

**CITY OF CHIPPEWA FALLS
BOARD OF PUBLIC WORKS
MEETING MINUTES
MONDAY, JULY 25, 2016 – 5:30 PM**

The Board of Public Works met in City Hall on Monday, July 25, 2016 at 5:30 PM. Present were Mayor Greg Hoffman, Director of Public Works Rick Rubenzer, Finance Manager Lynne Bauer, Alderperson Paul Olson and Darrin Senn. Also present at the meeting were Bob Schultz, Xcel Energy Community Service Manager, Cheri Barna, Xcel Energy Siting and Land Rights Agent and Matt Miller, Xcel Energy Hydro Department.

1. **Motion** by Bauer, seconded by Olson to approve the minutes of the June 27, 2016 Board of Public Works meeting. **All present voting aye. MOTION CARRIED.**

2. Bob Schultz, Cheri Barna and Matt Miller appeared on behalf of Xcel Energy to present the attached easement proposal for Chippewa Riverfront Park. Director of Public Works Rubenzer stated that Xcel Energy staff and City of Chippewa Falls staff had met approximately two months ago and that the attached proposed Easement agreement essentially depicted what was agreed to at the meeting. Mr. Schultz gave project history. He said access to the hydro dam tailrace area was needed to maintain or repair turbines. Emergency repair or scheduled maintenance would be done by assembling a floating barge loading dock utilizing a large, (80 ton), crane. He stated that no other land access to assemble the barge system would work other than the location on the attached easement. The existing bulkhead was last used in 1994 to access the tailrace area. The bulkhead has been removed as part of the 2016 Chippewa Riverfront Park Phase I project. Scheduled maintenance of the turbines may only be needed once every thirty to fifty years depending on Federal Energy Regulating Commission, (FERC) inspection of the turbines. Matt Miller stated that there were six turbines installed or maintained in 1994 and that a FERC inspection was scheduled for 2020. When future maintenance is required, the floating barges would be transported over an approximately twelve inch thick temporary mat assembled in sections in the easement access area. Set up of the floating barge system would take approximately 4 to 7 days and once set up, the temporary mats would be removed until the maintenance of the turbines had been completed. The turbine maintenance could take six months to years to complete. At completion, the temporary mat system would be re-installed to remove the floating barge system. Ms. Barna explained the recitals, easement details and exhibits to the Board. Director of Public Works Rubenzer asked about compensation. Ms. Barna used a similar location 2014 appraisal value of \$1.70 per square foot for the approximate 0.36 easement parcel. Finance Manager Bauer asked to add additional wording to insure the City had the final say on restoration of the easement area. Mr. Senn suggested stating something about using the temporary mats in the easement itself. Director of Public Works Rubenzer said to use “Chippewa Riverfront” in “A” and “B” of the recitals. Ms. Barna will make the suggested modifications and return to Director of Public Works Rubenzer by Wednesday, after which the draft will be forwarded to City Attorney Ferg for review and comment. After additional discussion;

Please note, these are draft minutes and may be amended until approved by the Common Council.

Motion by Senn, seconded by Olson to send a draft permanent access easement with Xcel Energy in Chippewa Riverfront to City Attorney Ferg for review and comment. After Attorney Ferg's review, the easement will again be considered by the Board of Public Works for a recommendation to the Common Council. **All present voting aye. MOTION CARRIED.**

3. Director of Public Works Rubenzer presented the attached policy recommendations from the City of Green Bay about "Children at Play", "Deaf Child Area" "Blind Child Area" and "Autistic Child Area" signs. The Board discussed circular letter 2011-18 from the Illinois Department of Transportation, an informational document from WIDOT and policies from the Wisconsin cities of Appleton, Brookfield, Eau Claire, Fitchburg, Hartland, Janesville, LaCrosse, Madison, Milwaukee, Racine and Waukesha. Consensus was that "Children at Play" signs are prohibited by the Manual of Uniform Traffic Control Devices, (MUTCD) but that Deaf Child, Blind Child and Autistic Child type signs weren't necessarily prohibited by MUTCD. Effectiveness of the Deaf, Blind and Autistic type signs has yet to be proven. A concern was listed that the City could be accused of promoting children at play in the street in the event of an accident. The Board directed Director of Public Works Rubenzer to draft a policy considering signs in the public right-of-way that incorporated;

1. All signs placed the City of Chippewa Falls public street rights-of-way shall conform to the Manual of Uniform Traffic Control Devices (MUTCD).
2. No new non-standard warning signs are to be installed on any City of Chippewa Falls street.
3. Any existing non-standard warning signs on City of Chippewa Falls streets may be allowed to remain in place until the end of their useful life, or that their need no longer exists, i.e., the person with the disability from the residence moves or dies. End of useful life includes but is not limited to sign knockdown damage, substandard sign retro reflectivity, removal due to conflicts with improvement projects or change in conditions that make it possible to have the signs removed earlier.
4. The City of Chippewa Falls City Attorney will periodically review the said sign policy.
5. Any requests for exceptions to #2 above will be considered by the Board of Public Works and City Attorney and recommended to the Common Council for action.

4. **Motion** by Senn, seconded by Olson to adjourn. **All present voting aye. MOTION CARRIED.** The Board of Public Works meeting adjourned at 6:25 P.M.


Richard J. Rubenzer, PE
Secretary, Board of Public Works

NOTICE OF PUBLIC MEETING

CITY OF CHIPPEWA FALLS, WISCONSIN

IN ACCORDANCE with the provisions of Chapter 19, Subchapter IV of the Statutes of the State of Wisconsin, notice is hereby given that a public meeting of the:

Board of Public Works: XXX

Reasonable accommodations for participation by individuals with disabilities will be made upon request. Please call 715-726-2736.

Will be held on **Monday, July 11, 2016 at 5:30 P.M. in the City Hall Council Chambers**, Chippewa Falls, Wisconsin. Items of business to be discussed or acted upon at this meeting are shown on the attached Agenda or listed below:

NOTE: If you are a board member and unable to attend this meeting, please contact the Engineering Dept at 726-2736.

NOTE:

THE BOARD OF PUBLIC WORKS MEETING

FOR

MONDAY, JULY 11, 2016

IS

CANCELLED

DUE TO A LACK OF AGENDA ITEMS.

NOTICE IS HEREBY GIVEN THAT A MAJORITY OF THE CITY COUNCIL MAY BE PRESENT AT THIS MEETING TO GATHER INFORMATION ABOUT A SUBJECT OVER WHICH THEY HAVE DECISION MAKING RESPONSIBILITY.

Please note that attachments to this agenda may not be final and are subject to change.
This agenda may be amended as it is reviewed.

CERTIFICATION

I hereby certify that a copy of this Notice was placed in the Chippewa Herald mailbox, 1st floor, City Hall and posted on the City Hall Bulletin Board on Wednesday, July 6, 2016 at 9:00 AM by Mary Bowe.

**CITY OF CHIPPEWA FALLS
BOARD OF PUBLIC WORKS
MEETING MINUTES
MONDAY, JUNE 27, 2016 – 5:30 PM**

The Board of Public Works met in City Hall on Monday, June 27, 2016 at 5:30 PM. Present were Mayor Greg Hoffman, Alderperson Paul Olson, Finance Manager Lynne Bauer Absent was Director of Public Works Rick Rubenzer and Darrin Senn. Also present at the meeting were Assistant City Engineer Robbie Krejci, Mike Metzenbauer, Ryan Metzenbauer, Pete Upton, and Beverly Carlson.

1. **Motion** by Olson, seconded by Bauer to approve the minutes of the June 13, 2016 Board of Public Works meeting. **All present voting aye. MOTION CARRIED.**

2. Assistant City Engineer Krejci discussed the Chippewa Falls Downtown Parking Lots and associated parking time restrictions. Further discussion included options for time restrictions on the parking lots at the intersection of Bridge Street and River Street and possible variations. **Motion** by Olson, seconded by Hoffman to recommend that the Common Council place a 24-hour parking restriction on the parking facility in the NW quadrant of Bridge Street and River Street (adjacent to S.E.H.), and a 2-Hour parking restriction be placed on the northern 11 stalls in the parking facility in the NE quadrant of Bridge Street and River Street with the remainder of the NE (adjacent to the Chamber of Commerce) lot being an 8-hour restriction including necessary ordinance revisions. **All present voting aye. MOTION CARRIED.**

3. The BPW considered the attached petition to discontinue the alley located in Block #13 Carson's addition bounded by Coleman Street, Superior Street and Willow Street. Krejci discussed the discontinuance process and the petition that was received with the four adjacent owner's signature. Krejci noted that since the petition was received three of the owners that signed the petition had contacted the Chippewa Falls Engineering Office to express regret in signing the petition. Beverly Carlson (501 Superior Street) submitted a letter (attached) discussing her opposition to discontinuing the alley. Krejci then discussed that private utility laterals that are present in the alley for 301 Coleman Street, 316 W Willow Street, and 501 Superior Street and the need for easements between the owners in the alley was discontinued. The BPW further discussed discontinuance options including do nothing, discontinue approximately half of the alley, or discontinue the entire alley. Pete Upton (Owner of 523 Superior Street) described his desire to build a garage on the lot line as a catalyst for submitting a discontinuance petition. Mr. Upton then discussed that the second option would be to file for a zoning variance and if that was granted discontinuance would not be necessary. **Motion** by Hoffman, seconded by Bauer to table the discontinuance request for Block #13 Carson's addition pending the outcome of Mr. Upton's proposed variance request for 523 Superior Street. **All present voting aye. MOTION CARRIED.**

4. The BPW discussed the request from the Chippewa Falls Youth Hockey Association for site preparation and grading work for the proposed Youth Hockey facility expansion. Krejci discussed the Public Works Department concern regarding utilizing public staff and equipment on private projects including potential liability, number of potential requests, legal ramifications, and workload considerations. Krejci noted that the Youth Hockey Association has discontinued their request for assistance on the project. **No action taken.**
5. The BPW considered Cray Inc.'s request for a wider than 35-foot driveway opening on Lake Wissota Drive, which is part of the proposed Cray development project in the Lake Wissota Business Park. Krejci indicated the request was being made to allow for semi traffic and truck turning movements into the proposed Cray site. Krejci also noted that the Public Works Department did not have safety concerns regarding the proposed width. **Motion** by Olson, seconded by Hoffman to grant Cray Inc. a driveway that exceeds 35-feet in width and is less than 70-feet in width on Lake Wissota Drive. **All present voting aye. MOTION CARRIED.**
6. **Motion** by Olson, seconded by Bauer to adjourn. **All present voting aye. MOTION CARRIED.** The Board of Public Works meeting adjourned at 6:12 P.M.



Robbie Krejci, PE
Acting Secretary, Board of Public Works

PERMANENT EASEMENT

The City of Chippewa Falls, a body corporate and politic under the Laws of Wisconsin (the "Grantor"), hereby grants to Northern States Power Company, a Wisconsin corporation, and its successors and assigns (collectively, the "Grantee"), this Permanent Easement as set forth below (the "Easement").

RECITALS

A. Grantor owns the property known as the Chippewa Riverfront ~~Park~~, located in the City of Chippewa Falls, County of Chippewa, State of Wisconsin, legally described as set forth on Exhibit A (the "Premises").

Chippewa Riverfront

B. Recently, Grantor and Grantee worked together during construction of the ~~new Riverfront Park~~ to remove the existing bulkhead from the Premises for aesthetic purposes for the new Riverfront Park.

C. The former bulkhead was constructed by Grantee in 1994 to access the tailrace of the Chippewa Falls Hydro Project for a major turbine-generator rehabilitation project. The Grantee wishes to maintain access to the tailrace area for any future capital, maintenance or emergency projects that may occur.

D. Grantor desires to grant to Grantee certain rights to construct a temporary loading dock when needed (the "Temporary Tailrace Loading Dock"), in the location depicted on the attached Exhibit B (the "Loading Dock Area").

E. Grantor also desires to grant to Grantee certain access rights to and from the Temporary Tailrace Loading Dock, which rights are over and across a portion of the Premises as shown on Exhibit B (the "Access Easement Area").

EASEMENT

NOW, THEREFORE, for good and valuable consideration, Grantor hereby grants to Grantee this Easement subject to the following terms and conditions.

1. Recitals. The Recitals are incorporated into and made a part of this Easement.
2. Easement. Grantee shall have the permanent, perpetual, non-exclusive right, privilege and easement:

This space is reserved for recording data

Return to

Xcel Energy
Siting and Land Rights
Attn: Cheri F. Barna
P.O. Box 8
Eau Claire, WI 54702

Parcel Identification Number/Tax Key Number

(a) to construct, install, operate, repair, remove, replace, reconstruct, alter, relocate, patrol, inspect, mark, improve, enlarge, and maintain a temporary loading dock within the Loading Dock Area; and

(b) for ingress and egress upon, in, over, and across the Access Easement Area by Grantee, its agents, its contractors, successors or assigns, their personnel, vehicles and equipment, to access the Loading Dock Area and the Temporary Tailrace Loading Dock. Grantee's rights shall include, but not be limited to, the right to survey, clear, construct, lay gravel, and use a road or access way with all culverts, bridging, and appurtenances (collectively, the "Access Improvements") necessary or reasonably useful for the safe and prudent use of the access rights set forth in this Easement. *↪ cite the use of temporary mats and best management practices approved by city.*

Grantor reserves the right to use the Loading Dock Area and the Access Easement Area for purposes that will not interfere with Grantee's full enjoyment of the easement rights granted in this Easement. Grantor and Grantee agree not to obstruct or interfere with each other's use of the easement rights identified herein.

Grantor also grants to Grantee the reasonable temporary use by Grantee of the Premises adjacent to the Loading Dock Area during construction, repair, or replacement of the Temporary Tailrace Loading Dock.

In exercising its rights herein, Grantee shall minimize disruption to park events as much as possible. If Grantee is going to construct a temporary access way on the Access Easement Area and/or construct the Temporary Tailrace Loading Dock, Grantee shall provide construction plans and a timeline to Grantor at least twelve (12) months prior to beginning said construction, except under emergency circumstances or where at least twelve (12) months prior notification is not possible. Furthermore, Grantee shall work with Grantor and the State of Wisconsin Department of Transportation to communicate and coordinate traffic control plans that are needed in order for Grantee to exercise its rights herein. Grantee also agrees to provide and install construction zone fencing and signage for safety purposes.

Grantee shall exercise reasonable care to avoid damaging the Premises in any manner not consistent with the purpose of this Easement. Grantee shall pay for or repair all direct damages caused by the exercise of these rights, including, but not limited to, landscaping, roads, and driveways. After the exercise of any of the rights granted herein, Grantee agrees to restore the Premises, the Loading Dock Area, and the Access Easement Area to as near *their* condition before said exercise as is reasonably possible and remove therefrom all debris, spoils, and equipment resulting from the use of the Premises, the Loading Dock Area, and the Access Easement Area.

Add stronger language to insure city is approving post repair restoration of the easement area.

3. Successors and Assigns. All provisions of this Easement, including the benefits and burdens, shall be deemed to run with the title to the Premises. This Easement shall be binding upon the parties hereto, their heirs, personal representatives, successors and assigns, and incorporates all agreements and stipulations between the parties, and no prior representations or statements, oral or written, shall modify, add, or change the terms hereof.

Dated: _____

NORTHERN STATES POWER COMPANY,
A WISCONSIN CORPORATION

By: _____
Pamela J. Rasmussen, Senior Manager
Siting & Land Rights
Xcel Energy Services Inc.
as Authorized Agent for Northern States Power
Company, a Wisconsin corporation

ACKNOWLEDGEMENT

STATE OF WISCONSIN)
) SS
COUNTY OF CHIPPEWA)

Personally came before me this ____ day of _____, 2016, the above-named Pamela J. Rasmussen, Senior Manager of Siting & Land Rights for Northern States Power Company, a Wisconsin corporation, to me known to be the person who executed the foregoing instrument and acknowledged the same.

Printed Name: _____
Notary Public, State of Wisconsin
My commission: _____

This Instrument was drafted by:
Michelle E. Martin
Axley Brynelson, LLP
N20W22961 Watertown Road
Waukesha, WI 53186

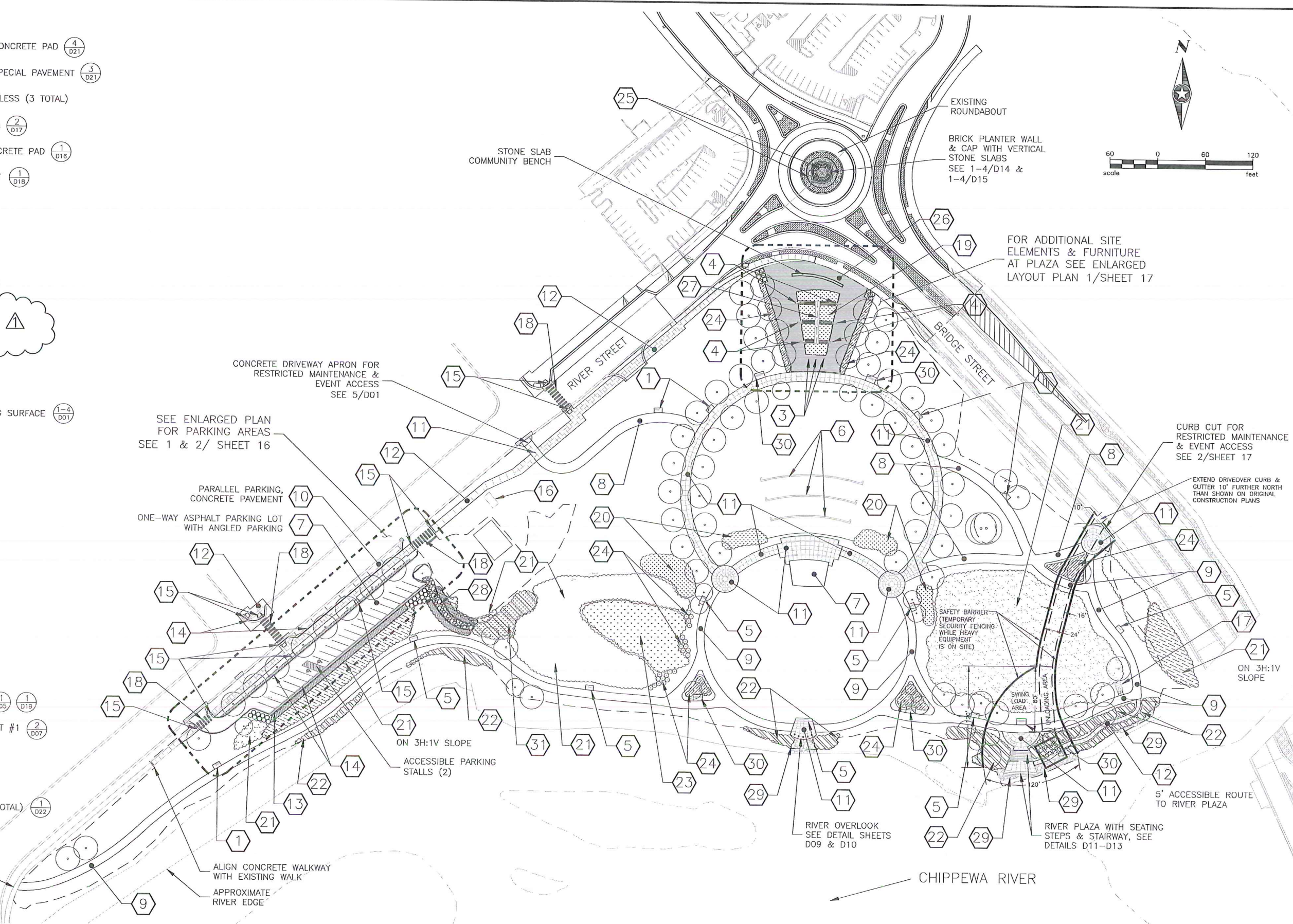
EXHIBIT A

LEGAL DESCRIPTION OF PREMISES

KEY: SITE FEATURES

- 1 PRE-FABRICATED BENCH ON CONCRETE PAD (4/D21)
- 2 PRE-FABRICATED BENCH ON SPECIAL PAVEMENT (3/D21)
- 3 PRE-FABRICATED BENCH, BACKLESS (3 TOTAL)
- 4 STONE BLOCK BENCH @ PLAZA (2/D17)
- 5 STONE BLOCK BENCH ON CONCRETE PAD (1/D16)
- 6 STONE BLOCK SEATING IN TURF (1/D18)
- 7 ASPHALTIC PAVEMENT (4/D04)
- 8 12' ASPHALT TRAIL (3/D04)
- 9 10' ASPHALT TRAIL (3/D04)
- 10 10" CONCRETE PAVEMENT (5/D04)
- 11 6" CONCRETE PAVEMENT (2/D04)
- 12 4" CONCRETE PAVEMENT (1/D04)
- 13 BEAM GUARDRAIL (5/D03)
- 14 CURB & GUTTER (1-4/D02)
- 15 PEDESTRIAN ACCESS & WARNING SURFACE (1-4/D01)
- 16 NEW ELECTRICAL TRANSFORMER
- 17 VAULT TOILET LOCATION (3/17)
- 18 CROSSWALK
- 19 PLAZA RAINGARDEN (1/60)
- 20 RAINGARDEN (2/60)
- 21 SHORT DRY/MESIC PRAIRIE
- 22 RIVER EDGE PLANTINGS
- 23 WETLAND IMPROVEMENT SEEDING
- 24 SHRUB MASSING
- 25 PERENNIAL & GRASS MASSING
- 26 SPECIAL PAVEMENT AT PLAZA (1/D05, 1/D19)
- 27 4-JET WATER FOUNTAIN, ADD ALT #1 (2/D07)
- 28 BOULDER SWALE (4/D03)
- 29 STONE STEPPERS/ROCK AT RIVER EDGE (3/D11)
- 30 SWING BENCH, ADD ALT #2 (5 TOTAL) (1/D22)
- 31 BIOINFILTRATION BASIN (3/60)

P:\AE\06\131073\Civil 3D\Phase 1 Park Design Civil 10-9-15\XCEL Energy Overview.dwg 7/6/2016 10:09 AM gickstadt



DRAWN BY: GMI	KL	02/06/2016	UPDATED DETAIL CALLOUTS.
DESIGNER: GMI			
CHECKED BY: TMM			
DESIGN TEAM	NO.	BY	DATE
			REVISIONS

SEH
 PHONE: 751.720.6200
 10 NORTH BRIDGE STREET
 CHIPPEWA FALLS, WI 54729-2550
 www.sehinc.com

**CHIPPEWA FALLS RIVERFRONT PARK
 XCEL ENERGY OVERVIEW**

FILE NO. CFCIT 131073	1
DATE 07-06-2016	2

EXHIBIT B

DEPICTION OF PREMISES, LOADING DOCK AREA, AND ACCESS EASEMENT AREA



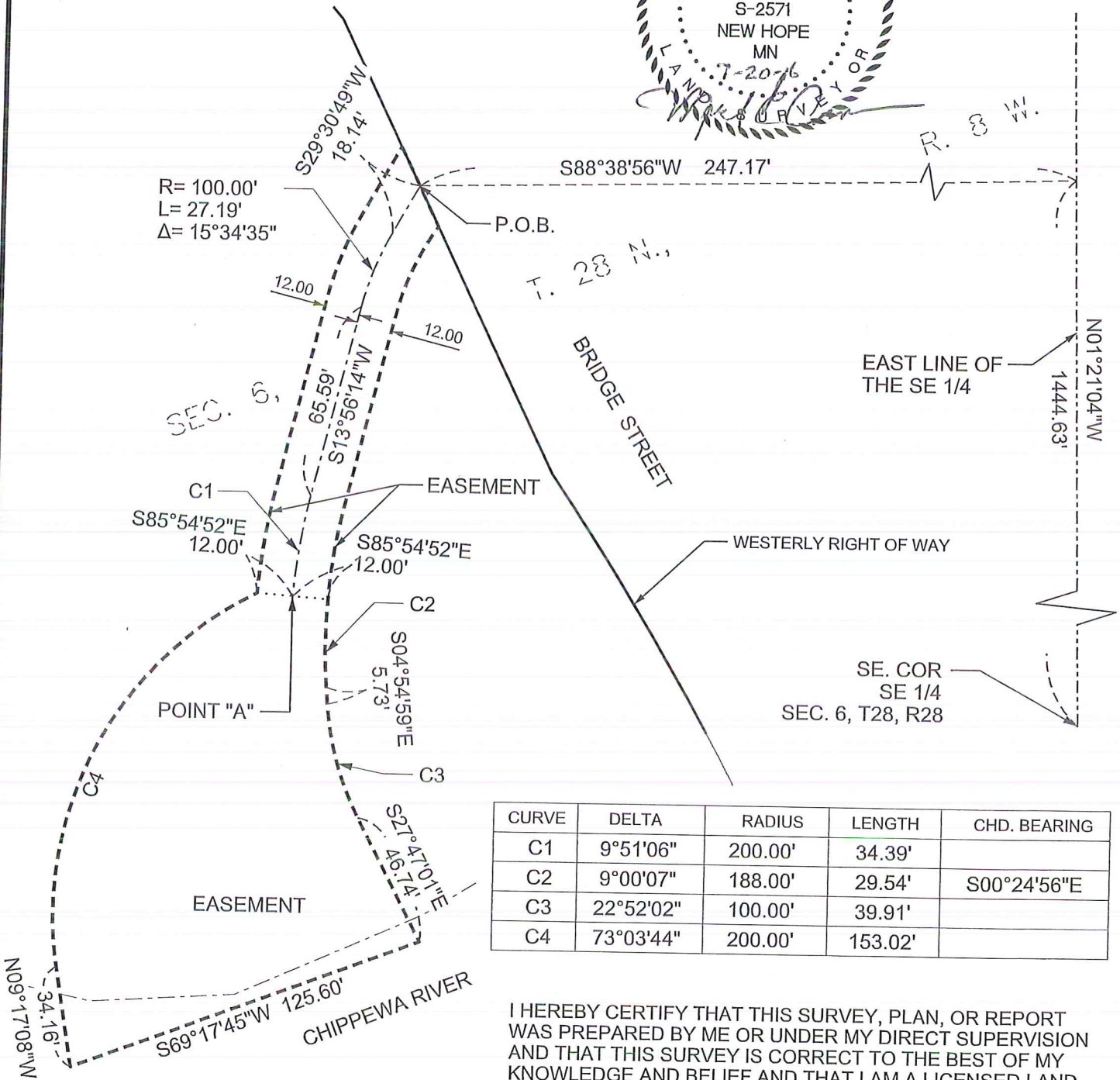
NORTHERN STATES POWER
WISCONSIN

EXHIBIT A SHEET 1 OF 5 SHEETS

Certificate of Survey
Location: Chippewa Falls, WI
Grantor: City of Chippewa Falls, WI
See sheets 2 through 5 for descriptions.



Scale: 1"=50'



CURVE	DELTA	RADIUS	LENGTH	CHD. BEARING
C1	9°51'06"	200.00'	34.39'	
C2	9°00'07"	188.00'	29.54'	S00°24'56"E
C3	22°52'02"	100.00'	39.91'	
C4	73°03'44"	200.00'	153.02'	

I HEREBY CERTIFY THAT THIS SURVEY, PLAN, OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT THIS SURVEY IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND THAT I AM A LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF WISCONSIN.

Michael E. Cannon
MICHAEL E. CANNON

LIC. NO. S-2571

DATE 7-20-16

LINE: Dist.
PARCEL:
SEC. 6, T.28 N., R.8 W., 4th P.M.
CO.: Eau Claire



NORTHERN STATES POWER
WISCONSIN

EXHIBIT A SHEET 2 OF 5 SHEETS

Certificate of Survey

Location: Chippewa Falls, WI

Grantor: City of Chippewa Falls, WI

"Premises":

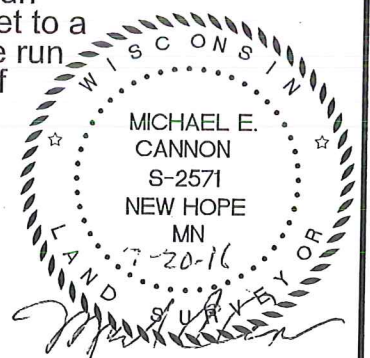
A parcel of land being a part of the Mill Reserve, Chippewa Falls, City of Chippewa Falls, Chippewa County, Wisconsin, being a part of Government Lot 4, Section 6, Township 28 North, Range 8 West, described as follows:

Commencing at the point of intersection of the southeasterly right of way line of River Street and the southwesterly right of way line of Bridge Street in the City of Chippewa Falls, Wisconsin, as per the recorded plat thereof; Thence run southeasterly along said southwesterly right of way line of Bridge Street a distance of 150 feet to the True Point of Beginning; Thence run southwesterly parallel with said southeasterly right of way line of River Street a distance of 320 feet, more or less, to a point on the easternmost line of a parcel of land conveyed by Wisconsin Central Ltd. to the City of Chippewa Falls, Wisconsin by quitclaim deed dated December 31, 1991; Thence run southeasterly at right angles to the last described course a distance of 50 feet; Thence run southwesterly parallel with said southeasterly right of way line of River Street a distance of 30 feet, more or less; Thence run southeasterly a distance of 210 feet, more or less, to a point on the meander line of the east bank of the Chippewa River; Thence run southeasterly along said meander line to its intersection with the meander line of the west bank of Duncan Creek; Thence run northeasterly along said meander line of the west bank of Duncan Creek 72 feet, more or less, to a point which is approximately 70 feet from the Bridge Street bridge structure crossing Duncan Creek, as measured along said Duncan Creek meander line, more or less; Thence east to Bridge Street to the southwesterly right of way line of Bridge Street, as now located and constructed; Thence run northwesterly along said southwesterly right of way line of Bridge Street to the point of beginning.

LESS AND EXCEPT from the property hereinabove described three (3) parcels of land described as follows:

Excepted Parcel No. 1: Beginning at a point on the southwesterly right of way line of Bridge Street, 200 feet southeasterly from the southeasterly right of way line of River Street, as measured along said southwesterly right of way line of Bridge Street; Thence run in a southwesterly direction on a line parallel with said southeasterly right of way line of River Street a distance of 155 feet; Thence run in a southeasterly direction on a line parallel with said southwesterly right of way line of Bridge Street a distance of 83.5 feet to a point of intersection with a line running parallel with and 21.5 feet distant northeasterly measured at right angles) from the centerline of the spur track as originally located nearest the parcel of land herein described; Thence run southeasterly along the last described parallel line to a point of intersection with a line running parallel with and 325 feet distant southeasterly (measured at right angles) from the southeasterly line of said River Street; Thence run northeasterly along the last described parallel line a distance of 127.3 feet to a point of intersection with said southwesterly line of Bridge Street; Thence run northwesterly along said southwesterly line of Bridge Street a distance of 125 feet to the place of beginning. (CONT'D. ON NEXT SHEET)

LINE: Dist.
PARCEL:
SEC. 6, T.28 N., R.8 W., 4th P.M.
CO.: Eau Claire





NORTHERN STATES POWER
WISCONSIN

EXHIBIT A SHEET 3 OF 5 SHEETS

Certificate of Survey
Location: Chippewa Falls, WI
Grantor: City of Chippewa Falls, WI

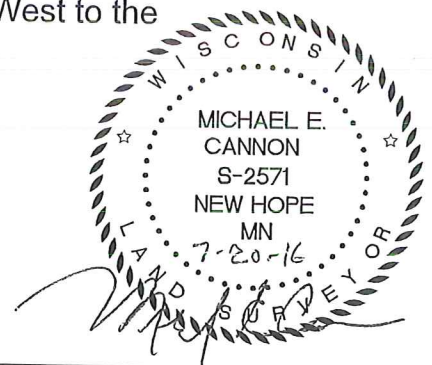
"Premises": (CONT'D. FROM SHEET 2)

Excepted Parcel No. 2: A parcel of land conveyed by quitclaim deed dated December 26, 1991, from Wisconsin Central Ltd. to the City of Chippewa Falls, Wisconsin, and described in said deed as follows:

A part of Government Lots 3 and 4 of Section 6, Township 28 North, Range 8 West, City of Chippewa Falls, Chippewa County, Wisconsin, more particularly described as follows:

Commencing at the intersection of the centerlines of Bay and River Streets in said City; Thence southwesterly along the centerline of River Street 260 feet; Thence southeasterly at right angles to said River Street centerline along a line which also has a bearing of South 45 degrees East 183 feet to the Point of Beginning; Thence North 51 degrees 24 minutes 05 seconds East 205.29 feet; Thence North 59 degrees 12 minutes 25 seconds East 40.75 feet; Thence along a curve to the right with a radius of 536.80 feet to a point 320 feet southwesterly of the easterly line of Block 14 extended southeasterly; Thence northwesterly along a line parallel to and 320 feet southwesterly of, as measured perpendicular to, said southeasterly extension of the easterly line of Block 14 to the southerly line of River Street; Thence southwesterly along said southerly line to a point 724.77 feet distant northeasterly of the centerline of Taylor Street; Thence southeasterly at right angle to said River Street centerline to a point 50 feet southeasterly of the centerline of River Street as originally platted; Thence southwesterly along a line parallel to and 50 feet distant southeasterly from said River Street centerline to a point 100 feet distant northeasterly (measured at right angles) from the following described reference line "A"; Commencing at the northeast corner of Government Lot One (1) of Section Seven (7), Township Twenty-Eight (28) North, Range Eight (8) West, thence east three and seventy-four one-hundredths (3/4) feet to a point on the center line of new Main Street being Station 39+42.51 of said reference line "A"; thence North 20 degrees 09 minutes West along the center line of new Main Street a distance of two and thirty-six one-hundredths (2.36) feet being Station 39+44.87 of said reference line "A"; thence North 20 degrees 25 minutes West along the center line of new Main Street a distance of four hundred seventy-five (475) feet, more or less, to the thread of the Chippewa River and the point of beginning of reference line "A"; thence continuing North 20 degrees 25 minutes West along the center line of new Main Street a distance of five hundred eighty and thirteen one-hundredths (580.13) feet to the intersection of the center lines of River Street (S.T.H. 29) and Pine Street being Station 50+00 of said reference line "A"; Thence southeasterly parallel to and 100 feet northeasterly of, as measured perpendicular to, said reference line "A" to the northerly bank of the Chippewa River; Thence northeasterly along said northerly bank to a point South 45 degrees East to the point of beginning; Thence North 45 degrees West to the Point of Beginning.

LINE: Dist.
PARCEL:
SEC. 6, T.28 N., R.8 W., 4th P.M.
CO.: Eau Claire





NORTHERN STATES POWER
WISCONSIN

EXHIBIT A SHEET 4 OF 5 SHEETS

Certificate of Survey

Location: Chippewa Falls, WI

Grantor: City of Chippewa Falls, WI

"Premises": (CONT'D. FROM SHEET 3)

Excepted Parcel No. 3: A parcel of land conveyed by quitclaim deed from Wisconsin Central Ltd. to the State of Wisconsin, Department of Transportation, dated October 28, 1991, and described in said deed as follows: An undivided one-half (1/2)

interest in and to the following tract of land in Chippewa County, State of Wisconsin, described as:

Beginning at a point that is North 10 degrees 45 minutes 49 seconds West 1524.72 feet to the Southeast corner of Section 6; Thence North 47 degrees 12 minutes 02 seconds East 61.67 feet to the reference line of State Highway 124; Thence Southeasterly along the arc of a curve, concave Southwesterly, with a radius of 1145.92 feet (the long chord bears South 41 degrees 59 minutes 14 seconds East 23.49 feet) 32.49 feet; Thence North 50 degrees 15 minutes 36 seconds

East 106.01 feet; Thence South 51 degrees 57 minutes 34 seconds East, 104.93 feet; Thence Southeasterly along the arc of a curve, concave Southwesterly, with a radius of 1275.92 feet (the long chord bears South 33 degrees 28 minutes 40 seconds East 131.05 feet) parallel with and 130 feet Northeasterly from the reference line of State Highway 124 131.11 feet to the Northerly edge of Duncan Creek; Thence Southwesterly along the Northerly edge of Duncan Creek 246 feet, more or less; Thence Northwesterly along the arc of a curve, concave Southwesterly, with a radius of 1045.92 feet (the long chord

bears North 30 degrees 05 minutes 40 seconds West 139.63 feet) parallel with and 100 feet Southwesterly from the reference line of State Highway 124 139.73 feet; Thence North 25 degrees 18 minutes 38 seconds West 169.24 feet to the point of beginning.

This parcel contains 1.32 acres, more or less, including 0.56 acres of land previously conveyed or dedicated for highway purposes.

"Easement Area":

A 24.00 foot wide easement over, under and across the herein before described "Premises" which lies 12.00 feet on each side of the following described centerline:

Commencing at the southeast corner of the Southeast Quarter of Section 6, Township 28 North, Range 8 West, Chippewa County, Wisconsin; thence North 01 degree 21 minutes 04 seconds West, along the east line of said Southeast Quarter, a distance of 1444.63 feet; thence South 88 degrees 38 minutes 56 seconds West 247.17 feet to the point of beginning of the centerline to be described; thence South 29 degrees 30 minutes 49 seconds West 18.14 feet; thence southerly 27.19 feet along a 100.00 foot radius tangential curve, concave to the east, and having a central angle of 15 degrees 34 minutes 35 seconds;

CONT'D. ON SHEET 5

LINE: Dist.

PARCEL:

SEC. 6, T.28 N., R.8 W., 4th P.M.

CO.: Eau Claire





NORTHERN STATES POWER
WISCONSIN

EXHIBIT A SHEET 5 OF 5 SHEETS

Certificate of Survey

Location: Chippewa Falls, WI

Grantor: City of Chippewa Falls, WI

"Easement Area": (CONT'D. FROM SHEET 4)

thence South 13 degrees 56 minutes 14 seconds West, tangent to the last described curve, 65.59 feet; thence southerly 34.39 feet along a 200.00 foot radius tangential curve, concave to the east, and having a central angle of 9 degrees 51 minutes 06 seconds to a point herein after referred to as Point "A" and said centerline there terminating.

The sidelines of said easement are to be shortened or lengthened to intersect the westerly right of way line of Bridge Street.

AND

An easement over, under and across the the herein before described "Premises" described as follows:

Beginning at hte previously described Point "A"; thence South 85 degrees 54 minutes 52 seconds East 12.00 feet; thence southerly 29.54 feet along a 188.00 foot radius non-tangential curve, concave to the east, having a central angle of 9 degrees 00 minutes 07 seconds and a chord bearing of South 00 degrees 24 minutes 56 seconds East; thence South 04 degrees 54 minutes 59 seconds East, tangent to the last described curve, 5.73 feet; thence southeasterly 39.91 feet along a 100.00 foot radius tangential curve, concave to the east, and having a central angle of 22 degrees 52 minutes 02 seconds; thence South 27 degrees 47 minutes 01 second East, tangent to the last described curve, 46.74 feet; thence South 69 degrees 17 minutes 45 seconds West 125.60 feet; thence North 9 degrees 17 minutes 08 seconds West 34.16 feet; thence northerly and northeasterly 153.02 feet along a 200.00 foot radius tangential curve, concave to the southeast, and having a central angle of 73 degrees 03 minutes 44 seconds; thence South 85 degrees 54 minutes 52 seconds East, not tangent to the last described curve, 12.00 feet to the point of beginning.

Containing 0.36 acres, more or less.

LINE: Dist.
PARCEL:
SEC. 6, T.28 N., R.8 W., 4th P.M.
CO.: Eau Claire



6. Violate Chapter 2 of the MUTCD that sign installation should be based on engineering, not political, decision making.
7. Place the City in a vulnerable position of determining which disability groups would be eligible for such signs.

RECOMMENDATIONS

For the many reasons described in this memorandum, but placing emphasis on that there is no proof or evidence that non-standard warning signs change motorist behavior, reduce driver speeds, or lower crash rates, and with close consideration to align with this State's and other local municipalities' policies, the Department of Public Works recommends that:

1. No new non-standard warning signs are to be installed on any City of Green Bay street.
2. Any existing non-standard warning signs on City of Green Bay streets may be allowed to remain in place until the end of their useful life, or that their need no longer exists, i.e., the person with the disability from the residence moves or dies. End of useful life includes but is not limited to sign knockdown damage, substandard sign retroreflectivity, removal due to conflicts with improvement projects, or change in conditions that make it possible to have the signs removed earlier.
3. The Legal Department reviews this memorandum and its recommendations, and provides a legal opinion on the ramifications of installing and maintaining non-standard warning signs in the City of Green Bay.