

**MINUTES OF REGULAR SESSION
HIGHLAND CITY COUNCIL
MONDAY, OCTOBER 5, 2009**

Mayor Michaelis called the Regular Session to order at 7:00pm. Councilmembers present were Rickher, Bardill, Bellm and Zobrist. Others in attendance were City Manager Mark Latham, City Attorney Harold Belsheim, Directors Gillespie, Rusteberg and Schoeck, Police Chief Terry, Supervisors Stram and Limestall, Kelly Korte, Treasurer Foehner, Deputy City Clerk Hediger, City Clerk Bellm; Mark Korte, Howard Held, and Andrew Abendroth, of Scheffel P.C., LLC; 8 citizens, and 1 member of the news media.

MINUTES

Councilwoman Bellm made a motion to approve the minutes of the September 21, 2009 Regular Session as attached; seconded by Councilman Bardill. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried.

PUBLIC HEARING

Mayor Michaelis opened the public hearing to receive comments regarding the adoption of the proposed Highland Business District Development and Redevelopment Plan for Highland Business District #1. With no one in attendance coming forward to speak, the hearing was closed.

PUBLIC FORUM

Citizens' Requests and Comments:

Highland Jaycees – Halloween Dance Request – Kristen Schmidt, Highland Jaycees Chairman of the Board, requested permission on behalf of the Highland Jaycees, to hold a Halloween Dance at the Weinheimer Building on Friday, October 23, 2009, 7–9pm, for youths in Grades 4-6. We are in the process of getting the insurance paperwork to the city. Councilman Bardill made a motion to approve the request of the Highland Jaycees to use the Weinheimer Building on Friday, October 23, 2009, 7-9pm, for the Halloween Dance as requested; seconded by Councilwoman Bellm. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried.

Highland Knights of Columbus – District Soccer Challenge – Glik Park Use Request – Councilwoman Bellm made a motion to approve the request of the Highland Knights of Columbus to hold the Knights of Columbus District Soccer Challenge at Glik Park on Tuesday, October 13, 2009, 5–7pm, as attached; seconded by Councilman Bardill. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried.

Special Olympics IL SW/Area 12 – District Bocce Tournament – Glik Park Use Request – David Crouthers, Area Director for SW Illinois Special Olympics, requested use of Glik Park for the

Special Olympics' annual District Bocce Tournament on April 17, 2010, 8am – 3pm. Councilman Bardill made a motion to approve the request of Southwestern Illinois Area 12 Special Olympics to use Glik Park on April 17, 2010, 8am – 3pm, to hold their District Bocce Tournament as requested; seconded by Councilwoman Bellm. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried.

Highland News Leader – Trick-or-Treat Trail Request – Justin Gibson, Highland News Leader Reporter, noted the email sent to the city explains the request in detail. The Trick-or-Treat Trail will be held the same as in years past. Last year, 35 businesses and over 300 children participated. Councilman Bardill made a motion to approve the request of the Highland News Leader to hold the Trick-or-Treat Trail on Friday, October 23, 2009, 2:00–6:00pm, with a rain date of Saturday, October 24, 2009, 10:00am – 12:00pm as requested; seconded by Councilwoman Bellm. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried.

Highland Chamber of Commerce – Lighted Christmas Parade Request – Councilwoman Bellm made a motion to approve the request of the Highland Chamber of Commerce to hold the 2009 Lighted Christmas Parade on Friday, November 23, 2009 at 6:30pm as requested; seconded by Councilman Bardill. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried.

Requests of Council:

Councilman Rickher inquired why Basler Electric is not inside Business District #1. Supervisor Limestall responded they are zoned Industrial. Councilman Rickher summarized, because they are zoned Industrial they are excluded from Business District #1. Mike Weber, with PGAV, explained there are some industrial-zoned properties within Business District #1. However, of those, a lot of those have sales tax generating potential. Basler Electric did not.

Councilwoman Bellm asked for an update on her request to review the closing time for taverns at the change of daylight savings. Chief Bell stated he would check on it tomorrow and get an email to the council. Councilwoman Bellm requested that something be sent to the tavern owners so they understand.

Councilwoman Bellm noted that some of the curbing is being replaced along Broadway, as part of the state's resurfacing project of Illinois Route 160/Broadway. She questioned how much control we have over the quality of the work done. Some of the curbing along Broadway looks like pretty crappy work. In a couple of places, it looks like there are low areas where water is going to puddle near crosswalks and there appears to be cracks in some of the newly poured curbs. Director Gillespie responded we can bring it to the attention of the state inspectors. Keep in mind that when they mill, they will mill off the area next to the curb. If there is a "bird bath" in those areas, it may be filled in with the resurfacing. Councilwoman Bellm stated where I seen it is at the top of the curb and the ramp up onto the sidewalk. My concern is that it has been twenty-some years and that it will be another twenty-some years before they come back again. Director Gillespie asked Councilwoman Bellm to send him the locations and he would look into it.

Staff Reports:

Scheffel & Co. - Combined Annual Financial Report – Mark Korte, principle with Scheffel & Company's Highland office, introduced the audit team in attendance: Howard Held, manager of the Highland Office, and Andy Abendroth, CPA. Mr. Korte reported, once again, we are here to give our unqualified opinion of the city's financial statements, which is the highest opinion possible. So, the city is to be congratulated for achieving that again. The financial report is divided into various sections. It starts off with the Table of Contents, then our opinion, and followed by Management's Discussion and Analysis, which is compiled by the city's finance department, providing summary financial data. Following this are the basic financial statements and then notes of the financial statements. The financial report is provided in accordance with GASBY 34 reporting standards, which tries to relay the statements in more of a format used by private sector companies. Exhibit 1 is

Statement of Net Assets, similar to a Balance Sheet, listing assets and liabilities. Exhibit 2 is Statement of Activities, similar to an Income Statement, showing revenue and expenses of the city government. Accrual basis of accounting is used, which reports revenue as it is earned and expenses as they are incurred. It also presents capital assets and the accumulated depreciation on those assets in each fund. Exhibit 1 reports the assets and liabilities for each of the city's funds, with the exception of the police pension fund, because the city only acts as a fiduciary agent for the benefit of that fund. More information about the police pension fund may be found in Tables 10-11.

Looking at Exhibit 1, keep in mind business-type activities, including electric, water, sewer, and solid waste funds are to intended to be self-sufficient and operated on revenues derived from the user fees of these activities. Looking at the assets and liabilities of the city as a whole (Page 15), the total assets for 2009 were \$87,852,995, in comparison to \$88,366,768 in 2008. This results in a decrease of ~\$513,000 assets from last year. Keep in mind, total liabilities in 2009 are \$25,106,731, in comparison to \$27,983,760 at the end of fiscal year 2008, resulting in a decrease of ~\$2.8M. Overall, net equity has increased by ~\$2.3M. \$32,766,504 represents the city's equity in fixed assets (investment in capital assets less the related debt on those assets).

Exhibit 2 reports, in the first column, the expenses and revenues of the various governmental activities. It also reports net operating expenses and operating revenues for business-type activities. Revenue from taxes and miscellaneous non-operating revenue (i.e. interest income) are reported at the bottom of Exhibit 2. As of April 20, 2009, the governmental activities had an increase in net assets of ~\$1.8M. The business-type activities (electric, water, sewer, and solid waste) showed a total net increase of \$499,000. In total, the city recognized an increase in net assets of \$2.3M in the last fiscal year. Exhibits 7-9 provide additional details on the business-type activities, which provide crucial information for management decisions. Mr. Korte pointed out that both water and sewer funds reported losses in the last fiscal year. The water fund had a loss of \$40,680 and the sewer fund had a loss of \$21,528. The electric fund and solid waste both had positive net income, \$551,565 and \$9,876, respectively. The primary reason for the losses in the water and sewer funds appear to be a reduction in the amount of water gallons sold and sewer water gallons treated. The sewer fund had a rate increase in the later part of the fiscal year. While the electric fund had a net income of \$551,565 at the end of this year, in 2008 it had a reported net income of \$1.1M. The net income on the electric fund is about 50% less than it was the previous year. One thing of the things attributed to that is the cooler weather we had last summer, resulting in less demand (kilowatts sold) while fixed costs remained.

The final tab of the report is the statistical section. This provides a lot of information based up a comparison of the past ten years, including city revenues, expenses, assessed evaluation, construction permits issued, etc. Table 1 (Page 60) demonstrates positive growth in general revenue from property tax revenues. Every year for the past ten years, there has been a growth in property tax revenues. Sales tax, state income tax, and state personal property tax, have decreased for the first time in ten years. This is something we are seeing with all of our clients. Page 63 shows the property tax revenues for Highland at an all time high of \$188M, for a 5.77% increase over the prior year (\$178M). At the same time, the city had a 1.04% decrease in their tax rate from the prior year, making it the lowest rate in over ten years. This is possible due to property assessments remaining high, city growth, quality of services provided by the city, and quality schools. This was the fourth straight year the city was able to decrease the rate. Table 6 (Page 65) illustrates the increase in the city's assessed evaluation coupled with the decrease in continuing obligation of debt has resulted in the city's legal debt margin increasing to \$16.2M. This means that the maximum amount of debt (General Obligation Bonds) the city may take on is now \$16.2M. Mr. Korte stated, in short, the city is feeling the effects of the economic downturn, just as many communities have. However, it is still in a very strong position. Net equity did go up by \$2.3M in the face of a severe economic downturn.

Councilman Rickher inquired, on the assessed evaluation within the city, with the economy and home values decreasing, I would assume we will see some decreases in assessed evaluations. Is there a lag? Mr. Korte replied yes there is about a one-year lag. Councilman Rickher inquired how

much will it decrease over the next year or so. Mr. Korte stated it is hard to say. It may just not grow as much as it has in the past. Councilman Rickher expressed home values are going down, so I have to believe that assessed valuations will be affected. Director Rusteberg reported she spoke with the county assessor. They are anticipating ~5% decrease in assessed valuations. That usually takes about a year and a half to see at our level. We will be reflecting that information in the numbers we bring in the upcoming budget proposal.

NEW BUSINESS

Approve Combined Annual Financial Report – Councilwoman Bellm made a motion to approve the Combined Annual Financial Report for Fiscal Year Ending April 30, 2009 as attached; seconded by Councilman Bardill. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried.

Award Bid #PW-08-09 for Demolition of Structures at 1114 Main Street – Councilman Bardill made a motion to award Bid #PW-08-09 for demolition of structures at 1114 Main Street to Mettler Development in the amount of \$29,923 as attached; seconded by Councilwoman Bellm. Councilman Rickher stated I can't relate to if this is a good value or not, because there is no Scope of Work attached for review. The other thing is, because of the lack of response, I do not understand why we did not call other contractors up and get more numbers in. Ben Kunz, with Mettler Construction, stated he opposes another bid at this point, because the numbers we provided are out on the table for other contractors. Director Gillespie reported the scope of work covered under this includes demolishing and hauling off the majority of the structure, demolition of the basement, fill in of the basement, compacting the filled in areas, grade and seed. Councilman Rickher asked Director Gillespie how many people do you have work for you. Director Gillespie replied about twenty-two. Councilman Rickher inquired you have a secretary. Director Gillespie replied yes. Councilman Rickher asked could you not have had one of them pick up the phone and start calling contractors to get additional bids. Director Gillespie stated we did have several contractors call to request packets and that did pick up bid packets. However - for whatever reason - they did not turn in bids. Councilman Rickher stated we should have more people bid this. The company I work for did not know about this, when I asked them about it, this morning. Mr. Kunz pointed out the Notice of Municipal Letting was open to the public. Councilman Rickher stated my company was not aware of this bid. City Manager Latham stated we were surprised there were not more bids submitted. Public Works published and provided the bids as they normally do. This was a public bid and bids were opened at the published time. Mr. Kunz stated this issue should have been brought up prior to opening the one bid, if the city wanted to have more than one bid.

Councilwoman Bellm stated, in this particular case, once the “cat is out of the bag” and bid price is out, it is hard to put it out for bid again. I am not disagreeing that maybe we need to look at how we publish the notices. However, if packets were sent to people asking for bids and they chose not to bid then we have to go with what we have. Councilman Rickher expressed the numbers were out there on the cars that we purchased. Councilwoman Zobrist stated if you don't agree with the amount, then you just vote not to approve. Attorney Belsheim stated it is a good point that if only one bid was received, then it should be looked at as to why that occurred. In this instance, the bid is open and this man's number is on the street. The fact the city may have handled it differently once before, does not mean that it should be done again. The way the city acted was entirely appropriate, if in fact, there is not a policy to direct the director to seek additional bids when only one bid is presented prior to the opening. For tonight, the city has one bid submitted, it is reasonable, and this bidder is a proper bidder. He advised Councilman Rickher that when your company is in play – or not in this case - it would be a good idea for you not to vote on the issue. Roll Call Vote: Bardill, Bellm and Zobrist voted aye, none nay. Rickher abstained. Motion carried.

Approve Notice of Municipal Letting Bid #PR-09-09 for Silver Lake Shoreline Stabilization – Councilman Bardill made motion to approve the Notice of Municipal Letting Bid #PR-09-09 for Silver

Lake Shoreline Stabilization as attached; seconded by Councilwoman Bellm. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried.

Bill #09-119/RESOLUTION Requesting Road Closure for Lighted Christmas Parade – Councilwoman Bellm made a motion to approve Bill #08-83/Resolution #09-10-1821 requesting road closure from IDOT for IL Route 160/Broadway for the Lighted Christmas Parade to be held on Friday, November 23, 2009 from 6:30pm – 7:30pm as attached; seconded by Councilman Bardill. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried.

Bill #09-120/RESOLUTION Creating New Position Related to the Fiber to the Premises Project – Customer Service Representative / Administrative Assistant – Councilman Bardill made a motion to approve Bill #09-120/Resolution #09-10-1822 creating a new position related to the Fiber to the Premises project – Customer Service Representative/Administrative Assistant as attached; seconded by Councilwoman Bellm. Councilman Rickher stated I feel the fiber optic thing is being pushed way too fast. I really enjoyed the Business District Plan and I have read the full fiber optic business plan. When I compare these two reports... On Page 4 for of the business plan (for Fiber to the Premise) its states that the cost to provide infrastructure is a challenge. On Page 11-12 it talks about the actual cost of doing this – street, roadway, intersection construction and improvements, extension of water and sewer, and improvements to electrical system. If we are going to promote business development, how do we do all these things, build a fiber optic system, and promote business development. We recognize in the plan that businesses and residents are looking for cheaper energy. The thing that bothers me the most about this plan is there is no exit strategy in the business plan for the fiber optic. How do we recover if the fiber optic project fails? We have a fiber committee that has never been able to respond to the concerns of the council. The business plan was developed right before the economic downturn. We don't have an industrial park; we don't have the infrastructure to get the business here.

Councilman Rickher stated I also have a problem with the referendum. I feel like, yes, we told people their taxes were not going to go up. The voter turn out was not good. I feel it was not good, because voters did not see something big on the ticket. We did not tell them that this was going to be built on the back of Light & Power. The voter turn out we got was the special interest vote. I feel like we were not honest with the voters. The turn out would have been bigger if we had told them that the electric department was going to finance this, and their electric rates were going to have to go up to subsidize any losses incurred by this. I don't think we were honest with the public. We are decision makers here. Everybody that pays utility bills could be paying for this for the next twenty years. I just don't think now is the right time for this. We are seeing increases in people who cannot make their utilities payments. One out of every five homes has no income, because people are unemployed. We are doing this at the wrong time. This is like taking a car out of the junkyard, putting new tires on it to go to California, but it has no engine in it. We need to figure out what businesses we want, target those businesses, and create the jobs first.

Councilman Rickher continued: We thought we had \$7M coming from the government to get the engineering work for the interstate interchange going. Now, I hear today that \$29 billion bill has to be done. Even if we do see some funds, we will need to find the funding to actually build it. We need to focus on infrastructure. We need to get roads in or upgraded, industrial parks developed, and businesses here first. This is a risky, unproven venture. I am not going to do anything to increase rates. If electric rates are what we use to get businesses here, then why are we risking them to do this project? Businesses are using cheaper labor; we don't have interstate access; we don't have much business along the railroad tracks; and, we still need to build the peripheral route. This is not "Field of Dreams: Build it and they will come." I see it as a "field of fire", because we don't have an exit strategy. Businesses are not going to come here just for fiber optic. I am a citizen of Highland. I do not want to see Highland go bankrupt. What happens if revenues continue to go down? With revenues going down, we may have to look at layoffs. Why hire someone and then lay off in other areas? We are taking unnecessary risks. We should be giving people value with the services and infrastructure that they are paying taxes on.

Councilwoman Zobrist stated I take exception to that. I am as conservative as anyone up here. I do take the interest of the citizens to heart. I don't feel like we were dishonest with the citizens of Highland. The referendum was to get voters' input. I do have some questions about these positions. What is the general range of the salaries for these positions? I need more than "to be determined later". Also, these people need offices. Where are we going to put them all? Are additional vehicles required? What are the costs of those things associated with these positions beyond salary? It would seem more appropriate to address this at budget discussion. Councilman Rickher asked are these positions in the budget. City Manager Latham responded the City of Highland has a great opportunity to bring more business and jobs to Highland with this. Even if you only spent enough to get fiber to the electric meters and use it only to enhance your electrical system. Your reliability and cost is going to be reduced, based on the technology that fiber will provide to the electric meters. If you forget about video and phone, I can tell you that just the ability to sell power on a debit-type system to people who have trouble controlling their electric costs will enhance the service we provide. People know how much they can afford to spend. They will be able to prepay for electric; they can then watch what their usage is, how much they have remaining, and budget their usage accordingly. City Manager Latham stated we are not moving too fast on this. The vote was held last April. We are actually two months behind schedule because of the grants we applied for. The broadband grant fund, of \$8 million, is at the state level for allocation. We are the only municipality applying for those funds. The \$3 million we have marked for Smart Grid will enhance the electric department's ability to pin-point issues within the system. The idea is to have one contractor with a truck to bring two fiber lineman and one fiber splicer to handle the initial install, with a guarantee of fifteen years on the fiber line. The electric linemen have agreed to assist us. Phase 1 of the Fiber to the Premise project is to provide broadband to all business, industry, school, and hospital. That would require two linemen and a fiber splicer. The other positions would be filled after the first of the year. Councilwoman Zobrist inquired about salary ranges for these positions. City Manager Latham replied that is negotiated with IBEW on the salary for fiber lineman and splicer. The other positions will be handled through AAIM salary study. Councilwoman Zobrist expressed concern about availability of office space. Look at the costs we spent to remodel and re-locate Street and Alley. Councilwoman Bellm inquired would the salaries not be comparable to what we are paying for our present administrative assistants and linemen. City Manager Latham agreed.

Councilwoman Bellm stated I equate the Fiber to the Home (FTTH) to the railroad years ago. If we had not fought for the railroad to come through Highland we would not have the industry and business we have now. I equate it to Silver Lake in the 1950s: It was a gusty, controversial, and a costly move. However, I am convinced that FTTH puts us high on the list for businesses to come to Highland. I am looking for data centers, electronic, and information system jobs. I am convinced this shines the light on us, so that they take a closer look and then see the quality of life, schools, healthcare, and land available. There are risks associated with it; however, the business plan was written conservatively. I have similar concerns as you do; however, they are balanced by my conviction that this is the "railroad" or "Silver Lake" of today. Councilman Rickher stated we have to figure out the businesses we want and build that infrastructure. Councilwoman Bellm contended we have to show the businesses what we have to offer in terms of the fiber. We have land out there. Councilman Rickher asked what if it gets to be \$6M in the hole. How do we get out? Councilwoman Bellm responded that is why we are going at this in segments, so we don't get too far in. We still have time to find out if we are going to get these grants and additional funding. We are only advertising for these people. Mayor Michaelis reminded the council, what we are voting on tonight is the creation of the position, not the actually hiring. Roll Call Vote: Bardill and Bellm voted aye, Rickher and Zobrist voted nay. Mayor Michaelis voted aye. Motion carried.

Bill #09-121/RESOLUTION Creating New Position Related to the Fiber to the Premises Project – Information Systems Manager - Councilwoman Bellm made a motion to approve Bill #09-121/Resolution #09-10-1823 creating a new position related to the Fiber to the Premises project – Information Systems Manager as attached; seconded by Councilman Bardill. Roll Call Vote: Bardill and Bellm voted aye, Rickher and Zobrist voted nay. Mayor Michaelis voted aye. Motion carried.

Bill #09-122/RESOLUTION Creating New Position Related to the Fiber to the Premises Project – Fiber Lineman – Councilman Bardill made a motion to approve Bill #09-122/Resolution #09-10-1824 creating a new position related to the Fiber to the Premises project – Information Systems Manager as attached; seconded by Councilwoman Bellm. Councilwoman Zobrist noted it states these people would be on twenty-four hour standby on a one-week rotation per month. What about the other weeks? City Manager Latham explained they would be in rotation with the electric linemen. This is common IBEW language. The electric linemen are very willing to participate in the fiber project. Roll Call Vote: Bardill, Bellm and Zobrist voted aye, Rickher voted nay. Motion carried.

Bill #09-123/RESOLUTION Creating New Position Related to the Fiber to the Premises Project – Fiber Splicer / Installer - Councilwoman Bellm made a motion to approve Bill #09-123/Resolution #09-10-1825 creating a new position related to the Fiber to the Premises project – Fiber Splicer/Installer as attached; seconded by Councilman Bardill. Roll Call Vote: Bardill, Bellm and Zobrist voted aye, Rickher voted nay. Motion carried.

Bill #09-124/ORDINANCE Declaring Certain City-Owned Property as Surplus – Councilman Bardill made a motion to approve Bill #09-124/Ordinance #2382 declaring one high-efficiency furnace, one circuit breaker panel, and one dishwasher as surplus property and authorizing the donation of items to one or more low-income families through the Neighbors Helping Neighbors Program as attached; seconded by Councilwoman Bellm. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried.

Bill #09-125/ORDINANCE Renaming Falcon Drive East and Quail Drive East – Councilwoman Bellm made a motion to approve Bill #09-125/Ordinance #2383 renaming Falcon Drive East as “Falcon Drive” and Quail Drive East as “Quail Drive” as attached; seconded by Councilman Bardill. Councilwoman Zobrist asked if the people on Falcon Drive East and Quail Drive East are aware of this. Director Gillespie stated there is a process that has to be followed by Madison County 911 Coordinators. We will work through the city attorney to meet those requirements and provide notification. This is being done at the request of Madison County 911; it is not something the city initiated. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried.

Bill #09-126/ORDINANCE Amending the Municipal Code Regarding the Type of Pipe Used for Water Services – Attorney Belsheim reported Building and Code Supervisor Kevin Limestall pointed out to Attorney Long, today, that in accordance with city ordinances controlling this, we need to hold a public hearing on the changes prior to amending code. We need to look at moving through these processes in a more timely manner. Between Kevin’s staff and our staff, we will look at other changes that need to be made. In order to meet the amendments procedure, I would recommend that this be tabled until such time as hearings are held. Councilman Bardill made a motion to table Bill #09-126/Ordinance amending Section 78-469(e)(3) and Section 66-5-9.5(d)(6) of the Code of Ordinances for the City of Highland, Illinois as related to the type of pipe used for water as attached; seconded by Councilwoman Bellm. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried; item tabled.

REPORTS

Approve Warrants #783 & #784 – Councilman Bardill made a motion to approve Warrants #783 & #784 as attached; seconded by Councilwoman Bellm. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried.

Councilwoman Bellm made a motion to temporarily adjourn this Regular Session to enter into Executive Session under the Illinois Open Meetings Act, Section 2(c)(21) for discussion of executive session minutes, 2(c)(5) to discuss acquisition of property, and 2(c)(2) to discuss collective bargaining

matters; seconded by Councilman Bardill. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried. 8:20pm.

Mayor Michaelis reconvened the Regular Session at 8:50pm. Council members Rickher, Bardill, Bellm and Zobrist were present. Others in attendance were City Manager Latham, City Attorney Belsheim, Director Schoeck, Deputy City Clerk Hediger and City Clerk Bellm.

Bill #09-127/RESOLUTION Approving Collective Bargaining Agreement with the International Brotherhood of Electric Workers' Union – Local #309 – Councilwoman Bellm motioned to approve Bill #09-127/Resolution #09-10-1826 approving the collective bargaining agreement with the International Brotherhood of Electric Workers' Union – Local #309 as attached; seconded by Councilman Bardill. Roll Call Vote: Rickher, Bardill, Bellm and Zobrist voted aye, none nay. Motion carried.

Councilwoman Bellm made a motioned to adjourn; seconded by Councilman Bardill. All council members voted aye, none nay. Motion carried. Meeting adjourned at 8:51pm.

Joseph Michaelis, Mayor

Barbara Bellm, City Clerk