




DEPARTMENT OF
**LEGAL AND
ADMINISTRATIVE
SERVICES**

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TO: Members of the Finance Committee

FROM: Assistant City Attorney Darrin Glad 

DATE: January 28, 2025

RE: Emergency Sodium Hypochlorite Tank Replacement at Appleton Water Treatment Facility Resolution
Our File No. A25-0046

This memo accompanies the Emergency Sodium Hypochlorite Tank Replacement at Appleton Water Treatment Facility Resolution. Wis. Stat. § 62.15(1b) allows a public emergency exception to certain requirements for public works contracts, stating:

The provisions of sub. (1) ... are not mandatory for the repair and reconstruction of public facilities when damage or threatened damage thereto creates an emergency, as determined by resolution of the board of public works¹ ... , in which the public health or welfare of the city is endangered.

If the Finance Committee determines through resolution that the damage to the bulk sodium hypochlorite tanks at the Appleton Water Treatment Facility create an emergency in which the public health or welfare of the City is endangered, the City can immediately proceed to contract to alleviate the deteriorated facilities.

¹ In 2013, the Charter Ordinances of the Municipal Code of the City of Appleton were changed to repeal the Board of Public Works and assign all their previous duties to the Finance Committee.