

**CITY OF CEDARBURG  
SPECIAL MEETING OF COMMON COUNCIL  
WEDNESDAY JULY 7, 2021 – 6:00 P.M.**

A special meeting of the Common Council of the City of Cedarburg, Wisconsin, will be held on **Wednesday, July 7, 2021 at 6:00 p.m.** The meeting will be held online utilizing the zoom app and in-person at City Hall, W63 N645 Washington Avenue, Cedarburg, WI., in the second floor Council Chambers. Information on how to access the meeting is attached to the meeting packet or can be requested by emailing: [mhilvo@ci.cedarburg.wi.us](mailto:mhilvo@ci.cedarburg.wi.us).

**REVISED AGENDA**

1. CALL TO ORDER - Mayor Mike O'Keefe
2. MOMENT OF SILENCE
3. PLEDGE OF ALLEGIANCE
4. ROLL CALL: Present – Common Council – Mayor Mike O'Keefe, Council Members Sherry Bublitz, Jack Arnett, Kristin Burkart, Rick Verhaalen, Robert Simpson, Patricia Thome and Barbara Lythjohan
5. STATEMENT OF PUBLIC NOTICE
6. COMMENTS AND SUGGESTIONS FROM CITIZENS\*\* Comments from citizens on a listed agenda item will be taken when the item is addressed by the Council. At this time individuals can speak on any topic not on the agenda for up to 5 minutes, time extensions at the discretion of the Mayor. No action can be taken on items not listed except as a possible referral to committees, individuals, or a future Council agenda item.
7. PUBLIC HEARING
  - A. A Public Hearing to consider the Intergovernmental Agreement between the City of Cedarburg and the Town of Cedarburg to provide for orderly growth and development. (Close Public Hearing)\*
  - B. A Public Hearing to alter Hilltop Drive for an official Town line highway connection on the line between Hilltop Drive in the Town of Cedarburg and Forward Way in the City of Cedarburg\*
8. NEW BUSINESS
  - A. Consider Resolution 2021-11 approving the Intergovernmental Agreement between the City of Cedarburg and the Town of Cedarburg; and action thereon\*
  - B. Consider Resolution 2021-12 to alter Hilltop Drive to connect it to Forward Way in the City of Cedarburg and Adoption of a Highway Order; and action thereon\*

C. Consider Addendum #2 between Wisconsin Electric Power Company and the City of Cedarburg regarding a set of Pedestrian Crosswalk Retractable Crossarms; and action thereon

## 9. ADJOURNMENT

Individual members of various boards, committees, or commissions may attend the above meeting. It is possible that such attendance may constitute a meeting of a City board, committee or commission pursuant to State ex. rel. Badke v. Greendale Village Board, 173 Wis. 2d 553, 494 NW 2d 408 (1993). This notice does not authorize attendance at either the above meeting or the Badke Meeting but is given solely to comply with the notice requirements of the open meeting law.

\* *Information attached for Council; available through City Clerk's Office.*

\*\* *Citizen comments should be primarily one-way, from citizen to the Council. Each citizen who wishes to speak shall be accorded one opportunity at the beginning of the meeting and one opportunity at the end of the meeting. Comments should be kept brief. If the comment expressed concerns a matter of public policy, response from the Council will be limited to seeking information or acknowledging that the citizen has been understood. It is out of order for anyone to debate with a citizen addressing the Council or for the Council to take action on a matter of public policy. The Council may direct that the concern be placed on a future agenda. Citizens will be asked to state their name and address for the record and to speak from the lectern for the purposes of recording their comments.*

\*\*\* *Information available through the Clerk's Office.*

City of Cedarburg is an affirmative action and equal opportunity employer. All qualified applicants will receive consideration for employment without regard to race, color, religion, sex, disability, age, sexual orientation, gender identity, national origin, veteran status, or genetic information. City of Cedarburg is committed to providing access, equal opportunity and reasonable accommodation for individuals with disabilities in employment, its services, programs, and activities.

To request reasonable accommodation, contact the Clerk's Office,  
(262) 375-7606, email: [cityhall@ci.cedarburg.wi.us](mailto:cityhall@ci.cedarburg.wi.us).

07/06/21 tas



## **CITY OF CEDARBURG PUBLIC MEETING POLICY DURING COVID-19**

The City of Cedarburg will begin utilizing [zoom](#), an online meeting tool, to conduct City meetings. This includes all public meetings. We are cancelling all non-essential meetings and limiting agenda items but there are items that do require decisions to be made so that projects throughout the City can continue or get completed in a timely manner. We will continue to adhere to open meeting laws as set forth by the State of Wisconsin.



Most recently the Wisconsin Department of Justice issued an advisory on March 16, 2020, addressing this issue and stating that: "Governmental bodies typically can meet their open meetings obligations, while practicing social distancing to help protect public health, by conducting meetings via telephone conference calls if the public is provided with an effective way to monitor such calls (such as public distribution, at least 24 hours in advance, of dial-in information for a conference call)." The advisory emphasizes that "When an open meeting is held by teleconference or video conference, the public must have a means of monitoring the meeting. DOJ concludes that, under the present circumstances, a governmental body will typically be able to meet this obligation by providing the public with information (in accordance with notice requirements) for joining the meeting remotely, even if there is no central location at which the public can convene for the meeting.

## **CITY OF CEDARBURG MEETING PROCEDURES DURING COVID-19 FOR PUBLIC**

To download [zoom](#) on your mobile device, click on one of the following:



Here are the procedures for public to be able to view a meeting live through [zoom](#).

1. Contact the City Administrator, Mikko Hilvo, 2 hours in advance of the meeting you wish to attend via [zoom](#) by emailing him at [mhilvo@ci.cedarburg.wi.us](mailto:mhilvo@ci.cedarburg.wi.us).
2. In your email Subject line please put down the meeting that you wish to attend (example: Common Council Meeting on 3-30-20 at 7:00pm).
3. Provide your Name, Address, Email, Phone Number to him via email with a request to join the meeting.
4. You will receive an invite to the meeting via email. Click on the invite prior to the meeting being held. The meeting will be open 10 minutes prior to the scheduled meeting start time so you can check your microphone and camera setup.
5. All public participants will have their microphone muted.
6. If, during public comment, anyone wishes to talk they should request to do so through the chat feature or by using the "hand" to wave at the meeting organizer. The administrator of the meeting will unmute you at the appropriate time and ask you to make your comments.

If you are unable to utilize a computer, iPad, or tablet to view the meeting you can call or email ahead of time and a phone number will be given to you to call in on. If you do call in, we ask that you put your phone on mute when you are not talking. If you need an agenda, we can email one to you.

Contact Info: Mikko Hilvo, City Administrator, [mhilvo@ci.cedarburg.wi.us](mailto:mhilvo@ci.cedarburg.wi.us), (262) 375-7917.



## **CITY OF CEDARBURG MEETING PROCEDURES DURING COVID-19 – FOR STAFF & BOARD MEMBERS**

The City of Cedarburg will be utilizing the [zoom](#) app to hold public meetings starting March 23, 2020 until April 30, 2020. All meetings will adhere to Wisconsin Open Meetings Law. The [zoom](#) app provides an option for the public to join the meeting via computer, iPad, tablet, or phone. Meetings will also be recorded and made available through our Clerks office for viewing at a later time.

Here are the procedures for staff and board members to utilize [zoom](#).

1. The City Administrator, Mikko Hilvo, will email a meeting invite to each staff and board member 24 hours prior to the meeting.
2. If another staff member, council member, or presenter needs access to the meeting and the ability to discuss an item they should request to get a meeting invite by emailing [mhilvo@ci.cedarburg.wi.us](mailto:mhilvo@ci.cedarburg.wi.us) at minimum 6 hours prior to the meeting.
3. In your email Subject line please put down the meeting that you wish to attend. (Example: Common Council Meeting on 3-30-20 at 7:00pm)
4. Provide your Name, Address, Email, Phone Number and reason for attending the meeting to the administrator.
5. All agendas and documents that need to be shared during the meeting will be sent to members ahead of time and also provided electronically to the meeting organizer (City Administrator).
6. All meetings will be open 10 minutes prior to the scheduled meeting start time so you can check your microphone and camera setup.
7. All staff and/or board members will have their microphones on unless they mute it themselves. All public participants will have their microphone muted except during public comments or if they use the chat feature asking the administrator for permission to speak.
8. All Votes will be done through roll call.

If you are unable to utilize a computer, iPad, or tablet to participate in the meeting you can call or email ahead of time and a phone number will be given to you to call in on. If you do call in, we ask that you put your phone on mute when you are not talking. If you need an agenda, it can be emailed to you.

Contact Info: Mikko Hilvo, City Administrator, [mhilvo@ci.cedarburg.wi.us](mailto:mhilvo@ci.cedarburg.wi.us), (262) 375-7917.



**CITY OF CEDARBURG – COMMON COUNCIL  
OFFICIAL NOTICE OF PUBLIC HEARING  
REGARDING THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF  
CEDARBURG AND TOWN OF CEDARBURG TO PROVIDE FOR ORDERLY GROWTH AND  
DEVELOPMENT AND FOR THE CONNECTION OF FORWARD WAY TO HILLTOP DRIVE**

NOTICE IS HEREBY GIVEN THAT the Common Council of the City of Cedarburg, WI will hold a PUBLIC HEARING on **Wednesday, July 7, 2021 at 6:00 p.m.** utilizing the Zoom app. If you wish to attend the meeting via Zoom, please use the following link:

<https://us02web.zoom.us/j/86701962579>

The Intergovernmental Agreement designates areas of the Town of Cedarburg that are and are not subject to possible future annexation to the City of Cedarburg during the term thereof and renewal term, apportions costs of the reconstruction of Hilltop Road, to its intersection with Sycamore Drive, and Sycamore Drive to Washington Avenue between the Town of Cedarburg and City of Cedarburg, and includes other related topics. A draft copy of the Intergovernmental Agreement is available for review in the City Clerk's Office during regular business hours.

All interested persons wishing to be heard are invited to attend and offer comments. If you are unable to attend and would like to submit written comments, please direct them to the City Clerk's Office prior to the hearing.

Upon reasonable notice, efforts will be made to accommodate the needs of individuals with disabilities. Please contact the City Clerk's Office at (262) 375-7606.

Dated this 24<sup>th</sup> day of June, 2021.

Tracie Sette  
City Clerk

Publish: June 29, 2021

**CITY OF CEDARBURG  
RESOLUTION NO. 2021-11**

**RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN  
CITY OF CEDARBURG AND TOWN OF CEDARBURG TO PROVIDE FOR  
ORDERLY GROWTH AND DEVELOPMENT AND FOR THE CONNECTION OF  
FORWARD WAY TO HILLTOP DRIVE**

**WHEREAS**, Section 66.0301(6)(a) of the Wisconsin Statutes provides that any two municipalities whose boundaries are immediately adjacent at any point may enter into a written agreement determining all or a portion of a common boundary line between the municipalities; and

**WHEREAS**, Section 66.0301(6)(c) of the Wisconsin Statutes provides that before any such agreement may take effect, it must be approved by the governing body of each municipality by the adoption of a resolution and, before each municipality may adopt such resolution, a public hearing on the agreement must be held after due notice; and

**WHEREAS**, on the 7<sup>th</sup> day of July, 2021, after due public notice, a public hearing was held before the Common Council of the City of Cedarburg regarding the Intergovernmental Agreement between the City of Cedarburg and Town of Cedarburg to provide for orderly growth and development and for the connection of Forward Way to Hilltop Drive, a copy of said Agreement is attached to this Resolution and incorporated herein by reference.

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Cedarburg does hereby approve the Intergovernmental Agreement between City of Cedarburg and Town of Cedarburg to provide for orderly growth and development and for the connection of Forward Way to Hilltop Drive, as set forth in the attached Agreement, incorporated herein by reference.

**Adopted** by the Cedarburg Common Council this 7<sup>th</sup> day of July, 2021.

**CITY OF CEDARBURG**

by: \_\_\_\_\_  
Michael O'Keefe, Mayor

**ATTEST:**

\_\_\_\_\_  
Tracie Sette, City Clerk

**CITY OF CEDARBURG  
RESOLUTION NO. 2021-12**

IN THE NAME AND BY THE AUTHORITY OF THE CITY OF CEDARBURG, WISCONSIN

**RECITALS**

“Resolution to Alter Hilltop Drive to Connect it to Forward Way in the City of Cedarburg  
and Adoption of a Highway Order”

**WHEREAS**, the City of Cedarburg ("City") is developing the Highway 60 Industrial Park, as Tax Incremental Financing District No. 6, including the construction of Forward Way through the Industrial Park and connecting with Hilltop Drive, a town line highway in the Town which extends to the municipal line of the adjoining City of Cedarburg; and

**WHEREAS**, pursuant to 82.21 Wis. Stats., the City of Cedarburg seeks to connect the portion of the roadway in the City to the existing dedicated roadway in the Town, all at City expense, and as described in the attached Exhibit scale map and legal description. Such application does not seek installation of public utilities within any portion of Town roadway;

**WHEREAS**, the City and Town have prepared an Intergovernmental Agreement to address, among other items, the terms, rights, and responsibilities related to the alteration of Hilltop Drive and this proposed road connection; and

**WHEREAS**, this Resolution is made pursuant to Section 82.21(1)(b);

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Cedarburg does hereby authorize this Resolution to alter a highway on a line between the Town of Cedarburg and the City of Cedarburg and adopt a related Highway Order as described in the attached Exhibit scale map and legal description.

**Adopted** by the Common Council of the City of Cedarburg, this 7th day of July, 2021.

\_\_\_\_\_  
Michael O’Keefe, Mayor

*Attest:*

\_\_\_\_\_  
Tracie Sette, City Clerk

# EXHIBIT

## HILLTOP DRIVE

(TOWN OF CEDARBURG ROADWAY)

Part of Hilltop Drive, being a part of the Northeast 1/4 of the Northwest 1/4 of Section 22, Town 10 North, Range 21 East, in the City and Town of Cedarburg, Ozaukee County, Wisconsin, bounded and described as follows:

Commencing at the Southwest corner of Lot 2 of CSM 1829, and the point of beginning; thence South  $87^{\circ} 52' 12''$  West 80.00 feet along the south line of the Town of Cedarburg Limits, 80.00' to the Southwest corner of Hilltop Drive; thence North  $02^{\circ} 07' 48''$  West along the West line of said Drive 38.52 feet to a point; thence North  $87^{\circ} 52' 12''$  East 80.00 feet to a point in the East line of said Drive; thence South  $02^{\circ} 07' 48''$  East along said East line 37.67 feet to the Southeast corner of said Drive and to the point of beginning.

Said land contains 3,048 square feet or 0.0699 acres.

June 4, 2021

Drawing No. 168106-RMK

**raSmith**  
CREATIVITY BEYOND ENGINEERING

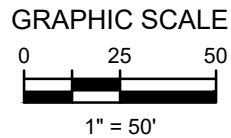
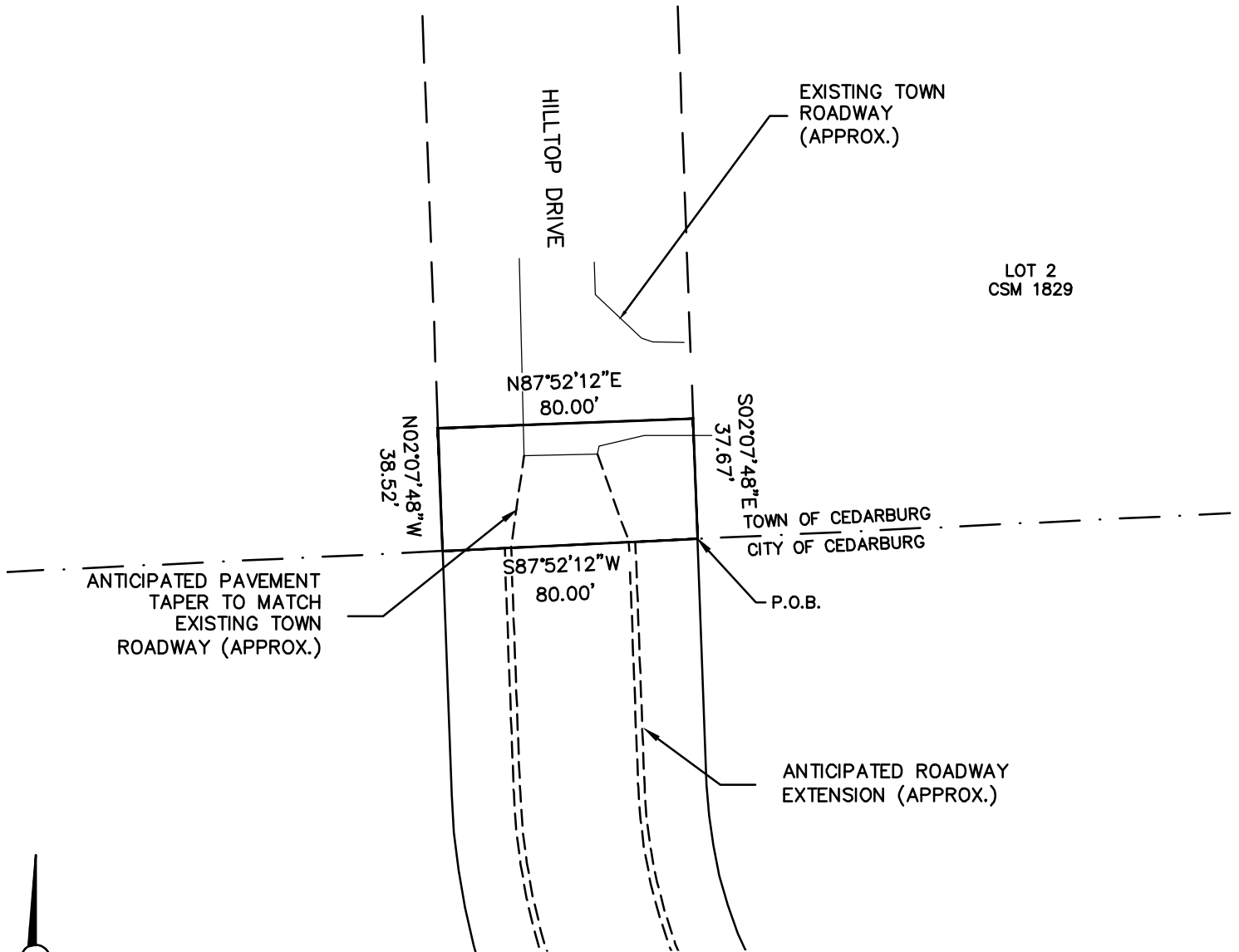
16745 W. Bluemound Road  
Brookfield, WI 53005-5938  
(262) 781-1000  
[rasmith.com](http://rasmith.com)



# EXHIBIT

## HILLTOP DRIVE

(TOWN OF CEDARBURG ROADWAY)

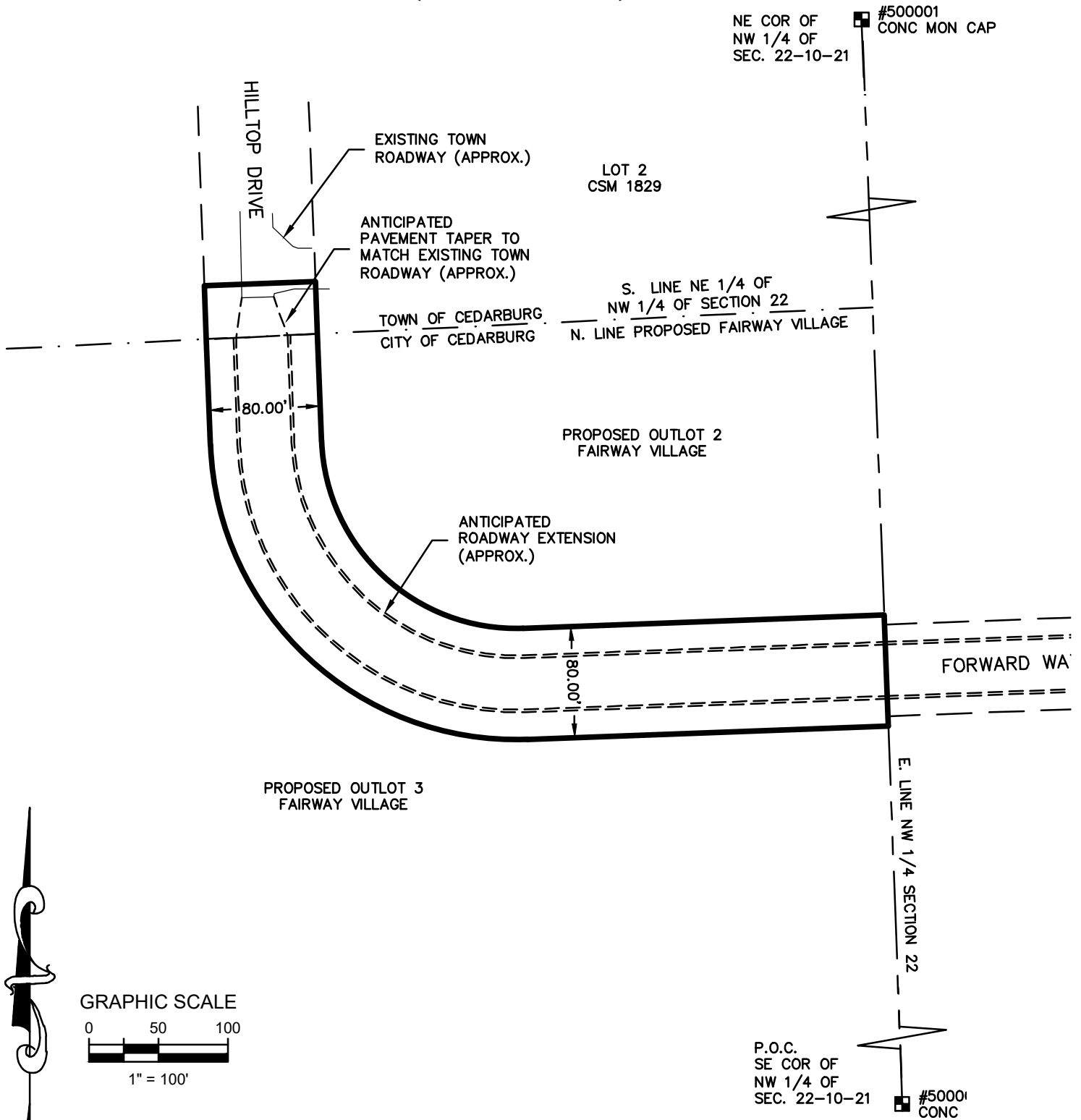


**raSmith**  
CREATIVITY BEYOND ENGINEERING

16745 W. Bluemound Road  
Brookfield, WI 53005-5938  
(262) 781-1000  
rasmith.com

# EXHIBIT

## HILLTOP DRIVE (ROADWAY LAYOUT)



**raSmith**  
CREATIVITY BEYOND ENGINEERING

16745 W. Bluemound Road  
Brookfield, WI 53005-5938  
(262) 781-1000  
rasmith.com

## HIGHWAY ORDER

Document No.

IN RE: APPLICATION / RESOLUTIONS TO ALTER A TOWN LINE  
HIGHWAY ON A LINE BETWEEN THE TOWN OF CEDARBURG  
AND THE CITY OF CEDARBURG PURSUANT TO SEC. 82.21 OF  
THE WISCONSIN STATUTES

Return to:  
Attorney Brad M. Hoeft  
Antoine, Hoeft & Eberhardt, S.C.  
2560 Hwy 32/ P.O. Box 366  
Port Washington, WI 53074

Pursuant to the provisions of Wisconsin Statutes Chapter 82, particularly Sec. 82.21 Stats., the City Council of the City of Cedarburg (the "City") has by resolution initiated the process of applying to alter Hilltop Drive a town line highway in the Town of Cedarburg (the "Town") to connect it to Forward Way in the City of Cedarburg (the City and the Town hereinafter collectively referred to as "the Municipalities"). The Town Board of Supervisors of the Town has by resolution adopted a resolution to alter Hilltop Drive a town line highway in the Town to connect it to Forward Way a proposed highway in the City.

The lands affected by this Highway Order are described in the attached EXHIBIT.

A Lis Pendens was duly recorded in the Ozaukee County Register of Deeds on June 16, 2021, as Document Number 1119870. The Town published a class 3 notice under Chapter 985 and, at least 30 days before the public hearing(s) held on July 7, 2021, gave the required notices by mail to certain owners and governmental agencies pursuant to Sec. 82.10(4).

On July 7, 2021, each of the Municipalities held a public hearing on the application/resolutions to alter said highway or proposed highway on a line between the City and Town as described in the attached EXHIBIT. Prior to the public hearing(s), each of the Municipalities are satisfied that the required notices in Sec. 82.10(4) have been given. Thereafter, the City Council and the Town Board, after considering said application/resolutions of each governing body and each of its members having personally examined the highway or proposed highway that is the subject of the resolutions, acting together in cooperation, but voting on resolutions as separate governing bodies, decided, in its discretion, that granting the resolution(s) is in the public interest of the City and the Town. Said resolutions, terms, rights, and responsibilities related to this Highway Order are addressed in an Intergovernmental Agreement approved and adopted by and between the City and Town on the same date hereof.

By a separate vote, the undersigned officials of each governing body are authorized to execute this Highway Order and record the Highway Order in the Ozaukee County Register of Deeds. The Town clerk shall submit a certified copy of this Highway Order to the Ozaukee County Highway Commissioner. This Highway Order shall be incorporated into the official map(s) of the City and Town.

**APPROVED AND ADOPTED** by the Common Council of the City of Cedarburg, this 7<sup>th</sup> day of July, 2021.

\_\_\_\_\_  
Michael O'Keefe, Mayor

Attest:

\_\_\_\_\_  
Tracie Sette, City Clerk

**ACKNOWLEDGMENT**

STATE OF WISCONSIN  
COUNTY OF OZAUKEE

This instrument was acknowledged before me on July 7, 2021, by Mayor Michael O'Keefe on behalf of the City of Cedarburg.

\_\_\_\_\_  
Tracie Sette  
Notary Public, State of Wisconsin  
My commission expires: \_\_\_\_\_

**APPROVED AND ADOPTED** by the Town Board of Supervisors of the Town of Cedarburg, this 7<sup>th</sup> day of July, 2021.

\_\_\_\_\_  
David M. Salvaggio, Town Chairman

Attest:

\_\_\_\_\_  
Jack Johnston, Asst. Administrator/Town Clerk

#### **ACKNOWLEDGMENT**

STATE OF WISCONSIN  
COUNTY OF OZAUKEE

This instrument was acknowledged before me on July 7, 2021, by Town Chairman David M. Salvaggio on behalf of the Town of Cedarburg.

\_\_\_\_\_  
Jack Johnston  
Notary Public, State of Wisconsin  
My commission expires:\_\_\_\_\_

**This document was drafted by:**  
Attorney Brad M. Hoeft  
Antoine, Hoeft & Eberhardt, S.C.  
Port Washington, WI 53074  
(262)284-2664  
[bhoeft@wislawfirm.com](mailto:bhoeft@wislawfirm.com)

## CITY OF CEDARBURG

**MEETING DATE:** July 7, 2021

**ITEM NO:** 8.C.

**TITLE:** Consider Addendum #2 between Wisconsin Electric Power Company and the City of Cedarburg regarding a set of Pedestrian Crosswalk Retractable Cross Arms; and action thereon

**ISSUE SUMMARY:** Staff has worked with M Squared Engineering to put together plans for the safety improvements at the Interurban Trail crossing of Pioneer Road. Since these improvements fall within We Energies right-of-way their approval is needed. M Squared has submitted plans to We Energies and part of their approval process is for the City to sign the License Addendum #2. After We Energies receives the signed License Addendum they will send their approval.

Staff has advertised and received bids for the safety improvements at the Interurban Trail crossing of Pioneer Road, which will be presented at the July 12<sup>th</sup> Common Council meeting.

**STAFF RECOMMENDATION:** Staff recommends signing of the License Addendum #2 between Wisconsin Electric Power Company and the City of Cedarburg.

**BOARD, COMMISSION OR COMMITTEE RECOMMENDATION:** N/A

**BUDGETARY IMPACT:** None

**ATTACHMENTS:** License Addendum #2

**INITIATED/REQUESTED BY:** Mike Wieser/Mikko Hilvo

**FOR MORE INFORMATION CONTACT:** Mike Wieser – Director of Engineering and Public Works  
262-375-7610

## LICENSE ADDENDUM #2

**THIS LICENSE ADDENDUM #2**, made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2021, by and between **WISCONSIN ELECTRIC POWER COMPANY**, a Wisconsin corporation doing business as We Energies (hereinafter "Licensor") and **CITY OF CEDARBURG**, a municipal corporation (hereinafter "Licensee").

### WITNESSETH

**BY LICENSE AGREEMENT**, entered into the 3<sup>rd</sup> day of September, 1993, by and between said Licensor and Licensee wherein Licensor the right, permission, and authority to develop and use a part of the Licensor's fee owned right of way lands for the purpose of hiking, biking and cross-country skiing and other similar non-motorized recreational uses for use by the general public, and

**WHEREAS**, Licensee requested Licensor to permit to extend the above trail from Center St North to the City Limits and an Addendum #1 was granted on 14<sup>th</sup> of September, 1993.

**WHEREAS**, Licensee has requested Licensor to permit to be constructed, installed, maintained, use, repair and removal of (1) one set of Pedestrian Crosswalk Retractable Cross Arms(hereinafter "Cross Arms"), to be located within a portion of the lands as described in said License but being more particularly described as:

A portion of Licensor's fee-owned right of way lands being  
By road right of way, Pioneer Road , which is  
a part of the Southeast ¼ of Section 34, Township10 North,  
Range 21 East, and the Northeast ¼ of Section 3, Township 9 North,  
Range 21 East City of Cedarburg, Ozaukee County,  
State of Wisconsin (hereinafter "Lands"). The approximate  
location of the Cross Arms as shown on the attached map  
marked Exhibit "A", and made a part hereof.

**WHEREAS**, Licensor is willing to permit the construction, installation, maintenance, use, repair, removal, and replacement Cross Arms upon the Lands, and

**NOW, THEREFORE**, for and in consideration of covenants, conditions and agreements hereinafter contained and for the mutual benefit of Licensor and Licensee, both parties hereby agree to the following:

1. Licensee is hereby permitted to construct, install, maintain, use, remove and repair one (1) set of Crossarms by Licensee at its sole cost and expense and will be maintained, repaired, removed and replaced by Licensee.
2. Licensee will install Cross Arms to be "road-rated" for safety.
3. Licensee agrees that all work done in proximity to any electric line or gas facilities shall be performed in conformance with the provisions and requirements of all applicable laws, rules and regulations, including without limitation all laws, rules and regulations such as

O.S.H.A. Safety and Health Regulations for Construction dealing with safe work practices and the operation of equipment near electrical lines and equipment, and the provisions of the Wisconsin State Electrical Code and any amendments thereto.

4. Licensee agrees to contact "Digger's Hotline at (800) 242-8511 at least five (5) days prior to any work, in order to determine the location of any electric, telephone, gas or any other utility facilities within the Lands of the Licensor and the applicable clearance requirements for work performed in proximity of such facilities. Diggers Hotline must be marked before digging can begin.
5. Licensee agrees to contact Roland Simatic at (414) 944-5955 or Cell (414) 315-1350 or such other person or phone number as Licensor may from time to time designate, within the specified time limits to inform him about the following occurrences:
  - a) At least seven (7) days prior to the commencement of the project herein permitted or future approved projects.
  - b) Within seven (7) calendar days after the termination of the License with a plan for restoration in accordance with the requirements of Section 15 of License.
  - c) Within seven (7) calendar days after the restoration has been completed.
  - d) Within seven (7) calendar days after a lapse of one (1) year since Licensee accepted this License Addendum if the project herein permitted has not been undertaken by such date.
6. No stockpiling or staging of equipment or materials within the Lands is permitted at anytime. Unobstructed access to the Lands, Licensor's and American Transmission Company's equipment must be maintained at all times.
7. If Licensee requests to alter or change the approved plans or adds any work to that already approved, requested changes and additions must be submitted to Licensor for further review and approval.
8. American Transmission Company requires that Licensee maintains a safe working clearance to the 138 kV conductors at all times based on the latest OSHA requirements.
9. This License Addendum #2 shall be deemed a part of and incorporated into the License. All other terms, conditions and provisions of the License shall remain in full force and effect.



In witness whereof Licensor and Licensee have executed this document this \_\_\_\_ day of \_\_\_\_\_, 2021.

**WISCONSIN ELECTRIC POWER COMPANY**  
(Licensor)

By: \_\_\_\_\_  
Tonya M. Peters, Manager of Property Management

**CITY OF CEDARBURG**  
(Licensee)

By: \_\_\_\_\_  
\_\_\_\_\_

**EXHIBIT "A"**

