



MARATHON COUNTY PARK COMMISSION AGENDA

Date and Time of Meeting: Tuesday, August 2, 2022 at 10:00am

Meeting Location: Operations Meeting Room, 900 Pardee St, Wausau WI 54401 followed by Joint Meeting with the Fair Board at the Fair Office, Marathon Park

The meeting site identified above will be open to the public. Persons wishing to attend the meeting may do so in person.

Park Commission Members -

Commissioners: Dawn Herbst, Jean Maszk, Allen Opall, Rick Seefeldt, Kelly Zagrzebski, Carol Lukens, Lou Larson

Marathon County Mission Statement: *Marathon County Government serves people by leading, coordinating, and providing county, regional, and statewide initiatives. It directly or in cooperation with other public and private partners provides services and creates opportunities that make Marathon County and the surrounding area a preferred place to live, work, visit, and do business. (Last updated: 12-20-05)*

Parks, Recreation and Forestry Department Mission Statement: *Adaptively manage our park and forest lands for natural resource sustainability while providing healthy recreational opportunities and unique experiences making Marathon County the preferred place to live, work, and play.*

Agenda Items

1. **Call to Order**
2. **Public Comment Period – Not to Exceed 15 Minutes – Any Person Who Wishes to Address the Commission Must Provide, Name, Address and the Topic to the President of the Commission No Later than Five Minutes Before the Start of the Meeting. Topics must be relevant to the Committee’s area of jurisdiction.**
3. **Approval of the Minutes of the July 5, 2022 Park Commission Meeting**
4. **Policy Issues for Discussion and Committee Determination**
 - A. Discussion and Possible Action by Committee
 1. Parks Tour Date – August 25, 2022, 9:00am-3:00pm, Forests Tour Date – September 15, 2022, 9:00am-3:00pm
 2. Conversion of FEMA Parcels to Park Land
 3. Request by Wausau Curling Club to Install a Plaque on Former Curling Barn
5. **Operational Functions Required by Statute, Ordinance or Resolution:**
 - A. Discussion and Possible Action by Committee
 1. None
 - B. Discussion and Possible Action by Committee to Forward to the Environmental Resource Committee for its Consideration
 1. Marathon Park Water Service Design
6. **Policy Issues for Discussion and Committee Determination for Consideration by Environmental Resources Committee**
 - A. None
7. **Educational Presentations/Outcome Monitoring Reports**
 - A. 2022 Fair Contract
8. **Announcements**
 - A. Next Meeting Date & Time, Location – Tuesday, August 30, 2022 at 10:30am, 212 River Dr. Room 5 Wausau, WI 54403
 - B. Future Agenda Items – Ordinance Updates

9. Adjourn

Signed /s/ Jamie Polley
Presiding Officer or Her Designee

Any person planning to attend this meeting who needs some type of special accommodation in order to participate should call the County Clerk's Office at 715-261-1500 or e-mail countyclerk@co.marathon.wi.us one business day before the meeting.

FAXED TO DAILY HERALD

(Email/Fax City Pages, Marshfield News, Midwest Radio Group)

Date July 27, 2022 Time 1:30 p.m.

By Jodi Luebbe

THIS NOTICE POSTED AT THE COURTHOUSE

Date _____ Time _____

By _____

DRAFT
MARATHON COUNTY PARK COMMISSION

Date and Time of Meeting: July 5, 2022 at 10:30am Location: Room 5, 212 River Drive, Wausau WI 54403

Park Commissioners present: Dawn Herbst, Carol Lukens, Jean Maszk, Rick Seefeldt, Kelly Zagrzebski

Park Commissioners excused: Lou Larson, Allen Opall

Staff present: Jamie Polley-Parks, Recreation and Forestry Director, Marcus Aumann-Assistant Director of Community Services-(via web-ex), Andy Sims-Assistant Director of Operations

1. Call to Order – President Seefeldt called the Park Commission meeting to order at 10:30am. Official notice and the agenda for the meeting was posted publicly in accordance with the State statutes.

2. Public Comment – none brought forward.

3. Approval of the Minutes of the May 31, 2022 Park Commission Meeting – Motion by Herbst, second by Zagrzebski to approve the May 31, 2022 meeting minutes. Motion **carried** by voice vote, vote reflected as 4-0. Jean Maszk arrived after the minutes were approved.

4. Policy Issues for Discussion and Committee Determination

A. Discussion and Possible Action by Committee

1. Westside Master Plan Progress Update – Polley provided an update on the progress of the plan. The City Public Works Department has expressed interest in West Street for a new Public Works Department so this will need some more studying. There may be another option for them but all the costs involved with both ideas have to be studied. Because of their interest in West Street, Polley doesn't want MSA to finish their plan without incorporating that idea, if needed, because otherwise all of MSA's planning and designs in that area would be for nothing. She had asked MSA for a change order amount for the options of how to move forward with West Street. Either they would do nothing on West Street and remove it from the plan with the idea that the City would take that area over time or the County develops the County owned property right now which is the Highway Department and cold storage area and the City or private industry would develop the rest. She is on hold with MSA because of the cost of the change order to do additional plans which they may not need at all if they wait to see if the City takes West Street off the table. Then they would just move forward with the original plan and no change order. In the meantime, MSA is working on the one plan they were asked to do and staff may come back for that change order to do a couple additional plans. They are still going forward with everything MSA had discussed, with maybe a couple week lag if additional plans are needed. The completion date of the plan will be adjusted. MSA has received good feedback and is working on incorporating some of those ideas. Polley noted that the idea of reversing the grandstand has been taken off the table as too costly and not a high priority. Long term if it ever has to be rebuilt that idea could be looked at again. MSA is also leaning towards recommending that camping is kept because it is a revenue generator and the Fair uses it heavily. There could be some things done to make camping better. MSA will also propose that Marathon Junction is redeveloped to be more enticing to families of all ages.

2. Parks and Forests Tour Dates – Polley questioned if a tour would be of interest and whether they should visit both City and County parks and Forest Units. Polley will put together a poll of possible dates and send to Commissioners. Members liked the idea of including both City and County parks with the possibility that the tour of the Forest Units is separate.

5. Operational Functions Required by Statute, Ordinance or Resolution:

A. Discussion and Possible Action by Committee - None

B. Discussion and Possible Action by Committee to Forward to the Environmental Resource Committee for its Consideration - None

6. Policy Issues for Discussion and Committee Determination for Consideration by Environmental Resources Committee – A. None

7. Educational Presentation/Outcome Monitoring Reports for Discussion

A. Department Overview – Polley discussed the Department mission and structure. Commission had previously discussed being a joint committee. The role of the City Park Committee is still being worked on because all actionable items for the entire park system, both City and County parks, should be coming to the Park Commission. They will be clarifying some resolutions and working on an agreement of services. She noted that the Department operates all the parks as one system on a daily basis. Whether it's a City or County park if something like vandalism happens or something breaks, it's addressed. That is why if its one park system and the Park Commission is charged to oversee the entire system all items should come to the Park Commission and where it goes from here is where the question is. When members make a recommendation about a County park it either goes to the standing committee which is the Environmental Resource Committee or the Human Resources/Finance Committee and/or County Board depending on what the issue is. On the City side everything still has to go through City Council for approval and where it goes before that is the question. If it's funding or personnel related it goes to the City Finance Committee. Polley discussed the City and County Outdoor Recreation Plans and has a goal to combine them into one document that would cover the entire system. She said staff will continue to work on Department needs and challenges which are staffing and wages, state levy limits, aging facilities, increased demand for parks, and community collaboration on sports facilities. Polley discussed how she is working on American Rescue Plan Act (ARPA) funding and some difficulty she is having with the ARPA procurement policy for the City skatepark project. Polley discussed other future projects. Members raised some questions about the Fair fees and Polley asked them to email her the questions and she will bring them to next month's joint Fairboard and Park Commission meeting. Polley said at the August Park Commission meeting they can go over the Fair Agreement and what the current Park Department responsibilities are.

B. Wausau Whitewater Park Dedication – After 9 years from inception to finish the Wausau Canoe and Kayak Corporation believe that Wausau now has the finest whitewater park and competition course in the World. They want to encourage our young people to stay or return to our community and this is one feature of WaUSAu to help make that happen. Park staff has also been doing a great job with the fine touches on landscaping and is providing the club with information to help them replant the dyke with native, no maintenance, plants and flowers. They are also working with the WaUSAu Chamber on the West Bank improvements. They will be handing out some State awards to some of the major local companies who made this happen. The Commission members are encouraged to attend at 9:00am on Sunday, August 21, 2022.

C. Park Update - Marathon Park Utilities - One proposal was received for the RFP that was issued to map the park utilities and develop a plan to bring the current seasonal lines to code. Staff is working with County Administration on funding options. Mission Lake - Mission Lake road and parking lot paving began this past week and should be completed within the next two weeks. Shooting Range - The archery range improvements are nearing completion. The City's DPW helped our staff lift the elevated shooting tower into place on June 29, 2022. DC Everest Park - Boat launch planks have been replaced. Some paving and restoration work to be completed. The City DPW will be assisting with the paving. The Lake Wausau Association will be installing an ADA Kayak Launch soon. Dells of Eau Claire Tuckpointing - Tuck pointing of the stairs and fireplace in the main shelter have been completed. City Parks - Dog Park is substantially open with a few areas fenced to allow for turf to establish. Eau Claire River Conservancy – The boardwalks have been constructed and need to be installed. 400 Block Q-Server has been repaired and the fountain is up and running. Stewart Park steps and walls along 10th St. have been repaired City Comprehensive Outdoor Recreation Plan Update has begun and the consultant will be meeting with stakeholders within the next few weeks, a community survey will be issued in July. Routine Operations/Programs: Urban forestry program: storm clean up continues, small pruning, tree planting, building and structure maintenance, equipment maintenance and repair, shelter rentals and events.

8. Announcements

A. Next Meeting Date & Time, Location–Tuesday, August 2, 2022 at 10:00am, 900 Pardee Street, Wausau, WI 54401 followed by a Joint Meeting with the Fair Board.

B. Future Agenda Items – Ordinance Updates, Fair Agreement and updates, possibly MSA update

9. **Adjourn – Motion** by Herbst, second by Maszk to adjourn at 11:40 a.m. Motion **carried** by voice vote, vote reflected as 5-0.

AGENDA SUMMARY

4A1. Discussion and Possible Action Setting Park Tour Date

The Commission member voted to have the Parks Tour on August 25, 2022 from 9:00am-3:00pm, lunch included. An invitation email will be sent out to all County Board members. Also the Forestry and Recreation Committee set the date of September 15, 2022 for a County Forests Tour from 9:00am-3:00pm. Suggested parks to visit during the parks tour include Blue Gill Bay, Duane Corbin Shooting Range, Big Eau Pleine, Sunny Vale Softball Complex and Marathon Park. The Commission is asked to provide feedback on the proposed itinerary.

4A2. Discussion and Possible Action on Conversion of FEMA Parcels to Park Land

Seven Parcels were brought to the Department's attention by the Emergency Management Director. The parcels were acquired by the County with hazard mitigation assistance. As stated below there are regulations in which the parcels have to follow. Structures cannot be added to these parcels.

Dear Mr. Rentmeester,

The Marathon County received hazard mitigation assistance to acquire properties susceptible to recurring flood damage. 44 CFR (Code of Federal Regulations) Part 80.19 *Land Use and Oversight* applies as of December 3, 2007 to all property acquisitions funded through mitigation programs, regardless of the date they were acquired. These regulations require such properties to be maintained for open space, recreational, or wetlands practices in perpetuity. The Marathon County is responsible for the continued maintenance of these properties and for certifying that they are maintained in accordance with federal regulations.

These parcels are located west of the City of Wausau along the Rib River. Two parcels have direct access to a back channel of the river, four parcels are across the road and one parcel is independent. A parcel map and pictures of the sites is included in your packet. Staff has reviewed the parcels and made the following observations:

- The independent parcel is very small and has little usable space
- The independent parcel is not contiguous to any of the other parcels
- The four contiguous parcels are large with a few shade trees and bordered by a large wooded lot of 5 acres.
- The back channel is a nice quiet channel to the Rib River however the only outlet is currently filled in with silt and vegetation. To open this channel up the outlet would have to be dredged and permission from the homeowner at the outlet would be required.
- Potential to help install a new culvert on the west side of the back channel that would access the river and open the area up for more flow. This could open up the outlet.

The Park Commission is asked to consider adding these parcels to the County Park system. If this is desirable staff will make application to the Federal Energy Regulatory Commission (FERC) to change the parcel definitions to park. The County Highway Department is currently mowing the parcels and is also requesting that park staff take on the mowing.

4A3. Discussion and Possible Acton Considering a Request by Wausau Curling Club to Install a Plaque on Former Curling Barn

The Curling Club recently approached the department seeking permission to install a plaque on the former curling barn in Marathon Park. The Curling Barn housed the curling club for 70 years until the new curling center was constructed in 2012. The curling barn has a lot of meaning to the club and they would like to memorialize that with a plaque. Although the Curling Barn is not on the historic registry it is linked to buildings that are such as the cattle barn #1 and the cattle show ring. The club is requesting to place this plaque on the west side of the curling barn where it will be visible by patrons going in and out of the cattle barns.

The Commission is asked to approve or deny this request. If the Commission choses to approve this request staff will also contact the fair board and the historical society for their thoughts.

5B1. Discussion and Possible Action on Marathon Park Water Service Design

Wausau Water Works has given the County notice that the water service on the western half of Marathon Park does not meet current code and that if not corrected the water service will not be turned on in 2023. The water service in question serves the splash pad, midway restrooms and the campground. The service terminates at the campground and is winterized each year. The system is currently underground however it is not deep enough and requires an above group cleanout if it is to continue to only be a seasonal service. The system could also be looped into the City water system to meet current code. Wausau Water Works allowed the water to be turned on for 2022 and required clean water testing. Testing was completed and the system is operational. Per State Statute campgrounds require a potable water source or it cannot be open to the public.

The age of the water system in Marathon Park is old however the exact age is unknown. To determine what corrections need to be completed the system will be mapped and a design, plans and specifications will be prepared for bidding. Request for Proposals were solicited and one firm submitted a proposal. We did hear from one other firm that they did not submit a proposal based on their current work load. This project was not anticipated for 2022 and therefore funding was not allocated for the design, plans and specifications. Staff has identified approximately \$21,000 in the 2022 operating budget that can be utilized for this project. Staff is requesting a 2022 Capital Improvement Plan (CIP) budget amendment utilizing contingency funds for the remaining amount of \$74,400. Staff will also submit a 2023 CIP project for the construction of the system. A cost estimate for the construction will be determine during the design phase. The plan for construction is to bid the work in January/February of 2023, begin construction in April/May of 2023 (weather dependent) and completion in July 2023 prior to the Wisconsin Valley Fair.

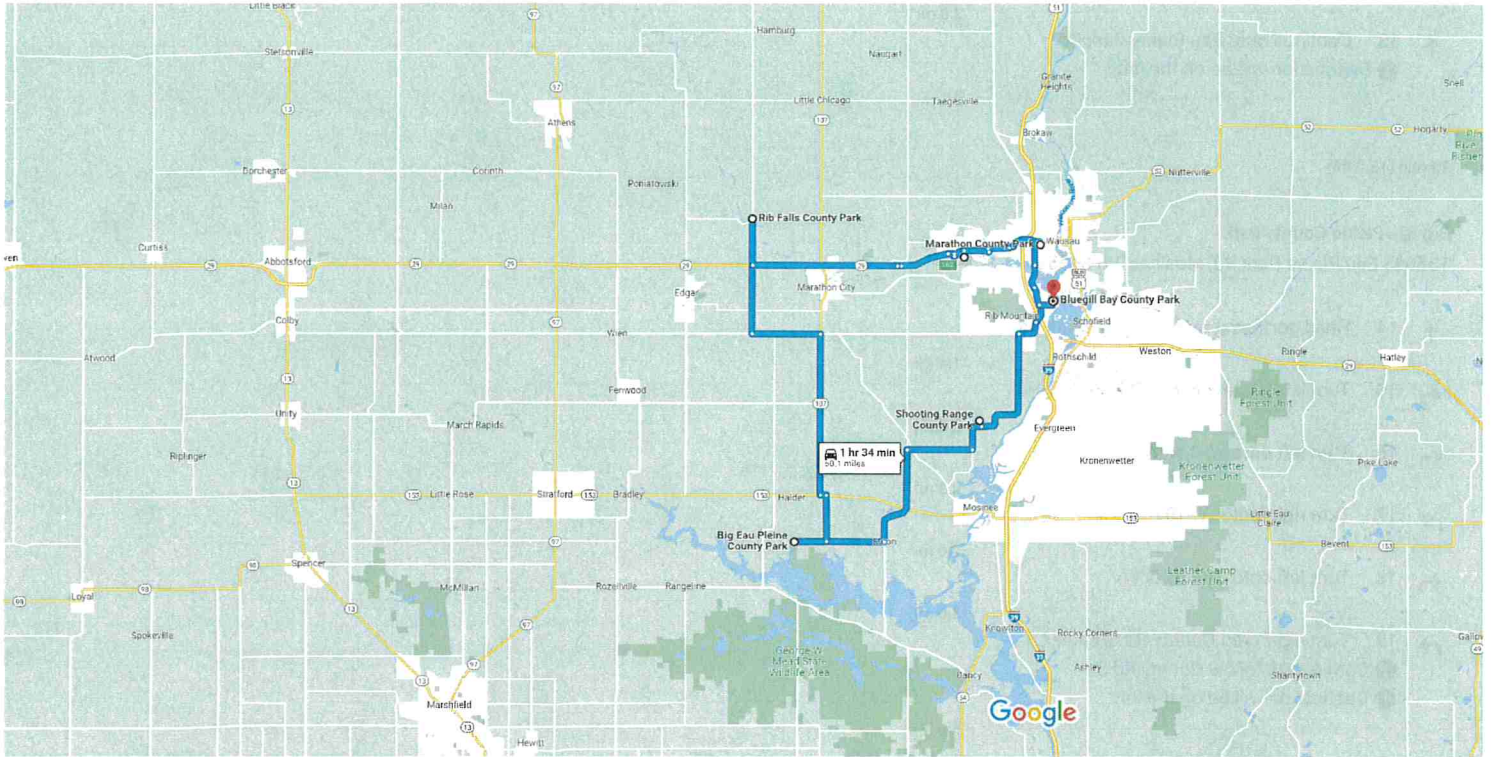
Staff is requesting that the Park Commission and Environmental Resources Committee support the 2022 CIP budget amendment allocating \$74,400 of contingency funds to the Marathon Park Water Service Design and recommend approval of this project to the Human Resources and Finance Committee.

7A. 2022 Fair Contract

The Park Commission requested to see the 2022 Fair Contract that the County has with the Fair Board. The contract is included in your packet. Staff will review the contract with the Commission and answer any questions.



Bluegill Bay County Park, 3800 Bluegill Ave, Wausau, WI 54401 to Bluegill Bay County Park, 3800 Bluegill Ave, Wausau, WI 54401 Drive 60.1 miles, 1 hr 34 min



Map data ©2022 Google 2 mi

Bluegill Bay County Park
3800 Bluegill Ave, Wausau, WI 54401

- ↑ 1. Head south toward Bluegill Ave 56 ft
- ↑ 2. Continue onto Bluegill Ave 0.2 mi
- ↪ 3. Turn right onto Cloverland Ln 0.6 mi
- ↶ 4. Turn left onto Rib Mountain Dr
i Pass by Red Robin Gourmet Burgers and Brews (on the right in 0.4 mi) 0.9 mi
- ↶ 5. Turn left onto Hummingbird Rd/S Mountain Rd
i Continue to follow S Mountain Rd 1.2 mi
- ↶ 6. Turn left onto Co Rd KK/Bittersweet Rd
i Continue to follow Co Rd KK 5.4 mi
- ↪ 7. Turn right onto Rifle Rd 0.2 mi

15 min (8.5 mi)

Shooting Range County Park
217980 Rifle Rd, Mosinee, WI 54455

- ↑ 8. Head southeast on Rifle Rd toward Co Rd KK 0.2 mi
- ↪ 9. Turn right onto Co Rd KK 1.4 mi
- ↪ 10. Turn right onto W Burma Rd 2.8 mi

- ↶ 11. Turn left onto County Rd O 4.6 mi
- ↷ 12. Turn right onto Moon Rd 3.8 mi
- ↑ 13. Continue onto Eau Pleine Park Rd 0.1 mi

i Destination will be on the left

20 min (13.0 mi)

Big Eau Pleine County Park
135695 Eau Pleine Park Rd, Mosinee, WI 54455

- ↑ 14. Head northeast on Eau Pleine Park Rd 1.4 mi
- ↶ 15. Turn left to stay on Eau Pleine Park Rd 2.0 mi
- ↶ 16. Turn left onto WI-153 W 0.3 mi
- ↷ 17. Turn right onto WI-107 N 7.0 mi
- ↶ 18. Turn left onto County N W 3.0 mi
- ↷ 19. Turn right onto County Rd S/Eagle Ln 5.0 mi

i Continue to follow County Rd S
i Destination will be on the left

23 min (18.6 mi)

Rib Falls County Park
232232 County Rd S, Edgar, WI 54426

- ↑ 20. Head south on County Rd S toward Co Rd U 3 min (2.0 mi)

Follow WI-29 E and WI-29 Trunk E to S 72nd Ave in Wausau.
Take exit 162 from WI-29 E/WI-29 Trunk E

8 min (8.8 mi)

- ↶ 21. Turn left onto WI-29 E/WI-29 Trunk E 6.3 mi
- i** Continue to follow WI-29 E
- ↑ 22. Continue onto World War I Veterans Mem Hwy 0.2 mi
- ↑ 23. Continue onto WI-29 E/WI-29 Trunk E/World War I Veterans Mem Hwy 2.1 mi
- ↷ 24. Take exit 162 for 72nd Ave 0.2 mi
- ↷ 25. Keep right and merge onto S 72nd Ave 125 ft

Take Packer Dr to S 66th Ave

2 min (0.9 mi)

- ⤴ 26. Merge onto S 72nd Ave 0.1 mi
- ↶ 27. Turn left onto Packer Dr 0.5 mi
- ↷ 28. Turn right onto S 66th Ave 0.3 mi

13 min (11.7 mi)

Sunnyvale Softball Complex
1000 S 66th Ave, Wausau, WI 54401

↑ 29. Head northeast on S 66th Ave toward Packer Dr
54 s (0.3 mi)

Follow Packer Dr, Stewart Ave and WI-52 E

↪ 30. Turn right onto Packer Dr
9 min (3.8 mi)

↶ 31. Turn left onto S 48th Ave
1.1 mi

↪ 32. Turn right onto Stewart Ave
0.2 mi

↑ 33. Continue straight to stay on Stewart Ave
0.9 mi

↶ 34. Turn left onto WI-52 E
0.2 mi

1.4 mi

Drive to your destination

↪ 35. Turn right at S 12th Ave
2 min (0.2 mi)

↶ 36. Turn left
482 ft

↷ 37. Slight left
279 ft

[Destination will be on the left](#)

443 ft

11 min (4.2 mi)

Marathon County Park
1201 Stewart Ave, Wausau, WI 54401

Continue to Stewart Ave

↑ 38. Head northwest
2 min (0.3 mi)

↪ 39. Turn right
0.1 mi

↶ 40. Sharp left toward Stewart Ave
482 ft

161 ft

Follow S 17th Ave and Rib Mountain Dr to Cloverland Ln in Rib Mountain

↶ 41. Turn left onto Stewart Ave
7 min (3.1 mi)

↶ 42. Turn left onto S 17th Ave
0.1 mi

[Pass by O'Reilly Auto Parts \(on the right in 0.3 mi\)](#)

1.2 mi

↑ 43. Continue onto County Trunk Hwy N/Rib Mountain Dr
[Continue to follow Rib Mountain Dr](#)

1.0 mi

↑ 44. Continue straight to stay on Rib Mountain Dr
0.8 mi

Continue on Cloverland Ln. Drive to Bluegill Ave

↶ 45. Turn left onto Cloverland Ln
2 min (0.8 mi)

0.6 mi

- ↶ 46. Turn left onto Bluegill Ave
- 📍 Destination will be on the right

0.2 mi

12 min (4.2 mi)

Bluegill Bay County Park
3800 Bluegill Ave, Wausau, WI 54401

These directions are for planning purposes only. You may find that construction projects, traffic, weather, or other events may cause conditions to differ from the map results, and you should plan your route accordingly. You must obey all signs or notices regarding your route.

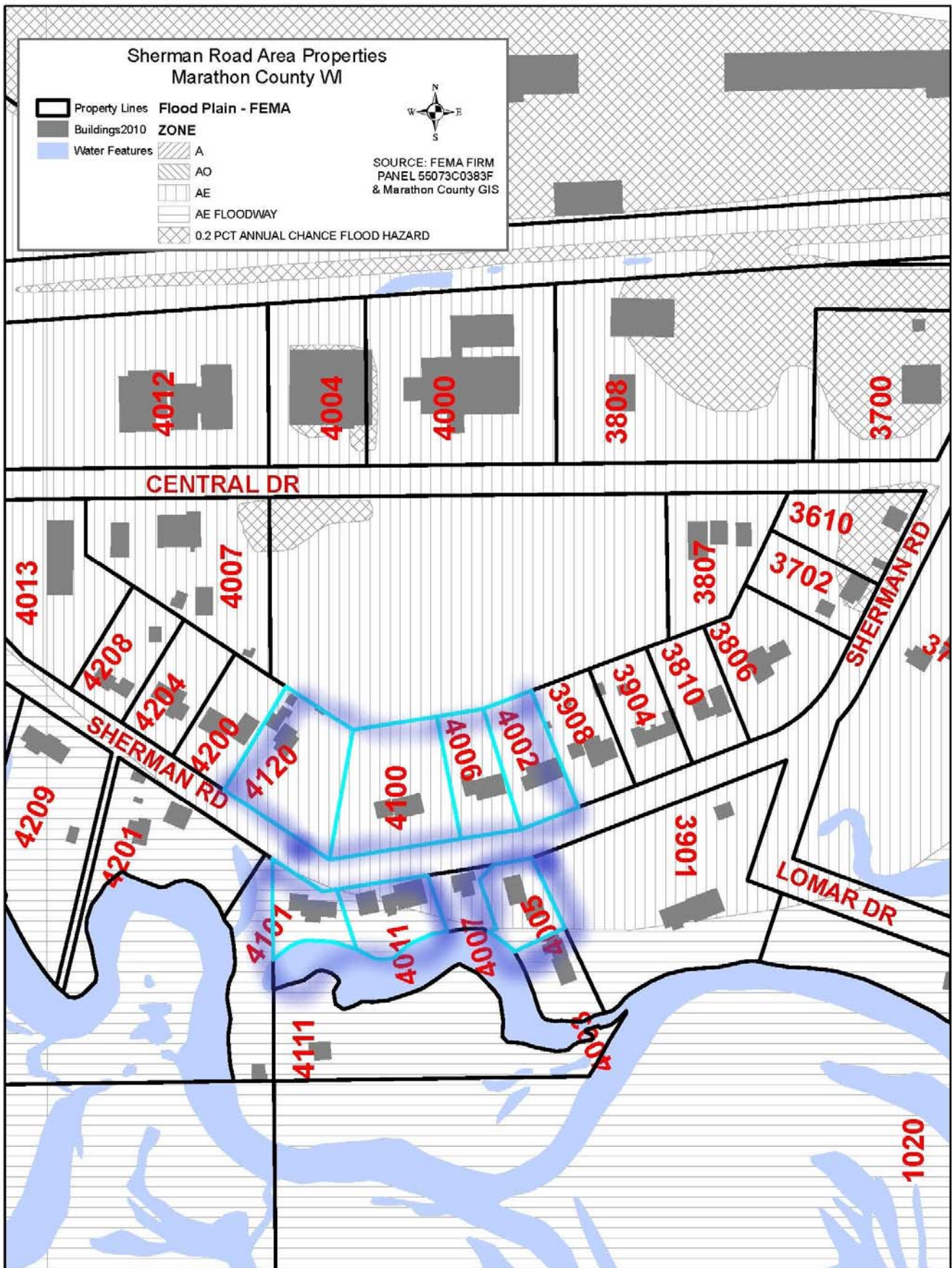
Sherman Road Area Properties
Marathon County WI

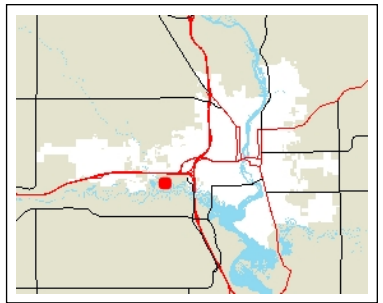
- Property Lines
- Buildings2010
- Water Features

- Flood Plain - FEMA
ZONE
- A
 - AO
 - AE
 - AE FLOODWAY
 - 0.2 PCT ANNUAL CHANCE FLOOD HAZARD



SOURCE: FEMA FIRM
PANEL 55073C0383F
& Marathon County GIS





Legend

- Muni-Outline (FullExtent)
- Parcels
- Section Line/Number
- Right Of Way
- HighwaySign (FullExtent)
- USH
- STH
- CTH
- Street Name
- Railroad
- Bridge
- Overpass
- Paved Road
- Divided Highway
- Right Of Way
- Lake - Pond
- River - Stream
- Wausau Wetland
- Swamp



Map Created: 7/19/2022

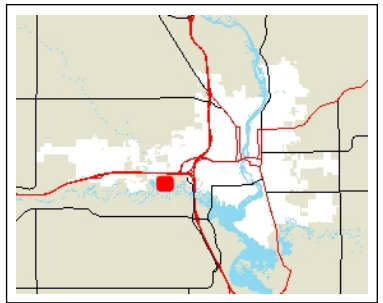
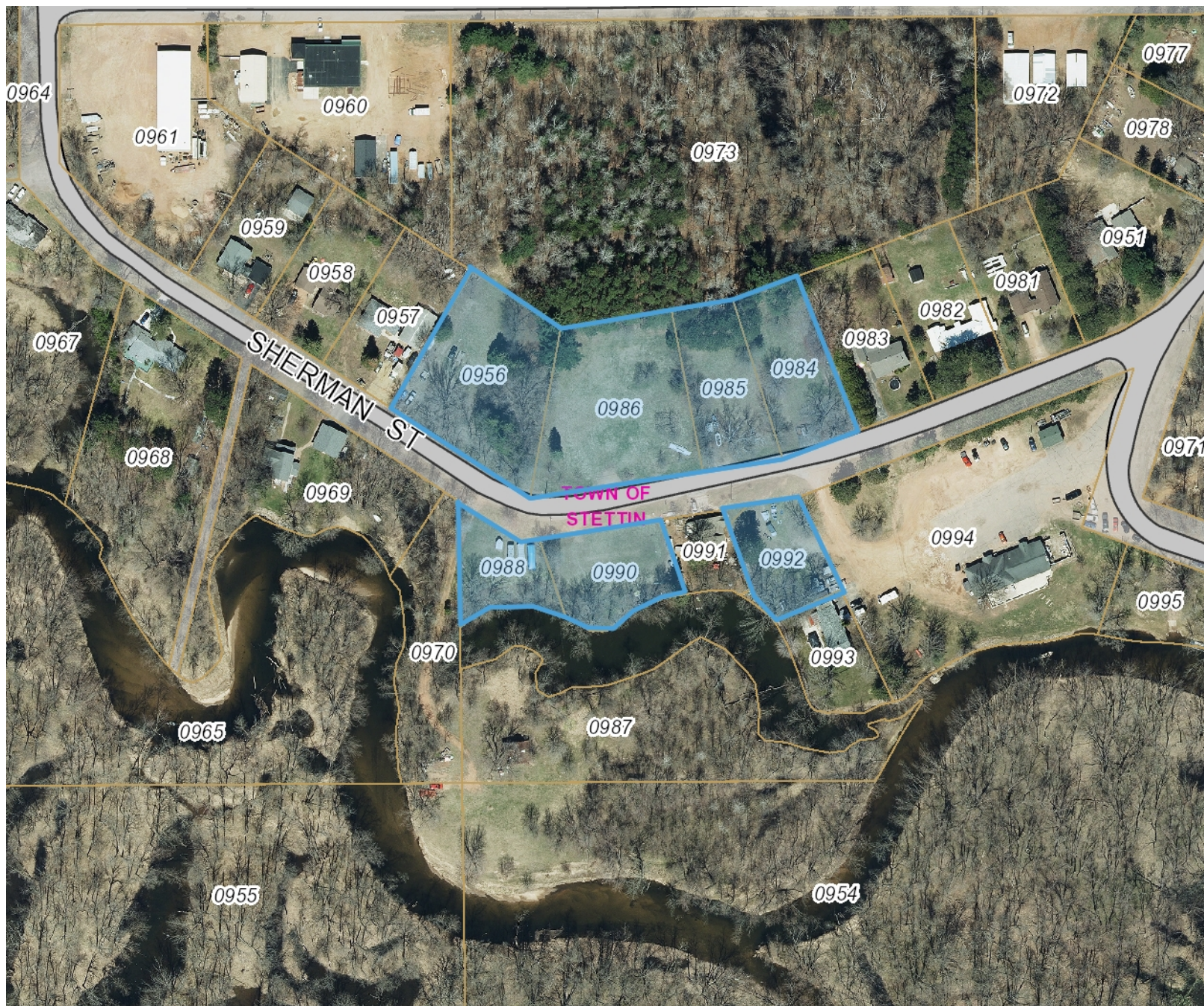
45.38 0 45.38 Feet

NAD_1983_HARN_WISCRS_Marathon_County_Feet

DISCLAIMER: The information and depictions herein are for informational purposes and Marathon County-City of Wausau specifically disclaims accuracy in this reproduction and specifically admonishes and advises that if specific and precise accuracy is required, the same should be determined by procurement of certified maps, surveys, plats, Flood Insurance Studies, or other official means. Marathon County-City of Wausau will not be responsible for any damages which result from third party use of the information and depictions herein or for use which ignores this warning.

THIS MAP IS NOT TO BE USED FOR NAVIGATION

Notes



Legend

- Muni-Outline (FullExtent)
- Parcel ID
- Parcels
- Section Line/Number
- Right Of Way
- HighwaySign (FullExtent)
- USH
- STH
- CTH
- Street Name
- Railroad
- Bridge
- Overpass
- Paved Road
- Divided Highway
- Right Of Way 2020
- Red: Band_1
- Blue: Band_3




Map Created: 7/19/2022
 88.63 0 88.63 Feet

 NAD_1983_HARN_WISCRS_Marathon_County_Feet

DISCLAIMER: The information and depictions herein are for informational purposes and Marathon County-City of Wausau specifically disclaims accuracy in this reproduction and specifically admonishes and advises that if specific and precise accuracy is required, the same should be determined by procurement of certified maps, surveys, plats, Flood Insurance Studies, or other official means. Marathon County-City of Wausau will not be responsible for any damages which result from third party use of the information and depictions herein or for use which ignores this warning.
 THIS MAP IS NOT TO BE USED FOR NAVIGATION

Notes

WAUSAU CURLING CENTER



The Curling Barn

For 70 years, this building housed the Wausau Curling Club, and was central to the development of the game.

Around 1900, Wausau curled on outdoor ice, later in Marathon Park buildings.

In the 1940s, needing space, the Club re-located to this building. Volunteers remodeled the interior for five "sheets" of ice, a viewing area, and club room.

Wausau hosted bonspiels with nearby clubs. High school curling started here in the 1930s. The Wausau Highlanders became one of the largest women's curling groups. In 1976, Wausau hosted the U.S. men's national championships. In 1989, the first Badger State Games curling was held here.

In 2012, Wausau built a new curling center, leaving the old barn behind.

But Wausau curling grew up here. This humble building gave tens of thousands of curlers the opportunity to learn and play the game and wish everyone "Good Curling!"

Thanks to xxx, xxx, xxx.

SPECIFICATIONS	
PRODUCT:	CAST PLAQUE
SIZE:	22" x 28"
MATERIAL:	CAST ALUMINUM
MOUNTING:	CONCEALED MOUNTING
FINISH/COLOR:	BLACK BACKGROUND/ POLISHED RAISED AREAS
QUANTITY:	1


APPROVED

AS IS
 AS CORRECTED
 REVISE & RESUBMIT

AUTHORIZED SIGNATURE

DATE

Shown as Flat Back



CONCEALED MOUNT

Plaque has either a flat back or return so sign will lay flat against surface.

Threaded studs are provided.

No return unless noted on drawing.

mounting instructions provided

**AGREEMENT FOR SERVICES
DURING THE WISCONSIN VALLEY FAIR**

This agreement is made between Marathon County, represented by the Marathon County Park DEPARTMENT, hereinafter referred to as **DEPARTMENT**, and the Marathon County Agricultural Society, represented by the **FAIR BOARD**.

PURPOSE: The purpose of this agreement is to identify the terms and conditions and develop a mutual understanding whereby the **DEPARTMENT** will provide to the **FAIR BOARD** the necessary management, supervision, tools and equipment for setting up before the fair, maintaining during the fair, and cleaning up after the fair of the buildings and grounds in Marathon Park for the successful conduct of the Wisconsin Valley Fair.

HISTORY: In 1921 the Marathon County Agricultural Society gave the county 80 acres which became known as Marathon Park. One of the stipulations in this gift was that the Agricultural Society retained the right to hold an annual fair. Over the years the **FAIR BOARD** and **DEPARTMENT** cooperated on many development and maintenance projects. Sometimes the **DEPARTMENT** furnished labor and the **FAIR BOARD** furnished materials. Many times they shared the cost of a project. The **DEPARTMENT** promotes citizen use of the facilities throughout the year.

MUTUAL INTERESTS: The Agricultural Society needs the facilities to hold the fair. The County uses the fair buildings and grounds for programs throughout the year and provides employees and funding to maintain and operate them. The **DEPARTMENT** is in the best position to understand the operation of the utility systems, heating and ventilating systems, electrical systems, and all the maintenance and operating nuances of each particular facility. In addition, the **DEPARTMENT** has equipment suitable for maintaining the facilities.

The "special" relationship between the County and the Agricultural Society benefits both organizations as well as the public. A written agreement is necessary to protect the interests of the Agricultural Society, the County and the **DEPARTMENT** employees and to eliminate the potential appearance of impropriety.

TERMS AND CONDITIONS: The following is agreed by the **DEPARTMENT** and **FAIR BOARD FOR THE 2022 WISCONSIN VALLEY FAIR:**

1. The **DEPARTMENT** will provide management and supervision for buildings and grounds for the purpose of setting up before the fair, operating and maintaining during the fair, and tearing down and cleaning up after the fair for the **FAIR BOARD**. The **FAIR BOARD** agrees to pay the County \$5,500 for this service if the fair makes a profit of \$25,000 or more. Ben Krautkramer will serve as Building and Grounds Superintendent for the **DEPARTMENT** during this time period.

2. The Building and Grounds Superintendent will be responsible for and assigned to completing all work orders and other directives from the President of the **FAIR BOARD** or his designee relating to fair operations during set-up, dates of fair, and clean-up.

The **FAIR BOARD** in cooperation with the Building and Grounds Superintendent is responsible for hiring and supervising seasonal employees. The **FAIR BOARD** determines pay rates for all seasonal employees. Said seasonal employees will be employees of the **FAIR BOARD**. **FAIR BOARD** will pay seasonal employees

directly and provide workers compensation insurance to cover seasonal employees.

3. The Building and Grounds Superintendent may request the use of Park Department employees to supervise activities, make repairs, or otherwise perform work required to carry out the fair's responsibilities as they relate to Building and Grounds. These requests should be made to the Assistant Director of Operations. The work of these county employees will be directed by the Building and Grounds Superintendent.
4. The FAIR BOARD will provide the Assistant Director of Operations with a list of equipment and tasks needs to be completed before, during and after the fair by July 15th of each year.
5. The **FAIR BOARD** will pay for water, sewer, electricity, and natural gas beginning the Friday before the fair through the Friday after the fair.
6. The **DEPARTMENT** will not rent facilities to the public, other than the campground, in Marathon Park beginning two Mondays before the fair through the Friday after the fair (19 days). Exceptions can be made with **FAIR BOARD** approval. The **DEPARTMENT** will be allowed to operate the Junction and leave the Arena advertising in place at no charge during the fair weeks.
7. The **FAIR BOARD** will operate the campground beginning the Sunday before the fair through the Sunday of the fair. All operating expenses, including janitorial supplies and labor, will be paid by the **FAIR BOARD**. All revenues will be collected and retained by the **FAIR BOARD**. Operation of the campground during this time is the responsibility of the Building and Grounds Superintendent.
8. Lands and facilities shall be fully cleaned and in the same operating condition by the Saturday after the close of the Fair as they were when turned over to the **FAIR BOARD** two Mondays prior to the opening day of the Fair.
9. The **DEPARTMENT** will provide, at no charge, Two (2) Full-Time Park Maintenance Technician employees 40 hours per week for the week prior to, during, and after the fair. The **FAIR BOARD** will reimburse the County for the cost of all other **DEPARTMENT** employees working (including overtime and benefits) on behalf of the fair as specified in #3 above. (See "Exhibit A" for current year which is attached hereto and incorporated herein by specific reference as if set forth in full.)
10. The County will furnish **FAIR BOARD** the necessary Park Department equipment and supplies as requested by the **FAIR BOARD**. **DEPARTMENT** motorized equipment may be operated only by **DEPARTMENT** employees who are in a **DEPARTMENT** work status or **FAIR BOARD** employees who are pre-authorized for specific types of vehicles and equipment. **FAIR BOARD** shall obtain the authorization of **DEPARTMENT** for each employee and the associated types of equipment prior to operating such equipment. **FAIR BOARD** is liable for any damage to equipment, property damage, injuries, or other costs or claims resulting from equipment operation by **FAIR BOARD** employees.
11. The **FAIR BOARD** will provide a list of capital projects, including completion dates, to the Park, Recreation and Forestry Director for review and consideration by October 1st of each year.

12. A.) The Marathon County Agricultural Society, by the **FAIR BOARD**, hereby agrees to release, indemnify, defend, and hold harmless Marathon County, the Marathon County Park DEPARTMENT, their officials, officers, employees, and agents from and against all judgments, damages, penalties, losses, costs, claims, expenses, suits, demands, debts, actions and/or causes of action of any type or nature whatsoever, including actual and reasonable attorney's fees, which may be sustained or to which they may be exposed, directly or indirectly, by reason of personal injury, death, property damage, or other liability, alleged or proven, resulting from or arising out of the acts or omissions of the **FAIR BOARD**, its officers, officials, employees, agent or assigns. Marathon County and the Marathon County Park DEPARTMENT does not waive, and specifically reserves, its right to assert any and all affirmative defenses and limitations of liability as specifically set forth in Wisconsin Statutes, Chapter 893 and related statutes.
- B.) Marathon County and the Marathon County Park DEPARTMENT, by the **DEPARTMENT**, hereby agrees to release, indemnify, defend, and hold harmless the Marathon County Agricultural Society, its officials, officers, employees, and agents from and against all judgments, damages, penalties, losses, costs, claims, expenses, suits, demands, debts, actions and/or causes of action of any type or nature whatsoever, including actual and reasonable attorney's fees, which may be sustained or to which they may be exposed, directly or indirectly, by reason of personal injury, death, property damage, or other liability, alleged or proven, resulting from or arising out of the acts or omissions of the **DEPARTMENT**, its officers, officials, employees, agent or assigns. The Marathon County Agricultural Society does not waive, and specifically reserves, its right to assert any and all affirmative defenses and limitations of liability as specifically set forth in Wisconsin Statutes, Chapter 893 and related statutes.
13. By virtue of its AGREEMENT with the **DEPARTMENT**, a public entity, the **FAIR BOARD**, agrees it will comply with all applicable laws, acts, ordinances, regulations, and policies. The **FAIR BOARD** shall provide a similar notice to all its subcontractors.
14. Employees of the **DEPARTMENT** who are subject to this contract for services shall be construed to be employees of the **FAIR BOARD** for the purposes of liability in the performance of their obligations under this contract and said **DEPARTMENT** employees will be covered under the liability insurance of the **FAIR BOARD** by naming Marathon County as an additional insured under said policy. The **FAIR BOARD** will provide proof of insurance by submitting a certificate of insurance to the Wausau and Marathon County Parks, Recreation, and Forestry Department, naming Marathon County, the City of Wausau and the Wausau and Marathon County Parks, Recreation, and Forestry Department as additional insured, no later than July 15 of each year this AGREEMENT is in effect.

This agreement shall run from July 15 through September 30 of each year. This agreement shall automatically renew for a like period of time each succeeding year unless either party serves written notice of intent not to renew by March 31 of the year said agreement is to be canceled.

This agreement constitutes the entire agreement between the undersigned parties, and no additional terms or conditions shall be implied or inferred. This agreement may be amended only by written codicil duly executed by both parties.

Keith Langert

President
Marathon County Agricultural Society

July 18, 2022

Date

John Langert

Fair Administrator
Marathon County Agricultural Society

7/20/22

Date

Jamie Polley

Jamie Polley
Director
Wausau and Marathon County
Parks, Recreation, and Forestry Department
For Marathon County Park DEPARTMENT

7/21/22

Date

EXHIBIT A

**AGREEMENT FOR SERVICES
DURING THE WISCONSIN VALLEY FAIR**

2022 EQUIPMENT COST SCHEDULE

<u>EQUIPMENT</u>	<u>RENTAL RATE</u>
Wheel Tractor 21 horse class X-95	\$19.99/hr.
Wheel Tractor 70 horse class X-41	\$25.87/hr.
Skid Steer 70 horse class X-64	\$24.08/hr.
2 Ton Trailer T-13	\$11.71/day
Hand Held Blowers	\$2.75/hr.
Personnel Cart	\$6.45/hr.
Scissors Lift	\$15.98/hr.
Floor Scrubber	\$14.50/hr.

2022 DEPARTMENT EMPLOYEE COST SCHEDULE

<u>POSITION</u>	<u>TOTAL COST/HOUR FIRST 40 HRS/WEEK</u>	<u>TOTAL COST/HOUR OVER 40 HRS/WEEK</u>
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Maintenance Specialist	\$45.00	\$49.50
Maintenance Technician	\$36.78	\$38.62
Seasonal Laborer 1 w/o Ret	\$14.00	\$18.40