

ABSTRACT/SYNOPSIS OF THE ESSENTIAL ELEMENTS OF THE OFFICAL ACTIONS OF THE COMMON COUNCIL OF THE CITY OF WHITEWATER, WALWORTH AND JEFFERSON COUNTIES, WISCONSIN

July 16, 2019

The regular meeting of the Common Council was called to order at 6:30 pm by Council President Singer. MEMBERS PRESENT: Singer, Binnie, Allen, McCormick and Palmer. (Aldermanic District 2 position is vacant). MEMBERS ABSENT: Brown. LEGAL COUNSEL PRESENT: Wallace McDonell.

It was moved by Allen and seconded by Binnie to approve the Council minutes of 6-4-19 and 6-18-19, and to acknowledge receipt and filing of the following: Library Board Minutes from 4-9-19 and 5-20-19; Finance Committee Minutes of 4-23-19; Community Involvement Minutes of 2-26-19; and Financials for June 2019. AYES: Singer, Binnie, McCormick, Allen, Palmer. NOES: None. ABSENT: Brown.

PAYMENT OF INVOICES: It was moved by Allen and seconded by Binnie to approve payment of Invoices in the total sum of \$61,124.78 AYES: Binnie, Palmer, McCormick, Allen, Singer. NOES: None. ABSENT: Brown.

CITY MANAGER UPDATE: City Manager Clapper reported on upcoming and past city events.

STAFF REPORTS: Parks and Recreation Director Boettcher reported on *Wisconsin Active Together*, a program through Fort Health Care which promotes living a healthy lifestyle. Boettcher also provided an update on the Lakes Drawdown Project. Councilmember Allen requested that a hydrologists and/or engineer (not DNR affiliated) provide an opinion on the project prior to beginning the dredging. Lisa Dawsey-Smith of Downtown Whitewater presented their quarterly report. She noted that 3,860 volunteer hours have been recorded this year.

CITIZEN COMMENTS: New Chamber Executive Director, Jenny Quill, introduced herself to the Common Council.

RESOLUTION AUTHORIZING THE BORROWING OF \$3.5 MILLION DOLLARS. Finance Director Hatton reported that the borrowing is for the purpose of funding Capital Improvement Program projects that were previously approved in 2016, 2017, 2018 and 2019. The proposal includes a one-year note for short term financing for bond-eligible project expenses. There is also a ten-year Note to pay for projects not eligible for bond financing. First Citizens State Bank had the most lucrative proposal, with an interest rate for the one-year note of 1.79% and 2.49% for the ten-year note. Finance Director Hatton indicated that the City's debt limit is just above the 70% target, and the City maintains an "Aa3" bond rating.

**RESOLUTION
(\$1,150,000 Borrowing)**

(Adopted at an Open Meeting held July 16, 2019)

WHEREAS, the City of Whitewater, Walworth & Jefferson County, Wisconsin ("City") , is presently in need of funds aggregating \$ 1,150,000.00 for public purpose(s) of:

(1) Capital Improvement Projects outlined on the schedule attached based on 2016-2017 Carryover. 2018 CIP and 2019 CIP projects; and

WHEREAS, the Council deems it necessary and in the best interests of the City that, pursuant to the provisions of Section 67.12(12), Wisconsin Statutes, the sum of One Million One Hundred Fifty Thousand and no/100 Dollars (\$1,150,000.00) be borrowed for such purposes(s) upon the terms and conditions hereinafter set forth:

NOW, THEREFORE, BE IT RESOLVED, that for the purpose(s) hereinabove set forth the City, by its Mayor (or City manager), and Clerk, pursuant to Section 67.12(12), Wisconsin Statutes, borrow from First Citizens State Bank("Lender") the sum of \$1,150,000.00, and, to evidence such indebtedness, said Mayor (or City Manager) and City Clerk shall make, execute and deliver to the Lender for an on behalf of the City the promissory note of the City to be dated July 23, 2019, in said principal amount with interest at the rate of Two point Four Nine percent (2.49%) per annum and payable as follows:

X Other. SEE ATTACHED AMORTIZATION SCHEDULE

Interest is payable on July 23, 2020, and on X the same day of each sixth (6) month thereafter. Interest is computed for the actual number of days principal is unpaid on the basis of X a 365 day year. **(2)** Said interest to be payable on the dates set forth above on the outstanding principal balance, with X no prepayment privileges. A copy of the promissory note shall be attached to this resolution.

BE IT FURTHER RESOLVED, that there be, and there hereby is, levied on all the taxable property of the City, a direct annual irrepealable tax sufficient in amount to pay the principal and interest on said note as the same becomes due and payable, said tax to be in the following minimum amounts: **(3)**

Amount of Tax	To Meet Note Payments Due On	Year of Levy (must be in year(s) prior to due date)
<u>\$14,435.18/\$147,453.27</u>	<u>January 23, 2020/July 23, 2020</u>	<u>For the year 2019</u>
<u>\$12,763.52/\$145,730.42</u>	<u>January 23, 2021/July 23, 2021</u>	<u>For the year 2020</u>
<u>\$11,091.87/\$144,086.02</u>	<u>January 23, 2022/July 23, 2022</u>	<u>For the year 2021</u>
<u>\$9,420.21/\$142,441.62</u>	<u>January 23, 2023/July 23, 2023</u>	<u>For the year 2022</u>
<u>\$7,748.55/\$117,214.33</u>	<u>January 23, 2024/July 23, 2024</u>	<u>For the year 2023</u>
<u>\$6,373.44/\$107,819.53</u>	<u>January 23, 2025/July 23, 2025</u>	<u>For the year 2024</u>
<u>\$5,098.76/\$106,565.62</u>	<u>January 23, 2026/July 23, 2026</u>	<u>For the year 2025</u>
<u>\$3,824.07/\$105,311.72</u>	<u>January 23, 2027/July 23, 2027</u>	<u>For the year 2026</u>

\$2,549.38/\$104,071.67 January 23, 2028/July 23, 2028 For the year 2027

\$1,274.69/\$102,803.91 January 23, 2029/July 23, 2029 For the year 2028

If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said note when due, the requisite amount shall be paid from other funds of the City then available, which sums shall be replaced upon the collection of the taxes herein levied.

In the event that the City exercises its prepayment privilege, if any, then no such direct annual tax shall be included on the tax rolls for the prepayments made and the amount of direct annual tax hereinabove levied shall be reduced accordingly for the year or years with respect to which said note was prepaid.

In each of said levy years, the direct annual tax so levied shall be carried into the tax rolls each year and shall be collected in the same manner and at the same time as other taxes of the City for such years are collected; provided, that the amount of tax carried into the tax roll may be reduced in any year by the amount of any surplus in the debt service account for the note. So long as any part of the principal of, or interest on, said note remains unpaid, the proceeds of said tax shall be segregated in a special fund used solely for the payment of the principal of, and interest on, said note.

BE IT FURTHER RESOLVED, that there be and there hereby is established in the treasury of the City, if one has not already been established, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Sinking funds established for obligations previously issued by the City may be considered as separate and distinct accounts within the debt service fund. Within the debt service fund, there be and there hereby is established a separate and distinct account designated as the “Debt Service Account for Promissory Note dated July 23, 2020”, which account shall be used solely for the purpose of paying principal of and interest on said note. There shall be deposited in said account any accrued interest paid on said note at the time it is delivered to the Lender, all money raised by taxation or appropriated pursuant hereto, and such other sums as may be necessary to pay principal and interest on said note when the same shall become due.

BE IT FURTHER RESOLVED, that the proceeds of said note shall be used solely for the purposes for which it is issued, but may be temporarily invested until needed in legal investments, provided that no such investment shall be in such a manner as would cause said note to be an “arbitrage bond” within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended, and that the City shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the note.

BE IT FURTHER RESOLVED, that the City Clerk shall keep records for the registration and for the transfer of the note. The person in whose name the note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on the note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such note to the extent of the sum or sums so paid. The note may be transferred by the registered owner thereof by presentation of the note at the office of the City Clerk, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his legal representative including date of registration, name of new registered owner and signature of the City Clerk, shall be made on such note.

X BE IT FUTHER RESOLVED, that the note is hereby designated as a “qualified tax-exempt obligation” for purposed of Section 265 of the Internal Revenue Code of 1986, as amended, relating to the ability of financial institutions to deduct from income for federal income tax purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations **(4)**

BE IT FURTHER RESOLVED, that said note shall be delivered to the Lender on or after the date of said note, upon receipt of the total principal amount of the loan evidenced thereby, plus accrued interest, if any, to date of delivery, provided that, if this a refinancing, the refunding note shall be immediately exchanged for the note being refinanced.

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- (1) Here describe each purpose in detail. If the purpose is meeting general and current municipal expenses or refinancing obligation of the City, so specify.
 - (2) Section 67.12(12), Wisconsin Statutes, does not place any restrictions on the basis of interest rate calculations
 - (3) First tax levy should be for the current year unless tax roll has already been delivered for collection, and amount of levy should be sufficient to meet all principal and interest payments coming due prior to date for collection of next succeeding tax levy.
 - (4) Do not check box if the City will be issuing more than \$10,000.00 of tax-exempt obligations in the calendar year. In that case, banks will not be entitled to deduct, for federal income tax purposes, interest expense that is allocable to carrying or acquiring the note.

Resolution introduced by Councilmember Palmer, who moved its adoption. Seconded by Councilmember McCormick. AYES: Singer, Palmer, McCormick, Allen, Binnie. NOES: None. ABSENT: Brown. ADOPTED: July 19, 2019.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

**RESOLUTION
(\$2,250,000 Borrowing)**

(Adopted at an Open Meeting held July 16, 2019)

WHEREAS, the City of Whitewater, Walworth & Jefferson County, Wisconsin (“City”) , is presently in need of funds aggregating \$2,250,000.00 for public purpose(s) of: **(1)**

Short term funding of capital improvement projects namely: Old Mill Dam Repair, Lakes Draw Down, Cravath Lakefront Amphitheater, Parking lot renovation, Milwaukee Street sewer, Walworth Avenue storm sewer, Milwaukee Street Reconstruction and Water, 2018 Lakes Feasibility Study; and

WHEREAS, the Council deems it necessary and in the best interests of the City that, pursuant to the provisions of Section 67.12(12), Wisconsin Statutes, the sum of Two Million Two Hundred Fifty Thousand and no/100 Dollars (\$2,250,000.00) be borrowed for such purposes(s) upon the terms and conditions hereinafter set forth:

NOW, THEREFORE, BE IT RESOLVED, that for the purpose(s) hereinabove set forth the City, by its Mayor (or City manager), and Clerk, pursuant to Section 67.12(12), Wisconsin Statutes, borrow from First Citizens State Bank (“Lender”) the sum of \$1,150,000.00, and, to evidence such indebtedness, said Mayor (or City Manager) and City Clerk shall make, execute and deliver to the Lender for an on behalf of the City the promissory note of the City to be dated July 23, 2019, in said principal amount with interest at the rate of One Point Seven Nine percent (1.79%) per annum and payable as follows:

X SINGLE PAYMENT. In one payment on July 23, 2020, PLUS interest payable as set forth below.

Interest is payable on July 23, 2020. Interest is computed for the actual number of days principal is unpaid on the basis of a X 365 day year. **(2)** Said interest to be payable on the dates set forth above on the outstanding principal balance, with X no prepayment privileges. A copy of the promissory note shall be attached to this resolution.

BE IT FURTHER RESOLVED, that there be, and there hereby is, levied on all the taxable property of the City, a direct annual irrepealable tax sufficient in amount to pay the principal and interest on said note as the same becomes due and payable, said tax to be in the following minimum amounts: **(3)**

Amount of Tax	To Meet Note Payments Due On	Year of Levy (must be in year(s) prior to due date)
\$2,290,385.34	July 23, 2020	For the year 2019

If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said note when due, the requisite amount shall be paid from other funds of the City then available, which sums shall be replaced upon the collection of the taxes herein levied.

In the event that the City exercises its prepayment privilege, if any, then no such direct annual tax shall be included on the tax rolls for the prepayments made and the amount of direct annual tax hereinabove levied shall be reduced accordingly for the year or years with respect to which said note was prepaid.

In each of said levy years, the direct annual tax so levied shall be carried into the tax rolls each year and shall be collected in the same manner and at the same time as other taxes of the City for such years are collected; provided, that the amount of tax carried into the tax roll may be reduced in any year by the amount of any surplus in the debt service account for the note. So long as any part of the principal of, or interest on, said note remains unpaid, the proceeds of said tax shall be segregated in a special fund used solely for the payment of the principal of, and interest on, said note.

BE IT FURTHER RESOLVED, that there be and there hereby is established in the treasury of the City, if one has not already been established, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Sinking funds established for obligations previously issued by the City may be considered as separate and distinct accounts within the debt service fund. Within the debt service fund, there be and there hereby is established a separate and distinct account designated as the “Debt Service Account for Promissory

Note dated July 23, 2019", which account shall be used solely for the purpose of paying principal of and interest on said note. There shall be deposited in said account any accrued interest paid on said note at the time it is delivered to the Lender, all money raised by taxation or appropriated pursuant hereto, and such other sums as may be necessary to pay principal and interest on said note when the same shall become due.

BE IT FURTHER RESOLVED, that the proceeds of said note shall be used solely for the purposes for which it is issued, but may be temporarily invested until needed in legal investments, provided that no such investment shall be in such a manner as would cause said note to be an "arbitrage bond" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended, and that the City shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the note.

BE IT FURTHER RESOLVED, that the City Clerk shall keep records for the registration and for the transfer of the note. The person in whose name the note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on the note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such note to the extent of the sum or sums so paid. The note may be transferred by the registered owner thereof by presentation of the note at the office of the City Clerk, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his legal representative including date of registration, name of new registered owner and signature of the City Clerk, shall be made on such note.

X BE IT FURTHER RESOLVED, that the note is hereby designated as a "qualified tax-exempt obligation" for purposes of Section 265 of the Internal Revenue Code of 1986, as amended, relating to the ability of financial institutions to deduct from income for federal income tax purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations **(4)**

BE IT FURTHER RESOLVED, that said note shall be delivered to the Lender on or after the date of said note, upon receipt of the total principal amount of the loan evidenced thereby, plus accrued interest, if any, to date of delivery, provided that, if this a refinancing, the refunding note shall be immediately exchanged for the note being refinanced.

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- (1) Here describe each purpose in detail. If the purpose is meeting general and current municipal expenses or refinancing obligation of the City, so specify.
 - (2) Section 67.12(12), Wisconsin Statutes, does not place any restrictions on the basis of interest rate calculations
 - (3) First tax levy should be for the current year unless tax roll has already been delivered for collection, and amount of levy should be sufficient to meet all principal and interest payments coming due prior to date for collection of next succeeding tax levy.
 - (4) Do not check box if the City will be issuing more than \$10,000.00 of tax-exempt obligations in the calendar year. In that case, banks will not be entitled to deduct, for federal income tax purposes, interest expense that is allocable to carrying or acquiring the note.

Resolution introduced by Councilmember Palmer, who moved its adoption. Seconded by Councilmember McCormick. AYES: Singer, Palmer, McCormick, Allen, Binnie. NOES: None. ABSENT: Brown. ADOPTED: July 19, 2019.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

FIRST READING OF ORDINANCE AMENDING CHAPTER 19, R-2A OVERLAY ZONING DISTRICT. (256 S. Franklin Street – Ceranske Property Management, LLC). City Manager Clapper indicated that the Conditional Use Permit (“CUP”) requests and general re-zone requests for both 256 S. Franklin Street and 271 S Janesville St., both owned by Ceranske Property Management LLC, came before the Planning Commission Board on 6/10/19, and based on factors relating to current ordinance square footage determinations, the Planning Board recommended denial of the CUP requests. The Planning Commission has also recommended that the properties NOT be rezoned to R-2A as requested by the owner. City Attorney McDonell confirmed that measurements taken by City Staff indicated there was insufficient square footage to meet the requirements.

ORDINANCE TO BE INSERTED HERE ONCE RECEIVED.

Ordinance introduced by Councilmember Allen. Seconded by Councilmember Palmer. AYES: None. NOES: Singer, Binnie, McCormick, Allen, Palmer. ABSENT: Brown. **MOTION FAILS – REZONE NOT APPROVED.** First Reading Acknowledged: July 16, 2019.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

FIRST READING OF ORDINANCE AMENDING CHAPTER 19, R-2A OVERLAY ZONING DISTRICT (271 S. Janesville Street – Ceranske Property Management, LLC).

ORDINANCE TO BE INSERTED HERE ONCE RECEIVED.

Ordinance introduced by Councilmember Allen. Seconded by Councilmember Palmer. AYES: None. NOES: Singer, Binnie, McCormick, Allen, Palmer. ABSENT: Brown. **MOTION FAILS – REZONE NOT APPROVED.** First Reading Acknowledged: July 16, 2019.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

FIRST AND FINAL READING OF ORDINANCE PROHIBITING THE USE OF COMPRESSION BRAKES (“Jake Brakes”). DPW Director Marquardt indicated that there was nothing specific in the ordinances that prohibited semis from using jake brakes in the City, and he was bringing forth an ordinance to address the problem. It was agreed that the proposed ordinance would be amended to allow the use of Jake Brakes in the event of an emergency.

FINAL READING OF AN ORDINANCE PROHIBITING THE USE OF COMPRESSION BRAKES IN THE CITY OF WHITEWATER, WISCONSIN,

**PROVIDING PENALTIES THEREFORE AND AUTHORIZING THE DIRECTOR
OF PUBLIC WORKS TO POST APPROPRIATE SIGNAGE**

The Common Council of the City of Whitewater, Walworth and Jefferson Counties,
Wisconsin, do ordain as follows:

SECTION 1. Whitewater Municipal Code Chapter 11.34 is hereby created to read as follows:

Chapter 11.34 - Use of Compression Brakes Prohibited (except in the event of an emergency)

11.34.010 Purpose. The City Council of the City of Whitewater, Wisconsin, finds that the use of motor vehicles brakes, which are activated or operated by the compression of the engine of a motor vehicle, disturbs and disrupts the public peace and quiet and, therefore, finds that it would be in the best interest of public health, safety and general welfare to prohibit the use of such brakes within the city limits of the City of Whitewater;

11.34.020 Use of compression brakes prohibited. No person shall use motor vehicle brakes within the city limits of the City of Whitewater which are in any way activated or operated by the compression of the engine of any such motor vehicle or any unit or part thereof.

11.34.030 Posting of signage. The Director of Public Works is authorized and directed to post appropriate signs consistent with the provisions of this ordinance.

11.34.040 Penalty for violations. Any person violating the provisions of this chapter shall, upon conviction thereof, be subject to a penalty of not less than \$75.00 nor more than \$125.00.

SECTION 2. This ordinance shall take effect the day after passage and publication as provided by law.

Ordinance introduced by Council Member Allen, who moved its adoption. Seconded by Council Member McCormick.

AYES: Singer, Binnie, Palmer, Allen, McCormick. NOES: None. ABSENT: Brown.

ADOPTED: July 19, 2019.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

FINAL READING OF ORDINANCE AMENDING SECTION 1.21.010 OF MUNICIPAL CODE, SCHEDULE OF DEPOSITS .

**FINAL READING OF AN ORDINANCE AMENDING SECTION 1.21.010
SCHEDULE OF DEPOSITS**

The Common Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, do ordain as follows:

SECTION 1. Whitewater Municipal Code Section 1.21.010 is hereby amended to include the following:

<u>Chapter or Section Number</u>	<u>Offense</u>	<u>Deposit and Costs</u>
11.34	Use of compression brakes in the city	\$100.00 plus statutory penalty assessment, jail assessment, court costs and crime lab assessment

SECTION 2: This ordinance shall take effect upon passage and publication as provided by law.

Ordinance introduced by Council Member Binnie, who moved its adoption.

Seconded by Council Member Palmer. AYES: Singer, Binnie, Palmer, Allen, McCormick. NOES: None. ABSENT: Brown. ADOPTED: July 19, 2019.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

It was then moved by Allen and seconded by McCormick to waive the second readings of both the Compression Brake ordinance and the fine ordinance. AYES: Singer, Binnie, Palmer, Allen, McCormick. NOES: None. ABSENT: Brown.

FIRST READING OF ORDINANCE AMENDING CHAPTER 16. An amendment to the Chapter 16 ordinance is necessary to correct a discrepancy between interest rates noted in the ordinance.

AN ORDINANCE AMENDING CHAPTER 16 OF THE MUNICIPAL CODE

The Common Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, do hereby ordain as follows:

SECTION 1. Whitewater Municipal Code Section 16.14.660 (2) is amended to read as follows:

The amount, when computed by the City, shall be charged to the user, its successors and assigns, and the statement sent to the user shall be paid within thirty (30) days after the date of sending. Any amount remaining unpaid after due date shall draw interest at the rate of 10% per year until paid.

SECTION 2. Whitewater Municipal Code Section 16.14.660 (2) is amended to read as follows:

In addition to all penalties and costs attributable and chargeable to recording notices of the lien or filing a civil action, the owner or user of the real estate being served by the treatment works shall be liable for interest upon all unpaid balances at the rate of 10% per year.

SECTION 3: This ordinance shall take effect upon passage and publication as provided by law.

Ordinance introduced by Councilmember Binnie, who moved its adoption. Seconded by Councilmember Palmer. AYES: Palmer, McCormick, Singer, Allen, Binnie. NOES: None. ABSENT: Brown. FIRST READING APPROVED: July 19, 2019.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

“CLASS B” BEER AND LIQUOR LICENSE FOR LAS CHICAS MEXICAN RESTAURANT, 1170 W. MAIN ST.

Karla Villarreal has entered into an agreement with the current owner of Karina’s Restaurant to purchase the restaurant business. Karla has been before the Plan Commission and been approved for her conditional use permit. Alcohol Licensing Committee Chairperson McCormick indicated that her Committee had met, and has recommended approval of the license. (contingent upon Karina’s surrendering their existing license). It was moved by Palmer and seconded by Allen to approve the issuance of a “Class B” (beer and liquor) license to Karla Villarreal as Agent of Las Chicas Mexican Restaurant. AYES: Palmer, McCormick, Singer, Allen, Binnie. NOES: None. ABSENT: Brown.

CLASS “B” BEER LICENSE FOR WHITEWATER CINEMAS, 151 S. PEARSON COURT.

It was moved by McCormick and seconded by Allen to approve the issuance of a Class “B” Beer license to Whitewater Cinemas, LLC, Jacob Gildenmeister, Agent, to allow beer sales at the theater. Alcohol Licensing Committee and Plan Commission have recommended approval. AYES: Singer, Palmer, McCormick, Allen, Binnie. NOES: None. ABSENT: Brown.

STRAND ASSOCIATES CONTRACT FOR SMOKE TESTING. Per Council instruction, DPW Director Marquardt obtained additional proposals. Those proposals were obtained from: Visu-Sewer in the amount of \$118,260 and one from Northern Pipe in the amount \$79,560.00. Strand Associates' bid, which was previously submitted, was \$67,500.00 . It was moved by Palmer and seconded by McCormick to approve a contract with Strand Associates for a sum not to exceed \$67,500, for smoke testing services in the City. AYES: Singer, Binnie, Allen, McCormick, Palmer. NOES: None. ABSENT: Brown.

REQUESTS FOR FUTURE AGENDA ITEMS AND POLCO QUESTIONS. None

ADJOURNMENT: It was moved by Allen and seconded by McCormick to adjourn the meeting. Motion carried by unanimous voice vote. Meeting adjourned at 7:30 p.m.

Respectfully submitted,

Michele R. Smith, Clerk