMERGENCY	508, CXMD7
08/23/22 11:28:29	SUSPICION	501, 216
08/23/22 12:19:04	CITY/COUNTY	501
08/23/22 16:11:48	TRAFFIC RELATED	
08/24/22 14:29:53	CIVIL COMPLAINTS	501
08/24/22 18:15:23	CHECK WELFARE ON	226
08/25/22 04:40:29	SUSPICION	214
08/25/22 15:41:04		501
08/26/22 01:13:52	911 HANG UP CALL -	221
08/26/22 10:33:46	WARRANT ATTEMPTS	216
08/26/22 13:39:54	TRAFFIC STOP	216
08/26/22 18:57:53	PUBLIC RELATIONS	CXMD8
08/27/22 22:05:18	SUSPICION	508
08/28/22 01:11:05	SUSPICION	508
08/29/22 20:28:45	TRAFFIC STOP	508
08/29/22 20:49:01	TRAFFIC STOP	508
08/30/22 17:53:02	STRAY/DEAD ANIMAL	508
08/30/22 18:29:30	SUSPICION	508
08/31/22 15:48:38	EMERGENCY	CXMD7
08/31/22 15:56:25	EMERGENCY	M2, CXMD8
08/31/22 21:27:02	TRAFFIC STOP	508

Total Records: 62