

COMMON COUNCIL MEETING

CITY OF WISCONSIN DELLS

July 20, 2026

Mayor Wojnicz called the meeting to order at 6:30PM. Notice of the meeting was provided to the *Dells Events*, WNNO Radio, and posted in accordance with State Statutes.

1. Present: First District Ald. Brian Holzem & Ald. Troy Ryan, Second District Ald. Adam Makowski & Ald. Terry Marshall; Third District Ald. Ben Anderson & Ald. Dan Anchor; Mayor Ed Wojnicz

Others: Clerk/Treasurer Lisa McClyman, Director of Public Works Chris Tollaksen, Police Chief Nicholas Brinker, Fire Chief Ryan Ennis, City Attorney Joseph Hasler and City Administrator Karen Terry
2. Pledge of Allegiance was said.
3. Motion by Ald. Holzem seconded by Ald. Anchor to approve the following consent agenda items: a. June 15, 2026 Common Council meeting minutes; b. Schedule of Bills Payable. Motion carried unanimously.
4. Erik Mallard came forward and asked that ordinance 16.37 Commercial Pedal Tour Quadricycles be reviewed and revised to allow alcohol beverages to be consumed on the cycle. Ken Kreie came forward and asked that ordinance 16.25 Regulation of Garage/Yard Sales be reviewed to allow more the 2 signs to advertise and guide customers for a garage sale.
5. Motion by Ald. Anchor and seconded by Ald. Makowski to approve an application for a Special Event Permit submitted by Wisconsin Dells Festivals, for the Wisconsin Dells Fall Wine Walk – 2026 for the licensing period of October 3, 2026. Motion carried unanimously.
6. Motion by Ald. Ryan and seconded by Ald. Holzem to approve an application for a Special Event Permit submitted by Wisconsin Dells Festivals, for Dells On Tap (Craft Beer Walk & Fall Tap Takeover) for the licensing period of October 16, 2026 through October 17, 2026. Motion carried unanimously.
7. Motion by Ald. Holzem and Ald. Anchor to approve application for a Temporary Alcohol Beverage License submitted by Wisconsin Dells Festivals, Inc for the licensing period of October 17, 2026. Motion carried unanimously.
8. Motion by Ald. Anderson seconded by Ald. Makowski to approve an original Class "B" Beer License submitted by Krishiva Lodging LLC, DBA Comfort Inn & Suites Wisconsin Dells, located at 703 N Frontage Road for the licensing period of July 21, 2026 through June 30, 2027. Motion carried unanimously.
9. Motion by Ald. Anderson seconded by Ald. Anchor to approve an original Overnight Lodging License and Room Tax Permit submitted by Brandon & Tammera Dykema, DBA Dominion Sunrise Getaways LLC located at 2411 River Road # 2623 for the licensing period of July 21, 2026 through April 30, 2027. Motion carried unanimously.
10. Motion by Ald. Holzem seconded by Ald. Anderson to table an original Overnight Lodging License and Room Tax Permit submitted by Aerial Arms, DBA The Kilbourn House located at 326 Washington

Ave for the licensing period of July 21, 2026 through April 30, 2027. Contingent on final inspection by Kheli and payment of debt owed to the City. Motion carried unanimously.

11. Ald. Anchor introduced and moved to table **RESOLUTION NO. 5860**. BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin;

IT TABLES the Conditional Use Permit submitted by Aerial Arms (Kirkpatrick Smith) for a tourist rooming house at 326 Washington Ave, Columbia Co Tax Parcel 11291-168, zoned C-1 Commercial – Neighborhood, with the following contingencies:

1. The fire/building inspector ensures there are no code or safety issues with the house.
2. The applicant obtains and remains current with a State of Wisconsin DATCP Tourist Rooming House license and the City of Wisconsin Dells Overnight Lodging License.
3. The overnight rental of the house will be subject to PRT, BID assessment, personal property & room tax, as well as commercial garbage, snow removal (if applicable) and electric rates. The applicant is responsible for providing clear accounting of the rental of this property upon request.
4. Any nuisances are addressed to the satisfaction of the City, including but not limited to noise, maintenance, and parking. Failure to address nuisances to the City's satisfaction can cause this permit to be revoked.
5. Applicant abides by the following restrictions:
 - a. Owner provides current, local, primary contact information to the Police Department and Clerk/Treasurers office.
 - b. Renters sign an agreement not to cause excessive noise, not to trespass on neighboring property, and not to cause any other nuisance.
 - c. This permit is non-transferrable; any new owner or operator of the property will have to obtain a new Overnight Lodging Conditional Use Permit.
 - d. On-site parking is available and is required to be used by occupants. No on-street parking is permitted.
 - e. Recommended maximum occupancy of the house is **8 persons**.

Ald. Marshall seconded the motion. Upon roll call vote the motion carried 6-0. Resolution tabled.

12. Ald. Holzem introduced and moved for adoption **RESOLUTION NO. 5851**. The Common Council of the City of Wisconsin Dells has authority under Wis. Stat. sec. 60.1003 to vacate public streets, alleys and other public right of ways;

WHEREAS, the Common Council has determined it is appropriate to consider the vacation of a portion of the following described Portion of the Unnamed Dedicated Roadway Abutting Meadowbrook Resort Located between River Road and Illinois Avenue ("Unnamed Dedicated Roadway");

WHEREAS, the Common Council finds that initiating the statutory process to consider such vacation is in the public interest;

WHEREAS, the portion Unnamed Dedicated Roadway to be discontinued does not lie within one quarter mile of a state trunk highway or connecting highway, does not contain a railroad crossing within its boundaries, and its discontinuance would not create a landlocked parcel of property.

NOW, THEREFORE, BE IT RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams, and Juneau Counties, Wisconsin;

The public interest requires that the Unnamed Dedicated Roadway legally described below and

depicted on Exhibit A be vacated and discontinued:

Legal Description of vacated and discontinued lands.

COMMENCING at the North 1/4 corner of Section 3, Township 13 North, Range 6 East, in the City of Wisconsin Dells, thence S 87°37'39" W, 358.81 feet along the north line of NW 1/4 of said Section 3, thence S 00°05'58" E 1276.19 feet along the west line of lands described Document No. 644495 and it's northerly extension thereof to the SW corner of lands described in Document No. 644495, the northerly right of way of an unnamed dedicated roadway located between River Rd. and Illinois Ave., the beginning of a curve and POINT OF BEGINNING, thence 159.49 feet along the arc of a curve to the right, having a radius of 406.00 feet, with a chord which bears S 74°55'36" E, 158.46 feet along the south line of lands described in Document No. 644495 and the northerly right of way of said unnamed dedicated roadway; thence N 89°42'58" W 152.94 feet; thence N 00°05'58" W, 40.45 feet to the POINT OF BEGINNING.

Ald. Ryan seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.

13. Ald. Holzem introduced and moved for adoption **RESOLUTION NO. 5852.**
RESOLUTION AUTHORIZING THE ISSUANCE AND
SALE OF UP TO \$2,710,636 SEWERAGE SYSTEM REVENUE BONDS, SERIES 2026,
AND PROVIDING FOR OTHER DETAILS AND
COVENANTS WITH RESPECT THERETO, AND APPROVAL OF
RELATED FINANCIAL ASSISTANCE AGREEMENT

WHEREAS, the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin (the "Municipality") is a member of the Wisconsin Dells-Lake Delton Sewerage Commission (the "Commission"), a commission created under Section 66.30, Wis. Stats. (now Section 66.0301, Wis. Stats.), pursuant to an Amended Contract (Charter Contract) Creating Commission pursuant to S. 66.30 Wis. Stats., For the Purpose of Providing Facilities for the Joint Treatment and Disposal of Sewage and the Operation Thereof and Providing a Plan for the Administration of Said Commission, dated January 13, 1986, between the Municipality and the Village of Lake Delton, Wisconsin ("Lake Delton"), as amended (collectively, the "Contract"), which Commission operates a wastewater treatment plant facility (the "Facility"); and

WHEREAS, the Facility is a revenue producing enterprise which is undertaken by the Municipality and Lake Delton through the Contract and which the Commission operates for a public purpose as a public utility serving the Municipality and Lake Delton in accordance with the terms of the Contract; and

WHEREAS, the Municipality is individually responsible for the operation and maintenance of its collector and interceptor system and for construction of the necessary interceptor lines to the point of entry into the Facility (collectively, this collector and interceptor system and the Municipality's proportionate share of the Facility shall be referred to as the "System"); and

WHEREAS, pursuant to a resolution adopted by the Governing Body on April 20, 2010 (the "2010 Resolution"), the Municipality has heretofore issued its Sewerage System Revenue Bonds, Series 2010, dated May 12, 2010 (the "2010 Bonds"), which are payable from the income and revenues of the System; and

WHEREAS, pursuant to a resolution adopted by the Governing Body on February 8, 2016 (the "2016 Resolution"), the Municipality has heretofore issued its Sewerage System Revenue Bonds, Series 2016, dated February 24, 2016 (the "2016 Bonds"), which are payable from the income and revenues of the System; and

WHEREAS, pursuant to a resolution adopted by the Governing Body on June 20, 2022 (the "2022A Resolution"), the Municipality has heretofore issued its Taxable Sewerage System Revenue Bonds, Series 2022A, dated July 13, 2022 (the "2022A Bonds"), which are payable from the income and revenues of the System; and

WHEREAS, pursuant to a resolution adopted by the Governing Body on November 17, 2025 (the "2025 Resolution"), the Municipality has heretofore issued its Sewerage System Revenue Bonds, dated December 3, 2025 (the "2025 Bonds"), which are payable from the income and revenues of the System; and

WHEREAS, the 2010 Bonds, the 2016 Bonds, the 2022A Bonds and the 2025 Bonds shall collectively be referred to as the "Prior Bonds"; and

WHEREAS, the 2010 Resolution, the 2016 Resolution, the 2022A Resolution and the 2025 Resolution shall collectively be referred to as the "Prior Resolutions"; and

WHEREAS, certain improvements to the Facility are necessary to meet the needs of the Municipality and the residents thereof, consisting of the construction of a project (the "Project") assigned Clean Water Fund Program Project No. 4151-12 by the Department of Natural Resources, and as described in the Department of Natural Resources approval letter for the plans and specifications of the Project, or portions thereof, issued under Section 281.41, Wisconsin Statutes, assigned No. S-2025-0824 and dated December 18, 2025 by the DNR; and

WHEREAS, under the provisions of Chapter 66, Wisconsin Statutes any municipality may, by action of its governing body, provide for purchasing, acquiring, constructing, extending, adding to, improving, operating and managing a public utility from the proceeds of bonds, which bonds are to be payable only from the revenues received from any source by such utility, including all rentals and fees; and

WHEREAS, the Municipality deems it to be necessary, desirable and in its best interest to authorize and sell sewerage system revenue bonds of the Municipality payable solely from the revenues of the System, pursuant to the provisions of Section 66.0621, Wisconsin Statutes, to pay the cost of the Project; and

WHEREAS, the Prior Resolutions permit the issuance of additional bonds on a parity with the Prior Bonds upon certain conditions, and those conditions have been met; and

WHEREAS, other than the Prior Bonds, no bonds or obligations payable from the revenues of the System are now outstanding.

NOW, THEREFORE, be it resolved by the Governing Body of the Municipality that:

Section 1. Definitions. The following terms shall have the following meanings in this Resolution unless the text expressly or by implication requires otherwise:

- (a) "Act" means Section 66.0621, Wisconsin Statutes;
- (b) "Bond Registrar" means the Municipal Treasurer which shall act as Paying Agent for the Bonds;
- (c) "Bonds" means the \$2,710,636 Sewerage System Revenue Bonds, Series 2026, of the Municipality dated their date of issuance, authorized to be issued by this Resolution;
- (d) "Bond Year" means the twelve month period ending on each May 1;
- (e) "Commission" means the Wisconsin Dells-Lake Delton Sewerage Commission which was created under Section 66.30, Wis. Stats., pursuant to the

Contract, and of which the Municipality is a member;

(f) "Contract" means an Amended Contract (Charter Contract) Creating Commission pursuant to S. 66.30 Wis. Stats., For the Purpose of Providing Facilities for the Joint Treatment and Disposal of Sewage and the Operation Thereof and Providing a Plan for the Administration of Said Commission, dated January 13, 1986, between the Municipality and the Village of Lake Delton, Wisconsin, as amended;

(g) "Current Expenses" means the reasonable and necessary costs of operating, maintaining, administering and repairing the System, including salaries, wages, costs of materials and supplies, insurance and audits, but shall exclude depreciation, debt service, tax equivalents and capital expenditures;

(h) "Debt Service Fund" means the Sewerage System Interest Special Redemption Fund of the Municipality, which shall be the "special redemption fund" as such term is defined in the Act;

(i) "Facility" means the wastewater treatment plant facility operated by the Commission pursuant to the Contract;

(j) "Financial Assistance Agreement" means the Financial Assistance Agreement by and between the State of Wisconsin by the Department of Natural Resources and the Department of Administration and the Municipality pursuant to which the Bonds are to be issued and sold to the State, substantially in the form attached hereto and incorporated herein by this reference;

(k) "Fiscal Year" means the twelve month period ending on each December 31;

(l) "Governing Body" means the Common Council, or such other body as may hereafter be the chief legislative body of the Municipality;

(m) "Gross Earnings" means the gross earnings of the System, including earnings of the System derived from sewerage charges imposed by the Municipality or the Commission, all payments to the Municipality or the Commission under any wastewater treatment service agreements between the Municipality or the Commission and any contract users of the System, and any other monies received from any source including all rentals and fees, any tax incremental district revenues or other revenues of the Municipality appropriated by the Governing Body to the System pursuant to Section 9, and any special assessments levied and collected in connection with the Project;

(n) "Municipal Treasurer" means the Treasurer of the Municipality who shall act as Bond Registrar and Paying Agent;

(o) "Municipality" means the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin;

(p) "Net Revenues" means the Gross Earnings of the System after deduction of Current Expenses;

(q) "Parity Bonds" means bonds payable from the revenues of the System other than the Bonds but issued on a parity and equality with the Bonds pursuant to the restrictive provisions of Section 11 of this Resolution;

(r) "Prior Bonds" means the 2010 Bonds, the 2016 Bonds, the 2022A Bonds and the 2025 Bonds, collectively;

(s) "Prior Resolutions" means the 2010 Resolution, the 2016 Resolution, the 2022A Resolution and the 2025 Resolution, collectively;

(t) "Project" means the Project described in the preamble to this Resolution. All elements of the Project are to be owned and operated by the Commission pursuant to the Contract as part of the System as described in the preamble hereto;

(u) "Record Date" means the close of business on the fifteenth day of the calendar month next preceding any principal or interest payment date;

(v) "System" means the entire sewerage system of the Municipality specifically including the Municipality's proportionate share of the Facility and the Project and including all property of every nature now or hereafter owned by the Municipality

for the collection, transmission, treatment and disposal of domestic and industrial sewerage and waste, including all improvements and extensions thereto made by the Municipality while any of the Bonds and Parity Bonds remain outstanding, including all real and personal property of every nature comprising part of or used or useful in connection with such sewerage system and including all appurtenances, contracts, leases, franchises, and other intangibles;

(w) "2010 Bonds" means the Municipality's Sewerage System Revenue Bonds, Series 2010, dated May 12, 2010;

(x) "2010 Resolution" means a resolution adopted by the Governing Body on April 20, 2010 authorizing the issuance of the 2010 Bonds;

(y) "2016 Bonds" means the Municipality's Sewerage System Revenue Bonds, Series 2016, dated February 24, 2016;

(z) "2016 Resolution" means a resolution adopted by the Governing Body on February 8, 2016 authorizing the issuance of the 2016 Bonds;

(aa) "2022A Bonds" means the Municipality's Taxable Sewerage System Revenue Bonds, Series 2022A, dated July 13, 2022;

(bb) "2022A Resolution" means a resolution adopted by the Governing Body on June 20, 2022 authorizing the issuance of the 2022A Bonds;

(cc) "2025 Bonds" means the Municipality's Sewerage System Revenue Bonds, dated December 3, 2025; and

(dd) "2025 Resolution" means a resolution adopted by the Governing Body on November 17, 2025 authorizing the issuance of the 2025 Bonds.

Section 2. Authorization of the Bonds and the Financial Assistance Agreement. For the purpose of paying the cost of the Project (including legal, fiscal, engineering and other expenses), there shall be borrowed on the credit of the income and revenue of the System up to the sum of \$2,710,636; and fully registered revenue bonds of the Municipality are authorized to be issued in evidence thereof and sold to the State of Wisconsin Clean Water Fund Program in accordance with the terms and conditions of the Financial Assistance Agreement, which is incorporated herein by this reference and the Mayor and City Clerk of the Municipality are hereby authorized, by and on behalf of the Municipality, to execute the Financial Assistance Agreement.

Section 3. Terms of the Bonds. The Bonds shall be designated "Sewerage System Revenue Bonds, Series 2026" (the "Bonds"); shall be dated their date of issuance; shall be numbered one and upward; shall bear interest at the rate of 2.365% per annum; shall be issued in denominations of \$0.01 or any integral multiple thereof; and shall mature on the dates and in the amounts as set forth in Exhibit B of the Financial Assistance Agreement and in the Bond form attached hereto as Exhibit A as it is from time to time adjusted by the State of Wisconsin based upon the actual draws made by the Municipality. Interest on the Bonds shall be payable commencing on November 1, 2026 and semiannually thereafter on May 1 and November 1 of each year. The Bonds shall not be subject to redemption prior to maturity except as provided in the Financial Assistance Agreement.

The schedule of maturities of the Bonds is found to be such that the amount of annual debt service payments is reasonable in accordance with prudent municipal utility practices.

Section 4. Form, Execution, Registration and Payment of the Bonds. The Bonds shall be issued as registered obligations in substantially the form attached hereto as Exhibit A and incorporated herein by this reference.

The Bonds shall be executed in the name of the Municipality by the manual signatures of the Mayor and City Clerk, and shall be sealed with its official or corporate seal, if any.

The principal of, premium, if any, and interest on the Bonds shall be paid by the Municipal

Treasurer, who is hereby appointed as the Municipality's Bond Registrar.

Both the principal of and interest on the Bonds shall be payable in lawful money of the United States of America by the Bond Registrar. Payment of principal of the final maturity on the Bond will be payable upon presentation and surrender of the Bond to the Bond Registrar. Payment of principal on the Bond and each installment of interest shall be made to the registered owner of each Bond who shall appear on the registration books of the Municipality, maintained by the Bond Registrar, on the Record Date and shall be paid by electronic transfer or by check or draft of the Municipality (as directed by the registered owner) and if by check or draft, mailed to such registered owner at his or its address as it appears on such registration books or at such other address may be furnished in writing by such registered owner to the Bond Registrar.

Section 5. Security for the Bonds. The Bonds, together with interest thereon, shall not constitute an indebtedness of the Municipality nor a charge against its general credit or taxing power. The Bonds, together with interest thereon, shall be payable only out of the Debt Service Fund hereinafter continued, and shall be a valid claim of the registered owner or owners thereof only against such Debt Service Fund and the revenues of the System pledged to such fund, on a parity with the pledge granted to the holders of the Prior Bonds. Sufficient revenues are hereby pledged to said Debt Service Fund, and shall be used for no other purpose than to pay the principal of, premium, if any, and interest on the Prior Bonds, the Bonds and any Parity Bonds as the same becomes due.

Section 6. Funds and Accounts. In accordance with the Act, for the purpose of the application and proper allocation of the revenues of the System, and to secure the payment of the principal of and interest on the Prior Bonds, the Bonds and Parity Bonds, certain funds of the System which were created and established by Resolution No. 1125 adopted on March 25, 1985, amended by the Prior Resolutions, and are hereby continued and shall be used solely for the following respective purposes:

- (a) Sewerage System Revenue Fund (the "Revenue Fund"), into which shall be deposited as received the Gross Earnings of the System, which money shall then be divided among the Operation and Maintenance Fund, the Debt Service Fund, the Depreciation Fund and the Surplus Fund in the amounts and in the manner set forth in Section 7 hereof and used for the purposes described below.
- (b) Sewerage System Operation and Maintenance Fund (the "Operation and Maintenance Fund") which shall be used for the payment of Current Expenses.
- (c) Sewerage System Interest Special Redemption Fund (the "Debt Service Fund"), which shall be used for the payment of the principal of, premium, if any, and interest on the Prior Bonds, the Bonds and Parity Bonds as the same becomes due. The Reserve Account within the Debt Service Fund established by the 2025 Resolution is not pledged to the payment of principal of or interest on the Bonds, the 2010 Bonds, the 2016 Bonds or the 2022A Bonds and moneys in the Reserve Account shall under no circumstances be used to pay principal of or interest on the Bonds, the 2010 Bonds, the 2016 Bonds or the 2022A Bonds.
- (d) Sewerage System Depreciation Fund (the "Depreciation Fund"), which shall be used to provide a proper and adequate depreciation account for the System.
- (e) Sewerage System Surplus Fund (the "Surplus Fund"), which shall first be used whenever necessary to first meet requirements of the Operation and Maintenance Fund including

the one month reserve, the Special Redemption Fund including the Reserve Account, and the Depreciation Fund. Any money thereafter remaining in the Surplus Fund may be transferred to any of the funds or accounts created or continued by this section.

Section 7. Application of Revenues. After the delivery of the Bonds, the Gross Earnings of the System shall be deposited as collected in the Revenue Fund and shall be transferred monthly to the funds listed below in the following order of priority and in the manner set forth below:

- (a) to the Operation and Maintenance Fund, in an amount equal to the estimated Current Expenses for such month and for the following month (after giving effect to available amounts in said Fund from prior deposits);
- (b) to the Debt Service Fund, an amount equal to one sixth (1/6) of the next installment of interest coming due on the Prior Bonds, the Bonds and any Parity Bonds then outstanding and an amount equal to one twelfth (1/12) of the installment of principal of the Prior Bonds, the Bonds and any Parity Bonds coming due during such Bond Year (after giving effect to available amounts in said Fund from accrued interest, any premium or any other source), and any amount required by the 2025 Resolution or by a future resolution authorizing the issuance of Parity Bonds to fund the Reserve Account;
- (c) to the Depreciation Fund, an amount determined by the Governing Body to be sufficient to provide a proper and adequate depreciation account for the System; and
- (d) to the Surplus Fund, any amount remaining in the Revenue Fund after the monthly transfers required above have been completed.

Transfers from the Revenue Fund to the Operation and Maintenance Fund, the Debt Service Fund (including the Reserve Account therein), the Depreciation Fund and the Surplus Fund shall be made monthly not later than the tenth day of each month, and such transfer shall be applicable to monies on deposit in the Revenue Fund as of the last day of the month preceding. Any other transfers and deposits to any fund required or permitted by subsection (a) through (d) of this Section, except transfers or deposits which are required to be made immediately or annually, shall be made on or before the tenth day of the month. Any transfer or deposit required to be made at the end of any Fiscal Year shall be made within sixty (60) days after the close of such Fiscal Year. If the tenth day of any month shall fall on a day other than a business day, such transfer or deposit shall be made on the next succeeding business day.

It is the express intent and determination of the Governing Body that the amounts transferred from the Revenue Fund and deposited in the Debt Service Fund shall be sufficient in any event to pay the interest on the Prior Bonds, the Bonds and any Parity Bonds as the same accrues and the principal thereof as the same matures, and to fund the Reserve Account.

Section 8. Deposits and Investments. The Debt Service Fund shall be kept apart from monies in the other funds and accounts of the Municipality and the same shall be used for no purpose other than the prompt payment of principal of and interest on the Prior Bonds, the Bonds and any Parity Bonds as the same becomes due and payable. All monies therein shall be deposited in special and segregated accounts in a public depository selected under Chapter 34, Wisconsin Statutes and may be temporarily invested until needed in legal investments subject to the provisions of Section 66.0603(1m), Wisconsin Statutes. The other funds herein created or continued (except the Sewerage System CWFPP Project Fund) may be combined in a single account in a public depository selected in the manner set forth above and may be temporarily invested until needed in legal investments subject to the provisions of Section 66.0603(1m), Wisconsin Statutes.

Section 9. Service to the Municipality. The reasonable cost and value of services rendered to the Municipality by the System by furnishing sewerage services for public purposes shall be charged against the Municipality and shall be paid in monthly installments as the service accrues, out of the current revenues of the Municipality collected or in the process of collection, exclusive of the revenues derived from the System; that is to say, out of the tax levy of the Municipality made by it to raise money to meet its necessary current expenses. The reasonable cost and value of such service to the Municipality in each year shall be equal to an amount which, together with other revenues of the System, will produce in each Fiscal Year Net Revenues equivalent to not less than the annual principal and interest requirements on the Prior Bonds, the Bonds, any Parity Bonds and any other obligations payable from the revenues of the System then outstanding, times the greater of (i) 110% or (ii) the highest debt service coverage ratio required with respect to any obligations payable from revenues of the System then outstanding. However, such payment out of the tax levy shall be subject to (a) approval of the Public Service Commission, or successors to its function, if applicable, (b) yearly appropriations therefor, and (c) applicable levy limitations, if any; and neither this Resolution nor such payment shall be construed as constituting an obligation of the Municipality to make any such appropriation over and above the reasonable cost and value of the services rendered to the Municipality and its inhabitants or to make any subsequent payment over and above such reasonable cost and value.

Section 10. Operation of System; Municipality Covenants. It is covenanted and agreed by the Municipality with the owner or owners of the Bonds, and each of them, that the Municipality will perform all of the obligations of the Municipality as set forth in the Financial Assistance Agreement.

Section 11. Additional Bonds. The Bonds are issued on a parity with the Prior Bonds as to the pledge of revenues of the System. No bonds or obligations payable out of the revenues of the System may be issued in such manner as to enjoy priority over the Bonds. Additional obligations may be issued if the lien and pledge is junior and subordinate to that of the Bonds. Parity Bonds may be issued only under the following circumstances:

- (a) Additional Parity Bonds may be issued for the purpose of completing the Project and for the purpose of financing costs of the Project which are ineligible for payment under the State of Wisconsin Clean Water Fund Program. However, such additional Parity Bonds shall be in an aggregate amount not to exceed 20% of the face amount of the Bonds; or
- (b) Additional Parity Bonds may also be issued if all of the following conditions are met:

- (1) The Net Revenues of the System for the Fiscal Year immediately preceding the issuance of such additional bonds must have been in an amount at least equal to the maximum annual interest and principal requirements on all bonds outstanding payable from the revenues of the System, and on the bonds then to be issued, times the greater of (i) 1.10 or (ii) the highest debt service coverage ratio to be required with respect to the Additional Parity Bonds to be issued or any other obligations payable from the revenues of the System then outstanding. Should an increase in permanent rates and charges, including those made to the Municipality, be properly ordered and made effective during the Fiscal Year immediately prior to the issuance of such additional bonds or during that part of the Fiscal Year of issuance prior to such issuance, then Net Revenues for purposes of such computation shall include such additional revenues as a registered municipal advisor, an independent certified public accountant, consulting professional engineer or the Wisconsin Public Service Commission may calculate would have accrued during the prior Fiscal Year had the new rates been in effect during that entire immediately prior Fiscal Year.

- (2) The payments required to be made into the funds enumerated in Section 6 of this

Resolution must have been made in full.

- (3) The additional bonds must have principal maturing on May 1 of each year and interest falling due on May 1 and November 1 of each year.
- (4) The proceeds of the additional bonds must be used only for the purpose of providing extensions or improvements to the System, or to refund obligations issued for such purpose.

Section 12. Sale of Bonds. The sale of the Bonds to the State of Wisconsin Clean Water Fund Program for the purchase price of up to \$2,710,636 and at par, is ratified and confirmed; and the officers of the Municipality are authorized and directed to do any and all acts, including executing the Financial Assistance Agreement and the Bonds as hereinabove provided, necessary to conclude delivery of the Bonds to said purchaser, as soon after adoption of this Resolution as is convenient. The purchase price for the Bonds shall be paid upon requisition therefor as provided in the Financial Assistance Agreement, and the officers of the Municipality are authorized to prepare and submit to the State requisitions and disbursement requests in anticipation of the execution of the Financial Assistance Agreement and the issuance of the Bonds.

Section 13. Application of Bond Proceeds. The proceeds of the sale of the Bonds shall be deposited by the Municipality into a special fund designated as "Sewerage System CWFP Project Fund." The Sewerage System CWFP Project Fund shall be used solely for the purpose of paying the costs of the Project as more fully described in the preamble hereof and in the Financial Assistance Agreement. Moneys in the Sewerage System CWFP Project Fund shall be disbursed within three (3) business days of their receipt from the State of Wisconsin and shall not be invested in any interest bearing account.

Section 14. Amendment to Resolution. After the issuance of any of the Bonds, no change or alteration of any kind in the provisions of this Resolution may be made until all of the Bonds have been paid in full as to both principal and interest, or discharged as herein provided, except: (a) the Municipality may, from to time, amend this Resolution without the consent of any of the owners of the Bonds, but only to cure any ambiguity, administrative conflict, formal defect, or omission or procedural inconsistency of this Resolution; and (b) this Resolution may be amended, in any respect, with a written consent of the owners of not less than two thirds (2/3) of the principal amount of the Bonds then outstanding, exclusive of Bonds held by the Municipality; provided, however, that no amendment shall permit any change in the pledge of revenues derived from the System or the maturity of any Bond issued hereunder, or a reduction in the rate of interest on any Bond, or in the amount of the principal obligation thereof, or in the amount of the redemption premium payable in the case of redemption thereof, or change the terms upon which the Bonds may be redeemed or make any other modification in the terms of the payment of such principal or interest without the written consent of the owner of each such Bond to which the change is applicable.

Section 15. Defeasance. When all Bonds have been discharged, all pledges, covenants and other rights granted to the owners thereof by this Resolution shall cease. The Municipality may discharge all Bonds due on any date by irrevocably depositing in escrow with a suitable bank or trust company a sum of cash and/or bonds or securities issued or guaranteed as to principal and interest of the U.S. Government, or of a commission, board or other instrumentality of the U.S. Government, maturing on the dates and bearing interest at the rates required to provide funds sufficient to pay when due the interest to accrue on each of said Bonds to its maturity or, at the Municipality's option, if said Bond is prepayable to any prior date upon which it may be called for redemption, and to pay and redeem the principal amount of each such Bond at maturity, or at the Municipality's option, if said Bond is prepayable, at its earliest redemption date, with the premium required for such redemption, if any, provided that notice of the redemption of all prepayable Bonds on such date

has been duly given or provided for.

Section 16. Rebate Fund. Unless the Bonds are exempt from the rebate requirements of the Internal Revenue Code of 1986, as amended (the "Code"), the Municipality shall establish and maintain, so long as the Bonds and any Parity Bonds are outstanding, a separate account to be known as the "Rebate Fund." The sole purpose of the Rebate Fund is to provide for the payment of any rebate liability with respect to the Bonds under the relevant provisions of the Code and the Treasury Regulations promulgated thereunder (the "Regulations"). The Rebate Fund shall be maintained by the Municipality until all required rebate payments with respect to the Bonds have been made in accordance with the relevant provisions of the Code and the Regulations.

The Municipality hereby covenants and agrees that it shall pay to the United States from the Rebate Fund, at the times and in the amounts and manner required by the Code and the Regulations, the portion of the "rebate amount" (as defined in Section 1.148-3(b) of the Regulations) that is due as of each "computation date" (within the meaning of Section 1.148-3(e) of the Regulations). As of the date of this Resolution, the provisions of the Regulations specifying the required amounts of rebate installment payments and the time and manner of such payments are contained in Sections 1.148-3(f) and (g) of the Regulations, respectively. Amounts held in the Rebate Fund and the investment income therefrom are not pledged as security for the Bonds or any Parity Bonds and may only be used for the payment of any rebate liability with respect to the Bonds.

The Municipality may engage the services of accountants, attorneys or other consultants necessary to assist it in determining the rebate payments, if any, owed to the United States with respect to the Bonds. The Municipality shall maintain or cause to be maintained records of determinations of rebate liability with respect to the Bonds for each computation date until six (6) years after the retirement of the last of the Bonds. The Municipality shall make such records available to the State of Wisconsin upon reasonable request therefor.

Section 17. Commission To Act as Agent. The Governing Body appoints and authorizes the Commission to act as its agent pursuant to the Contract, in the following matters: expending Bond proceeds provided to it by the Municipality, if any, to pay the costs of the Project as more fully described in the preamble hereof, constructing the Project, operating the Facility and performing all other acts required to be performed by this Resolution or the Contract.

Section 18. Resolution a Contract. The provisions of this Resolution shall constitute a contract between the Municipality and the owner or owners of the Bonds, and after issuance of any of the Bonds no change or alteration of any kind in the provisions of this Resolution may be made, except as provided in Section 14, until all of the Bonds have been paid in full as to both principal and interest. The owner or owners of any of the Bonds shall have the right in addition to all other rights, by mandamus or other suit or action in any court of competent jurisdiction, to enforce such owner's or owners' rights against the Municipality, the Governing Body thereof, and any and all officers and agents thereof including, but without limitation, the right to require the Municipality, its Governing Body and any other authorized body, to fix and collect rates and charges fully adequate to carry out all of the provisions and agreements contained in this Resolution.

Section 19. Continuing Disclosure. The officers of the Municipality are hereby authorized and directed, if requested by the State of Wisconsin, to provide to the State of Wisconsin Clean Water Fund Program and to such other persons or entities as directed by the State of Wisconsin such ongoing disclosure regarding the Municipality's financial condition and other matters, at such times and in such manner as the Clean Water Fund Program may require, in order that securities issued by the Municipality and the State of Wisconsin satisfy rules and regulations promulgated by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as amended and as it may be amended from time to time, imposed on brokers and dealers of municipal securities

before the brokers and dealers may buy, sell, or recommend the purchase of such securities.

Section 20. Conflicting Resolutions. All ordinances, resolutions (other than the Prior Resolutions), or orders, or parts thereof heretofore enacted, adopted or entered, in conflict with the provisions of this Resolution, are hereby repealed and this Resolution shall be in effect from and after its passage. In case of any conflict between this Resolution and the Prior Resolutions, the Prior Resolutions shall control as long as any of the respective Prior Bonds are outstanding.

Ald. Marshall seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.

14. Ald. Marshall introduced and moved for adoption **RESOLUTION NO. 5853**. BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Finance Committee from their July 20, 2026;

IT APPROVES the Scope of Engagement from Quarles for Bond Council Services for the issuance and sale of \$2,710,636 Sewerage System Revenue Bonds, Series 2026.

Ald. Holzem seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.

15. Ald. Anchor introduced and moved for adoption **RESOLUTION NO. 5854**. BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Planning Commission from their July 13, 2026 meeting;

IT APPROVES the Zoning Map Amendment request by Fiorella Neira, Dennis Barrett and Travel to Belong, LLC for Annexation of, and to establish permanent zoning for Columbia County Tax Parcels 11028-49.01, 1128-43, and 11028-49.02, W15334 Waubeek Road.

Ald. Ryan seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.

16. Ald. Marshall introduced and moved for adoption **RESOLUTION NO. 5855**. BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Public Works Committee from their July 13, 2026 meeting and the Finance Committee from their July 20, 2026 meeting;

IT APPROVES waiving the parking fee for up to 6 consecutive stalls for the renovation project located at 701 Superior St/115 La Crosse St for September 8, 2026 – May 1, 2027 and allow the sidewalks at this location to be closed flexibly as needed for construction during the same time period

Ald. Ryan seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.

17. Ald. Anderson introduced and moved for adoption **RESOLUTION NO. 5857**. BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Public Works Committee from their July 13, 2026 meeting and the Finance Committee from their July 20, 2026 meeting;

IT APPROVES the amendment to MSA Task Order #00085146 for the Wisconsin Dells 2026 Roadway Improvements for an addition of Construction Related Services.

Ald. Anchor seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.

18. Ald. Anchor introduced and moved for adoption **RESOLUTION NO. 5856**. BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon

the recommendation of the Finance Committee from their July 20, 2026 meeting;

IT APPROVES the update to the Municipal Bond Schedule.

Ald. Holzem seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.

19. Ald. Marshall introduced and moved for adoption **RESOLUTION NO. 5859.**

IT APPROVES the Tax Incremental District (TID) Termination Resolution.

WHEREAS, the City of Wisconsin Dells created TID 4 on July 31, 2026 and adopted a project plan in the same year, and

WHEREAS, all TID 4 projects were completed in the prescribed allowed time; and

WHEREAS, sufficient increment was collected as of the 2026 tax roll, payable 2027, to cover TID 4 project cost.

THEREFORE BE IT RESOLVED, that the City of Wisconsin Dells terminates TID 4; and

BE IT FURTHER RESOLVED, that the City Clerk shall notify the Wisconsin Department of Revenue (DOR), within sixty (60) days of this resolution or prior to the deadline of April 15, 2027 whichever comes first, that the TID has been terminated; and

BE IT FURTHER RESOLVED, that the City Clerk shall sign the required DOR Final Accounting Submission Date for (PE-223) agreeing on a date by which the City shall submit final accounting information to DOR; and

BE IT FURTHER RESOLVED, that the City Treasurer shall distribute any excess increment collected after providing for ongoing expenses of the TID, to the affected taxing districts with proportionate shares as determined in the final audit by the City's auditor, Johnson Block & Company.

Adopted this 20th day of July 2026

Resolution introduced and adoption moved by alderperson Terry Marshall.

Motion for adoption seconded by alderperson Brian Holzem.

On roll call motion passed by a vote of 6 ayes to 0 nays. Resolution adopted.

20. Ald. Holzem introduced and moved for adoption **RESOLUTION NO. 5858.** BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Finance Committee from their July 20, 2026 meeting;

IT APPROVES the contract for IT Services from Gordon Flesch.

Ald. Makowski seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.

21. Ald. Holzem introduced and moved for adoption the Second reading of the following ordinance:

ORDINANCE – A-951
(Agricultural Sales Code)

The City of Wisconsin Dells, Adams, Columbia, Juneau and Sauk Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE.

This ordinance makes clear that Agricultural product may only be sold from the Farmers Market area.

SECTION II: PROVISION AMENDED:

Wisconsin Dells Codes Sec. 19.110 is amended, 19.111 is amended, Chapter 19 exhibit 5-3 Temporary uses by district is amended.

SECTION III: PROVISION AS AMENDED:

19.110 General definitions

Agricultural product – are raw or processed materials derived from farming, including crops and related resources. Including but not limited to vegetables, honey, jams/jellies, eggs, and plants.

19.111 Land use definitions

21.11 Agriculture Sales – The outdoor sale of agricultural products from vehicles, temporary structures, or portable stands. Agricultural products include raw or processed materials derived from farming, including crops and related agricultural resources. Examples include, but are not limited to, vegetables, fruits, honey, jams and jellies, eggs, plants, flowers, and similar agricultural products. Agricultural Sales shall not include the preparation or sale of made-to-order food or beverages for immediate consumption.

19.910 Agriculture sales

Agricultural product sold from vehicles or portable stands may only be sold from the Farmers Market area designated by the Common Council.

Exhibit 5-3. Temporary uses by district

21.0	Temporary Use	A-1	A-2	D-1	R-1	R-2	R-3	R-5	R-9	C-1	C-2	C-3	C-4	M-1	I-1	Special Standards
21.1	Circus	-	-	-	-	-	-	-	-	-	P	P	P	-	-	19.901
21.2	Farmers' market	C	C	-	-	-	-	-	-	P	C	C	C	C	-	19.902
21.3	Itinerant sales	-	-	-	-	-	-	-	-	C	C	C	C	C	-	19.903
21.4	On-site construction office	-	-	-	-	-	C	C	-	-	C	C	C	C	-	19.904
21.5	On-site real estate sales office	-	-	-	C	C	C	C	-	-	-	-	-	C	-	19.905
21.6	Outdoor vendor	-	-	-	-	-	-	-	-	-	C	C	C	C	-	19.906
21.7	Seasonal product sales	P	P	-	-	-	-	-	-	C	-	P	P	C	P	19.907
21.8	Public Sidewalk café	-	-	-	-	-	-	-	-	C	P	-	-	C	-	19.908
21.9	Snow disposal site	P	P	-	-	-	-	-	-	-	P	-	-	-	P	19.909
21.10	Street performance	-	-	-	-	-	-	-	-	-	C	-	-	-	-	19.910
21.11	Agriculture sales	C	C	-	-	-	-	-	-	C	C	C	C	C	-	19.910

Key to table:

- The use is not permitted in the district
- C The use is allowed through the conditional use process
- P The use is permitted in this zoning code.

Exhibit 6-3. Temporary uses by district

21.0	Temporary Use	Standard
21.1	Circus	1 space for each 3 patron seats
21.2	Farmers' market	1 space for each 2 vendor spaces when sufficient on-street parking is not available
21.3	Itinerant outdoor sales	1 space for each 100 feet of outdoor display area when sufficient on-street parking is not available
21.4	On-site construction office	On-site parking not required
21.5	On-site real estate sales office	2 spaces
21.6	Outdoor vendor	On-site parking not required
21.7	Seasonal product sales	1 space for each 100 feet of outdoor display area when sufficient on-street parking is not available
21.8	Sidewalk café	On-site parking not required
21.9	Snow disposal site	On-site parking not required
21.10	Street performance	On-site parking not required
21.11	Agriculture sales	On-site parking not required

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in forced from and after its introduction and publication and as provided by statute.

SECTION VII: PART OF CODE

This ordinance becomes a part of Wisconsin Dells Code, Chapter 7.

Motion was seconded by Ald. Anderson. Upon roll call vote the motion carried 6-0. Ordinance adopted and in full force after publication.

22. Ald. Marshall introduced and moved for adoption the Second reading of the following ordinance:

**CITY OF WISCONSIN DELLS
ORDINANCE NO. A-952
(Parking Permits)**

The City of Wisconsin Dells, Adams, Columbia, Juneau and Sauk Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE.

This ordinance regulates issuance and revocation of parking permits.

SECTION II: PROVISION AMENDED:

Wisconsin Dells Codes Sec. 10.22 (28) is removed and 10.22(28) is created.

SECTION III: PROVISION AS AMENDED AND CREATED:**10.22 (28) Parking Permits**

- (1) **Authority to Issue Permits.** The Common Council, upon recommendation of the Parking Board, may by resolution authorize and establish parking permits and adopt rules, regulations, terms, and conditions governing the issuance and use of parking permits.
- (2) **Permit Terms and Conditions.** The terms and conditions applicable to parking permits shall be established by resolution of the Common Council and may include, without limitation:
 - (a) Eligible parking locations or zones;
 - (b) Permit fees and duration;
 - (c) Authorized days and hours of use;
 - (d) Residency or eligibility requirements;
 - (g) Enforcement procedures, penalties, and sanctions for violations.
- (3) **Displaying of Permits.** Parking permits shall be affixed to the lower corner of the driver's side windshield using only the adhesive on the permit. Each permit shall be issued to a specific vehicle identification number (VIN) and registration plate and shall not be transferred to, displayed on, or used for any other vehicle.

Any fraudulent, unauthorized, altered, transferred, or otherwise improper use of a parking permit may result in the issuance of citations, revocation or forfeiture of the permit, and disqualification from obtaining future parking permits as provided in this chapter.

- (4) **Penalties.** A parking permit citation may be issued if the permit holder has violated any of the terms and conditions listed in Sections (2) and (3).
 - (a) 1st offense citation
 - (b) 2nd offense citation
 - (c) 3rd offense citation and revocation

Any person found in violation of this chapter shall forfeit not less than \$100 and not more than \$1,000 for each offense, together with the costs of prosecution.

- (5) **Ineligibility Following Revocation.** Any person whose parking permit has been revoked under this section shall be ineligible to receive, obtain, or be issued another parking permit for a period of twelve (12) months following the effective date of revocation.

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication and as provided by statute.

SECTION VII: PART OF CODE

This ordinance becomes a part of Wisconsin Dells Code, Chapter 10.

Motion was seconded by Ald. Anchor. Upon roll call vote the motion carried 5-1-0. Ald. Ryan voted no. Ordinance adopted and in full force after publication.

23. Ald. Holzem introduced and moved for adoption the Second reading of the following ordinance:

CITY OF WISCONSIN DELLS
ORDINANCE NO. A-953
(Public Nuisances)

The City of Wisconsin Dells, Adams, Columbia, Juneau and Sauk Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE.

The purpose of this ordinance is to define and regulate public nuisances affecting the peace and quiet of the City of Wisconsin Dells and to establish permissible noise levels, including decibel limits, for the protection of the public health, safety, and welfare.

SECTION II: PROVISION REPEALED AND CREATED:

Wisconsin Dells Codes Sec. 17.02(5) is repealed and 17.02(5) is created.

SECTION III: PROVISION AS CREATED:

17.02 (5) – Public Nuisances Affecting Peace and Quiet - The following acts, omissions, places, conditions, and things are declared to be public nuisances affecting the public peace and quiet. This list is not intended to be exclusive and shall not be construed to exclude other nuisances affecting the public peace and quiet that fall within the provisions of this subsection.

- (a) Loud and unnecessary noise prohibited. It shall be unlawful for any person to make, or cause to be made any loud or unnecessary noise. It shall be unlawful for any person to operate, or to cause to be operated any mechanical device, machine, apparatus, or instrument for intensification or amplification of the human voice, or any sound or noise in any public or private place in such manner that the peace and good order of the neighborhood or any other private place such as adjoining or adjacent hotel/motel rooms or adjacent campsites is disturbed or annoyed by any person.

- (b) Types of loud and unnecessary noises. The following acts are declared to be loud, disturbing, or unnecessary noises in violation of this section, but this enumeration shall not be deemed to be exclusive:

- 1) Horns, signaling devices. The sounding of any horn or signaling device in any public or private place for longer than three seconds in any period of one minute or less, except as a danger warning; the creation of any unreasonable loud or harsh sound by means of any signaling device and the sounding of any plainly audible device for an unnecessary or unreasonable period of time; the use of any horn, whistle, or any other noise device when traffic is for any reason held up.
- 2) Radios, Televisions, Instruments, Cellular Telephones and similar noise devices. The operation, playing or permitting the operation or playing of any

radio, television, phonograph, drum, musical instrument, or similar devices which produce, reproduces or amplifies sound in such a manner as to create a noise disturbance across a residential real property boundary. The operations of these devices and similar devices between the hours of 10:00 p.m. and 7:00 a.m. in a manner as to be plainly audible at the property line of the building, structure, vehicle, adjacent unit in a multi-family residential structure, adjacent hotel/motel rooms, or adjacent campsites or in such a manner as to create a noise disturbance to any person at 100 feet from such device when operated in or on a public right-of-way or public space shall be prima facie evidence of a violation of this section.

- 3) Loudspeakers, amplifiers for advertising. The using, operating, or permitting to be played, used, or operated of any radio receiving set, musical instrument, phonograph, loudspeaker, sound amplifier, or other machine or device for the producing or reproducing of sound which is cast upon the public streets for the purpose of commercial advertising or attracting attention of the public to any building or structure. It is provided, however, that such restrictions shall not apply to churches broadcasting or reproducing music by sound reproducing devices on Sundays or religious holidays, or to the reproduction of sounds of any nature produced incidental to the operation of any government function or to the production of sounds of any nature produced incidental to the operation of any authorized emergency vehicle or to the use of sound producing equipment authorized pursuant to Wisconsin Statutes or to the use of any sound producing equipment used incidental to any authorized or permitted activity by the city. The Common Council may issue permits to individuals wishing to broadcast music for Special Events, which a permit shall authorize the permittee to broadcast music under the restrictions, and in the times and manners authorized by said permit. No person, firm, or corporation shall make or cause to be made for the purpose of advertising or announcing his/her vocation or presence, or in connection with the buying or selling of any goods, wares, merchandise, services or anything whatsoever, or with the carrying on of any trade, occupation, vocation or profit-making activity, an immediate or excessive use of the voice, or any bell, gong, horn, instrument, article or device. The violation of this section in connection with any license, permit, or other authorization shall be cause for the revocation thereof.
- 4) Animals, birds. Owning, possessing, or harboring any animal or bird which frequently or for the continued duration, howls, barks, meows, squawks or makes other sounds which interferes with or affects the health, comfort, peace and quiet of the public, or the reasonable use and enjoyment of the neighboring properties where the animal or bird sounds are shown to have occurred either as an episode of continuous noise lasting for a minimum period of 15 minutes, or repeated episodes of intermittent noise lasting for a minimum of 30 minutes. It shall be an affirmative defense under this section that the animal or bird was intentionally provoked by a person other than the owner to make such noise.
- 5) Outdoor Power Equipment. The operation of any gas-powered or electric power equipment such as lawn mowers, saws, hedge clippers, leaf blowers, snow removal equipment, and the like between the hours of 10:00 p.m. and 7:00 a.m., except that snow removal equipment may be operated at any time

during a declared snow emergency and at any time within 24 hours following a snowfall of 2 inches or greater.

- 6) Livestock. The parking or standing of any vehicle containing livestock, live fowl, or other animals for a period exceeding fifteen (15) minutes is prohibited, except for exhibits, events, or activities authorized by a Special Event Permit issued by the Common Council. No person shall permit any animal contained within such vehicle to create noise that unreasonably disturbs or interferes with the comfort, repose, health, peace, or safety of others.
- 7) Exhausts. The discharge into the open air of any exhaust except through a lawful muffler or other device which will effectively prevent loud or explosive noises there from. [It is further expressly declared a violation of this subsection for any person operating a truck to utilize a compression brake while within the corporate limits of the city unless emergency circumstances require the use of such compression brakes. **Emergency Circumstances** mean only those instances where a truck is at immediate risk of being unable to brake adequately so as to avoid a collision or other violation of law.]
- 8) Outdoor Entertainment. conducted on private property within commercially zoned districts, including but not limited to live music, disc jockeys, and karaoke, shall be permitted only between the hours of 7:00 a.m. and 10:00 p.m. Such entertainment shall not unreasonably interfere with the normal use and enjoyment of nearby businesses or residential properties.
The Chief of Police or his/her designee shall have the authority to regulate the volume and operation of such entertainment when necessary to protect the public health, safety, and welfare or to prevent unreasonable disturbance. This subsection shall not apply to events authorized pursuant to a Special Event Permit issued by the City.
- 9) Construction and Use of Tools and Equipment. No commercial contractor, residential property owner, tenant, or other person shall operate or permit the outdoor operation of construction tools, equipment, or machinery between the hours of 10:00 p.m. and 7:00 a.m.

The Director of Public Works may authorize extended hours of operation, except on Sundays, for work performed under a public contract when such extension is reasonably necessary under the circumstances. The Director of Public Works may modify, suspend, or revoke such authorization upon providing at least twenty-four (24) hours' notice to the contractor performing the work.

This subsection shall not apply to emergency work performed by public utilities or governmental agencies when necessary to protect public health, safety, or welfare, or to restore essential services.

- 10) Schools, Churches. The creation of any excessive noise on any street adjacent to any school, institution of learning, or church, which unreasonably interferes with the normal operation of that institution, or which disturbs or unduly annoys students provided that conspicuous signs are displayed in those streets indicating a school. No person, while on public or private grounds

adjacent to any building, or while within any building in which a school or any class thereof is in session, shall willfully make or assist in the making of any noise or diversion which disturbs or tends to disturb the peace or good order and operation of such school session or class thereof.

11) Exceptions. The provisions of this section shall not apply to:

- (a) Any vehicle of the city while engaged in necessary public business;
- (a) Excavations or repairs of streets or other public construction by or on behalf of the city, county, or state at night when public welfare and convenience renders it impossible to perform such work during the day;
- (b) The reasonable use of amplifiers or loudspeakers in the course of public addresses which are noncommercial in nature;
- (c) Operation of emergency equipment shall include ambulance, police, fire, snow removal, civil defense, disaster, etc. necessary for the health, safety, and protection of the public; and
- (d) Implements of husbandry being operated for agricultural purposes.

12) Permit required for amplifying devices. The use of loudspeakers or amplifying devices on the streets or in the parks of the city is prohibited unless the party desiring to use such loudspeaker or amplifying device first obtains a Special Event permit from the Common Council.

Grounds or reasons for denial or allowance. The Chief of Police or his/her designee shall have the authority to revoke such permit when he/she believes such loudspeaker or amplifying device is becoming a nuisance because of the volume, the method in which it is being used or the location in which it is being operated.

13) Time Restrictions. The City may issue permits authorizing the use of outdoor loudspeakers, sound amplification systems, or similar devices between the hours of 7:00 a.m. and 10:00 p.m.

No permit shall be issued, and any permit may be denied, suspended, or revoked, if the Chief of Police or his/her designee determines that the proposed or actual use of the loudspeaker or amplification device would create, or has created, an unreasonable disturbance or otherwise constitutes a public nuisance.

14) No person shall operate, or cause to be operated, on any public or private property any source of sound in such a manner as to create a sound level which exceeds the following limits when measured at any point beyond 100 feet from the boundary line of the property which constitutes the noise source. **Seventy-five dBA between the hours of 10:00 p.m. and 7:00 a.m.**

15) Sound Level Measurements. Sound levels measured pursuant to this subsection shall be determined using a Type 1 sound level meter meeting the applicable standards of the American National Standards Institute (ANSI) or

any successor standard. Measurements shall be taken using the A-weighting scale (dBA). For purposes of this subsection, a noise shall be considered measurable when the sound level meter registers a stable reading with fluctuations of no more than plus or minus two (± 2) decibels during the measurement period.

- 16) Temporary Permits. The City may, in its sole discretion, issue a temporary permit to an individual, group, or business entity authorizing an exemption from the applicable limitations of this section for a specified special occasion or event, subject to any conditions deemed necessary to protect the public health, safety, and welfare.
- 17) Factors for Determining Violations. In determining whether a noise constitutes a violation of this section, the following factors may be considered in evaluating whether the noise would unreasonably disturb or interfere with the comfort, repose, health, peace, or safety of a person of ordinary sensibilities:
- (a) The time of day or night at which the noise occurs;
 - (b) The duration and repetitiveness of the noise;
 - (c) The volume, frequency, pitch, or tonal characteristics of the noise;
 - (d) The proximity of the noise to residences, lodging establishments, hospitals, nursing facilities, or other structures where sleeping or quiet activities customarily occur;
 - (e) The nature, use, and zoning classification of both the property from which the noise originates and the property at which the noise is received;
 - (f) The number of persons affected, or likely to be affected, by the noise and the nature of the activities in which such persons are engaged;
 - (g) The sound level of the noise in relation to the prevailing ambient or background noise level in the area; and
 - (h) Any sound level measurements or readings obtained in accordance with subsection (15).

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication and as provided by statute.

SECTION VII: PART OF CODE

This ordinance becomes a part of Wisconsin Dells Code, Chapter 17.

Motion was seconded by Ald. Anchor. Upon roll call vote the motion carried 6-0. Ordinance adopted and in full force after publication.

24. Ald. Marshall introduced and moved for adoption the First reading of the following ordinance:

CITY OF WISCONSIN DELLS

ORDINANCE NO. _____

(Dennis Barrett-Neira & Fiorella Neira and Travel to Belong LLC Annexation)

The City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, does hereby ordain as follows:

SECTION 1: TERRITORY ANNEXED BY DIRECT ANNEXATION

Pursuant to Wis. State Statute Sec. 66.0217(2) and the Petition for Direct Annexation by Unanimous Consent filed with the City Clerk by property owners Dennis Barrett-Neira & Fiorella Neira and Travel to Belong LLC, parcel 11028.43, 11028.49.01 and 11028.49.02 in the Town of Newport, Columbia County, Wisconsin is hereby annexed in to the City of Wisconsin Dells, Wisconsin and the zoning map as set forth in section 19.612 of the Wisconsin Dells Municipal Code is hereby permanently amended to include the property set forth below. Total Acreage of said property is 4.82 acres. Population is 0. Annexation boundary map is attached as Exhibit A. Legal description is attached as Exhibit B. Upon annexation, said property will become part of City of Wisconsin Dells in Ward 3.

SECTION 2: EFFECT OF ANNEXATION

From and after the effective date of this ordinance, the territory described in Section 1 will be a part of the City of Wisconsin Dells for any and all purposes provided by law, and all persons residing within such territory shall be subject to all ordinances, rules and regulations governing the City of Wisconsin Dells.

SECTION 3: TEMPORARY ZONING CLASSIFICATION

The territory annexed to the City of Wisconsin will be zoned C-4 Commercial- large scale.

SECTION 4: SEVERABILITY

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION 5: EFFECTIVE DATE

This ordinance will be in force from and after its introduction and publication as provided by statute.

Motion was seconded by Ald. Ryan. Upon roll call vote the motion carried 6-0. First reading adopted. Second reading is scheduled for August 20, 2026.

25. Ald. Anderson introduced and moved for adoption the First reading of the following ordinance with a \$250.00 licensing fee:

CITY OF WISCONSIN DELLS

ORDINANCE NO. A-955

(Mobile Food Trucks)

The City of Wisconsin Dells, Adams, Columbia, Juneau and Sauk Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE.

This ordinance is adopted pursuant to the City's general police powers to authorize and regulate the operation of Mobile Food Trucks (MFTs) within the portion of the City located west of the Wisconsin River.

Except as otherwise expressly provided herein, Mobile Food Trucks are prohibited from operating on public property. Mobile Food Trucks may operate on private property only with the written permission of the property owner and in compliance with all applicable licensing, site, and operational requirements established by this ordinance. All Mobile Food Truck operators shall also comply with applicable state and local tax laws, including the collection and remittance of sales tax and Premier Resort Tax (PRT), as required by law.

SECTION II: PROVISION CREATED:

Wisconsin Dells Codes Sec. 16.25 is created.

SECTION III: PROVISION AS CREATED:

16.25 MOBILE FOOD TRUCKS

(1) Definitions

In this chapter the following words and phrases have the following meanings:

- (a) "Mobile Food Vendor" A person who prepares, sells, or serves food from a vehicle, trailer, cart or other mobile unit, commonly known as a food truck.
- (b) "Food truck" A self- contained motor vehicle or trailer designed or used for the preparation and sale of food.
- (c) "Public property" Property owned or controlled by the City including, without limitation, streets, sidewalks, parking lots, parks, plazas and right of way.
- (d) "Private Property" Means land owned by a private individual, partnership, corporation, limited liability company, or other non-governmental entity.
- (e) "Property Owner Authorization" Means written permission from the owner of the property upon which a mobile food vendor is operating.
- (f) "Permanent food establishment" A restaurant, café, tavern or other fixed building in which food is prepared and served to the public under applicable health and zoning permits.

(2) Restriction on public property

- (a) No person shall operate, park or conduct mobile food vending from a food truck on public property.
- (b) The City may authorize food trucks on public property in connection with City events and activities.

(3) Authorization on private property

Food trucks may operate on private property only in the commercial district west of the Wisconsin River if the mobile food vendor has obtained a mobile food vendor license under this chapter and complies with all applicable provisions of this chapter:

- (a) Mobile food vendors shall maintain written authorization from the owner of the private property on which they operate.
- (b) Such authorization shall be available for inspection upon request by City officials

- (c) Authorization may be revoked by the property owner at any time, and operation shall cease immediately upon revocation.

(4) License requirements

Applications for a Mobile Food Vendor License shall be submitted to the City Clerk/Treasurer not less than thirty-five (35) days prior to the date on which the permit is requested to be issued. The Legislative Committee shall review the application and make a recommendation to the Common Council. The Common Council shall approve or reject the issuance of a license and may attach conditions to the license as it deems necessary for the public convenience and protection. Applications shall include the following information and documentation:

- a) Proposed location.
- b) Vendor name and contact information.
- c) Identification from the operator of the mobile food truck.
- d) Description and registration of Vendor vehicle.
- e) Written consent from the private property owner.
- f) Proof of all licenses and permits required by the State of Wisconsin and Sauk, Columbia, Adams or Juneau County, as applicable; including mobile service base and food safety certification.
- g) Proposed days and hours of operation.
- h) Valid Premier Resort Tax number and Seller's Permit number with the State of WI-DOR.
- i) A fire inspection conducted by Kilbourn Fire Department must be completed and approved prior to commencing operations. The Kilbourn Fire Department may conduct additional announced or unannounced inspections at any time during the permit term to verify ongoing compliance with applicable fire safety requirements.
- j) Any additional information the Clerk may reasonably require.

(5) Location Requirements

- (a) Food trucks shall not operate within 200 feet of permanent food establishment that is open for business.
- (b) The distance requirement will not apply when the adjacent permanent food establishment provides written consent or the operation occurs as part of a City special event.
- (c) Food trucks shall not operate in front of unoccupied, vacant or blighted buildings or on vacant parking areas associated with vacant or unoccupied buildings, unless expressly authorized by the City as part of a special event or other approved temporary use.

(6) Private Site Requirements

Food trucks operating on private property shall comply with the following requirements:

- (a) The food truck shall be located entirely within the boundaries of the subject property and shall comply with all applicable setback requirements of the zoning district. The food truck shall not be located within any public right-of-way, easement, or required parking lot drive aisle.
- (b) The food truck shall not obstruct traffic circulation or required parking areas. A minimum of five (5) on-site parking stalls shall be provided for each food truck. Off-site parking shall not be permitted.

- (c) A minimum clearance of twenty (20) feet shall be maintained around each food truck to ensure emergency access and pedestrian safety.
- (d) Food trucks shall not obstruct sidewalks or designated pedestrian accessways.
- (e) Permanent public restroom facilities shall be located within 500 feet of the food truck and accessible by a clear, delineated pedestrian walkway. Portable toilets are not permitted as a substitute for the required restroom facilities.
- (f) A designated barricaded or otherwise protected area shall be provided around the food truck to ensure pedestrian safety.
- (g) Outdoor seating shall be permitted and shall be separated from traffic areas by appropriate barriers or delineation.
- (h) No off-premises signage shall be permitted. One (1) freestanding on-premises sign shall be permitted per food truck.
- (i) Be located on a paved or otherwise approved surface.
- (j) Comply with all applicable building, fire, health, and zoning regulations.
- (k) No property owner or parcel shall be permitted to host more than three (3) food trucks at any one time.

(7) Operational Standards

- (a) The mobile food vendor and the owner of the private property on which the food truck operates shall be jointly responsible for maintaining the area of operation in a clean, orderly, and sanitary condition, including the prompt removal and proper disposal of all litter, refuse, and waste generated by the operation.
- (b) No person shall dispose of food waste, grease, wastewater, or water used in food preparation, washing, or cleaning into any storm drain, catch basin, manhole, sidewalk, street, or other public drainage facility.
- (c) A violation of any provision of this section shall constitute grounds for the immediate revocation of the license.
- (d) Mobile food vendors shall comply with all applicable state and local health regulations.
- (e) No overnight occupancy of a mobile food vehicle shall be permitted.
- (f) No Food Truck shall make any loud noise or use audio or video equipment, such as speakers, amplifying device, and video display monitors if the noise produced is capable of being plainly heard outside a one-hundred-foot radius of the source.

(8) Permit fee and term

- (a) The Common Council shall establish, by resolution, the fees for the issuance and renewal of Mobile Food Vendor Licenses.
- (b) A Mobile Food Vendor License shall be valid from May 1st through April 30th and shall be subject to annual renewal.

(9) Suspension and revocation

The City may suspend, revoke, or deny renewal of a Mobile Food Vendor Permit for any of the following reasons:

- (a) Violation of any provision of this chapter or any condition of the permit.
- (b) Violation of applicable federal, state, county, or local health and safety laws, regulations, or orders.

- (c) Creation, maintenance, or permitting of a public nuisance or other condition detrimental to the public health, safety, or welfare.
- (d) Making any false, misleading, or fraudulent statement or representation in a permit application or in any document submitted in support of the application.
- (e) Failure to maintain any license, permit, certification, or registration, required by this chapter or by applicable law.
- (f) Repeated violations of City ordinances, regulations, license conditions, or other applicable laws.

Prior to revocation, the license holder shall be provided notice and an opportunity to be heard, except in emergency situations affecting public health or safety.

(10) Penalties

Any person who violates any provision of this chapter shall be subject to a forfeiture of not less than \$100 nor more than \$1,000 for each offense or citation, together with applicable costs. Each day a violation continues shall constitute a separate offense.

Three (3) or more violations within any licensing period shall result in revocation of the license.

Any person whose license has been revoked pursuant to this section shall be ineligible to receive, obtain, or be issued another license for a period of twelve (12) months from the effective date of the revocation.

(11) Transitional Period

Food Truck currently operating or scheduled to operate between the effective date of August 1, 2026 and August 17, 2026 will be expected to apply for licenses but may continue operations or scheduled operations.

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication and as provided by statute.

SECTION VII: PART OF CODE

This ordinance becomes a part of Wisconsin Dells Code, Chapter 16.

Motion was seconded by Ald. Holzem. Upon roll call vote the motion carried 5-1-0. Ald. Marshall voted no. First reading adopted. Mayor Wojnicz requested a second reading. It was moved by Ald. Holzem, seconded by Ald. Anderson to suspend the rules in order to adopt the second reading. Upon roll call the motion carried 5-1-0. Ald. Marshall voted no. Ald. Anderson introduced the second reading of the ordinance for adoption. Motion was seconded by Ald. Makowski. Upon roll call vote the motion carried 5-1-0. Ald. Marshall voted no. Ordinance adopted and in full force after

publication.

26. There was a recommendation for Planning & Zoning Committee to look at the renaming of the 1200 block of Capital.
27. Motion by Ald. Marshall seconded by Ald. Anchor to adjourn. Motion carried unanimously and the meeting adjourned at 7:02 pm.

A handwritten signature in black ink, reading "Lisa McClyman". The signature is fluid and cursive, with the first name "Lisa" and last name "McClyman" clearly distinguishable.

Lisa McClyman
City Clerk/Treasurer
Published: August 27, 2026