

ORDINANCE NO. 2024-1

ORDINANCE AMENDING CHAPTER 185 OF THE CODE OF THE TOWN OF PACIFIC

The Town Board of the Town of Pacific, Columbia County, Wisconsin, does ordain as follows:

Chapter 185 (Contractor Certification) of the Code of the Town of Pacific is hereby amended to provide as follows:

1. Sec. 185-4 (Application) is hereby revised and amended to provide as follows:

Application for a QCC required by this Chapter shall be made to the Town Clerk on forms furnished by the Town. The following information shall be obtained and completed in the application:

- A. Previous work history in the Town of Pacific.
- B. Status of insurance (workers' compensation, liability, etc.)
- C. The location, description and contact person for two prior comparable projects completed during the last twelve (12) months.

2. Sec. 185-5 (Review) is hereby revised and amended to provide as follows:

The application for QCC shall be submitted to the Town Clerk, who shall forward it to the Town Board for approval. A contractor may, as a part of another Town-permitting process (driveway, stormwater, erosion control, etc.), apply for a QCC as a necessary component of the project approval requirements. The Town Board, based on the information provided in the application and any other pertinent information obtained by the Town Board, shall approve or reject the application within 30 days after it is filed with the Town Clerk. If denied, the Town Board shall submit to the applicant a notice setting forth the reasons for denial. The applicant, within thirty (30) days after receiving notice of the denial, may then appeal the denial to the Town Board. In that case a hearing shall be held on the denial. At such hearing, the applicant shall be entitled to be represented by counsel, shall have the right to be present and cross-examine witnesses and, upon request, may have subpoenas issued by the Chair of the Town Board to compel the attendance of witnesses. The determination of the Town Board shall be final, subject to review under Chapter 68, Wis. Stats.

3. Sec. 185-6 (Expiration) is hereby revised and amended to provide as follows:

The QCC issued under this chapter shall expire on December 31st of the second year following issuance of the certification, except if the Contractor's insurance coverage, provided to the Town, expires during that period, then the Contractor's certification to perform work under this Chapter shall expire upon the expiration of that insurance coverage, as shown on that insurance certificate.

4. Sec. 185-7 (Work by Property Owner) is hereby revised and amended to provide as follows:

Construction work by or for any private property owner within a Town road right-of-way, easement area or other public facilities is unlawful, unless performed by a contractor who holds a QCC issued by the Town Board.

This Ordinance shall be effective upon publication or posting as required by law.

Dated this 16 day of January, 2024

By the Town Board of the Town of Pacific,
Columbia County, Wisconsin

Steven Pate
Steven Pate, Chairperson

Craig Cawley
Craig Cawley, Board Member

Charlie Kirk
Charlie Kirk, Board Member

Byron Kershaw
Byron Kershaw, Board Member

ABSENT
Julie Kayartz, Board Member

Attest: Marlo Gustafson
Marlo Gustafson, Town Clerk

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