

The COMMON COUNCIL of the City of Tomah met in REGULAR SESSION, September 11, 2018 at 6:00 p.m. with Mayor Mike Murray presiding in the Municipal Building, 819 Superior Ave., Tomah WI.

Following the Pledge of Allegiance, roll call was taken with Mike Murray, Travis Scholze, Lamont Kiefer, Wayne Kling, Larry Siekert, Mary Ann Komiskey, Richard Yarrington, Shawn Zabinski and Jeff Cram present. Absent: None. Quorum present. Also in attendance: City Atty. Penny Precour, City Administrator Roger Gorius, and City Clerk JoAnn Cram. Gregg Hagen videotaped the meeting.

Motion by Scholze, second by Cram to adjourn to closed session pursuant to State Statute 19.85(1)(c) and (e) to Confer with Legal Counsel with Respect to Information Regarding Union Negotiations, Personnel Issues, and Negotiating the Purchase of Public Property. Motion passed without negative vote. Meeting reconvened to open session at 7:30 p.m.

**Anyone Desiring to Appear Before the City Council.** Judy Johnson Faulkner, 20986 Bloomington Avenue, Warrens, WI addressed the Council regarding the availability of a regular liquor license for Vino Anjo. The City is attempting to create some consistency. Ms. Johnson Faulkner is asking that the City reconsider the issuance of the Class B Combination Liquor and Beer license that was previously attached to District 5.

**Mayor:** Mayor Murray advised he attended several fundraising efforts in the City over the past week. Mayor Murray also read a Proclamation declaring September Chamber of Commerce month for the City of Tomah.

**City Administrator Report.** Admin. Gorius provided a written report regarding current and ongoing activities. 1. **August Rain Event.** Admin. Gorius provided information regarding the recent extensive rain event that occurred in the City and surrounding area. 2. **Business After 5.** City Admin. Gorius attended the event at Ft. McCoy. 3. **Vino Fest.** City Admin. Gorius advised he assisted with the Vino Fest. 4. **Chief Exec. Seminar League of Municipalities.** Administrator Gorius attended the seminar and advised it provided a great networking platform.

**Scheduling of October Budget Workshop:** Options include October 13<sup>th</sup> and 20<sup>th</sup> depending on availability. The meeting was scheduled for October 20<sup>th</sup> at 8 a.m.

**City Clerk.** City Clerk Cram provided an update regarding the General Election and the absentee voting process. Ms. Cram also advised the Council and citizens of the upcoming referendum on the ballot regarding the Dark Store/Walgreens question that will be on the November ballot.

**Election Tally for the August 14, 2018 Fall Partisan Primary Election.** Total votes cast at the 8/14/18 Election were 1,359 which is 34% of eligible registered voters. 143 Absentee ballots were cast and 86 voters registered on Election Day. The 34% voter turnout compares to 19% in 2016 and 24% in 2014.

Motion by Scholze, second by Kling to accept the Election Tally Report for the August 14, 2018 Fall Partisan Primary Election as presented. Motion passed without negative vote.

**Library Monthly Report.** Library Director Irma Keller advised that the summer reading program was very successful and provided statistics relating to summer events.

**Convention & Visitors Bureau/Chamber of Commerce.** Ex. Director Tina Thompson provided an update regarding the Music on Milwaukee event. It is hoped that this can become an annual event. Professional Development Day will be held for \$25. They are also working on a Work Force Development Day. The Kite Fest event is also being planned. Vino Fest was a positive event that was, however, affected by the weather event that occurred. The CVB/Chamber is down 2 staff members. The 2019 Budget draft has been submitted.

**Tomah Public Housing & Community Development Block Grant Monthly Report.** Ex. Director Muehlenkamp provided a written update of department activities. A Lakeside apartment is in the process of being rehabilitated. The Housing programs are self-funded and do not affect the tax base. The Department is expanding the part time position to full time in 2019. The Housing Authority is looking for landlords to work with them regarding the Veteran's Supportive Housing Program. The CDBG Program – the Building Trades Class will start working pretty much full time starting this week on the housing project on Arthur Street. They will be working on the soffit and fascia. It is hoped that drywall can be started in early October. The electrical, heating and plumbing work should be inspected over the next few weeks. Overall, the project is on schedule and completion is anticipated for early next spring.

**Senior & Disabled Services Report.** Pam Buchda, Sr. & Disabled Services Coordinator provided a monthly calendar and summary of events. Coordinator Buchda provided various handouts including a brochure that was developed regarding Sr. Center programs, the Community Halloween Festivities, information on the November Craft and Arts Fair, and the monthly newsletter. Ms. Buchda also presented a monthly report on various activities at the center. Coordinator Buchda is recruiting a part time assistant to work 16 hours per week. Applications are being accepted. A new group is starting and they will be doing Chair Yoga. Framing volunteers are requested. Also needed is a facilitator for a craft group. There has also been interest in a wood carver group. Flu immunizations are scheduled for October 16<sup>th</sup> provided by the Monroe County Health Dept. The Sr. & Disabled Services Board will be meeting Monday, September 24<sup>th</sup> at the Sr. Center.

**Planning/Building Inspection Report.** A written report was provided by Shane Rolff.

**Appointments: Appointment of Frank DiBenedetto to the Historic Preservation Committee.** Motion by Kiefer, second by Cram to accept the recommendation and appoint Frank DiBenedetto to the Historic Preservation Commission to fulfill the remaining 3 year term of Kathy Pulham with the term expiring in April of 2019. Motion passed without negative vote.

**Consent Agenda Items.**

Motion by Zabinski, second by Komiskey to approve the following Consent Agenda items. Motion passed without negative vote.

- A. **Minutes** of the August 13, 2018 Regular Council Meeting as presented.
- B. **Minutes** of the August 23, 2018 Special Council Meeting as presented.
- C. **Treasurers Cash and Investment Reports** for August.
- D. **Bartender Licenses** for Nicholas A. Barker, Joshua J. Ebert, Jessica L. Parks, and Roberta C. Thompson Zellmer.
- E. **Special Beer Permit** for the Tomah Fire Department Effective Nov. 3, 2018 for Hunter's Night Out at Recreation Park, Both Halls – Recreation Building
- F. **Special Beer Permit** for Tomah Youth Hockey for a 3 on 3 Youth Hockey Tournament in the Multi-Purpose Building, Recreation Park at 1625 Butts Ave. from Oct. 12-14, 2018

**Update on Carlson Dettman Wage Study.** Mr. Glynn will not be available until the October 9<sup>th</sup> meeting. Council members were asked if there were any questions after review of the material provided in August. Additional information will be forthcoming in October for the regular Council meeting and the Budget Workshop. No action taken at this time.

**Discussion of Revised Ambulance Building Plans from Keller & Associates.** At a previous meeting, the Council requested that Keller & Associates provide plans that would downsize the project from an estimated \$2.9 million to \$2.3 million. Revised plans were presented. A question arose as 13,000 square feet has been reduced to 10,000 square feet, however, the costs per foot have increased substantially. It was noted that all the mechanical, plumbing, bathrooms, etc. costs remain quite fixed despite the lower square footage. No action taken – information only at this time.

**Discussion/Policy Regarding Determination of Reasonable Amount of Time to Hold a Liquor License with a Location When Licensed Establishments Go Out of Business or Availability of the License.** Lengthy discussion was held at the Committee of the Whole meeting. Based on the motion from the Committee of the Whole, City Clerk Cram drafted the following policy language: If the Class B Liquor/Beer combination license is not renewed, or if a business ceases operation for a period of more than 90 days (See Chapter 4, Section 4-160 of the Municipal Code) and the closure/abandonment process is done pursuant to the City's Municipal Code, the City will allow the property owner up to one year to find a new tenant/buyer for that location/license or, if selling, to complete the sale/lease of the property. If there is a case of foreclosure or receivership regarding the premise, the one year time period would start when the court action has been completed. If the property owner voluntarily surrenders the license to the City at any time during this process, these time periods would not apply.

Motion by Yarrington, second by Scholze to adopt the following policy: If the Class B Liquor/Beer combination license is not renewed, or if a business ceases operation for a period of more than 90 days (See Chapter 4, Section 4-160 of the Municipal Code) and the closure/abandonment process is done pursuant to the City's Municipal Code, the City will allow the property owner up to one year to find a new tenant/buyer for that location/license or, if selling, to complete the sale/lease of the property. If there is a case of foreclosure or receivership regarding the premise, the one year time period would start when the court action has been completed. If the property owner voluntarily surrenders the license to the City at any time during this process, these time periods would not apply. Motion does not pass with Ayes from Cram, Siekert and Scholze and Nays from Zabinski, Yarrington, Komiskey, Kiefer, and Kling.

**Resolution Authorizing an Application to the Board of Commissioners of Public Lands for a Loan of \$200,000 for Financing the Purchase of Two Public Works Vehicles and Levying a Direct Annual Tax to Pay the Annual Installments of Principal and Interest.** During the 2018 Budget process, Public Works was authorized to purchase 2 dump trucks. This financing is needed to pay for the purchase of the vehicles.

Motion by Cram, second by Kiefer to approve **Resolution No. 2018-09-11-29** Authorizing an Application to the Board of Commissioners of Public Lands for a Loan of \$200,000 for Financing the Purchase of Two Public Works Vehicles and Levying a Direct Annual Tax to Pay the Annual Installments of Principal and Interest. Motion passed without negative vote.

**RESOLUTION NO. 2018-09-11-29**

TO: BOARD OF COMMISSIONERS OF PUBLIC LANDS

We, the undersigned **Mayor** and clerk of the City of **Tomah**, in the County of **Monroe**, Wisconsin, in accordance with the provisions of Chapter 24 of the Wisconsin Statutes, do hereby make application for a loan of **Two Hundred Thousand And 00/100 Dollars (\$200,000.00)** from the Trust Funds of the State of Wisconsin for the purpose of **financing the purchase of municipal vehicles.**

The loan is to be continued for a term of **3** years from the 15th day of March preceding the date the loan is made. The loan is to be repaid in annual installments, as provided by law, with interest at the rate of **4.00** percent per annum.

We agree to the execution and signing of such certificates of indebtedness as the Board may prepare and submit, all in accordance with Chapter 24, Wisconsin Statutes.

The application is based upon compliance on the part of the City with the provisions and regulations of the statutes above referred to, as set forth by the following statements which we do hereby certify to be correct and true.

The meeting of the common council of the City of **Tomah**, in the County of **Monroe**, Wisconsin, which approved and authorized this application for a loan was a regularly called meeting held on the **11th** day of September, 2018.

At the aforesaid meeting a resolution was passed by a majority vote of the members of the common council approving and authorizing an application to the Board of Commissioners of Public Lands, State of Wisconsin for a loan of **Two Hundred Thousand And 00/100 Dollars (\$200,000.00)** from the Trust Funds of the State of Wisconsin to the City of Tomah in the County of Monroe, Wisconsin, for the purpose of financing the purchase of municipal vehicles. That at the same time and place, the common council of the City of Tomah by a majority vote of the members, adopted a resolution levying upon all the taxable property in the city, a direct annual tax sufficient in amount to pay the annual installments of principal and interest, as they fall due, all in accordance with Article XI, Sec. 3 of the Constitution and Sec. 24.66(5), Wisconsin Statutes.

A copy of the aforesaid resolutions, certified to by the city clerk, as adopted at the meeting, and as recorded in the minutes of the meeting, accompanies this application.

A statement of the equalized valuation of all the taxable property within the City of **Tomah**, certified to by the **Mayor** and clerk, accompanies this application.

Given under our hands in the City of **Tomah** in the County of **Monroe**, Wisconsin, this **11th** day of September, 2018.

Mayor Michael Murray

ATTEST:

City Clerk JoAnn Cram

**Award 2018 Street Improvements - Goose Avenue, May Street & Berry Avenue Projects.**

The Goose Avenue project is the new entrance to the Hospital coming off of Highway 16. Bids were also accepted for May Street and Berry Avenue. It is requested that May Street be taken out of the equation until 2019 resulting in a deduction from the total bid. It is not a common practice to eliminate one line item from a bid.

Motion by Cram, second by Kiefer to award the 2018 Street Improvement Project to Gerke Excavating for the base bid and supplemental bids for a total of \$532,571.69 and that a deductive change order for May Street be pursued to meet the available budgets. This would result in a total construction cost of \$411,001.19 with a breakdown of \$332,450.85 for Goose Avenue and \$76,903.50 for Berry Avenue. Motion passed without negative vote.

**Ordinance Annexing Land from the Town of LaGrange to the City of Tomah.**

The City of Tomah received a petition for direct annexation by unanimous approval from Badger Five Developments LLC for seven parcels (#'s: 020-00990-0000, 020-00990-0015, 020-00990-0016, 020-00990-017, 020-00990-0020, 020-00990-0021 and 020-00994-0000) for land in the Town of LaGrange near the vicinity of Eggleston Street/Flare Avenue. The petition has been reviewed by the City of Tomah Planning Commission and the Planning Commission has made recommendations for temporary zoning of the territory included in the petition. The petition has also been reviewed by the Department of Administration, Municipal Boundary Review Division so as to ensure the resulting boundaries are rational and compact.

Motion by Scholze, second by Kiefer to waive the first verbatim reading of the ordinance annexing land from the Town of LaGrange to the City of Tomah (Badger Five Developments LLC Property). Motion passed without negative vote.

Motion by Scholze, second by Cram to waive the second verbatim reading of the ordinance annexing land from the Town of LaGrange to the City of Tomah (Badger Five Developments LLC Property). Motion passed without negative vote.

Motion by Scholze, second by Kiefer to adopt **Ordinance No. 2018-09-09-D** annexing land from the Town of LaGrange to the City of Tomah (Badger Five Developments LLC Property). Motion passed with one negative vote (Yarrington).

**ORDINANCE NO. 2018-09-09-D**  
**AN ORDINANCE ANNEXING LAND**  
**FROM THE TOWN OF LAGRANGE TO THE CITY OF TOMAH**  
**(Badger Five Developments LLC Property)**

**WHEREAS**, the City of Tomah received a petition for direct annexation by unanimous approval from Badger Five Developments LLC for seven parcels (#'s: 020-00990-0000, 020-00990-0015, 020-00990-0016, 020-00990-017, 020-00990-0020, 020-00990-0021 and 020-00994-0000) for land in the Town of LaGrange near the vicinity of Eggleson Street/Flare Avenue (herein Petitioners) dated May 9, 2018; and,

**WHEREAS**, the petition has been reviewed by the City of Tomah Planning Commission at its meeting on August 30, 2018, and the Planning Commission has made recommendations for temporarily zoning of the territory included in the petition; and

**WHEREAS**, the petition has also been reviewed by the Department of Administration, Municipal Boundary Review Division so as to ensure the resulting boundaries are rational and compact, and

**WHEREAS**, the annexation petition appears to meet the requirements of §66.0217, Wisconsin Statutes; and,

**WHEREAS**, the City Council has determined that it is in the best interest of the City of Tomah to annex the territory described in the annexation petition.

**NOW THEREFORE**, the City Council of the City of Tomah hereby enacts the following ordinance:

**SECTION ONE: Territory Annexed.**

The City Clerk received a petition for direct annexation on or about the 14<sup>th</sup> day of May, 2018, signed by all of the owners of the real property in the territory. That the territory described in the annexation petition which is attached to this ordinance as Exhibit A and incorporated as if fully set forth herein is hereby annexed to the City of Tomah in accordance with sec. 66.0217(2) of Wisconsin Statutes.

**SECTION TWO: Temporary Zoning.**

Upon recommendation of the City of Tomah Planning Commission, the territory annexed to the City of Tomah by this ordinance is temporarily zoned as A-1 Agricultural District, pursuant to sec. 66.0217(8)(a) of the Wisconsin Statutes and Sec. 52-32(3) of the City of Tomah Zoning Ordinance. The Planning Commission is directed to prepare an amendment to the City of Tomah Zoning Ordinance, pursuant to Article IX of the Zoning Ordinance, setting forth permanent classifications and regulations for the zoning of the annexed area and to submit its recommendations to the City Council within one year of adoption of this ordinance.

**SECTION THREE: Designations.**

The population at the time of annexation to the City of Tomah was zero (0) population and remains at zero (0). Said property shall be established as Ward 24 and shall be included as part of Aldermanic District 1. Said property shall be part of County Supervisory District #10, Assembly District #70, Senate District #24, and Congressional District #7.

**SECTION FOUR: Payment to Town as required by Statute.**

The City agrees to pay annually to the Town of Tomah, for 5 years, an amount equal to the amount of property taxes that the town levied on the annexed territory, as shown by the 2018 tax roll under §70.65, Stats., pursuant to §66.0217(14)(a)1., Stats.

**SECTION FIVE: Severability.**

Several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinance whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

**SECTION SIX: Effective Date.**

This ordinance is effective upon enactment pursuant to §66.0217(8)(c), Stats.

Dated this 11th day of September, 2018.

**CITY OF TOMAH**

Michael Murray, Mayor

ATTEST: JoAnn Cram, Clerk

8. Ayes 0 Nays

READ: September 11, 2018

PASSED:

September 11, 2018

PUBLISHED: September 20, 2018

**Update the Title VI Plan for the City of Tomah.** The Committee of the Whole tabled this issue until the October meetings.

**Resolution Authorizing Payment of Monthly Bills.**

Motion by Komiskey, second by Scholze to approve **Resolution No. 2018-09-11-30** Authorizing Payment of the Monthly Bills in the amount of \$2,619,126.57 as presented. Motion passed without negative vote.

**RESOLUTION NO. 2018-09-11-30**  
**AUTHORIZING PAYMENT OF MONTHLY BILLS**

BE IT RESOLVED by the Common Council of the City of Tomah that the Committee of the Whole has reviewed the monthly bills and recommends the City Council approve said bills as follows:

1.	Pre-Paid Checks	\$1,962,945.19	Check #'s	122958-123017 & 123084-123169
2.	Payroll	\$ 531,266.16	Direct Deposit #'s	54631-55066
3.	Wire Transfers	\$ 50,995.35		
4.	Invoices	<u>\$ 73,919.87</u>	Check #'s	123217-123272
		\$2,619,126.57		

Mike Murray, Mayor

ATTEST: JoAnn M. Cram, City Clerk

**Ordinance Deleting Section 28-54 of Chapter 28 Regarding Hosting Events or Gatherings of Underage Persons with Alcohol Present Prohibited in the Municipal Code (2nd Reading & Adoption).** Chief Nicholson advised that the state has created state statutes to enforce what was referred to as social hosting offenses. The City already adopts the violations and penalties.

Motion by Komiskey, second by Kiefer to waive the second verbatim reading of the ordinance deleting Section 28-54 of Chapter 28 Regarding Hosting Events or Gatherings of Underage Persons with Alcohol Present Prohibited in the Municipal Code. Motion passed without negative vote.

Motion by Komiskey, second by Cram to adopt **Ordinance No. 2018-09-10-D** Deleting Section 28-54 of Chapter 28 Regarding Hosting Events or Gatherings of Underage Persons with Alcohol Present Prohibited in the Municipal Code. Motion passed without negative vote.

**ORDINANCE NO. 2018-09-10-D**

**Ordinance Deleting Chapter 28, Section 28-54 "Hosting Events or Gatherings of Underage Persons with Alcohol Present Prohibited" in the Municipal Code of the City of Tomah**

The Common Council of the City of Tomah do ordain as follows:

**SECTION ONE:** Chapter 28, Section 28-54 Hosting Events or Gatherings of Underage Persons with Alcohol Present Prohibited is hereby deleted as follows:

~~**Sec. 28-54. – Hosting events or gatherings of underage persons with alcohol present prohibited.**~~

~~*Definitions.* For this section, the following definitions shall apply:~~

~~*Alcohol.* "Alcohol" means ethyl alcohol, hydrated oxide of ethyl, or spirits of wine, whiskey, rum, brandy, gin or any other distilled spirits including dilutions and mixtures thereof from whatever source or by whatever process produced.~~

~~*Alcoholic beverage or product.* "Alcoholic beverage or product" means alcohol, spirits, liquor, wine, beer and every liquid or solid containing alcohol, spirits, wine or beer, and which contains one half of one percent or more of alcohol by volume and which is fit for beverage or consumption purposes either alone or when diluted, mixed or combined with other substances.~~

~~*Event or gathering.* "Event" or "gathering" means any group of three or more persons who have assembled or gathered together for a social occasion or other activity.~~

~~*Host or allow.* "Host" or "allow" means to aid, conduct, entertain, organize, supervise, control or permit a gathering or event.~~

~~*In control.* The power to direct, manage, oversee and/or restrict the affairs, business, or assets of a person or entity.~~

~~*Parent.* "Parent" means any person having legal custody of an underage person:~~

~~As a natural, adoptive parent or step-parent;~~

~~As a legal guardian; or~~

~~As a person to whom legal custody has been given by order of the court.~~

~~*Present.* Being at hand or in attendance.~~

~~*Residence, premises or public or private property.* "Residence," "premises," or "public or private property" means any home, yard, farm, field, land, apartment, condominium, hotel or motel room, or other dwelling unit, shed, trailer, or garage; or a hall or meeting room, park or any other place of assembly, whether occupied on a temporary or permanent basis, whether occupied as a dwelling or specifically for a party or other social function, and whether owned, leased, rented, or used with or without permission or compensation.~~

~~*Underage person.* "Underage person" is any individual who has not attained the legal drinking age as determined in § 125.02(8m), Wis. Stats.~~

(b)

~~*Prohibited acts.* It is unlawful for any person(s) to host or allow an event or gathering at any residence, premises or on any other private or public property where alcohol or alcoholic beverages or product are present when the person knows that an underage person may, or does, consume any alcohol or alcoholic beverage or product; or possess any alcohol or alcoholic beverage or product with the intent to consume it; and the person fails to take reasonable steps to prevent possession or consumption by the underage person(s).~~

~~In addition, a person violates this Ordinance if the person intentionally aids, advises, hires, counsels or conspires with or otherwise procures another to commit any prohibited act.~~

(2)

~~A person who hosts an event or gathering does not have to be present at the event or gathering to be responsible.~~

(c)

~~*Exceptions.*~~

(1)

~~This section does not apply to conduct solely between an underage person and his/her parents while the parent is present and in control of the underage person.~~

(2)

~~This section does not apply to legally protected religious observances.~~

(3)

~~This chapter does not apply to situations where underage persons are lawfully in possession of alcohol or alcoholic beverages during the course and scope of employment.~~

(d)

~~*Penalties.* A person who violates any provision of this section is subject to a forfeiture of not less than \$500.00 nor more than \$5,000.00, together with the costs of prosecution.~~

(e)

~~*Severability.* If any section, sentence, clause, or phrase of this section is for any reason held to be invalid or unconstitutional by a decision of any court, such decision shall not affect the validity of the remaining portions of this section.~~

~~{Ord. No. 2014-06-07 D, § 1, 6-10-2014}~~

**Secs. 28-55— 28-54 - 28-79. - Reserved.**

**SECTION TWO:** All ordinances in conflict with the foregoing are hereby repealed.

**SECTION THREE:** This ordinance should take effect upon passage and publication.

Michael Murray, Mayor

**ATTEST:**

JoAnn Cram, City Clerk

Read: 8/13/2018 & 9/11/2018

Passed: 9/11/2018

Published:

9/20/2018

**Rehabilitation SR 18-4.** SR 18-4 income qualifies for a Deferred Payment Loan in the amount of \$21,700 for 515 Pearl Street. Home rehab work items include siding, step replacement, electrical, bathroom and kitchen repairs, flooring, and roof/overhang for basement entrance.

Motion by Yarrington, second by Scholze to approve Rehabilitation SR18-4, a deferred payment loan in the amount of \$21,700 for the homeowner of 515 Pearl Street for home rehab work as identified in the report. Motion passed without negative vote.

**Rehabilitation SR 18-5.** SR18-5 income qualifies for a Deferred Payment Loan in the amount of \$37,200 for 812 King Avenue. Home rehab work items include roof repair, vinyl siding, 2 entrance doors, patio door and windows, front entrance ramp/steps, furnace, gutters, and flooring.

Motion by Cram, second by Yarrington to approve Rehabilitation SR18-5, a deferred payment loan in the amount of \$37,200 for the homeowner of 812 King Avenue for rehab home rehab work as identified in the report. Motion passed without negative vote.

**Home Down Payment SRHDP 18-6.** Homeowners are requesting a maximum of \$3,000 to cover re-financing closing costs with loan terms of 5 years at 4%. The City of Tomah CDBG currently holds the 1<sup>st</sup> mortgage at 318 W Council Street which matured 7/31/18. Monthly payments continue to be received.

Motion by Scholze, second by Cram to approve Home Down Payment SRHDP 18-6 for a maximum amount of \$3,000 to cover refinancing closing costs with loan terms of 5 years at 4% for 318 W. Council Street as recommended by the Community Development Block Grant Commission. Motion passed without negative vote.

**Adjourn**

Motion by Scholze, second by Cram to adjourn to Closed Session Pursuant to pursuant to State Statute 19.85(1)(c) and (e) to Confer with Legal Counsel with Respect to Information Regarding Union Negotiations, Personnel Issues, and Negotiating the Purchase of Public Property. Motion carried without negative vote. Meeting adjourned to Closed Session at 8:40 p.m.

Approved:

Michael Murray, Mayor

ATTEST:

JoAnn M. Cram, City Clerk  
Minutes to be approved October 9, 2018