

City of Appleton

100 North Appleton Street Appleton, WI 54911-4799 www.appleton.org

Meeting Agenda - Final Finance Committee

Monday, June 26, 2017 5:30 PM Council Chambers, 6th Floor

- 1. Call meeting to order
- 2. Roll call of membership
- 3. Approval of minutes from previous meeting

17-952 Finance Committee minutes from June 12, 2017 and June 21, 2017

Attachments: MeetingMinutes12-Jun-2017-10-16-18.pdf

MeetingMinutes21-Jun-2017-04-03-44.pdf

4. Public Hearings/Appearances

<u>17-968</u> Dave Maccoux, CPA from Schenck, SC presentation of the 2016

Comprehensive Annual Financial Report

<u>Attachments:</u> 2016 City of Appleton - Management Communications.pdf

5. Action Items

<u>17-954</u> CEA Review Committee Report

Attachments: CEA MeetingMinutes12-Jun-2017-04-12-43.pdf

17-955 Request to award the City of Appleton 2017 Parks Hardscape repairs

project contract to MCC, Inc. in the amount of \$99,539 with a contingency of 10% for a project total not to exceed \$109,493.

Attachments: 2017 Parks Hardscape Repairs.pdf

17-956 Request to award the City of Appleton 2017 Fire Stations #3 and #5

Hardscape repairs project contract to MCC, Inc. in the amount of \$78,088 with a contingency of \$3,500 for a project total not to exceed

\$81,588.

Attachments: 2017 Fire Stations #3 and #5 Hardscape Repairs.pdf

17-957 Request to award the 2017 Wastewater Water Lateral replacement project to Degroot, Inc. in the amount of \$93,816 with a contingency of \$10,000 for a project total not to exceed \$103,816.

Attachments: 2017 Wastewater Water Lateral Replacement.pdf

17-967 Request to approve retaining outside counsel for personnel issues.

Attachments: WC Matters with Retained Counsel.pdf

6. Information Items

Change Order #3 to Howard Grote and Sons in the amount of (\$500) for the Water Treatment Clarifier Project resulting in the construction contract being reduced from \$494,067 to \$493,567 (this item also appears on the Utilities Committee agenda as an Informational item).

<u>Attachments:</u> Change Order 3 Softener Project 06-06-17.pdf
Change Order 3.pdf

17-958 Change Order #2 to contract 50-16 for Erb Park and Pool renovation project for the addition of site underdrains in the amount of \$41,056 resulting in a decrease of the contingency from \$613,048 to \$441,401. No change to the overall contract amount.

Attachments: 2017 Erb Pool Construction Change Order .pdf

Contract 60-16 was awarded to MCC, Inc. for the 2016 Hardscapes Repairs project in the amount of \$118,724 with a contingency of \$3,800. No change orders were issued. Payments issued to date total \$47,530.08. Request to issue the final contract payment of \$71,193.64.

Attachments: 2016 Parks Hardscape Repairs Final Payment.pdf

<u>17-960</u> Status of social media usage at meetings

17-792

Resolution introduced by Alderpersons Martin, Croatt and Plank at the May 17, 2017 Common Council meeting related to the City Attorney responsibilities:

Resolution #12-R-17 Martin/Croatt/Plank

Whereas, the City Attorney is elected by the voters of Appleton,

And whereas, it is the responsibility of the City Attorney to uphold the constitution of the State of Wisconsin when performing duties of the job he/she is elected to,

And whereas, it is the duty of the Council and Mayor, also elected by the voters, to ensure that the citizens have the legal representation of the Attorney's office in all matters concerning the city,

And whereas, it is critical that the City Attorney be in a work environment that enables and prioritizes that responsibility,

And whereas, State Statute 62.09 (12) states that, "The attorney shall conduct all the law business in which the city is interested",

Therefore be it resolved, the Finance Committee, of which has jurisdiction over the Attorney's office, be charged with creating a policy that reaffirms the City Attorney conducts all legal work when discussing, negotiating, and drafting all agreements and law business the city is a party to, unless special counsel has been retained in circumstances that comply with city policy or State Statute.

Legislative History

5/22/17 Finance Committee referred

7. Adjournment

Notice is hereby given that a quorum of the Common Council may be present during this meeting, although no Council action will be taken.

Reasonable Accommodations for Persons with Disabilities will be made upon Request and if Feasible.

For questions regarding this agenda, please contact Tony Saucerman at (920) 832-6440.



City of Appleton

100 North Appleton Street Appleton, WI 54911-4799 www.appleton.org

Meeting Minutes Finance Committee

Monday, June 12, 2017

5:30 PM

Council Chambers, 6th Floor

1. Call meeting to order

Meeting called to order at 5:30pm.

2. Roll call of membership

Present: 5 - Alderperson Plank, Alderperson Lobner, Alderperson Siebers, Alderperson

Croatt and Alderperson Baranowski

3. Approval of minutes from previous meeting

<u>17-836</u> May 22, 2017 Finance Committee minutes

<u>Attachments:</u> MeetingMinutes22-May-2017-02-52-19.pdf

Alderperson Baranowski moved, seconded by Alderperson Croatt, that the Minutes be approved. Roll Call. Motion carried by the following vote:

Aye: 5 - Alderperson Plank, Alderperson Lobner, Alderperson Siebers, Alderperson Croatt and Alderperson Baranowski

4. Public Hearings/Appearances

5. Action Items

17-839

Request to approve the Kurey Ridge Agreement regarding trail and storm sewer easements, roadway dedication, and stormwater management contribution of \$22,146.

<u>Attachments:</u> Kurey Ridge Agreement.pdf

Alderperson Baranowski moved, seconded by Alderperson Croatt, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:

Aye: 5 - Alderperson Plank, Alderperson Lobner, Alderperson Siebers, Alderperson Croatt and Alderperson Baranowski

<u>17-874</u>

Request to approve payment to von Briesen & Roper, S.C. for real estate services performed under the "Hourly Services" provision of the Phase III agreement related to the construction of the Fox Cities Exhibition Center and approve the following related 2017 Budget adjustment:

Exhibition Center Capital Projects Fund

Consulting Services +\$15,765 Debt Proceeds/Room Tax +\$15,765

to provide funding for real estate services related to the construction of the Fox Cities Exhibition Center.

Attachments: von Briesen Bill 5-17-17.pdf

Alderperson Croatt moved, seconded by Alderperson Lobner, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:

Aye: 5 - Alderperson Plank, Alderperson Lobner, Alderperson Siebers, Alderperson Croatt and Alderperson Baranowski

17-876

Request to approve Contract Amendment/Change Order No. 1 to contract 8-17 for Unit CC-17 Bridge Maintenance to increase for additional quantities of concrete deck repairs in the amount of \$20,000 resulting in no change to contingency. Overall contract increased from \$192,925 to \$212,925.

Attachments: Unit CC-17 Contract Amendment-Change Order No.1.pdf

Alderperson Baranowski moved, seconded by Alderperson Croatt, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:

Aye: 5 - Alderperson Plank, Alderperson Lobner, Alderperson Siebers, Alderperson Croatt and Alderperson Baranowski

<u>17-877</u>

Request to approve Contract Amendment/Change Order No. 2 to contract 9-17 for Unit U-17 Sewer and Water Reconstruction No. 2 to increase for additional water main and sanitary sewer items added to scope of work by the City in the amount of \$14,121 resulting in a decrease to contingency from \$74,003 to \$68,347. Overall contract increased from \$2,472,520 to \$2,480,985.

Attachments: Unit U-17 Contract Amendment-Change Order No.2.pdf

Alderperson Baranowski moved, seconded by Alderperson Siebers, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:

Aye: 5 - Alderperson Plank, Alderperson Lobner, Alderperson Siebers, Alderperson Croatt and Alderperson Baranowski

17-146

Resolution introduced by Alderperson Siebers at the February 1, 2017 Common Council meeting relating to changes to Special Assessment Policy:

#1-R-17 - Siebers

Changes to Special Assessment Policy

WHEREAS, the Common Council deems it in the best interest of the City of Appleton to adopt policies relating to special assessments,

WHEREAS, the Common Council intends that these policies provide general and fair guidelines for addressing assessments in Appleton,

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Appleton, WI that the following language be added under the "All other zoning" column to the special assessment policies; "All other zone classifications (1 and 2 Family Use Apply Residential Zones Rate)" Adding this language would allow R1 and R2 zoned properties in any other zoned area to be assessed the rate of single family and two family residents.

Alderperson Plank moved, seconded by Alderperson Siebers, that the Report Action Item be referred back to staff, due back on 7/10/2017. Roll Call. Motion carried by the following vote:

Aye: 5 - Alderperson Plank, Alderperson Lobner, Alderperson Siebers, Alderperson Croatt and Alderperson Baranowski

6. Information Items

<u>17-837</u>	Contract 22-17 was awarded to ASTI Sawing, Inc. for \$30,000 for Concrete Sidewalk Sawcutting. Payments issued to date total \$17,045.52. Request final payment of \$12,954.48.
	This Presentation was received and filed
<u>17-838</u>	Contract 66-16 was awarded to TLC Sign for the replacement of the Appleton Memorial Park Sign in the amount of \$39,994.83 with no contingency. No change orders were issued. Request to issue the final contract payment of \$39,994.83.
	Attachments: 2017 AMP Sign and Message Center.pdf
	This Presentation was received and filed
<u>17-840</u>	Contract 57-16 was awarded to Insituform Technologies USA, LLC for \$121,131.50 with a contingency of \$12,000 for Sanitary & Storm Sewer Lining. Payments issued to date total \$101,044.80. Request final payment of \$8,786.50.
	This Presentation was received and filed
<u>17-841</u>	Contract 58-16 was awarded to Cardinal Construction Company, Inc. for the 2016 Wastewater D-Building Lab Remodel in the amount of \$104,765 with a contingency of \$5,000. One change order was issued in the amount of \$4,931. Payments to date total \$107,713.40. Request to issue the final contract payment of \$1,982.60.
	Attachments: 2016 Wastewater D-Building Lab Remodel Final Payment.pdf
	This Presentation was received and filed
<u>17-843</u>	Internal Grant Management Policies and Procedures Manual
	Attachments: Grant Administration Procedures- May 2017 proposed.pdf
	This Presentation was received and filed
<u>17-847</u>	Role of Library Board and Common Council in Library Building Construction
	This Presentation was received and filed

<u>17-875</u>

The following 2017 Budget adjustments were approved by the Mayor and Finance Director in accordance with Policy:

General Fund - Library

Reimbursements - Friends of the Library	+\$17,000
Administration Expenses	+\$2,700
Children's Services Expenses	+\$6,000
Community Partnership Expenses	+\$7,000
Materials Management Expenses	+\$800
Network Services Expenses	+\$500

to record funds received from the Friends of the Appleton Public Library

This Presentation was received and filed

7. Adjournment

A motion was made by Alderperson Siebers, seconded by Alderperson Baranowski, that this meeting be adjourned. The motion carried by the following vote:

Aye: 5 - Alderperson Plank, Alderperson Lobner, Alderperson Siebers, Alderperson Croatt and Alderperson Baranowski



City of Appleton

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Meeting Minutes Finance Committee

Wednesday, June 21, 2017

6:45 PM

Council Chambers, 6th Floor

Special

1. Call meeting to order

Meeting called to order at 6:45pm

2. Roll call of membership

Present: 4 - Alderperson Plank, Alderperson Lobner, Alderperson Siebers and

Alderperson Baranowski

Excused: 1 - Alderperson Croatt

4. Public Hearings/Appearances

5. Action Items

17-914

Request to approve Contract for Unit X-17/AA-17 Sewer & Water Reconstruction No. 2 be awarded to Kruczek Construction, Inc. in the amount of \$1,115,115 with a 7% contingency for a contract not to exceed \$1,193,173.

Attachments: AA-17 & X-17.pdf

Alderperson Siebers moved, seconded by Alderperson Baranowski, that the Report Action Item be recommended for approval as amended. Roll Call. Motion carried by the following vote:

Aye: 4 - Alderperson Plank, Alderperson Lobner, Alderperson Siebers and

Alderperson Baranowski

Excused: 1 - Alderperson Croatt

17-915

Request to award relocation services contract related to the demolition of the Blue Parking Ramp to Corre in an amount not to exceed \$77,800.

<u>Attachments:</u> Proposal-City of Appleton (REVISED).pdf

Alderperson Baranowski moved, seconded by Alderperson Siebers, that the Report Action Item be recommended for approval as amended. Roll Call. Motion carried by the following vote:

Aye: 4 - Alderperson Plank, Alderperson Lobner, Alderperson Siebers and

Alderperson Baranowski

Excused: 1 - Alderperson Croatt

17-923 Approval of Bus Washer Refurbish Agreement in amount not to exceed

\$103,405.

Attachments: Bus Washer Refurbish.pdf

Alderperson Baranowski moved, seconded by Alderperson Siebers, that the Report Action Item be recommended for approval as amended. Roll Call. Motion carried by the following vote:

Aye: 4 - Alderperson Plank, Alderperson Lobner, Alderperson Siebers and

Alderperson Baranowski

Excused: 1 - Alderperson Croatt

6. Information Items

None

7. Adjournment

Alderperson Baranowski moved, seconded by Alderperson Siebers, that the meeting be adjourned. Roll Call. Motion carried by the following vote:

Aye: 4 - Alderperson Plank, Alderperson Lobner, Alderperson Siebers and

Alderperson Baranowski

Excused: 1 - Alderperson Croatt

MANAGEMENT COMMUNICATIONS CITY OF APPLETON, WISCONSIN DECEMBER 31, 2016

CITY OF APPLETON, WISCONSIN December 31, 2016

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To the Honorable Mayor and Common Council City of Appleton Outagamie County, Wisconsin

We have audited the financial statements of the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information of the City of Appleton, Wisconsin (the "City") for the year ended December 31, 2016. The City's financial statements, including our report thereon dated June 22, 2017, are presented in a separate audit report document. Professional standards require that we provide you with the following information related to our audit.

Our Responsibilities Under U.S. Generally Accepted Auditing Standards, Government Auditing Standards, Federal Uniform Guidance and State Single Audit Guidelines

As stated in our engagement letter, our responsibility, as described by professional standards, is to express opinions about whether the financial statements are fairly presented, in all material respects, in conformity with accounting principles generally accepted in the United States of America. Our audit of the financial statements does not relieve you or management of your responsibilities.

In planning and performing our audit, we considered the City's internal control over financial reporting in order to determine our auditing procedures for the purpose of expressing our opinions on the financial statements and not to provide assurance on the internal control over financial reporting. We also considered internal control over compliance with requirements that could have a direct and material effect on major federal and state programs in order to determine our auditing procedures for the purpose of expressing our opinion on compliance and to test and report on internal control over compliance in accordance with Federal Uniform Guidance and the *State Single Audit Guidelines*.

As part of obtaining reasonable assurance about whether the City's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grants. However, providing an opinion on compliance with these provisions is not an objective of our audit. Also in accordance with Federal Uniform Guidelines and the *State Single Audit Guidelines*, we examined, on a test basis, evidence about the City's compliance with the types of compliance requirements described in the "U.S. Office of Management and Budget (OMB) Compliance Supplement" and the *State Single Audit Guidelines* applicable to each of its major federal and state programs for the purpose of expressing an opinion on the City's compliance with those requirements. While our audit provides a reasonable basis for our opinion, it does not provide a legal determination on the City's compliance with those requirements.

Planned Scope and Timing of the Audit

We performed the audit according to the planned scope and timing previously communicated to you in our correspondence about planning matters.

Significant Audit Findings

Consideration of Internal Control

Financial Statements

In planning and performing our audit of the financial statements of the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information of the City as of and for the year ended December 31, 2016, in accordance with auditing standards generally accepted in the United States of America, we considered the City's internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the

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circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control. Accordingly, we do not express an opinion on the effectiveness of the City's internal control. Our report on internal control over financial reporting and on compliance and other matters is presented on pages 136 - 137 of the annual report.

Our consideration of internal control was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies and therefore material weaknesses or significant deficiencies may exist that were not identified.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A material weakness is a deficiency or a combination of deficiencies in internal control, such that there is a reasonable possibility that a material misstatement of the City's financial statements will not be prevented, or detected and corrected, on a timely basis. We did not identify any deficiencies in internal control over financial reporting that we consider to be material weaknesses.

Federal and State Awards

In planning and performing our audit of compliance for each major federal and state program, we considered the City's internal control over compliance (internal control) as a basis for designing audit procedures for the purpose of expressing our opinion on compliance requirements that could have a direct and material effect on each of the City's major federal and state programs for the year ended December 31, 2016, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control. Accordingly, we do not express an opinion on the effectiveness of the City's internal control. Our report on internal control over compliance is presented on pages 138 – 139 of the annual report.

Our consideration of internal control was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies and therefore material weaknesses or significant deficiencies may exist that were not identified.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance on a timely basis. A material weakness is a deficiency or a combination of deficiencies in internal control, such that there is a reasonable possibility that noncompliance of the City's major federal or state award programs will not be prevented, or detected and corrected, on a timely basis. We did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses.

Qualitative Aspects of Accounting Practices

Management is responsible for the selection and use of appropriate accounting policies. The significant accounting policies used by the City are described in Note A to the financial statements. As described in Note D.1 to the financial statements, the City changed accounting policies related to fair value measurement by adopting Statement of Governmental Accounting Standards Board (GASB) No. 72, Fair Value Measurement and Application in 2016. We noted no transactions entered into by the City during the year for which there is a lack of authoritative guidance or consensus. To the best of our knowledge, all significant transactions have been recognized in the financial statements in the proper period.

Accounting estimates are an integral part of the financial statements prepared by management and are based on management's knowledge and experience about past and current events and assumptions about future events. Certain accounting estimates are particularly sensitive because of their significance to the financial statements and because of the possibility that future events affecting them may differ significantly from those expected. The most sensitive estimates included in the financial statements were:

Management's estimate of the other post employment benefits is based on an actuarial report. We evaluated the key factors and assumptions used to develop the other post employment benefits in determining that it is reasonable in relation to the financial statements taken as a whole.

Management's estimate of the net pension liability and related deferred outflows/inflows of resources is based on information received from the Wisconsin Retirement System. We evaluated the key factors and assumptions used to develop the net pension liability and related deferred outflows/inflows of resources in determining that they are reasonable in relation to the financial statements taken as a whole.

Management's estimate of the amortization period of intangible assets and deferred costs are based upon analysis of the expected useful life of the intangible assets. We evaluated the key factors and assumptions used to develop the reserves in determining that it is reasonable in relation to the financial statements taken as a whole.

Management's estimate of the depreciable life of the capital assets is based upon analysis of the expected useful life of the capital assets. We evaluated the key factors and assumptions and the consistency in these factors and assumptions used to develop the depreciable life in determining that it is reasonable in relation to the financial statements taken as a whole.

Management's estimate of accumulated sick leave is based upon analysis of the employees sick leave balance. We evaluated the key factors and assumptions and the consistency in these factors and assumptions used to develop the accumulated sick leave liability in determining that it is reasonable in relation to the financial statements taken as a whole.

Management estimated an allowance for uncollectible accounts for accounts receivables outstanding. These estimates are based upon management's knowledge of, and past experience with the outstanding balances. We evaluated the key factors and assumptions used to develop this estimate in determining that it is reasonable in relation to the financial statements taken as a whole.

Management's estimate of the fair value of the investments is based on ending market values as of December 31, 2016 as reported by the investment managers. We evaluated the key factors and assumptions used in valuing the investments in determining that they are reasonable in relation to the financial statements taken as a whole.

The financial statement disclosures are neutral, consistent, and clear.

Difficulties Encountered in Performing the Audit

We encountered no significant difficulties in dealing with management in performing and completing our audit.

Corrected and Uncorrected Misstatements

Professional standards require us to accumulate all known and likely misstatements identified during the audit, other than those that are clearly trivial, and communicate them to the appropriate level of management. Management has corrected all such misstatements. Copies of the audit adjustments are available from management. In addition, none of the misstatements detected as a result of audit procedures and corrected by management were material, either individually or in the aggregate, to each opinion unit's financial statements taken as a whole.

Disagreements with Management

For purposes of this letter, a disagreement with management is a financial accounting, reporting, or auditing matter, whether or not resolved to our satisfaction, that could be significant to the financial statements or the auditors' report. No such disagreements arose during the course of our audit.

Management Representations

We have requested certain representations from management that are included in the management representation letter dated June 22, 2017. The management representation letter follows this communication.

Management Consultations with Other Independent Accountants

In some cases, management may decide to consult with other accountants about auditing and accounting matters, similar to obtaining a "second opinion" on certain situations. If a consultation involves application of an accounting principle to the City's financial statements or a determination of the type of auditors' opinion that may be expressed on those statements, our professional standards require the consulting accountant to check with us to determine that the consultant has all the relevant facts. To our knowledge, there were no such consultations with other accountants.

Other Audit Findings or Issues

We generally discuss a variety of matters, including the application of accounting principles and auditing standards, with management each year prior to retention as the City's auditors. However, these discussions occurred in the normal course of our professional relationship and, to the best of our knowledge, our responses were not a condition to our retention.

In addition, during our audit, we noted certain other matters that are presented for your consideration. We will review the status of these comments during our next audit engagement. Our comments and recommendations are intended to improve the internal control or result in other operating efficiencies. We will be pleased to discuss these matters in further detail at your convenience, to perform any additional study of these matters, or to assist you in implementing the recommendations. Our comments are summarized in the comments and observations section of this report.

Other Matters

We applied certain limited procedures to the management's discussion and analysis, the budgetary comparison information and the schedules relating to pensions and other post-employment benefits, which are required supplementary information (RSI) that supplements the basic financial statements. Our procedures consisted of inquiries of management regarding the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We did not audit the RSI and do not express an opinion or provide any assurance on the RSI.

We were engaged to report on the supplementary information, which accompanies the financial statements but is not RSI. With respect to this supplementary information, we made certain inquiries of management and evaluated the form, content, and methods of preparing the information to determine that the information complies with accounting principles generally accepted in the United States of America, the method of preparing it has not changed from the prior period, and the information is appropriate and complete in relation to our audit of the financial statements. We compared and reconciled the supplementary information to the underlying accounting records used to prepare the financial statements or to the financial statements themselves.

We were not engaged to report on the statistical section, which accompanies the financial statements but is not RSI. Such information has not been subjected to the auditing procedures applied in the audit of the basic financial statements, and accordingly, we do not express an opinion or provide any assurance on them.

Restriction on Use

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This information is intended solely for the information and use of the Honorable Mayor and Common Council, and management of the City of Appleton and is not intended to be, and should not be, used by anyone other than these specified parties.

Sincerely,

Certified Public Accountants Green Bay, Wisconsin June 22, 2017

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SUMMARY FINANCIAL INFORMATION

1. Governmental Fund Balances

Presented below is a summary of the various City governmental fund balances on December 31, 2016, including a comparison to the prior year. This information is presented for assisting management in assessing financial results for 2016 and for indicating financial resources available for the start of the 2017 budget year.

		12/31/16	12/31/15
General Fund			
Nonspendable			
Inventories	\$	980,250	\$ 970,906
Prepaid items		-	25,872
Delinquent special assessments held in trust		654	8,306
Advance to other funds (principal portion)		7,126,814	6,278,569
Developer loans		977,090	1,058,601
Assigned			
PILOT applied to the subsequent year's budget		1,911,136	1,950,146
Subsequent year expenditures		72,573	306,955
Carryover appropriations		2,835,912	2,727,720
Compensated absences		4,928,582	4,826,063
Unfunded pension liability		-	56,672
Health insurance		620,218	628,641
Debt service		1,753,609	1,332,329
Unassigned		10,374,404	11,429,020
Total General Fund		31,581,242	31,599,800
Special Revenue Funds			
Community Development Block Grant		_	(7,576)
Rental Energy Grants		8,951	44,256
Sanitation & Recycling Program		1,485,193	1,276,478
Tax Incremental District No. 3		(8,970,942)	(10,731,055)
Health Grants		(5,439)	(13,722)
Police Grants		(10,178)	(12,273)
Hazardous Materials Level A		360,222	347,780
Room Tax		500,222	547,700
Wheel Tax		_	_
Continuum of Care		5,000	5,000
HOME Homeowner		103,502	46,434
Housing Rehabilitation Grant		100,002	
Business and Neighborhood Revitalization Grant		3,222	1,308
Emergency Shelter		(5,443)	(1,464)
Lead Hazard Control Grant		43,222	35,716
Tuchscherer Disability		30,380	36,605
Peabody Estate		65,457	65,191
Balliet Locomotive		-	11,387
Lutz Park		136,396	135,841
Park Purpose Open Space		324,532	317,839
Union Spring Park		2,529	2,519
Project City Park		5,948	5,924
Universal Playground		J,J+0 -	358
Miracle League Baseball		25,795	25,690
Total Special Revenue Funds	_	(6,391,653)	(8,407,764)
. Stat. Special Method of and		\0,001,000)	(3, 137, 10-7)

1. Governmental Fund Balances (Continued)

	12/31/16	12/31/15
Debt Service Fund	1,419,419	363,344
Capital Projects Funds		
Facilities Capital Projects	7,642,417	851,425
Subdivision Development Projects	1,772,205	1,664,438
Industrial Park Land	972,758	1,755,759
Tax Incremental District No. 6	(4,101,343)	(2,705,945)
Tax Incremental District No. 7	554,032	504,096
Tax Incremental District No. 8	(671,750)	(577,671)
Tax Incremental District No. 9	(16,306)	(38,288)
Tax Incremental District No. 10	47,216	32,061
Public Safety Facilities	14,624	10,739
Public Works Equipment	1,236,991	390,843
CEA Replacement	2,299,055	2,018,782
Community Development	465,605	(1,563,471)
Exhibition Center	(1,510,069)	-
Information Technology	533,941	107,950
Total Capital Projects Funds	9,239,376	2,450,718
-		
Total Governmental Fund Balances	<u>\$ 35,848,384</u>	\$ 26,006,098

General Fund

As the main operating fund of the City, a strong general fund balance is important to maintain the City's long-term financial stability. Accordingly, the City maintains a reserve policy which stipulates that the total unreserved fund balance (excluding designations for debt service) will be 25% of the following year's budgeted appropriations. The policy also calls for an assigned balance for debt service of 25% of the ensuing year's debt service requirements, with 75% of any excess funds over these amounts used for the reduction of long-term liabilities and the remaining excess subject to recommendation from the Finance Committee and final Council approval. A summary of the City's 2016 general fund in comparison to this policy follows:

Fund balance, December 31, 2016	\$ 31,581,242
Less: Nonspendable fund balance Less: Assigned fund balance	(9,084,808)
PILOT applied to the subsequent year's budget Health insurance	(1,911,136) (620,218)
Debt service	(1,753,609)
Subsequent years expenditures of carryover	(2,908,485)
Less: Working capital (25% of 2017 budgeted expenditures)	(15,401,818)
General Fund Balance (in excess of reserve policy)	\$ (98,832)

The City's general fund as of December 31, 2016 exceeded the projected balance of \$28,379,906 in the City's 2017 budget primarily due to lower expenditures than projected and the preservation of existing contingency funds. General fund budgetary highlights are summarized in the City's Management's Discussion and Analysis on page 15 of the annual financial report.

2. Water Utility

Presented below is a comparative summary of revenues, expenses and changes in net position for the water utility enterprise fund for the years ended December 31, 2016 and 2015.

	2016	2015
Operating Revenues		
Charges for services	\$ 20,627,276	\$ 20,480,338
Other	576,651	514,604
Total Operating Revenues	21,203,927	20,994,942
Operating Expenses		
Operation and maintenance	8,370,020	8,078,526
Depreciation	4,517,926	4,353,070
Taxes	1,911,136	1,950,147
Total Operating Expenses	14,799,082	14,381,743
Operating Income	6,404,845	6,613,199
Nonoperating Revenues (Expenses)		
Interest expense	(2,861,629)	(2,708,421)
Investment income	132,722	156,814
Debt issuance costs	(286,749)	(296,109)
Loss on sale of assets	-	(327,585)
Amortization of prior losses on refunding bonds	(209,558)	(145,615)
Amortization of premium on debt issuance	319,443	244,475
Miscellaneous	18,518	18,906
Total Nonoperating Revenues (Expenses)	(2,887,253)	(3,057,535)
Income before Capital Contributions and Transfers	3,517,592	3,555,664
Capital contributions	355,807	502,381
Transfers out	(13,800)	(22,788)
Change in Net Position	3,859,599	4,035,257
Net Position - January 1	79,715,999	75,680,742
Net Position - December 31	\$ 83,575,598	\$ 79,715,999

The water utility's net position increased by \$3,859,599 for 2016 compared to an increase of \$4,035,257 for 2015.

The following analysis compares the 2016 and 2015 rate of return as calculated by the Public Service Commission (PSC). The primary differences in the operating income shown above and the operating income below is that depreciation on contributed plant is excluded from operating expenses per in the PSC calculation. The authorized rate of return approved by the PSC is 7.0%.

	2016		2015
Rate Base (Average Balances)	\$ 1	07,318,938	\$ 101,811,508
Operating Income	\$	6,795,154	\$ 6,857,251
Rate of Return		6.33%	6.74%

3. Wastewater Utility

Presented below is a comparative summary of revenues, expenses and changes in net position for the wastewater utility enterprise fund for the years ended December 31, 2016 and 2015:

	2016	2015
Operating Revenues		
Charges for services	\$ 9,358,103	\$ 9,617,422
Other	2,236,578	1,545,955
Total Operating Revenues	11,594,681	11,163,377
Operating Expenses		
Operation and maintenance	6,878,487	6,781,627
Depreciation	2,928,395	3,248,192
Total Operating Expenses	9,806,882	10,029,819
Operating Income	1,787,799	1,133,558
Nonoperating Revenues (Expenses)		
Interest expense	(541,150)	,
Investment income	157,141	200,727
Gain (loss) on sale of capital assets	(57,030)	` ' '
Amortization of premium on debt issuance	18,773	19,438
Total Nonoperating Revenues (Expenses)	(422,266)	(360,707)
Income before Capital Contributions and transfers	1,365,533	772,851
Camital acutuita tiana	202.024	600.004
Capital contributions	292,031	608,884
Transfers	(117,450)	(617,450)
Change in Net Position	1,540,114	764,285
Net Position - January 1	94,399,001	93,634,716
Net Position - December 31	\$ 95,939,115	\$ 94,399,001

The wastewater utility's net position increased by \$1,540,114 for 2016 compared to an increase of \$764,285 for 2015. This change was primarily due to an estimated \$700,000 increase in waste hauler revenue from 2015 to 2016, which is included with the Other Operating Revenues above.

4. Stormwater Utility

Presented below is a summary of revenues, expenses and changes in net position for the stormwater utility enterprise fund for the year ended December 31, 2016 and 2015:

		2016		2015
Operating Revenues		_	_	_
Charges for services	\$	9,339,293	\$	-, -,
Other		93,435		83,464
Total Operating Revenues		9,432,728		9,207,428
Operating Expenses				
Operation and maintenance		3,291,148		3,155,156
Depreciation		2,473,940		2,513,011
Total Operating Expenses		5,765,088		5,668,167
Operating Income		3,667,640		3,539,261
Nonoperating Revenues (Expenses)			_	_
Interest expense		(1,641,736)		(1,656,573)
Investment income		84,919		117,941
Debt issuance costs		(198,317)		(127,924)
Amortization of prior losses on refunding bonds		(48,550)		(41,127)
Amortization of premium on debt issuance		176,209		123,563
Total Nonoperating Revenues (Expenses)		(1,627,475)		(1,584,120)
Income before Capital Contributions and Transfers		2,040,165		1,955,141
Capital Contributions		415,683		509,100
Transfers in		-		500,000
Transfers out		(12,500)		(32,500)
Change in Net Position		2,443,348		2,931,741
Net Position - January 1		66,883,275		63,951,534
Net Position - December 31	\$ (69,326,623	\$	66,883,275

The stormwater utility's net position increased \$2,443,348 for 2016 compared to \$2,931,741 for 2015. From an operating perspective, the primary reason for the change was a 2015 transfer in of \$500,000 from the Wastewater Utility for stormwater infrastructure work completed at the Wastewater Plant.

5. Valley Transit

Presented below is a summary of revenues, expenses and changes in net position for Valley Transit enterprise fund for the year ended December 31, 2016 and 2015:

	2016	2015
Operating Revenues		
Charges for services	\$ 1,519,267	\$ 1,486,214
Other	92,992	107,184
Total Operating Revenues	1,612,259	1,593,398
Operating Expenses		
Operation and maintenance	8,592,747	8,468,237
Depreciation	597,166	641,396
Total Operating Expenses	9,189,913	9,109,633
	(=	(=)
Operating Loss	(7,577,654)	(7,516,235)
Nonoperating Revenues (Expenses)		
Investment income (loss)	(9,161)	3,024
Subsidies from other governmental units	6,442,345	6,423,200
Total Nonoperating Revenues (Expenses)	6,433,184	6,426,224
Loss before Transfers	(1,144,470)	(1,090,011)
Transfers in	621 696	505 50G
Talisleis III	631,686	585,506
Change in Net Position	(512,784)	(504,505)
		,
Net Position - January 1	5,754,051	6,258,556
Net Position - December 31	\$ 5,241,267	\$ 5,754,051
Not I conton December of	Ψ 0,271,201	Ψ 0,707,001

Valley Transit's net position decreased by \$512,784 for 2016 compared to a decrease of \$504,505 for 2015. The decrease is approximately equal to the depreciation, which is a non-cash expenditure.

6. Parking Utility

Presented below is a summary of revenues, expenses and changes in net position for the parking utility enterprise fund for the year ended December 31, 2016 and 2015:

	2016	2015
Operating Revenues Charges for services Other	\$ 1,969,708 408,680	\$ 1,959,512 486,816
Total Operating Revenues	 2,378,388	2,446,328
Operating Expenses		
Operation and maintenance Depreciation	1,312,261 524,503	1,482,307 479,911
Total Operating Expenses	1,836,764	1,962,218
Operating Income	541,624	484,110
Nonoperating Revenues (Expenses) Investment income	0.702	0.420
Interest and fiscal charges	9,702 (4,757)	8,432 -
Gain (loss) on sale of capital assets	(15,861)	16,203
Total Nonoperating Revenues (Expenses)	(10,916)	24,635
Income before Transfers	530,708	508,745
Transfers out	 (1,409,300)	(1,209,300)
Change in Net Position	(878,592)	(700,555)
Net Position - January 1	 9,208,171	9,908,726
Net Position - December 31	\$ 8,329,579	\$ 9,208,171

The parking utility's net position decreased \$878,592 for 2016 compared to a decrease of \$700,555 for 2015.

7. Reid Municipal Golf Course

Presented below is a summary of revenues, expenses and changes in net position for the golf course enterprise fund for the year ended December 31, 2016 and 2015:

		2016	2015
Operating Revenues Charges for services Other	\$	802,077 74,300	\$ 778,919 74,750
Total Operating Revenues		876,377	853,669
Operating Expenses			
Operation and maintenance Depreciation		710,880 67,707	686,009 67,707
Total Operating Expenses		778,587	753,716
Operating Income		97,790	99,953
Nonoperating Expenses			
Interest expense Investment income (loss)		(13,793) (535)	(14,280) 171
Total Nonoperating Revenues (Expenses)		(14,328)	(14,109)
Income before Transfers		83,462	85,844
Transfers out		(21,100)	(20,700)
Change in Net Position		62,362	65,144
Net Position - January 1	-	793,937	728,793
Net Position - December 31	\$	856,299	\$ 793,937

OTHER COMMENT AND OBSERVATION

New Accounting Standards

Accounting and Reporting for Other Post-employment Benefits

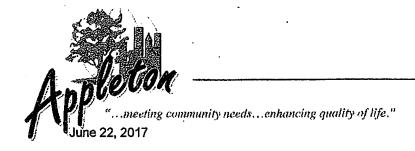
In June 2015, the Governmental Accounting Standards Board (GASB) issued two new pronouncements relating to other post-employment benefits (OPEB). GASB Statement No. 74, *Financial Reporting for Post-employment Benefit Plans Other than Pension Plans* and GASB Statement No. 75, *Accounting and Financial Reporting for Post-employment Benefits Other than Pensions* significantly change the accounting and financial reporting of post-employment benefits that was established in GASB Statement Nos. 43 and 45. The primary purpose of these Statements is to improve accounting and financial reporting of OPEB obligations and enhance transparency of OPEB related information in your financial statements similar to how GASB Statements Nos. 67 and 68 were designed.

Currently, governments report a liability related to other post-employment liabilities for the unfunded portion of the annual required contribution, which includes an amortization of the Unfunded Actuarial Liability (UAL) over an open period of time, not to exceed 30 years. Upon implementing the new standards, the City will recognize the difference between total OPEB liability and any plan assets (net OPEB liability) in the government-wide and proprietary financial statements, often resulting in a significant increase in the OPEB liability reported in your financial statements. The new standards also require that the entry age normal cost method be used to determine the liability, deferred inflows and outflows of resources to be reported for changes in economic and demographic assumptions and differences between expected and actual experience, and additional note disclosures and schedules.

The new standards are effective for financial statements for OPEB plans for fiscal years beginning after June 15, 2016 and for employers for fiscal years beginning after June 15, 2017. We recommend that the City evaluate the impact of the new standards with your actuary, and determine an implementation strategy to minimize your costs while ensuring adequate communication of the impact of these changes will have on your financial statements. As you develop your implementation strategy, you should evaluate the following:

- Do you anticipate any changes in benefits? If yes, you should approve benefit changes prior to implementation, as any changes in benefits in the future are treated as a current year activity.
- What is your valuation measurement date? You can roll back to a valuation date 12 months prior to year end, allowing you to complete your actuarial valuation prior to year end or you can roll forward to your reporting date, requiring your actuarial valuation to be completed after year end but before you anticipate issuance of your financial statements.





Schenck SC 2200 Riverside Drive P.O. Box 23819 Appleton, WI 54305-3819

This representation letter is provided in connection with your audit of the financial statements of the City of Appleton, Wisconsin (the "City") which comprise the respective financial position of the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information as of December 31, 2016, and the respective changes in the financial position and where applicable, cash flows for the year then ended, and the related notes to the financial statements for the purpose of expressing opinions as to whether the financial statements are presented fairly, in all material respects, in accordance with accounting principles generally accepted in the United States of America (U.S. GAAP).

Certain representations in this letter are described as being limited to matters that are material. Items in No. 55 are considered material based on the materiality criteria specified in Title 2 U.S. Code of Federal Regulations (CFR) Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance) and the State Single Audit Guidelines issued by the Wisconsin Department of Administration. Items are considered material, regardless of size, if they involve an omission or misstatement of accounting information that, in light of surrounding circumstances, makes it probable that the judgment of a reasonable person relying on the information would be changed or influenced by the omission or misstatement. An omission or misstatement that is monetarily small in amount could be considered material as a result of qualitative factors.

We confirm, to the best of our knowledge and belief, as of June 22, 2017, the following representations made to you during your audit.

Financial Statements

- We have fulfilled our responsibilities, as set out in the terms of the audit engagement letter dated December 20, 2016 including our responsibility for the preparation and fair presentation of the financial statements in accordance with U.S. GAAP and for preparation of the supplementary information in accordance with the applicable criteria.
- The financial statements referred to above are fairly presented in conformity with U.S. GAAP and include all properly classified funds and other financial information of the primary government and all component units required by generally accepted accounting principles to be included in the financial reporting entity.
- We acknowledge our responsibility for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.
- 4. We acknowledge our responsibility for the design, implementation, and maintenance of internal control to prevent and detect fraud.

- Significant assumptions we used in making accounting estimates, including those measured at fair value, are reasonable.
- 6. In regards to accounting estimates:
 - The measurement processes used by management in determining accounting estimates is appropriate and consistent.
 - The assumptions appropriately reflect management's intent and ability to carry out specific courses of action.
 - The disclosures related to accounting estimates are complete and appropriate.
 - No subsequent event has occurred that would require adjustment to the accounting estimates or disclosures included in the financial statements.
- 7. Related party relationships and transactions, including revenues, expenditures/expenses, loans, transfers, leasing arrangements, and guarantees, and amounts receivable from or payable to related parties have been appropriately accounted for and disclosed in accordance with U.S. GAAP.
- 8. Adjustments or disclosures have been made for all events, including instances of noncompliance, subsequent to the date of the financial statements that would require adjustment to or disclosure in the financial statements or in the schedule of findings and questioned costs.
- We are in agreement with the adjusting journal entries you have proposed, and they have been posted to the City's accounts.
- 10. The effects of all known actual or possible litigation, claims, and assessments have been accounted for and disclosed in accordance with U.S. GAAP.
- 11. Guarantees, whether written or oral, under which the City is contingently liable, if any, have been properly recorded or disclosed.

Information Provided

- 12. We have provided you with:
 - a. Access to all information, of which we are aware, that is relevant to the preparation and fair presentation of the financial statements, such as records, documentation, and other matters and all audit or relevant monitoring reports, if any, received from funding sources.
 - b. Additional information that you have requested from us for the purpose of the audit.
 - Unrestricted access to persons within the City from whom you determined it necessary to obtain audit evidence.
 - d. Minutes of the meetings of the Common Council or summaries of actions of recent meetings for which minutes have not yet been prepared.
- 13. All material transactions have been recorded in the accounting records and are reflected in the financial statements and the schedules of expenditures of federal awards and state financial assistance.

- 14. We made an assessment of the risk that the financial statements may be materially misstated as a result of fraud. We have disclosed the results of our assessment as follows:
 - a. We have no knowledge of any fraud or suspected fraud that affects the entity and involves:
 - i. Management,
 - ii. Employees who have significant roles in internal control, or
 - iii. Others where the fraud could have a material effect on the financial statements.
 - b. We have no knowledge of any allegations of fraud or suspected fraud affecting the City's financial statements communicated by employees, former employees, regulators, or others.
- 15. We have no knowledge of instances of noncompliance or suspected noncompliance with provisions of laws, regulations, contracts, or grant agreements, or abuse, whose effects should be considered when preparing financial statements.
- 16. We have disclosed to you all known actual or possible litigation, claims, and assessments whose effects should be considered when preparing the financial statements.
- 17. We have disclosed to you the identity of the City's related parties and all the related party relationships and transactions of which we are aware.

Government - specific

- There have been no communications from regulatory agencies concerning noncompliance with, or deficiencies in, financial reporting practices.
- 19. We have identified to you any previous audits, attestation engagements, and other studies related to the audit objectives and whether related recommendations have been implemented.
- 20. The City has no plans or intentions that may materially affect the carrying value or classification of assets, liabilities, deferred inflows/outflows of resources, or equity.
- 21. We are responsible for compliance with the laws, regulations, and provisions of contracts and grant agreements applicable to us, including tax or debt limits and debt contracts; and legal and contractual provisions for reporting specific activities in separate funds.
- 22. We have identified and disclosed to you all instances, which have occurred or are likely to have occurred, of fraud and noncompliance with provisions of laws and regulations that we believe have a material effect on the financial statements or other financial data significant to the audit objectives, and any other instances that warrant the attention of those charged with governance.
- 23. We have identified and disclosed to you all instances, which have occurred or are likely to have occurred, of noncompliance with provisions of contracts and grant agreements that we believe have a material effect on the determination of financial statement amounts or other financial data significant to the audit objectives.
- 24. We have identified and disclosed to you all instances that have occurred or are likely to have occurred, of abuse that could be quantitatively or qualitatively material to the financial statements or other financial data significant to the audit objectives.

- 25. There are no violations or possible violations of budget ordinances, laws and regulations (including those pertaining to adopting, approving, and amending budgets), provisions of contracts and grant agreements, tax or debt limits, and any related debt covenants whose effects should be considered for disclosure in the financial statements, or as a basis for recording a loss contingency, or for reporting on noncompliance.
- 26. As part of your audit, you assisted with preparation of the financial statements and related notes, Public Service Commission annual report, the schedule of expenditures of federal awards, and the schedule of state financial assistance. We acknowledge our responsibility as it relates to those nonaudit services, including that we assume all management responsibilities; oversee the services by designating an individual, preferably within senior management, who possesses suitable skill, knowledge, or experience; evaluate the adequacy and results of the services performed; and accept responsibility for the results of the services. We have reviewed, approved, and accepted responsibility for those financial statements and related notes, Public Service Commission annual report, the schedule of expenditures of federal awards, and the schedule of state financial assistance.
- 27. The City has satisfactory title to all owned assets, and there are no liens or encumbrances on such assets nor has any asset been pledged as collateral, except for utility assets pledged as collateral for the revenue bonds.
- 28. The City has complied with all aspects of contractual agreements that would have a material effect on the financial statements in the event of noncompliance.
- 29. We have followed all applicable laws and regulations in adopting, approving, and amending budgets.
- 30. The financial statements include all component units as well as joint ventures with an equity interest, and properly disclose all other joint ventures and other related organizations.
- The financial statements properly classify all funds and activities, in accordance with GASB Statement No. 34.
- 32. All funds that meet the quantitative criteria in GASB Statement Nos. 34 and 37 for presentation as major are identified and presented as such and all other funds that are presented as major are particularly important to financial statement users.
- 33. Components of net position (net investment in capital assets, restricted, and unrestricted) and components of fund balance (nonspendable, restricted, committed, assigned and unassigned) are properly classified and, if applicable, approved.
- 34. Provisions for uncollectible receivables have been properly identified and recorded.
- 35. Expenses have been appropriately classified in or allocated to functions and programs in the statement of activities, and allocations have been made on a reasonable basis.
- 36. Revenues are appropriately classified in the statement of activities within program revenues and general revenues.
- 37. Interfund, internal, and intra-entity activity and balances have been appropriately classified and reported.
- 38. Deposits and investment securities and derivative transactions are properly classified as to risk and are properly disclosed.

- Capital assets, including infrastructure and intangible assets, are properly capitalized, reported, and, if applicable, depreciated.
- Joint ventures, jointly governed organizations, and other related organizations have been properly disclosed in the financial statements.
- 41. We have appropriately disclosed the City's policy regarding whether to first apply restricted or unrestricted resources when an expense is incurred for purposes for which both restricted and unrestricted net position is available and have determined that net position is properly recognized under the policy.
- 42. We are following our established accounting policy regarding which resources (that is, restricted, committed, assigned, or unassigned) are considered to be spent first for expenditures for which more than one resource classification is available. That policy determines the fund balance classifications for financial reporting purposes.
- 43. We acknowledge our responsibility for the required supplementary information (RSI). The RSI is measured and presented within prescribed guidelines and the methods of measurement and presentation have not changed from those used in the prior period. We have disclosed to you any significant assumptions and interpretations underlying the measurement and presentation of the RSI.
- 44. We acknowledge our responsibility for presenting the nonmajor fund combining statements, individual fund statements, supporting schedules, and statistical data (the supplementary information) in accordance with accounting principles generally accepted in the United States of America, and we believe the supplementary information, including its form and content, is fairly presented in accordance with accounting principles generally accepted in the United States of America. The methods of measurement and presentation of the supplementary information have not changed from those used in the prior period, and we have disclosed to you any significant assumptions or interpretations underlying the measurement and presentation of the supplementary information.
- 45. We agree with the findings of specialists in evaluating the other post-employment benefits, pension benefits, and incurred but not reported claims and have adequately considered the qualifications of the specialist in determining the amounts and disclosures used in the financial statements and underlying accounting records. We did not give or cause any instructions to be given to specialists with respect to the values or amounts derived in an attempt to bias their work, and we are not otherwise aware of any matters that have had an impact on the independence or objectivity of the specialists.
- 46. The fact that the amount of "uncollateralized" deposits or "uninsured, unregistered securities held by the counterparty, or by its trust department or agent but not in the City's name" during the period significantly exceeded the amounts in those categories as of the balance sheet was properly disclosed in the financial statements.
- 47. Arrangements with financial institutions involving repurchase, reverse repurchase, or securities lending agreements, compensating balances, or other arrangements involving restrictions on cash balances and line-of-credit or similar arrangements, have been properly recorded or disclosed in the financial statements.
- 48. The methods and significant assumptions used to determine fair values of financial instruments are as follows: Fair value is the price that would be received to sell an asset in an orderly transaction between market participants at the measurement date. The methods and significant assumptions used result in a measure of fair value appropriate for financial statement measurement and disclosure purposes.

- 49. Receivables recorded in the financial statements represent valid claims against debtors for transactions arising on or before the balance sheet date and have been reduced to their estimated net realizable value.
- 50. Capital assets have been evaluated for impairment as a result of significant and unexpected decline in service utility.
- 51. Provision has been made for any material loss that is probable from environmental remediation liabilities associated with Mackville Landfill. We believe that such estimate is reasonable based on available information and that the liabilities and related loss contingencies and the expected outcome of uncertainties have been adequately described in the financial statements.
- 52. We believe that the actuarial assumptions and methods used to measure pension and OPEB liabilities and costs for financial accounting purposes are appropriate in the circumstances.
- 53. We do not plan to make frequent amendments to our pension or other post-retirement benefit plans.
- 54. We have not completed the process of evaluating the impact that will result from adopting Governmental Accounting Standards Board (GASB) Statement No. 75, Accounting and Financial Reporting for Post-employment Benefits Other Than Pensions, as discussed in Note F.8. The City is therefore unable to disclose the impact that adopting this GASB Statement will have on its financial position and the results of its operations when the Statement is adopted.
- 55. With respect to federal and state award programs:
 - a. We are responsible for understanding and complying with and have complied with the requirements of the Uniform Guidance and the State Single Audit Guidelines issued by the Wisconsin Department of Administration, including requirements relating to preparation of the schedule of federal awards and the schedule of state financial assistance.
 - b. We acknowledge our responsibility for presenting the schedule of expenditures of federal awards (SEFA) in accordance with the requirements of the Uniform Guidance and the schedule of state financial assistance (SSFA) in accordance with the requirements of the State Single Audit Guidelines and we believe the SEFA and SSFA, including their form and content, are fairly presented in accordance with the Uniform Guidance and the Guidelines. The methods of measurement or presentation of the SEFA and SSFA have not changed from those used in the prior period and we have disclosed to you any significant assumptions and interpretations underlying the measurement and presentation of the SEFA and SSFA.
 - c. We have identified and disclosed to you all of our government programs and related activities subject to the Uniform Guidance and the State Single Audit Guidelines and have included in the SEFA and SSFA expenditures made during the audit period for all awards provided by federal and state agencies in the form of awards, federal cost-reimbursement contracts, loans, loan guarantees, property (including donated surplus property), cooperative agreements, interest subsidies, insurance, food commodities, direct appropriations, and other direct assistance.
 - d. We are responsible for understanding and complying with, and have complied with, the requirements of federal and state statutes, regulations, and the terms and conditions of federal and state awards related to each of our federal and state programs and have identified and disclosed to you the requirements of federal and state statutes, regulations, and the terms and conditions of federal and state awards that are considered to have a direct and material effect on each major federal and state program.

- e. We are responsible for establishing and maintaining, and have established and maintained, effective internal control over compliance for federal and state programs that provide reasonable assurance that we are managing our federal and state awards in compliance with federal and state statutes, regulations, and the terms and conditions of federal and state awards that could have a material effect on our federal and state programs. We believe the internal control system is adequate and is functioning as intended.
- f. We have made available to you all federal and state awards (including amendments, if any) and any other correspondence with federal and state agencies or pass-through entities relevant to federal and state programs and related activities.
- g. We have received no requests from a federal or state agency to audit one or more specific programs as a major program.
- h. We have complied with the direct and material compliance requirements, including, when applicable, those set forth in the *OMB Compliance Supplement* and the *State Single Audit Guidelines*, relating to federal and state awards.
- i. We have disclosed any communications from federal and state awarding agencies and passthrough entities concerning possible noncompliance with the direct and material compliance requirements, including communications received from the end of the period covered by the compliance audit to the date of the auditors' report.
- j. We have disclosed to you the findings received and related corrective actions taken for previous audits, attestation engagements, and internal or external monitoring that directly relate to the objectives of the compliance audit, including findings received and corrective actions taken from the end of the period covered by the compliance audit to the date of the auditors' report.
- k. Amounts claimed or used for matching were determined in accordance with relevant guidelines in OMB's Uniform Guidance (2 CFR Part 200, subpart E) and OMB Circular A-87, Cost Principles for State, Local, and Tribal Governments, if applicable.
- I. We have disclosed to you our interpretation of compliance requirements that may have varying interpretations.
- m. We have made available to you all documentation related to compliance with the direct and material compliance requirements, including information related to federal and state program financial reports and claims for advances and reimbursements.
- n. We have disclosed to you the nature of any subsequent events that provide additional evidence about conditions that existed at the end of the reporting period affecting noncompliance during the reporting period.
- o. There are no such known instances of noncompliance with direct and material compliance requirements that occurred subsequent to the period covered by the auditors' report.
- p. No changes have been made in internal control over compliance or other factors that might significantly affect internal control, including any corrective action we have taken regarding significant deficiencies or material weaknesses in internal control over compliance, subsequent to the period covered by the auditors' report.
- q. Federal and state program financial reports and claims for advances and reimbursements are supported by the books and records from which the financial statements have been prepared.

- r. The copies of federal and state program financial reports provided you are true copies of the reports submitted, or electronically transmitted, to the respective federal and state agency or pass-through entity, as applicable.
- s. We have monitored subrecipients, as necessary, to determine that they have expended subawards in accordance with federal and state statutes, regulations and the terms and conditions of the subaward and have met the other pass-through entity requirements of the Uniform Guidance and the State Single Audit Guidelines.
- t. We have issued management decisions for audit findings that relate to federal and state awards made to subrecipients and such management decisions have been issued within six months of acceptance of the audit report by the Federal Audit Clearinghouse. Additionally, we have followed-up ensuring that the subrecipient has taken timely and appropriate action on all deficiencies detected through audits, on-site reviews, and other means that pertain to the federal and state awards provided to the subrecipient.
- We have considered the results of subrecipient audits and have made any necessary adjustments to our books and records.
- v. We have charged costs to federal and state awards in accordance with applicable cost principles.
- w. We are responsible for and have accurately prepared the summary schedule of prior audit findings to include all findings required to be included by the Uniform Guidance and the State Single Audit Guidelines and we have provided you with all information on the status of the follow-up on prior audit findings by federal and state awarding agencies and pass-through entities, including all management decisions.
- x. We are responsible for and have ensured the reporting package does not contain protected personally identifiable information.
- y. We are responsible for and have accurately prepared the auditee section of the Data Collection Form as required by the Uniform Guidance.
- z. We are responsible for taking corrective action on each audit finding of the compliance audit and have developed a corrective action plan that meets the requirements of the Uniform Guidance and the State Single Audit Guidelines.
- aa. We have disclosed to you all contracts or other agreements with service organizations, and we have disclosed to you all communications from the service organizations relating to noncompliance at the service organizations.
- 56. We have evaluated and classified any subsequent events as recognized or nonrecognized through the date of this letter. No events, including instances of noncompliance, have occurred subsequent to the balance sheet date and through the date of this letter that would require adjustment to or disclosure in the aforementioned financial statements or in the schedule of findings and questioned costs.

Signed:

Anthony Saucerman, City of Appleton

Finance Director

Signed:

Stephanie Rogers, City of Appleton

Deputy-Finance Director



City of Appleton

100 North Appleton Street Appleton, WI 54911-4799 www.appleton.org

Meeting Minutes CEA Review Committee

Monday, June 12, 2017 3:30 PM Council Chambers, 6th Floor

1. Call meeting to order

2. Roll call of membership

Present: 4 - Vandehey, Saucerman, Alderperson Croatt and Alderperson Lobner

3. Approval of minutes from previous meeting

17-823 Minutes from April 11, 2017

Attachments: Minutes from April 11, 2017.pdf

Alderperson Croatt moved, seconded by Saucerman, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:

Aye: 4 - Vandehey, Saucerman, Alderperson Croatt and Alderperson Lobner

4. Public Hearings/Appearances

5. Action Items

17-824 Request from Appleton Police Department to retain SUV 987,

increasing their overall fleet by one vehicle.

Attachments: Rentention of 987 as a swat vehicle.pdf

Alderperson Croatt moved, seconded by Saucerman, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following

vote:

Aye: 4 - Vandehey, Saucerman, Alderperson Croatt and Alderperson Lobner

6. Information Items

<u>17-825</u> 2017 Equipment Purchase Log.

<u>Attachments:</u> 2017 Equipment Purchase Log.pdf

<u>17-826</u> Proposed 2018 Equipment Purchases.

<u>Attachments:</u> Proposed 2018 Equipment Purchases.pdf

7. Adjournment

Alderperson Croatt moved, seconded by Saucerman, that the meeting be adjourned. Roll Call. Motion carried by the following vote:

Aye: 4 - Vandehey, Saucerman, Alderperson Croatt and Alderperson Lobner

City of Appleton Page 2



PARKS, RECREATION & FACILITIES MANAGEMENT

Dean R. Gazza, Director

1819 East Witzke Boulevard Appleton, Wisconsin 54911-8401 (920) 832-5572 FAX (920) 993-3103 Email - dean.gazza@appleton.org

TO: Finance Committee

FROM: Dean R. Gazza

DATE: 6/26/2017

RE: Action: Award the City of Appleton "2017 Parks Hardscape Repairs Project"

contract to MCC, Inc. in the amount of \$99,539.22 with a contingency of 10% for

a project total not to exceed \$109,493.14

The 2017 Capital Improvement Plan includes \$205,000 to repair hardscapes at Schaefer Park, Pierce Park, Alicia Park, and Vulcan Heritage Park. Of that amount, \$14,700 has been utilized on design, leaving a balance of \$190,300 for construction. The project includes replacing sections of failing asphalt at Schaefer Park, Pierce Park and Alicia Park. The locations were determined by our consulting engineer after a hardscape audit was completed at the sites. The Vulcan Heritage repairs will be addressed in an upcoming bid package.

The bids were received as follows:

MCC Inc (low bid) \$99,539.22 Northeast Asphalt, Inc. \$146,513.00

Our consulting engineer has written the City of Appleton a formal letter of recommendation to award the contract to MCC, Inc. The Parks, Recreation, and Facilities Management Department has also reviewed the bids and is in agreement with the engineer's recommendation. Therefore, we recommend awarding the contract to MCC, Inc. in the amount of \$99,539.22 plus a contingency of 10% only to be utilized as needed.

Please contact me at 832-5572 or at dean.gazza@appleton.org with any questions.



PARKS, RECREATION & FACILITIES MANAGEMENT

Dean R. Gazza, Director

1819 East Witzke Boulevard Appleton, Wisconsin 54911-8401 (920) 832-5572 FAX (920) 993-3103 Email - dean.gazza@appleton.org

TO: Finance Committee

FROM: Dean R. Gazza

DATE: 6/26/2017

RE: Action: Award the City of Appleton "2017 Fire Stations #3 and #5 Hardscape

Repairs Project" contract to MCC, Inc. in the amount of \$78,088.38 with a

contingency of \$3,500 for a project total not to exceed \$81,588.38

The 2017 Capital Improvement Plan includes \$90,000 to replace the parking lots at Fire Stations #3 and #5. Of that amount, \$7,300 has been utilized on design, leaving a balance of \$82,700 for construction. The project includes replacing the parking lots at Fire Stations #3 and #5. It was determined during our hardscape audits that the identified parking lots were failing in multiple locations and were in need of replacement.

The bids were received as follows:

MCC Inc (low bid) \$78,088.38 Northeast Asphalt, Inc. \$109,488.00

Our consulting engineer has written the City of Appleton a formal letter of recommendation to award the contract to MCC, Inc. The Parks, Recreation, and Facilities Management Department has also reviewed the bids and is in agreement with the engineer's recommendation. Therefore, we recommend awarding the contract to MCC, Inc. in the amount of \$78,088.38 plus a contingency of \$3,500 only to be utilized as needed.

Please contact me at 832-5572 or at dean.gazza@appleton.org with any questions.



PARKS, RECREATION & FACILITIES
MANAGEMENT

Dean R. Gazza, Director

1819 East Witzke Boulevard Appleton, Wisconsin 54911-8401 (920) 832-5572 FAX (920) 993-3103 Email - dean.gazza@appleton.org

TO: Finance Committee

FROM: Dean R. Gazza

DATE: 6/26/2017

RE: Action: Award the "2017 Wastewater Water Lateral Replacement Project" to

Degroot, Inc. in the amount of \$93,816.05 with a contingency of \$10,000 for a

project total not to exceed \$103,816.05

The 2017 Capital Improvement Plan includes \$215,000 to install a new water lateral at the Wastewater Treatment Facility. Of that amount, \$22,800 has been utilized for professional services, leaving a balance of \$192,200 for construction. This project includes tying in a new 6" water lateral to the service at the end of Weimar Court. The new water lateral will connect to the incoming facility water at B-Building. The existing water line has burst several times and is in need of replacement.

The bids were received as follows:

Degroot, Inc.\$93,816.05Kruczek, Inc.\$115,000.00Advance Construction, Inc.\$144,816.00PTS Contractors, Inc.\$149,999.00

Our consulting engineer has written the City of Appleton a formal letter of recommendation to award the contract to Degroot, Inc. The Parks, Recreation, and Facilities Management Department has also reviewed the bids and is in agreement with the engineer's recommendation. Therefore, we recommend awarding the contract to Degroot, Inc. in the amount of \$93,816.05 plus a contingency of \$10,000 only to be utilized as needed.

Please contact me at 832-5572 or at dean.gazza@appleton.org with any questions.



LEGAL SERVICES DEPARTMENT

Office of the City Attorney

100 North Appleton Street Appleton, WI 54911 Phone: 920/832-6423

Fax: 920/832-5962

TO: James P. Walsh, City Attorney

Members of the Finance Committee

FROM: Christopher R. Behrens, Deputy City Actorney

DATE: June 23, 2017

RE: Pending Worker's Compensation Related Matters in which Outside Counsel has been

Retained

At present the City has three worker's compensation related claims that it is either defending or preparing to defend. Each of these claims are unique from past matters that have been handled internally. Because these are pending claims I am only describing the same in very broad terms in order to support the continued use of outside counsel in these matters.

Matter #1

The first matter involves a potential worker's compensation-occupational disease claim in which, according to outside counsel, the City would potentially face significant exposure. The matter is more complex than usual because the claimant has a significant history of work and non-work related issues that may play into the defense of the matter. Due to the potential significant exposure as well as the underlying complexities of the matter, we have solicited of services of Attorney James Nowakowski from the Zilske Law Firm out of Milwaukee. Attorney Nowakowski has worked with this office in the past and also has a long-standing close working relationship with the City's third party worker's compensation administrator. Total legal fees for this matter are likely to be under \$10,000 but it is difficult to estimate because the amount will vary depending on the amount of litigation that ultimately results.

Matter #2

Our office has also enlisted Attorney Jim Nowakowski's assistance with regard to a potential appeal of a denial of a duty disability claim. The underlying matter in this case extends back almost 10 years with a former employee. Attorney Nowakowski has provided legal assistance to this office with regard to this former employee's worker's compensation related matters in the past. There are a number of unique factors in this case including its age and the underlying basis for the duty disability denial. Given these factors, Attorney Nowakowski's experience in the administrative law realm as well as his past experience with this matter, it made sense to bring him in to defend this likely appeal. Again, I would anticipate Attorney Nowakowski's fees in this matter not exceeding \$5,000.

James P. Walsh, City Attorney Members of the Finance Committee June 23, 2017 Page 2

Matter #3

The third matter involves a worker's compensation/hearing loss claim and our office would like to continue working with Attorney Eric Lengell of the Zilske Law Firm (a partner to Attorney Jim Nowakowski). Attorney Lengell specializes, among other things, in hearing loss claims. The original hearing loss claim in this matter was handled internally nearly 15 years ago. The claimant continues to need hearing aid batteries and maintenance on an annual basis as well as periodic replacement of the hearing aids. The City has taken the position that based upon provisions in the statutes, and with the passage of time, the liability to pay for these replacement batteries and hearing aids has now shifted away from the City to the Wisconsin Work Injury Supplemental Benefit Fund (a state fund). The fund however is taking the position that liability should remain with the City indefinitely. Given Attorney Lengell's experience with hearing loss claims as well as the administrative process, he is well positioned to defend the City's interests in this matter. This matter also involves legal issues and statutory interpretations that I don't think the Courts have yet addressed. Accordingly, Attorney Lengell's expertise regarding the administration of hearing loss claims will be important for the City's defense especially if this matter goes through various levels of appeal. The extent to which we will require his services will depend largely on the extent of the hearing and appellate process. At this point I can only estimate his fees not exceeding \$7,500 through one hearing and one level of appeal.

In each of the above matters, it is the intent of our office to work very closely with outside counsel and assist them wherever possible in each of the matters not only so that our staff can gain experience that may be beneficial in the future but also help to ultimately control the litigation costs. As always, I am happy to discuss these matters in more detail so please do not hesitate to contact me with any questions.

CRB:jlg



Water Treatment Facility 2281 Manitowoc Rd. Menasha, WI 54952 920-997-4200 tel. 920-997-3240 fax

TO: Chairperson Kathy Plank and Members of the Finance Committee

CC: Chairperson Greg Dannecker and Members of the Utilities Committee

FROM: Utilities Director Chris Shaw

DATE: Wednesday, June 21, 2017

RE: Change Order #3 to Howard Grote and Sons in the amount of (\$ 500) for the

Water Treatment Clarifier Project resulting in the construction contract being

reduced from \$494,067 to \$493,567

BACKGROUND

The Water Treatment Clarifier Project consisted of painting two of the four clarifier tanks in the softening process. This project has come to completion with the exception of minor landscape damage in the south lawn of the water plant.

CHANGE ORDER #3

Change Order #3 is the final change order for the project. The credit allows for damage down to the grass area on the south side of the plant. The damage is a result of having trailers and equipment located in that area during the project.

SUMMARY

The Water Treatment Clarifier Project has come to completion. The warranty period began on October 24, 2017. The two tanks that were recoated will drained and re-inspected to determine coatings integrity prior to the expiration of the warranty. If you have any questions, regarding this project please contact me at 997-4200.

SECTION 00 63 63 CHANGE ORDER

No. 3

Project: Water Treatment Clarifier Recoating	Owner's	Owner's Contract No.: 861-15-01	
Engineer's Contract No.: 861-15-01	Contracto	or:	
	Howard	Howard Grote & Sons	
Date of Contract Start:	Original	Original Contract Amount:	
November 12, 2015		\$497,612.00	
The Contract Documents are modified as f	ollows upon execution of this (Change Order:	
Description: Adjust contract price for credit to have Apple activities.	ton Water Utility repair landscap	ing disturbed by const	ruction
Attachments (list documents supporting ch. None.	ange):		
Reason for Change Order: Project Close-out Credit		(example: projec	t enhancement)
It is agreed by the Contractor that this Change Order includes a impact, delays, and acceleration costs. Other than the dollar ar as a result of this Change Order.			
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Change Order

Instructions

A. GENERAL INFORMATION

This document was developed to provide a uniform format for handling contract changes that affect Contract Price or Contract Times. Changes that have been initiated by a Work Change Directive must be incorporated into a subsequent Change Order if they affect Price or Times.

Changes that affect Contract Price or Contract Times should be promptly covered by a Change Order. The practice of accumulating Change Orders to reduce the administrative burden may lead to unnecessary disputes.

If Milestones have been listed in the Agreement, any effect of a Change Order thereon should be addressed.

For supplemental instructions and minor changes not involving a change in the Contract Price or Contract Times, a Field Order should be used.

B. COMPLETING THE CHANGE ORDER FORM

Engineer normally initiates the form, including a description of the changes involved and attachments based upon documents and proposals submitted by Contractor, or requests from Owner, or both.

Once Engineer has completed and signed the form, all copies should be sent to Owner or Contractor for approval, depending on whether the Change Order is a true order to the Contractor or the formalization of a negotiated agreement for a previously performed change. After approval by one contracting party, all copies should be sent to the other party for approval. Engineer should make distribution of executed copies after approval by both parties.

If a change only applies to price or to times, cross out the part of the tabulation that does not apply.



PARKS, RECREATION & FACILITIES MANAGEMENT

Dean R. Gazza, Director

1819 East Witzke Boulevard Appleton, Wisconsin 54911-8401 (920) 832-5572 FAX (920) 993-3103 Email - dean.gazza@appleton.org

TO: Finance Committee

FROM: Dean R. Gazza, Director of Parks, Recreation and Facilities Management

DATE: 06/26/2017

RE: Information Item: Approve Change Order #2 to contract 50-16 for Erb Park and Pool

renovation project for the addition of site underdrains in the amount of \$41,055.77 resulting in a decrease of the contingency from \$613,048 to \$441,401.24. No change

to the overall contract amount.

A change order was issued to add an additional four inch underdrain along the downstream side of the tennis court, basketball court and playground areas at Erb Park. The underdrain connects to the storm sewer system. The cost includes installation of drain tile, storm connections, excavation and increased stone base to improve drainage and longevity of the hardscapes.

The existing bases and soil conditions proved inadequate. During excavation we experienced very wet conditions and realized that to ensure longevity of our investment it would be necessary to take responsible actions to ensure the base and drainage of these areas were properly designed and installed.

Please feel free to contact me at 832-5572 with any questions, or by email at dean.gazza@appleton.org.



...meeting community needs...enhancing quality of life."

PARKS, RECREATION & FACILITIES MANAGEMENT Doon B. Coggo, Director

Dean R. Gazza, Director

1819 East Witzke Boulevard Appleton, Wisconsin 54911-8401 (920) 832-5572 FAX (920) 993-3103 Email - dean.gazza@appleton.org

To: Finance Committee

From: Dean R. Gazza, Director of Parks, Recreation and Facilities Management

Date: June 26, 2017

Re: Informational: Contract 60-16 was awarded to MCC, Inc. for the 2016

Hardscapes Repairs Project in the amount of \$118,723.72 with a contingency of \$3,800. No change orders were issued. Payments issued to date total \$47,530.08.

Request to issue the final contract payment of \$71,193.64.

The 2016 Capital Improvement Plan included \$140,000 to replace failing hardscapes at Pierce Park, Schaefer Park, Kiwanis Park, and Fire Station #3. Construction contract 60-16 was issued to MCC, Inc. in the amount of \$118,723.72. No change orders were issued. This contract is now complete as all punchlist items have been completed.

The Parks, Recreation and Facilities Management Department recommends issuing the final contract payment to MCC, Inc. in the amount of \$71,193.64.

Please feel free to contact me at 832-5572 with any questions, or by email at dean.gazza@appleton.org.