

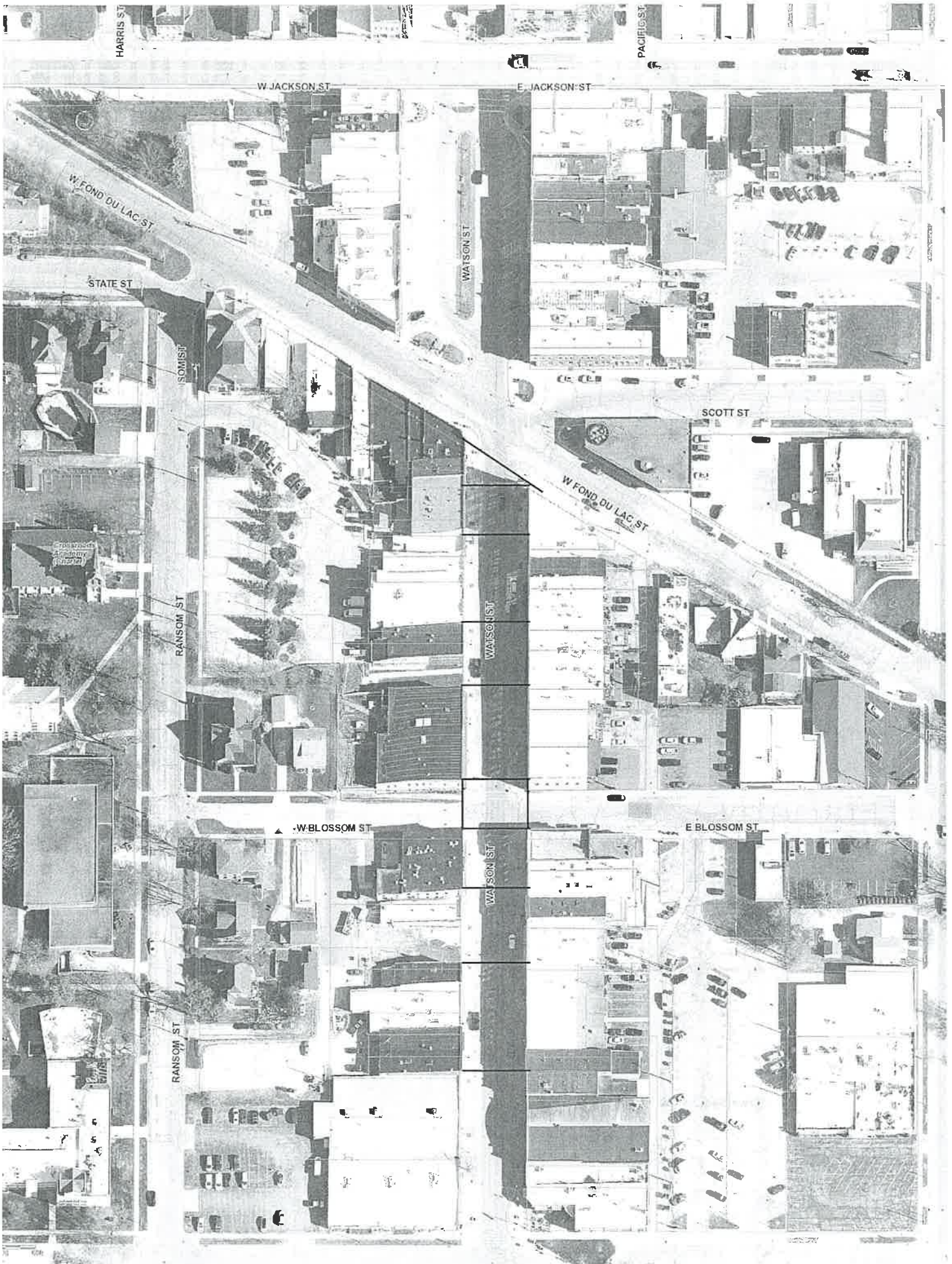


CITY OF RIPON

100 Jackson Street Ripon, WI 54971-1396

CITY OF RIPON COMMON COUNCIL MEETING Council Chambers, City Hall Monday, May 24, 2021 7:00 p.m.

- I. Call to order/roll call
- II. Pledge of Allegiance/Invocation - Harsha Kotian
- III. Approval of agenda
- IV. Public communications and comment
- V. Action items
 1. Watson Street Festive Lighting Project
(Staff note: Ripon Main Street is requesting approval to complete the festive lighting project downtown on the 200 and 300 blocks of Watson Street.)
 2. Resolution - In Support of Sufficient State Aid to Cover VSP Fee Rate Reduction
(Staff note: The Ripon Community Media Committee has forwarded the resolution to the Common Council for consideration. The resolution brings awareness to the funding of the Ripon Channel and the reduction of fees from Video Service Providers and state aid.)
 3. Ordinance - Lead Service Line Replacement.
(Staff note: The Ordinance creates subsection 17.06.070 to address lead service lateral (LSL) replacements in the water utility system. The water utility has several private lead service laterals that need to be replaced during utility projects and/or when funding programs are available. Staff recommends approval of the ordinance to assist in the utility's efforts to proactively replace private LSL.)
- VI. Project updates & staff reports
- VII. Mayor's communications and appointments
- VIII. Agenda items for future Council meetings
- IX. Adjourn







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DREAM BIG
SET GOALS
TAKE ACTION





RESOLUTION NO. 2021 – _____

In Support of Sufficient State Aid to Cover VSP Fee Rate Reduction

WHEREAS, s.79.097 was enacted into law in as part of the 2019 Wisconsin State Budget, and

WHEREAS, s. 79.097 reduced the percentage fee that municipalities could collect from Video Service Providers (VSPs) in two steps over two years, and

WHEREAS, s. 79.097 reduced the fee percentage collected by all municipalities no matter what percent of video gross revenues they were collecting initially by 0.5 points the first year, and

WHEREAS, s. 79.097 reduced the percentage of all VSP fees collected by all municipalities no matter what percentage they were collecting initially by an additional 0.5 points the second year, and

WHEREAS, s. 79.097 also required municipalities to receive an equal amount of state aid to make up for the loss in revenue caused by each of the fee reductions, and

WHEREAS, s. 20.835 (1)(fa), which governs the amount of funding set aside in the state budget to cover the state aid created by s. 79.097 is currently locked at an amount (\$5 million) that only covers the first reduction in the VSP fee rate,

WHEREAS, without any change to s. 20.835 (1)(fa) municipalities will in 2021, only receive half of the state aid that is described by s. 79.097, and

WHEREAS, the Wisconsin Department of Revenue has already estimated the amount of state aid due in 2021 based on applications filed by 533 municipalities by the deadline of August 15, 2020, and

WHEREAS, our city as well as other cities have developed their current year's budget based on this expected state aid as outlined in s. 79.097, and

WHEREAS, per s. 79.097 the amount of state aid municipalities receive in 2021 is to be the exact amount municipalities will receive in succeeding years and if it is not doubled, municipalities may only receive half of the aid they are due going forward,

NOW, THEREFORE, BE IT RESOLVED, that the City of Ripon endorses Section 501 of the Governor's Budget Proposal which would change the language of s. 20.835 (1)(fa) to a "sum sufficient" amount that will cover the loss in municipal revenue.

BE IT ALSO RESOLVED that the City of Ripon would also endorse a sum certain amount if it reflected the amount the Department of Revenue has determined will be needed to meet the state aid called for in 2021 by s. 79.097, approximately \$10 million.

BE IT FINALLY RESOLVED, that a copy of this Resolution be transmitted to the Members of the Joint Finance Committee and our state legislators.

Adopted this day _____ of May, 2021.

Theodore Grant, Mayor

ATTEST:

Ann Schommer, City Clerk

ORDINANCE NO. _____

**ORDINANCE TO CREATE SUBSECTION 17.06.070 ENTITLED
LEAD SERVICE LINE REPLACEMENT
OF THE MUNICIPAL CODE OF THE CITY OF RIPON, WISCONSIN**

WHEREAS, the City of Ripon has many privately-owned existing lead or galvanized water service laterals which require replacement; and

WHEREAS, the City of Ripon must meet the Wisconsin Department of Natural Resource requirements for local compliance with the federal Lead and Copper Rule; and

WHEREAS, the Code of Ordinances regarding water utility regulations currently does not require property owners to replace their lead water service laterals; and

WHEREAS, the City is responsible to providing safe drinking water to our residents, schools, institutions, and daycare centers; and

WHEREAS, the Common Council of the City of Ripon has determined that for the health and safety of the residents of the City, particularly the children of the City, that it is necessary to require the replacement of lead water service laterals.

NOW THEREFORE THE COMMON COUNCIL OF THE CITY OF RIPON, WISCONSIN DO ORDAIN AS FOLLOWS:

Subsection: 17.06.070 – Lead service line replacement.

- A. The City Council finds it in the public interest and for the protection of public health, safety, and welfare to establish a comprehensive program for removing and replacing all lead service lines within and connected to the city's water service. Lead service lines have the potential to leach lead into drinking water; in particular, the disturbance or reconnection to an existing lead service line may increase lead levels in drinking water. The city's water service is an interconnected system and lead in any service line is a potential contaminant throughout the system. There is no safe level of exposure to lead and lead in drinking water has been determined to cause health problems in young children, pregnant women, and their unborn children, and is also potentially harmful to adults.
- B. Definitions. The following definitions shall apply to this section:
1. Customer-side service line. The property owner's water service line, from outlet of the curb stop to the inlet of the customer's water meter.
 2. Eligible lead service line. A customer-side water service line that contains lead, for which the service lateral or main has already been replaced or is in the process of being replaced.

3. Lead service line. A water service line constructed of lead. This term includes the customer-side service line, mains, and service laterals.
 4. Property. Real property as defined in Wis. Stats. s. 70.03.
 5. Property owner. A person or legal entity having a possessory interest, legal or equitable, in property which shall include an estate, trust or lien.
 6. Plumbing contractor. A person, firm, corporation, or other entity licensed by the state of Wisconsin to perform plumbing work in the city.
- C. Connection prohibited. No person shall connect a customer-side lead service line to a non-lead service lateral.
- D. Lead service line replacement requirement. All eligible lead service lines connected to city water service shall be replaced with water service laterals made of material approved by the city, at the property owner's expense or through available financial assistance for customer-side lead service line replacements, in accordance with the requirements of this section.
- E. Identification of lead service lines. For city projects involving water mains or replacement of service laterals, property owners affected by the city project shall be notified in writing at least sixty (60) days prior to commencement of construction. The Ripon water utility shall inspect all connections to the mains for the presence of lead prior to, if possible, or at the time that the mains are to be reconstructed and if unable to gain access for inspection, may pursue an inspection warrant or any other steps necessary to conduct the inspection, and shall collect the cost therefor from the property owner, including by imposition of a special charge.
- F. Customer-side lead service line replacements.
1. If a customer-side service line is found to contain lead, the Ripon water utility shall immediately notify the property owner, in writing, of that fact, whether it is an eligible lead service line, and available funding options. The Ripon water utility shall further provide information to the affected property owner regarding an effective flush of all water lines within the affected property. The affected property owner shall provide proof of arrangements for replacement of the eligible lead service line to the Ripon water utility within sixty (60) days of the date of the notification letter. The eligible lead service line shall be replaced on a schedule established by the property owner and Ripon water utility.
 2. Replacement of eligible lead service lines shall be completed either in conjunction with the replacement of the city's side of the water service during a utility replacement project, or if the city's side has already been replaced, shall be replaced under a schedule established by the property owner and Ripon water utility.
- G. Financial assistance for customer-side lead service line replacements.
1. Customers may apply for financial assistance for lead service line replacement through any available grant source, including those funds provided through the State of Wisconsin's Safe Drinking Water Loan Program.

2. The city may provide financial assistance for customer-side lead service line replacements in the form of grants, loans, or other funding sources. Funds shall be paid directly to the plumbing contractor on behalf of the property owner. The total amount of the funds provided shall not exceed the actual cost of replacement of the customer-side lead service line.

H. Authority to discontinue service. As an alternative to any other methods provided for obtaining compliance with this section, the Utility may, after at least thirty (30) days of giving notice, discontinue water service to such property served by lead service lines after reasonable opportunity has been given to make the appropriate replacement.

Theodore Grant, Mayor

ATTEST:

Adam Sonntag, City Administrator

AYES _____ NAYES _____

PASSED THIS ____ DAY OF _____, 2021.

PUBLISHED THIS ____ DAY OF _____, 2021.

Approved as to form:

Ludwig L. Wurtz, City Attorney