

SPECIAL VILLAGE BOARD MEETING

TUESDAY DECEMBER 9, 2025

5 P.M.

105 W. TOWER RD

WHEELER WI 54772

AGENDA

- CALL TO ORDER
- PROOF OF POSTING
- RECOGNITION OF THOSE IN ATTENDANCE
- APPROVE DRAW REQUEST #2 U.S.D.A. PROJECTS
- APPROVE RESOLUTION FOR PSC REGARDING NO PAYMENT IN LIEU OF TAXES
- CONSIDERATION OF UPDATING VILLAGE ORDINACE 7-2-17
- ADJOURNMENT

**A RESOLUTION ESTABLISHING WATER PROPERTY TAX
RESOLUTION 2025-WUTAX
EQUIVALENT FOR WATER
UTILITY,
VILLAGE OF WHEELER, DUNN COUNTY, WISCONSIN**

WHEREAS, Wisconsin Statute Section 66.0811(2) provides that the income of a municipal public utility is to be used to make payments to meet operation, maintenance, depreciation, interest, and debt service fund requirements, local and school tax equivalents, additions and improvements, and other necessary disbursements or indebtedness; and

WHEREAS, Wisconsin Administrative Code, Section PSC 109.02, establishes a methodology for calculating the local tax equivalent a municipality is to pay to a municipality; and

WHEREAS, a municipality's governing body may adopt a resolution authorizing the collection of a lower tax equivalent payment than that allowed under PSC 109.02, Wis. Administrative Code; and

WHEREAS, the Village Board of WHEELER is willing to accept a lower tax equivalent payment from the water utility in order to reduce the water rate increase that will be needed as a result of the water utility's current operations and rate study; and

WHEREAS, by setting the tax equivalent payment from the water utility at the same dollar amount as that collected in 2024, the Village will receive tax equivalent payment revenue comparable to that collected from the water utility before the current rate study:

NOW, THEREFORE, be it resolved, by the Village Board of the

Village of WHEELER that the tax equivalent payment from the water utility be set at ZERO (No Dollars) per year until revised in a subsequent resolution duly adopted by the Village Board in the future.

Adopted and recorded DECEMBER 9, 2025.

TRUSTEE MILUNE

AYE NAY ABSTAIN ABSENT

TRUSTEE MARTEN

AYE NAY ABSTAIN ABSENT

PRESIDENT HAKANSON

AYE NAY ABSTAIN ABSENT

_____, VILLAGE PRESIDENT

Countersigned:

Village Clerk

be allowed to assist in the sale of fermented malt beverages or wine at any point of sale, nor shall they be allowed to oiter or linger in the area of any point of sale.

- (e) **Licensed Operators Requirement.** A licensed operator shall be stationed at all points of sales at all times.
- (f) **Waiver.** The Village Board may waive or modify the requirements of this Section due to the physical characteristics of the licensed site.
- (g) **Insurance.** The applicant for a temporary fermented malt beverage or wine license may be required to indemnify, defend and hold the Village and its employees and agents harmless against all claims, death of any person or any damage to property caused by or resulting from the activities for which the permit is granted. As evidence of the applicant's ability to perform the conditions of the license, the applicant may be required to furnish a Certificate of Comprehensive General Liability insurance with the Village of Wheeler. The applicant may be required to furnish a performance bond prior to being granted the license.

Cross Reference: Section 11-4-1.

Sec. 7-2-17 Revocation and Suspension of Licenses; Non-Renewal.

- (a) **Procedure.** Whenever the holder of any license under this Chapter violates any portion of this Chapter or Title 11, Chapter 4, of this Code of Ordinances, proceedings for the revocation of such license may be instituted in the manner and under the procedure established by this Section.
- (b) **Abandonment of Premises.** Any Licensee holding a license to sell alcohol beverages who abandons such business shall forfeit any right or preference he may have to the holding of or renewal of such license. Abandonment shall be sufficient grounds for revocation of any alcohol beverage license. The losing of the licensed premises for at least six (6) months shall be prima facie evidence of the abandonment, unless extended by the Village Board. All persons issued a license to sell alcohol beverages in the Village of Wheeler for which a quota exists limiting the number of such licenses that may be issued by the Village shall cause such business described in such license to be operated on the premises described in such license for at least one hundred fifty (150) days during the terms of such license, unless such license is issued for a term of less than one hundred eighty (180) days, in which event this Subsection shall not apply.
- (c) **License Revocation or Suspension.** License revocation or suspension procedures shall be as prescribed by Chapter 125, Wis. Stats.
- (d) **Point Values for Alcohol Beverages Violation, Revocations and Suspensions.**
 - (1) **Purpose and Definitions.** The purpose of this Subsection is to administratively interpret those portions of this Chapter, and related Code of Ordinances provisions,

regarding the establishment of an alcohol beverage demerit point system to assist in determining which license holders should be subject to suspension or revocation procedures.

- (2) **Point Schedule.** The scale of demerit points is listed according to the type of alcohol beverage violation. This demerit point system is used to identify habitually troublesome license holders who have repeatedly violated state statutes and Village of Wheeler Ordinances for the purpose of recommending suspension or revocation of their alcohol beverage licenses.

Type of Violation	Point Value
1. Sale of alcohol beverages without license or permit; sale of a controlled substance on licensed premises	100
2. Consumption of alcohol beverages after closing hours on licensed premises by licensee, bartender or employee	100
3. Possession or use of a controlled substance on licensed premises by licensee, bartender or employee	100
4. Use of a controlled substance on licensed premises by a patron	50
5. After houses consumption of alcohol beverages by a patron	50
6. Sale of alcohol beverages to underage person	50
7. Sale of alcohol beverages to intoxicated person	50
8. Underage person on premises	50
9. Intoxicated bartender; disorderly conduct on premises	50

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| 10. Refusal to allow police to search premises or refusal to cooperate with lawful police investigation | 50 |
| 11. Licensee, agent or operator not on premises at all times | 25 |
| 12. Persons on premises after closing hours; disorderly conduct; smoking activity violating state/local law | 25 |
| 13. Violations of carry-out hours | 25 |
| 14. Licensee permitting person to leave licensed premises with open alcohol beverage | 25 |
| 15. All other violations of this Chapter | 25 |
- (3) **Violations How Calculated.** In determining the accumulated demerit points against a licensee within a twelve (12) month period, the Village of Wheeler shall use the date each violation was committed as the basis for the determination.
- (4) **Suspension or Revocation of License.**
- a. The Village Board may call before it for purposes of revocation or suspension hearing all licensees who have accumulated two hundred (200) points in a twelve (12) month period as a result of court imposed convictions.
 - b. If the demerit point accumulation calculated from the date of violation amounts to two hundred (200) points in a twelve (12) month period, a suspension of thirty (30) days shall be imposed. If the demerit point accumulation is two hundred fifty (250) points (calculated from the date of violation) in a twenty-four (24) month period, a suspension of sixty (60) days shall be imposed. If the demerit point accumulation in a thirty-six (36) month period is three hundred (300) points, the suspension shall be for the maximum allowed by law, which is ninety (90) days. If the license is revoked no other license shall be granted to such licensee or for such premises for a period of twelve (12) months from the date of revocation.
 - c. The procedure to be used for suspension or revocation shall be that found in Subsection (c) above.