

FREUDENREICH ANIMAL CARE TRUST FUND MEETING

Monday, March 27, 2023 – 4:30 P.M.

This meeting will take place via Zoom:

<https://us02web.zoom.us/j/89709588941>

AGENDA

1. Roll Call
2. Approval of Minutes
3. Freudenreich Animal Trust Fund Principal and Earnings Request
4. Citizen's Comments, Observations and Petitions (if any)
5. Adjournment

If your attendance requires **special accommodation needs**, please call or write Nicola Maurer, PO Box 780, Platteville, Wisconsin 53818, (608) 348.9741, Ext. 2227; for TDD accessibility, call (608) 348.2313.

MEMBERS: *If you are unable to attend, please email Nicola Maurer at mauern@platteville.org*

FREUDENREICH ANIMAL CARE TRUST FUND COMMITTEE

MEETING MINUTES

Monday, March 13, 2023

The Freudenreich Animal Care Trust Fund Committee was called to order by Chairman Rolwes at 4:30 p.m. in the Council Chambers.

Members present were Dr. Jeff Rolwes, Marcia Cordts, Dr. Jackie Kieler and Sheri Stewart.

Member absent were Dr. Terry Beebe and Council Representative Lynne Parrott.

Also present was Administration Director Nicola Maurer and Dr Cari Schaffer of the Lancaster Veterinary Clinic.

Approve Minutes: December 12, 2022 meeting

Motion by Kieler, second by Cordts to approve the minutes as presented. Motion carried.

Financial Report:

The 2022 Financial report through December 31, 2022 and 2023 Financial Report through February 28, 2023 were presented by Administration Director Maurer and reviewed by the committee. It was noted that, due to additional expenditures for the stray cat program in 2022, most of the fund balance has been depleted. As a result, the scope of 2023 expenditures will need to be scaled back so that expenditures match revenues in 2023.

Motion by Cordts, second by Stewart to accept the Financial Report as presented. Motion carried.

Humane Society in Platteville:

Zoning approval was received from the Lancaster City Council on the property under consideration in Lancaster. Dr. Schaffer is also looking at a building in Platteville. If the humane society was located in Platteville, it would be eligible to request support from the Freudenreich funds. However, an additional \$350,000 would be needed beyond the Fruedenreich Animal Care Trust Fund balance for the purchase of the building. This amount could possibly be provided through fundraising and/or financed. It may be an option to supplement ongoing expenses through revenue from boarding and daycare.

Dr. Schaffer may ask for this request to go before the Council for Information and Discussion at the second March council meeting on March 28th.

Petpourri:

No Petpourri article this quarter, based on budgetary limitations and pending decisions on the humane society funding.

Citizen's Comments, Observations, Petitions: None

Next meeting date:

The 2nd Quarter 2023 meeting will be held in person on Monday June 19, 2023 at 4:30pm in the Council Chambers.

Adjourn:

Motion by Stewart, second by Kieler to adjourn. Motion carried.

The meeting was adjourned at 5:15pm.

Respectfully submitted,
Nicola Maurer
Administration Director

**THE CITY OF PLATTEVILLE, WISCONSIN
COUNCIL SUMMARY SHEET**

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|---|---|---|
| COUNCIL SECTION: INFORMATION & DISCUSSION ITEM NUMBER: VIII.B. | TITLE: Freudenreich Animal Trust Fund Principal and Earnings Request | DATE March 28, 2023 VOTE REQUIRED: Two-thirds of members present |
| PREPARED BY: Nicola Maurer, Interim City Manager | | |

Description:

Over the past year or more, Dr. Cari Schaffer and supporters of the Grant County Humane Society have been searching for a suitable building to establish a separate site for the animal shelter. The shelter is currently located in a building shared with Lancaster Veterinary Clinic which is not adequate for the needs of the community. A very generous commitment has been made by a private donor to help fund the purchase of a suitable building. With this commitment the group has now made an offer on a building in Platteville and needs to raise approximately \$430,000 by May 1st.

Dr. Schaffer has been in discussion with the Freudenreich Animal Trust Fund Committee regarding use of the fund balance to support the building purchase. The Committee is in favor of using the fund for this purpose. The use would be in keeping with the wishes of the benefactor, Ms. Georgeanne Freudenreich, who desired her bequest be used "to establish and maintain an animal shelter" and would provide a beneficial service to the community. The City's agreement with the Community Fund of Southern Wisconsin (CFSW) indicates that, although the fund was "irrevocably" transferred to the CFSW, the fund principal balance may be spent for major animal related expenses with a 2/3 vote of the Platteville City Council members present at the meeting. This language was included to abide by the terms of the Memorandum of Understanding made between the City and the Georgeanne Freudenreich Estate. If the Council votes in favor of closing the fund and disbursing the proceeds to the Grant County Humane Society for the building purchase, a letter of request will be presented to the CFSW Board of Directors.

At January 31, 2023 the available fund principal was approximately \$150,000.

An additional \$270,000 will be needed for the building purchase. This amount is anticipated to be funded through fundraising and/or financing. Ongoing expenses of the Humane Society may be offset through revenue generated from pet boarding, daycare and a small retail space.

Budget/Fiscal Impact:

The Freudenreich Animal Care Trust Fund will be disbursed in full and then closed. The funds will be distributed to the Grant County Humane Society for the building purchase.

Recommendation:

Staff recommend approval of the request.

Sample Affirmative Motion:

"I make a motion to authorize use of the Freudenreich Animal Care Trust Fund to support the purchase of a building in the City of Platteville to house the Grant County Humane Society through closure of the

Freudenreich Animal Care Trust Fund and disbursement of the principal and earnings to the Grant County Humane Society.”

Attachments:

- Charitable Fund Agreement
- MOU between City of Platteville and Estate of Georgeanne Freudenreich
- Excerpt from will of Georgeanne Freudenreich

Charitable Fund Agreement

The City Council of Platteville, WI, (the Donor/s),

Irrevocably give and transfer to

the **Community Foundation of Southern Wisconsin, Inc.**, a public charitable nonprofit Wisconsin Corporation ("the Community Foundation")

\$ 112,000 Cash

to establish the **Freudenreich Animal Care Fund**

to be used as follows:

For charitable animal care projects and programs serving Platteville, WI (see attached Schedule B).

This contribution, and all additions, shall also be maintained, administered and distributed in such manner as to maintain the Community Foundation as an exempt organization as described in Sections 501(c)(3) and 170(b) of the Internal Revenue Code or any comparable provisions of any revisions to the Internal Revenue Code as they relate to community foundations. If distributions from this Fund become unnecessary, impossible or inconsistent with the needs of the community, the Community Foundation has the right to make distributions for other similar charitable uses without the approval of the donor, or any other party.

Grant distribution shall be in accordance with the Community Foundation's spending policy as in effect from time to time. At the discretion of the Community Foundation Board of Directors, part or all of any appreciation in Fund principal may be used for the charitable purposes for which the **Freudenreich Animal Care Fund** was established.

The effective date of this gift shall be the date that this document, signed by the Donor and control of the contribution is received and accepted by the Community Foundation.

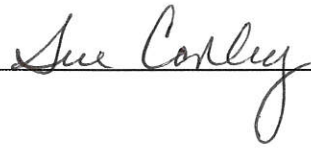
Signature of Donor: 

Address of Donor: Mr. Larry Bierke, City Manager
PO Box 780
Platteville, WI 53818-0780

Date signed: 5/20/13

Acceptance

The Community Foundation accepts this gift and the purposes for which it is made.
Community Foundation of Southern Wisconsin, Inc.

By: 

Date signed: 5-21-13

Board Approved 5-2-13

Schedule A

(list of assets contributed to establish the **Freudenreich Animal Care Fund**)

check # 051640

112,000.00



Mr. Larry Bierke, City Manager
City of Platteville

5/20/13

Date

Schedule B

(description of restrictions made by the City of Platteville regarding use of funds)

Purpose

The purpose of this Fund is to support animal care in the Platteville, WI community, including but not limited to the following charitable uses:

- a) Pet owner and public education programs,
- b) Spay and neuter programs,
- c) An animal care hotline,
- d) Animal adoption programs

It is the intention of Georgeanne Freudenreich's bequest that the City of Platteville will continue to support animal control activities currently funded by the General Fund. (See exhibit 1)

Distributions

At least annually, the Community Foundation of Southern Wisconsin will distribute grants (exclusively for charitable purposes) from the **Freudenreich Animal Care Fund** to the City of Platteville to be used for the expressed purpose of the Fund. The annual grant distribution amount shall not exceed the Community Foundation's spending policy as in effect from time to time.

According to the Freudenreich Animal Care Trust Fund Memorandum of Understanding (MOU), one half of the annual earnings are to be used for animal care purposes and the other half of the annual earnings are to be added to the principal of the fund. The MOU also states "The principal balance, or a portion thereof, may, in limited circumstances, be spent for major animal related expenses, but only with a 2/3 vote of the Platteville, WI City Council members present at the particular meeting." (See exhibit 1)

All distributions from this Fund shall be designated: "from the **Freudenreich Animal Care Fund**, a component fund of the Community Foundation of Southern Wisconsin, Inc."

At least annually, the City of Platteville will be asked to report on the specific use of the grants.

Fees

The Fund shall be charged standard administrative and investment fees. At present, the policy is to charge 1.25% per annum of the fair market value of the Fund. Funds are allocated proportionate investment management fees relative to the percent of the fund balance to the investment pool. The investment management fees are charged on a monthly basis based on agreements with the Foundation's investment managers.

At least annually, the Community Foundation will provide to the City of Platteville a detailed fund activity report.

CITY OF PLATTEVILLE

Memorandum of Understanding

FREUDENREICH ANIMAL CARE TRUST FUND

1. The fund shall be established with the City of Platteville and shall be known as the Freudenreich Animal Care Trust Fund.
2. The fund shall be an income earning account within the City of Platteville and, as such, shall be managed by the City of Platteville to maintain the principal required.

The assets of the fund shall be invested by the City of Platteville so as to produce a reasonable rate of return according to guidelines established by the City of Platteville.

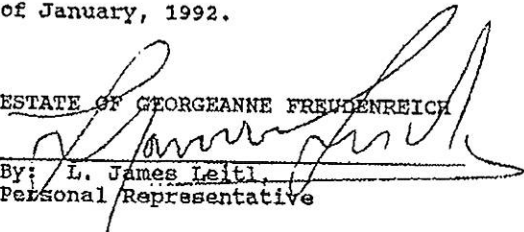
3. According to the terms of the Last Will and Testament of Georgeanne Freudenreich, expenditures from the fund shall be limited as follows:

"I give 1/6 of the property I own at my death to the City of Platteville, WI, to be used to establish and maintain an animal shelter...on these terms and for that use...."

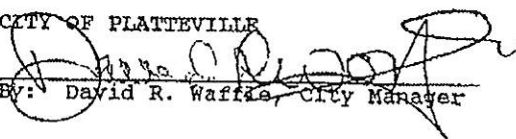
4. The City of Platteville accepts the legacy on the terms and for the use expressed in the Last Will and Testament of Georgeanne Freudenreich under the following limitations:
 - a) The trust will be administered by the City Manager as advised by a committee of citizens and animal care professionals appointed by the City Manager.
 - b) The trust funds shall be managed to yield a reasonable return with one-half of the annual earnings available to be spent on animal care, related expenses and programs, and the balance added to principal.
 - c) The trust fund shall accept proposals of contracts for services for a variety of functions, including pet owner education, spay and neuter subsidy, animal care hotline, support for adoption programs, and public education.
 - d) The principal balance, or a portion thereof, may, in limited circumstances, be spent for major animal related expenses, but only with a 2/3 vote of the City Council members present at the particular meeting.
 - e) The City will continue to support animal control activities now funded by the General Fund.

Effective the 27th day of August, 1991, and dated this 28th day of January, 1992.

ESTATE OF GEORGEANNE FREUDENREICH


By: L. James Leitz,
Personal Representative

CITY OF PLATTEVILLE


By: David R. Waffa, City Manager

Attest:


Annette M. Dutcher, City Clerk

(1)

I, George Anne M. Freudenreich, of Plattville WI, declare this my last Will & Testament.

ONE: I give $\frac{1}{6}$ of the property I own at my death to AAV.

TWO: I give $\frac{1}{6}$ of the property I own at my death to Animal Recovery Clinic of Milwaukee WI.

THREE: I give $\frac{1}{6}$ of the property I own at my death to AAUW.

FOUR: I give $\frac{1}{6}$ of the property I own at my death to Cousman Home at Cousman WI.

FIVE: I give $\frac{1}{6}$ of the property I own at my death to the City of Plattville WI to be used to establish & maintain an animal shelter. Should said city not accept this legacy on these terms & for that use, this legacy is to lapse & to then be divided equally among the other legatees.

SIX: I give $\frac{1}{6}$ of the property I

George Anne M. Freudenreich

Resmay M. Freudenreich

