



VILLAGE OF WESTON, MARATHON COUNTY, WISCONSIN

RESOLUTION NO. 2016-014

A RESOLUTION TO COOPERATE WITH THE VILLAGE OF ROTHSCHILD TO PROVIDE PRIVATE FIRE PROTECTION SERVICE TO THE FOREMOST FARMS PROPERTY AND UPDATE THE AGREEMENT FOR THE INTERCONNECTION OF THE MUNICIPAL WATER SYSTEMS AT THE FOREMOST PROPERTY IN ROTHSCHILD

WHEREAS, the Village of Weston owns land in the Village of Rothschild which is leased to Foremost Farms (Foremost Property) on a 99-year term expiring on August 31, 2063; and

WHEREAS, the Village of Weston owns, operates, and maintains a potable water supply well, elevated storage tank and distribution system (Foremost Water Distribution System) on the above referenced property; and

WHEREAS, in 1992 the Village of Rothschild annexed land from the Town of Weston adjacent to the Foremost Property; and

WHEREAS, in 1993 the Village of Rothschild and Town of Weston entered into an agreement which, among other things,

- 1). Transferred the water supply system in the land adjacent to the Foremost Property to Rothschild resulting in the Foremost Water Distribution System being dedicated to only the Foremost Farms facilities and the Rib Mountain Metropolitan Sewerage District; and
- 2). Allowed the interconnection between the Village of Rothschild and the Foremost Water Distribution System (Foremost Interconnection) to be made; and
- 3). The parties agreed to "...to provide water to the other through the inter-connection in accordance with the existing agreement between the Town and Village dated January 29, 1971;" and

WHEREAS, the referenced 1971 agreement is inadequate in its description of the circumstances under which the interconnection is opened and in its description of each party's obligations including how water is paid for; and

WHEREAS, the Foremost Water Distribution System is currently operating at its maximum capacity and Foremost Farms has expressed a desire to obtain private fire protection service for the Foremost facilities which Weston is unable to supply from the existing Foremost Water Distribution System; and

WHEREAS, the Village of Rothschild may be capable of furnishing private fire protection to the Foremost property; and

WHEREAS, the Village of Rothschild and Village of Weston may enter into an agreement to allow the Foremost facilities to obtain private fire protection service from Rothschild.

NOW, THEREFORE, BE IT RESOLVED, the Board of Trustees of the Village of Weston hereby direct and empower the Director of Public Works & Utilities to develop an intergovernmental agreement, or agreements, with the Village of Rothschild which:

1. Describes the operation of the Foremost Interconnection including the circumstances under which it is opened, the process for determining the amount of water used through the connection, and the rate(s) at which the water is billed.
2. Allows the Village of Rothschild to provide private fire protection service to the Foremost facilities either as a direct fire protection customer of the Rothschild Water Utility or under a special rate of Weston approved by the Wisconsin Public Service Commission.

Said agreement, or agreements to be subject to review and approval by the Wisconsin Public Service Commission, Village legal counsel, and the Boards of Trustees of the Village of Weston and Village of Rothschild.

PASSED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WESTON, at a regular meeting thereof, this 29 day of the month of August, 2016.

VILLAGE OF WESTON, a Municipal Corporation of the State of Wisconsin.

By: Barbara J. Ermeling
BARBARA ERMELING, Village President

ATTEST:
By: Sherry Weinkauff
SHERRY WEINKAUF, Village Clerk

Vote: 6 to 0 passed.