ORDINANCE NO.
---------------

AN ORDINANCE PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE PROJECT 2 TIF AREA WITHIN THE URBAN RENEWAL AREA #7 (A/K/A DOWNTOWN URBAN RENEWAL AREA DISTRICT) PROJECT AREA, IN THE CITY OF WASHINGTON, COUNTY OF WASHINGTON, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF WASHINGTON, COUNTY OF WASHINGTON, WASHINGTON COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY THE CITY IN CONNECTION WITH SAID URBAN RENEWAL REDEVELOPMENT PROJECT

WHEREAS, the City of the City of Washington, State of Iowa, after public notice and hearing as prescribed by law and pursuant to Resolution No. 2008-45 passed and approved on the 29<sup>th</sup> day of December, 2008, adopted an Urban Renewal Plan (the "Urban Renewal Plan") for an urban renewal area known as the Urban Renewal Area #7 (a/k/a Downtown Urban Renewal Area District) Project Area (the "Urban Renewal Project Area"), which Urban Renewal Project Area includes, in part, the lots and parcels located within the area legally described as follows (the "PROJECT 2 TIF Area"):

The South Twenty Two (22) feet in width of the North Seventy six (76) feet in width of Lot Number One (1), and also the East Four (4) feet in width of the South Seventy Eight (78) feet in width of Lot Number Two (2), all in Block Number Eight (8) in the Original Plat of the Town, now City of Washington; in Washington County, Iowa.

WHEREAS, expenditures and indebtedness are anticipated to be incurred by the City of Washington, State of Iowa, in the future to finance urban renewal project activities carried out in furtherance of the objectives of the Urban Renewal Plan; and

WHEREAS, the City of Washington, State of Iowa, desires to provide for the division of revenue from taxation in the PROJECT 2 TIF Area within the Urban Renewal Project Area, as above described, in accordance with the provisions of Section 403.19 of the Code of Iowa, as amended.

### NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF WASHINGTON, STATE OF IOWA:

Section 1. That the taxes levied on the taxable property in the PROJECT 2 TIF Area within the Urban Renewal Project Area legally described in the preamble hereof, by and for the benefit of the State of Iowa, City of Washington, County of Washington, Washington Community School District, and all other taxing districts from and after the effective date of this Ordinance shall be divided as hereinafter in this Ordinance provided.

Section 2. That portion of the taxes which would be produced by the rate at which the tax is levied each year by or for each of the taxing districts upon the total sum of the assessed value of the taxable property in the PROJECT 2 TIF Area within the Urban Renewal Project Area, as shown on the assessment roll as of January 1 of the calendar year preceding the first calendar year in which the City of Washington, State of Iowa, certifies to the County Auditor the amount of loans, advances, indebtedness, or bonds payable from the division of property tax revenue described herein shall be allocated to and when collected be paid into the fund for the respective taxing district as taxes by or for the taxing district into which all other property taxes are paid.

Section 3. That portion of the taxes each year in excess of the base period taxes determined as provided in Section 2 of this Ordinance shall be allocated to and when collected be paid into a special tax increment fund of the City of Washington, State of Iowa, hereby established, to pay the principal of and interest on loans, monies advanced to, indebtedness, whether funded, refunded, assumed or otherwise, including bonds or obligations issued

under the authority of Section 403.9 or 403.12 of the Code of Iowa, as amended, incurred by the City of Washington, State of Iowa, to finance or refinance, in whole or in part, urban renewal projects undertaken within the PROJECT 2 TIF Area within the Urban Renewal Project Area pursuant to the Urban Renewal Plan, except that taxes for the regular and voter-approved physical plant and equipment levy of a school district imposed pursuant to Section 298.2, but only to the extent authorized in Section 403.19(2), and taxes for the payment of bonds and interest of each taxing district shall be collected against all taxable property within the PROJECT 2 TIF Area Urban Renewal Project Area without any limitation as hereinabove provided.

Section 4. Unless or until the total assessed valuation of the taxable property in the PROJECT 2 TIF Area within the Urban Renewal Project Area exceeds the total assessed value of the taxable property in the PROJECT 2 TIF Area within the Urban Renewal Project Area as shown by the assessment roll referred to in Section 2 of this Ordinance, all of the taxes levied and collected upon the taxable property in the PROJECT 2 TIF Area within the Urban Renewal Project Area shall be paid into the funds for the respective taxing districts as taxes by or for the taxing districts in the same manner as all other property taxes.

Section 5. At such time as the loans, advances, indebtedness, bonds and interest thereon of the City of Washington, State of Iowa, referred to in Section 3 hereof have been paid, all monies thereafter received from taxes upon the taxable property in the PROJECT 2 TIF Area within the Urban Renewal Project Area shall be paid into the funds for the respective taxing districts in the same manner as taxes on all other property.

Section 6. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The provisions of this Ordinance are intended and shall be construed so as to fully implement the provisions of Section 403.19 of the Code of Iowa, as amended, with respect to the division of taxes from property within the PROJECT 2 TIF Area within the Urban Renewal Project Area as described above. In the event that any provision of this Ordinance shall be determined to be contrary to law, it shall not affect other provisions or application of this Ordinance which shall at all times be construed to fully invoke the provisions of Section 403.19 of the Code of Iowa with reference to the PROJECT 2 TIF Area within the Urban Renewal Project Area and the territory contained therein.

Section 7. This Ordinance shall be in effect after its final passage, approval and publication as provided by

law.		
	Sandra Johnson, Mayor	
ATTEST:		

Illa Earnest, City Clerk

Read First Time:	Vote for passage:
Read Second Time:	Vote for passage:
Read Third Time:	Vote for passage:
PASSED AND APPROVED:	, 2011
foregoing is a true copy of Ordinance N	ne City of Washington, State of Iowa, hereby certify that the above and No passed and approved by the City Council of the City at a meeting held r on, 2011, and published in the "Evening Journal"
(SEAL)	City Clerk, City of Washington, State of Iowa

### ORDINANCE NO.

# AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF WASHINGTON, IOWA, BY REPLACING YIELD SIGNS WITH STOP SIGNS ON EAST VAN BUREN STREET AND EAST TYLER STREET, BOTH ALONG SOUTH 12TH AVENUE

BE IT ORDAINED by the Council of the City of Washington, Iowa, that the Code of Ordinances of the City of Washington, Iowa, is hereby amended as follows:

- Section 1. <u>Delete Phrase.</u> Section 65.03, "Special Yield Required", Item 45 "East Van Buren Street and South 12th Avenue (eastbound yield)" is deleted.
- Section 2. <u>Add Phrase.</u> Section 65.02, "Special Stops Required", "East Van Buren Street and South 12th Avenue (eastbound stop)" is added.
- Section 3. <u>Delete Phrase.</u> Section 65.03, "Special Yield Required", Item 47 "East Tyler Street and South 12th Avenue (eastbound yield)" is deleted.
- Section 4. <u>Add Phrase.</u> Section 65.02, "Special Stops Required", "East Tyler Street and South 12th Avenue (eastbound stop)" is added.
- Section 5. **Repealer.** All ordinances or parts thereof in conflict with the foregoing provisions are hereby repealed.
- Section 6. <u>Effective Date.</u> This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Passed and approved this 17th day of August, 2011.

	Sandra Johnson, Mayor
ATTEST:	
8	
Illa Earnest, City Clerk	

### **ORDINANCE NO. 2011-**

# AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF WASHINGTON, IOWA, BY ADDING "NO PARKING" ZONE ON S. 9TH AVENUE BETWEEN EAST MAIN STREET AND EAST WASHINGTON STREET

BE IT ORDAINED by the Council of the City of Washington, Iowa, that the Code of Ordinances of the City of Washington, Iowa be amended as follows:

Section 1. <u>ADD PHRASE</u>. Section 69.08, "No Parking Zones". Item 77 "South 9th Avenue, on the west side, between its intersection with East Main Street and its intersection with East Washington Street is added.

Section 2. **REPEALER**. All ordinances or parts thereof in conflict with the foregoing provisions are hereby repealed.

Section 3. **EFFECTIVE DATE.** This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Passed and approved this 17th day of August, 2011.

Sandra Johnson, Mayor

	Sandra Johnson, Mayor
ATTEST:	
Illa Earnest, City Clerk	

### Illa Earnest

From:

Bill Fredrick [bfredrick@co.washington.ia.us]

Sent:

Thursday, June 30, 2011 7:22 PM

To: Cc: Illa Earnest 'Sandra Johnson'

Subject:

FW: LOSST

Illa,

To follow is the information I conveyed with the Supervisors. Just thought it might provide you with a little more detail regarding what is going on.

I have double checked the deadlines and August 15<sup>th</sup> is the absolute drop-dead date for me to <u>receive</u> a motion from the City. If for some reason you sense the City Council does not want to pass a motion I need to know as soon as possible so that I can ask all of the rest of County's cities to do it. The deadline for filing 'change of purpose statements' is September 2<sup>nd</sup> in case you need to know that.

To follow is a draft of the resolution I plan to present to the Board. Please feel free to use the same resolution or a variation thereof if the Council is so inclined. Please let me know if you have any questions.

"Motion to call for a special election on November 8, 2011, for the imposition of a Local Option Sales and Services Tax in all Washington County jurisdictions where collection of a Local Option Sales and Services Tax will not be in effect on July 1, 2012."

Thank you and Sandy for your help.

Sincerely, Bill

From: Bill Fredrick

Sent: Thursday, June 30, 2011 6:57 PM

To: Adam Mangold; Wes Rich; Steve Davis; Ron Bennett; Jim Miksch

Cc: Washington County Supervisors

Subject: LOSST

### Dear Supervisors:

As some of you are aware, a number of cities have Local Option taxes that sunset on June 30, 2012. There is no provision in the Iowa Code to 'renew' a LOSST. Basically these entities have to repeat the same process that was initially used to approve the tax the first time around, which is an election. That being said, there is also no provision for a single entity to call for an election. It must be done on a county-wide basis. In order for an election to be held for these entities it is necessary for either the citizens to file petitions or for governing bodies representing a minimum of 50% of the County's population to pass motions calling for a county-wide election. In our situation that is either the County and Washington City, Washington City and all of the other cities, or some other combination thereof. I am hoping that Washington County and Washington City will pass the necessary motions to call the election even though neither of these entities have a sunset on their tax.

I have notified all of the cities with sunsets a number of months ago that their taxes will expire, and have also provided them with the basic requirements/timetables for providing my office with the required "purpose statement" language for their ballots. Since I would like to see this issue placed on the upcoming November ballot to avoid the costs of running special elections, I will be asking you to pass a motion nearer the end of July calling for a special election (to be held in conjunction with the regular November election). I have recently been in touch with the City of Washington asking them to consider passing a similar motion.

Should we fail to call a special election, the taxes will sunset in all cities other than Washington, Kalona and Coppock on June 30<sup>th</sup>. If these cities do not vote on or approve the tax, the remaining taxes collected in the entities still having the tax will be divided amongst the entities still collecting the tax. While this would give the County a larger share of the collections, there will be less dollars collected. While I have not made an attempt to "do the math", I believe that the loss of revenue will outstrip the percentage gain the County would experience (especially the loss of the tax in Riverside/casino).

One other point I need to make clear is that while the County and Washington City will be calling for a county-wide election, only those entities where the tax will expire will have the issue on the ballot. Unless Kalona, Washington, and the County want to change their purpose statements, the issue will not appear on their ballots (unless citizens end up filing petitions in these entities). I have also notified Kalona what is going on even though they have no sunset.

Hope this is clearer than mud. At any rate I wanted to give you a chance to ask questions should you have any instead of just dumping this on you as an agenda item. I will plan for the end of July unless you advise me differently.

Thanks, Bill

Engineering Dept. 215 E. Washington St. Washington, IA 52353 319-653-9945

### **City of Washington**

# Memo

To: Mayor and City Council

From: Rob McDonald, City Engineer

Date: July 16, 2011

Re: Agreement with Iowa D.O.T. to Mill and Overlay Madison Street

Attached is an agreement which the Iowa D.O.T. wrote for the reconstruction of Madison Street during 2012. This includes converting Madison Street to a three lane (paint line) configuration as city council voted to do previously. The agreement obligates the City to \$23,391.93, as shown in Exhibit B of the agreement, for storm intake repair and sidewalk reconstruction (handicap ramps). The asphalt mill and overlay would extend from the Highway 1 intersection to the Second Avenue/Madison Intersection. I recommend that the agreement be approved.

Conventional asphalt overlay and shoulder work would extend further westward to the edge of town. Patching would extend further eastward to the east edge of town. These areas are outside of the area affected by the City contribution.

There is a possibility of having to add a manhole at Avenue B to make a sanitary sewer more accessible for televising and sewer lining. However, if this becomes necessary, we can still revise the agreement before November. I do not think we should delay the agreement at this point, so we can show our intention to cooperate with the D.O.T.

# IOWA DEPARTMENT OF TRANSPORTATION Preconstruction Agreement For Primary Road Project

County	Washignton	
City	Washington	
Project No.	STPN-092-(104)2J-92	
Iowa DOT		
Agreement No.	2011-6-218	
Staff Action No.		0.00

This Agreement, is entered into by and between the Iowa Department of Transportation, hereinafter designated the "DOT", and the city of Washington, Iowa, a Local Public Agency, hereafter designated the "LPA" in accordance with Iowa Code Chapters 28E, 306, 306A and 313.4 as applicable;

The DOT proposes to establish or make improvements to Iowa 92 within Washington County, Iowa; and

The DOT and the LPA are willing to jointly participate in said project, in the manner hereinafter provided; and

This Agreement reflects the current concept of this project which is subject to modification by mutual agreement between the LPA and the DOT; and

Therefore, it is agreed as follows:

### 1. Project Information

a. The DOT will design, let and inspect construction of the following described project in accordance with the project plans and DOT standard specifications:

Hot Mix Asphalt (HMA) resurfacing with milling on lowa 92 from the north junction with Iowa 1 (MP 229.79) south and east to S 2<sup>nd</sup> Avenue (MP 223.77); and patching from 2<sup>nd</sup> Avenue (MP 233.77) east to the east corporation limits of Washington (MP 235.3).

As part of the project, lowa 92 (Madison Street) will be milled and HMA resurfaced from the lowa 1 intersection (MP 232.87) east to the lowa 92 (Madison Street)/S 2<sup>nd</sup> Avenue intersection (MP 233.77). This section, approximately 0.90 miles in length, of the overall project provides for the development of pavement marking for one through-lane in each direction and designated left-turn lanes at the lowa 92 (Madison Avenue)/lowa 1 intersection and for a continuous two-way left-turn lane (TWLTL) between lowa 1 and S 2<sup>nd</sup> Avenue. See Exhibit A for project location.

- b. As part of the project, the LPA has requested repair of intakes within the city all at no cost to the DOT. See Exhibit B for estimated costs.
- c. As part of the project ADA compliant curb ramps with detectable warning panels will be installed at a cost share of 55% LPA and 45% DOT at 24 locations. This will require removal of existing pedestrian ramps without detectable warning panels and replacement with new ramps with detectable warning panels and/or construction of new pedestrian ramps with detectable warning panels where there are currently no pedestrian ramps. See Exhibit B for estimated costs.

d. All storm sewers constructed by the DOT as part of the project will become the property of the LPA, which will be responsible for their maintenance and operations. The LPA will not make any connections to said storm sewers without the prior written approval of the DOT. The LPA will prevent use of such storm sewers as a sanitary sewer.

### 2. Project Costs

- a. The LPA shall reimburse the DOT for its share of the project costs estimated at \$23,391.93, as shown in Exhibit B. The amount paid by the LPA upon completion of construction and proper billing by the DOT will be determined by the actual quantities in place and the accepted bid at the contract letting.
- b. The DOT will bear all costs except those allocated to the LPA under other terms of this Agreement.

### 3. Traffic Control

- a. Iowa 92 through-traffic will be maintained during the construction.
- b. If it becomes necessary to temporarily close LPA side roads during construction, the DOT will furnish and install the required road closure barricades and signing at project cost and shall remove same upon completion of the project also at no expense or obligation to the LPA. The DOT will work in close cooperation with the LPA and the contractor to accommodate fire protection and local access across the project during construction. Any detours which may be necessary for project related LPA road closures will be the responsibility of the LPA all at no expense or obligation to the DOT.

### 4. Right of Way and Permits

- a. Subject to the provisions hereof, the LPA in accordance with 761 lowa Administrative Code Chapter 150.3(1)c and 150.4(2) will remove or cause to be removed (within the corporate limits) all encroachments or obstructions in the existing primary highway right of way. The LPA will also prevent the erection and/or placement of any structure or obstruction on said right of way or any additional right of way which is acquired for this project including but not limited to private signs, buildings, pumps, and parking areas.
- b. The DOT will coordinate utility facility adjustments for the primary road project.
- c. The LPA agrees to relocate all utilities necessary for construction which are located within the existing street or alley right of way, subject to the approval of and without expense to the DOT and in accordance with 761 lowa Administrative Code Chapter 150.4(5) and the DOT Utility Accommodation Policy.
- d. With the exception of service connections no new or future utility occupancy of project right of way, nor any future relocations of or alterations to existing utilities within said right of way will be permitted or undertaken by the LPA without the prior written approval of the DOT. All work will be performed in accordance with the Utility Accommodation Policy and other applicable requirements of the DOT.
- e. The LPA will obtain the necessary temporary permits to work on private property such that improvements for ADA compliant curb ramps along the project corridor may be constructed as a part of the project.

### 5. Construction & Maintenance

a. The LPA, in cooperation with the DOT, will take whatever steps may be required with respect to alteration of the grade lines of the new highway facilities constructed under the project in accordance

2

- with Iowa Code section 364.15. The DOT and LPA will work together to minimize potential impacts to properties that may occur as a result of the project.
- b. Upon completion of the project, no changes in the physical features thereof will be undertaken or permitted without the prior written approval of the DOT.
- c. Future maintenance of the primary highway within the project area will be carried out in accordance with the terms and conditions contained in 761 Iowa Administrative Code Chapter 150.

### d. General Parking Requirements:

- i. On primary highways at signalized intersections, parking will be prohibited a distance of 20 feet in advance of the near sidewalk or traffic-control signal and a distance of 20 feet beyond the far sidewalk. At non-signalized intersections, parking will be prohibited 55 feet in advance of the near sidewalk and 22 feet beyond the far sidewalk.
- ii. On minor side streets controlled with stop signs, with two through lanes and two parking lanes (parallel or diagonal), parking will be prohibited a distance of 35 feet in advance of the near sidewalk or stop sign and a distance of 35 feet beyond the far sidewalk. On minor side streets controlled with stop signs, with four through lanes and two parallel or diagonal parking lanes, parking will be prohibited a distance of 35 feet in advance of the near sidewalk or stop sign and a distance of 20 feet beyond the far sidewalk.
- iii. On minor side streets with traffic control signals, with two through lanes and two parallel parking lanes, parking will be prohibited a distance of 20 feet in advance of the near sidewalk or traffic signal and a distance of 35 feet beyond the far sidewalk. On minor side streets with four through lanes and parallel or diagonal parking lanes, parking will be prohibited a distance of 20 feet in advance of the near sidewalk or traffic signal and a distance of 20 feet beyond the far sidewalk.
- iv. If not already covered by an existing ordinance, the parking restrictions listed above will be outlined in a new ordinance which will be enacted by the LPA. The new ordinance would go into effect no later than such time as the project is completed and opened to through traffic. Parking shall be prohibited along lowa 92, within the project limits.

### 6. General Provisions

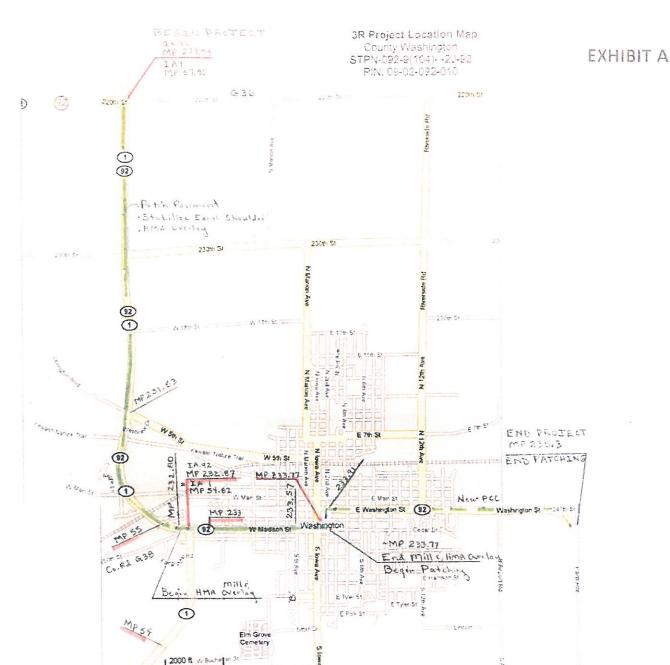
- a. If the LPA has completed a Flood Insurance Study (FIS) for an area which is affected by the proposed Primary Highway project and the FIS is modified, amended or revised in an area affected by the project after the date of this Agreement, the LPA shall promptly provide notice of the modification, amendment or revision to the DOT. If the LPA does not have a detailed Flood Insurance Study (FIS) for an area which is affected by the proposed Primary Highway project and the LPA does adopt an FIS in an area affected by the project after the date of this Agreement, the LPA shall promptly provide notice of the FIS to the DOT.
- b. The LPA will comply with all provisions of the equal employment opportunity requirements prohibiting discrimination and requiring affirmative action to assure equal employment opportunity as required by lowa Code Chapter 216. No person will, on the grounds of age, race, creed, color, sex, sexual orientation, gender identity, national origin, religion, or disability, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which State funds are used.
- c. It is the intent of both (all) parties that no third party beneficiaries be created by this Agreement.

- d. If any section, provision, or part of this Agreement shall be found to be invalid or unconstitutional, such finding shall not affect the validity of the Agreement as a whole or any section, provision, or part thereof not found to be invalid or unconstitutional, except to the extent that the original intent of the Agreement cannot be fulfilled.
- e. This Agreement may be executed in (two) counterparts, each of which so executed will be deemed to be an original.
- f. This Agreement, as well as the unaffected provisions of any previous agreement(s), addendum(s), and/or amendment(s); represents the entire Agreement between the LPA and DOT regarding this project. All previously executed agreements will remain in effect except as amended herein. Any subsequent change or modification to the terms of this Agreement will be in the form of a duly executed amendment to this document.

**IN WITNESS WHEREOF**, each of the parties hereto has executed Agreement No. 2011-6-218 as of the date shown opposite its signature below.

### CITY OF WASHINGTON:

By: Title:	Mayor	Date	, 20
Ι,		, certify t	hat I am the Clerk of the City, and
that _		, who signed said Agre	ement for and on behalf of the City
was d	uly authorized to execute the same	on the day of	, 20
Signe	d:City Clerk of Washington, Iowa.		
IOWA	DEPARTMENT OF TRANSPORTA	TION:	
Tro Ac	by Jerman ting District Engineer strict 5	Date	, 20



Location Map
Iowa 92, Washington County
City of Washington
and
Iowa 1 / Iowa 92, Washington County
PIN 09-92-092-010
STPN-92-9(104)--2J-92

Patching HMA Overlay

500 m

Final

# Estimated Contruction Costs for City of Washington: Curb, Intake Repair, Pedestrian ramps

lowa Highway 92 (Washington Co): On Madison St. from the Ia. 1 intersection (MP 232.87), east to 2nd Ave. (MP 233.77) PIN: 09-92-092-010 lowa DOT 3R Project No. STPN-92-9(104)- -2J-92

Tentative Construction Letting: March 2012

24-May-11

-	LEW NO.	ITEM DESCRIPTION	UNITS	CUANTITY	UNIT PRICE &	TALLOMA
For Locations and qu	For Locations and quantities, see tables below	WO			À 11	
Intake Casting Repa	ntake Casting Repairs at multiple locations	305				
	2435-0250000	Intake, Modification (throat repair), Cast Iron casting, Type C	Each	8	\$1,500,00	54 500 00
	2503-4450245	Intake, Rebuilding	Each	0	\$3,050,00	80.00
	2526-8285000	Construction Survey	Lump Sum	00 0		2
	2528-8445110	Traffic Control	Lump Sum	00.0		
				The same of the sa		
Sidewalk Pedestriar	Curb Ramps (Std. R	Sidewalk Pedestrian Curb Ramps (Std. RB-6) [24 total: 55% City cost, 45% State Cost, incl. design ]				
	Approximately 11 or	Approximately 11 other pedestrian curb ramp updates look to be 100% State Cost		Percentage and commence and com		The second control of the second control of the second of
	2511-6745900	Removal of Sidewalk	SY	167	\$20.00	\$1 831 81
	2511-7526006	Sidewalk, PCC, 6"	SY	167	\$125.00	511 448 78
	2511-7528100	Detectable Warning - Curb Ramp	SF	106	\$60.00	£3 484 80
			The second secon			00.101.00
				promised to the characteristic characteristic and characteristic community ago may a facilities and	Subtotal	\$21,265.39
patation					10% Contingency	\$2,126.54
			TOTA	TOTAL, incl. contingency	gency	\$23,391.93

Note 1: A draft lowa DOT / City agreement potentially was prepared, by the lowa DOT based upon an agreed amount of const. work. Pending funding availability, the draft and Final Agreement is to occur in approx. Aug. of 2011.

Note 2: The Actual costs will ultimately be based on the actual quantities used and the contract unit prices from the pending March 2012 construction letting.

rmcdonald@washingtoniowa.org Mayor Sandra Johnson, vacant- City Note 3: Primary Contact: City of Washington City Engineer Rob McDonald Tel. 319-653-6584, E-mail address: Manager, Council: Merle Hagie, Bob Shepherd, Mike Roth, Russ Zieglowsky, Karen Wilson-Johnson, Fred Stark

Note 4: City Mtgs. On March 2, 2011 and Jan 19th 2011: Two Way left turn concept discussed. April 21, 2011 City council meeting held and City voted to change from 4 lane pavement markings to 3 lane (including a two, way, left turn lane). After the March 2nd mtg. it was discussed that a Preconstruction agmit. may be needed for sidewalk ramps.

Note 5; February 27, 2011 3R Concept prepared.

Note 6: Unit cost rates in the table were obtained from recent prior, similar projects (US 63 Phase 1, and US 69 in Lamoni, and US 63 in Oskaloosa). Note 7: See Location Map on included worksheet tab.

Note 8: The estimate was prepared by the lowa DOT, District 5 Design Office in Fairfield (Jim Phillips 641-472-1783)

### RESOLUTION NO.

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WASHINGTON, IOWA, **ESTABLISHING CEMETERY FEES**

WHEREAS, the City of Washington, Iowa, finds it to be necessary and advisable to revise the fee schedule for services provided at the City's cemeteries.

NOW, THEREFORE, BE IT HERREBY RESOLVED by the City Council of 2011,

Washington, Iowa, that fees for servi pursuant to Section 115.05 of the Mu	•	•	-	1, 201
Ashes that are doubled in one	e cremation hole or	dig: up from	\$300 to \$450.	
Burials on Sundays and Holic	days: up from \$650	) to \$850.		
Adopted and approved this 20	Oth day of July, 201	1 by the follo	wing duly recorded	vote:
COUNCIL MEMBERS	<u>AYE</u>	NAY	<u>ABSENT</u>	
Merle Hagie Fred Stark Mike Roth Russ Zieglowsky Bob Shepherd Karen Wilson-Johnson				
	CIT	ΓY OF WASH	IINGTON, IOWA	
		Sandra Johnso	on, Mayor	_
ATTEST:				

Illa Earnest, City Clerk

### **RESOLUTION NO. 2011-**

# RESOLUTION APPROVING AWARD OF CONTRACT FOR THE 2011 SEAL COAT PROJECT.

BE IT RESOLVED by the City Council of Washington, Iowa:

That the lowest bid in the amount of \$\\$ submitted by LL Pelling Company for the 2011 Seal Coat Project, as described in the specifications heretofore adopted by this City Council for said project, be and same if hereby accepted; and

BE IT FURTHER RESOLVED that the Mayor and City Council are herby directed to execute the contract with said contractor for the 2011 Seal Coat Project.

Passed and approved this 20th day of July, 2011.

	Sandra Johnson, Mayor
ATTEST:	
Illa Earnest, City Clerk	

Engineering Dept. 215 E. Washington St. Washington, IA 52353 319-653-9945

### **City of Washington**

# Memo

To: Mayor and City Council

From: Rob McDonald, City Engineer

**Date:** July 16, 2011

Re: Redlinger Addition Agreement—Revised Terms

The Redlinger Addition agreement was approved at the July 6<sup>th</sup> council meeting. However, it has come to my attention that there is already disagreement as to what Joe Redlinger is expecting to pay for in terms of materials. The agreement has not yet been signed because of this disagreement. Mr. Redlinger believes that the former City Administrator (Dave Plyman) agreed that the City would pay for materials other than the pipe and one manhole. The agreement approved by city council (essentially written by Dave Plyman) says that the developer will be paid for all materials. I will be modifying the agreement prior to the council meeting to reflect Joe Redlinger's perception. City Council may choose to stick with the original agreement by taking no action or approve the modified agreement and rescending the prior agreement. If the City takes no further action, I will emphasize to Mr. Redllinger that all materials will be paid for by Mr. Redlinger. It is his option to sign or not sign the agreement. I will attempt to estimate the cost of materials prior to the council meeting.

### City of Washington

## Memo

To: Mayor and City Council

From: Dick Schrad

Date: July 15, 2011

RE: Urban Renewal Plan

You are being presented with an Urban Renewal Plan for Oakwood Village as prepared by Simmering-Cory, Inc. as well as a Resolution approving such plan. The plan appears to meet all requirements for the establishment of such an urban renewal area, however, there are a number of factors to consider as you move forward on this issue.

- lowa Code requires a TIF revenue set aside (in Washington's case, 35.4%) of the total TIF
  revenue to be utilized to provide LMI (low to moderate income) housing assistance either within
  the project area or within the city. As I understand this housing project, it will not qualify for
  LMI housing assistance so this percentage will not be available for rebatement in the
  agreement.
- TIF revenues from incremental property taxes generated by the development will include those
  revenues normally divided among the various taxing entities (i.e. school, city and county) but
  will not include levies established by those entities for PPEL (school physical plant and
  equipment levy) and GO debt service.
- 3. I understand that this TIF proposal is only for rebatement of infrastructure improvements including streets, storm and sanitary sewers, planned as part of this development. This means the developer is responsible for securing private financing for the construction of those improvements and the rebatement would apply, whether directly to the developer, or his lending institution, for debt service. The Urban Renewal plan calls for this rebatement to be applied at 100% (less LMI set aside, PPEL and GO debt service) for 5 years and at 75% for years 6 through 10. Residential property tax increments available for TIF would depend on the speed of the construction of houses in the development.

A rebatement for private financing of public infrastructure does not impose a financial burden for the City except for the loss of those additional revenues for general fund purposes during the TIF period. This is, of course, balanced by the long term economic impact of additional housing and the prospect of additional families being added to the community and school district.

The most important step however, is to determine the process going forward. It is customary to have Bond Counsel review the Urban Renewal Plan and prepare the necessary steps and documentation for proper approval process. Those steps include: Establishing a public hearing

date, having Planning & Zoning review of the Plan for conformity to the City's General Development Plan, establishing a "consultation session" with representatives of the other affected taxing bodies, and conducting the public hearing. In addition, said counsel would also prepare the ordinance providing for the division of taxes as well as the development agreement stipulating the terms and conditions of the TIF rebatement. If the Council is amenable to proceeding with this process, we would recommend you authorize the Mayor or City Clerk to contact bond counsel (you've worked with Ahlers in the past) to proceed with review and preparation of resolutions and notices.

### **URBAN RENEWAL PLAN**

### OAKWOOD VILLAGE URBAN RENEWAL AREA

**CITY OF WASHINGTON, IOWA** 

August, 2011

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### **EXHIBITS**

- A. DESCRIPTION OF AREA
- B. URBAN RENEWAL AREA MAP

# Urban Renewal Plan Oakwood Village Urban Renewal Area City of Washington, Iowa

### A. INTRODUCTION

This Urban Renewal Plan has been developed to help local officials promote new housing in the City of Washington. The primary goal of the plan is to stimulate, through public involvement and commitment, the construction of approximately 20 new housing units.

In order to achieve this objective, Washington (the "City") intends to undertake Urban Renewal activities pursuant to the powers granted to it under Chapters 403 and 15A of the Code of Iowa, as amended.

In 1996, the Iowa General Assembly expanded the scope of urban renewal legislation relative to housing development in "economic development areas." This legislation allows the use of tax increment financing (TIF) for housing projects beyond those that benefit only low-and-moderate-income (LMI) families. Under the 1996 legislation, TIF can be used for any type of housing development as long as a percentage of the TIF revenues or funds from other sources, equal to or greater than the percentage of LMI families in the county, is set aside to help meet the housing needs of this group.

In order to help achieve its objectives in the Oakwood Village Urban Renewal Area, the City has prepared this plan in a manner that fulfills the requirements of Chapter 403, Code of Iowa.

### B. DESCRIPTION OF THE URBAN RENEWAL AREA

The Oakwood Village Urban Renewal Area is described in Exhibit A and illustrated in Exhibit B.

The City reserves the right to modify the boundaries of the area at some future date. Any amendments to the property included within the area will be completed in accordance with Chapter 403 of the Code of Iowa.

### C. DISTRICT DESIGNATION

With the adoption of this plan, the City of Washington will designate this Urban Renewal Area as an economic development district that is appropriate for the promotion of public improvements related to the new housing and new residential development.

### D. DEVELOPMENT PLAN

Washington has a general plan for the physical development of the City outlined in a 1998 Comprehensive Plan and in the City's Zoning Ordinance. The goals and objectives of the Urban Renewal Plan are consistent with the goals and land use policy which were identified and adopted as part of the planning process.

The Oakwood Village Urban Renewal Area is currently zoned R-2, One and Two-Family Residential.

This Urban Renewal Plan does not in any way replace the City's current land use planning or zoning regulation process.

### E. RESIDENTIAL DEVELOPMENT

The City's objective in the Oakwood Village Urban Renewal Area is to promote new residential development.

When a City utilizes tax increment financing to support residential development, a percentage of the incremental revenues (or other revenues) generated by the project must be used to provide assistance to LMI families. LMI families are those whose incomes do not exceed 80% of the median county income.

Unless a reduction is approved by the Iowa Department of Economic Development, the percent of incremental revenues used to provide LMI assistance must be at least equal to the percentage of LMI families living in Washington County. That percentage is currently 35.4%. LMI families are those whose incomes do not exceed 80% of the median county income.

The requirement to provide assistance for LMI housing may be met either by ensuring that at least 35.4% of the units constructed in the area are occupied by families whose incomes are at or below 80% of the median county income, or by

setting aside 35.4% of the project costs for LMI housing activities elsewhere in the City.

If funds are set aside, as opposed to constructing LMI housing in the district, the type of assistance provided anywhere within the City may include but is not necessarily limited to:

- 1. Construction of LMI housing.
- 2. Owner/renter-occupied housing rehabilitation.
- 3. Grants, credits or other direct assistance to LMI families.
- 4. Homeownership assistance.
- 5. Tenant-based rental assistance.
- 6. Downpayment assistance.
- 7. Mortgage interest buy-down assistance.
- 8. Under appropriate circumstances, the construction of public improvements.

### F. PROJECT AREA OBJECTIVES

Renewal activities are designed to provide opportunities, incentives, and sites for new residential development within the district and to provide housing assistance to LMI families.

More specific objectives for development within the Oakwood Village Urban Renewal Area are as follows:

- 1. To stimulate through public action and commitment, private investment in new residential development.
- 2. To plan for and provide sufficient land for residential development in a manner that is efficient from the standpoint of providing municipal services.

- 3. To help finance the cost of constructing street, water, sanitary sewer and other public improvements in support of new housing development.
- 4. To provide a more marketable and attractive investment climate.
- 5. To improve the housing conditions and housing opportunities for LMI families.

### G. TYPE OF RENEWAL ACTIVITIES

To meet the objectives of this Urban Renewal Plan and to encourage the development of the area, the City intends to utilize the powers conferred under Chapter 403 and Chapter 15A, Code of Iowa including, but not limited to, tax increment financing. Activities may include:

- 1. To undertake and carry out urban renewal projects through the execution of contracts and other instruments.
- 2. To arrange for or cause to be provided the construction of public infrastructure including streets, water, sanitary sewer or other facilities in connection with urban renewal projects.
- 3. To finance programs which will directly benefit the housing conditions of LMI persons in the community.
- 4. To make loans, grants or rebates to private persons for the construction of public infrastructure on such terms as may be determined by the City Council.
- 5. To borrow money and to provide security therefor.
- 6. To make or have made surveys and plans necessary for the implementation of the Urban Renewal Program or specific urban renewal projects.
- 7. To use tax increment financing to achieve a more marketable and competitive land offering price and to provide for necessary physical improvements and infrastructure.
- 8. To use any or all other powers granted by the Urban Renewal Act to develop and provide for improved economic conditions for the City of Washington and the State of Iowa.

### H. PROPOSED PROJECT

The proposed urban renewal project involves providing direct financial assistance to a developer to help pay the cost of water, sewer, and street construction in a new 20-lot subdivision called Oakwood Village.

The City intends to provide assistance in the form of property tax rebates. Under the proposal, 100% of the incremental property tax generated by the project will be rebated to the developer in years 1 through 5, and 75% in years 6 through 10, from the time debt is first certified to the County.

These rebates will not be general obligations of the City, but will be payable solely from incremental property taxes generated by the project.

### I. FINANCIAL DATA

- 1) Constitutional debt limit: \$15,828,403.
- 2) Current general obligation debt: \$6,403,000.
- 3) Proposed amount of indebtedness to be incurred: Although a specific amount of indebtedness to be incurred in the district has not yet been determined, the cost of proposed infrastructure improvements for the new subdivision is estimated at between \$500,000 and \$700,000. The total amount of tax increment revenue rebated to the developer will not exceed \$\_\_\_\_\_\_.

Unless LMI housing is constructed in the new subdivision, the City will set aside a minimum of 35.4% of the incremental taxes generated by the project, and use those funds to support LMI housing anywhere in the community.

### J. PROPERTY ACQUISITION/DISPOSITION

Other than easements and public right-of-ways, no property acquisition by the City is anticipated at this time. However, if property acquisition/disposition become necessary to accomplish the objectives of the plan, urban renewal powers will be carried out, without limitation, in accordance with the State of Iowa Urban Renewal Law.

### K. RELOCATION

There will be no relocation necessary as a result of this project.

### L. URBAN RENEWAL PLAN AMENDMENTS

This Oakwood Village Urban Renewal Area Plan may be amended from time to time to include change in the area, to add or change land use controls and regulations, to modify goals or types of renewal activities, or to amend property acquisition and disposition provisions.

The City Council may amend this plan by resolution after holding a public hearing on the proposed change in accordance with applicable state law.

### M. EFFECTIVE PERIOD

This Urban Renewal Plan will become effective upon its adoption by the City Council and will remain in effect as a plan until it is repealed by the City Council. During the life of this plan, the City Council may designate all or any portion of the property covered by this plan as a "tax increment area."

The collection of incremental property taxes from property included in the Oakwood Village Urban Renewal Area will be limited to ten fiscal years beginning with the second fiscal year after the year in which the City first certifies to the County Auditor the amount of any loans, advances, indebtedness, or bonds which qualify for payment from incremental property taxes in connection with this project.

### <u>DESCRIPTION</u> OAKWOOD VILLAGE URBAN RENEWAL AREA

Auditor's Parcel K in Lot 1 of the Auditors Subdivision of the South Half of the Southwest Quarter of Section 20, Township 75 North, Rage 7 West of the 5th Principal Meridian, Washington County, Iowa, containing 7.157 acres and being subject to all easements and restrictions of Record.

### And

The North 135 feet of East 440 feet except the east 40 feet thereof of the Northwest Quarter of the Northwest Quarter of Section 29, Township 75 North, Range 7 West of the 5th Principal Meridian, Washington County, Iowa containing 1.239 acres.

### Exhibit B

# OAKWOOD VILLAGE URBAN RENEWAL AREA CITY OF WASHINGTON



### Quote

# COMPUTERS STREAM

Date **7/12/2011** Invoice # 20110093 Expiration Date 8/12/2011

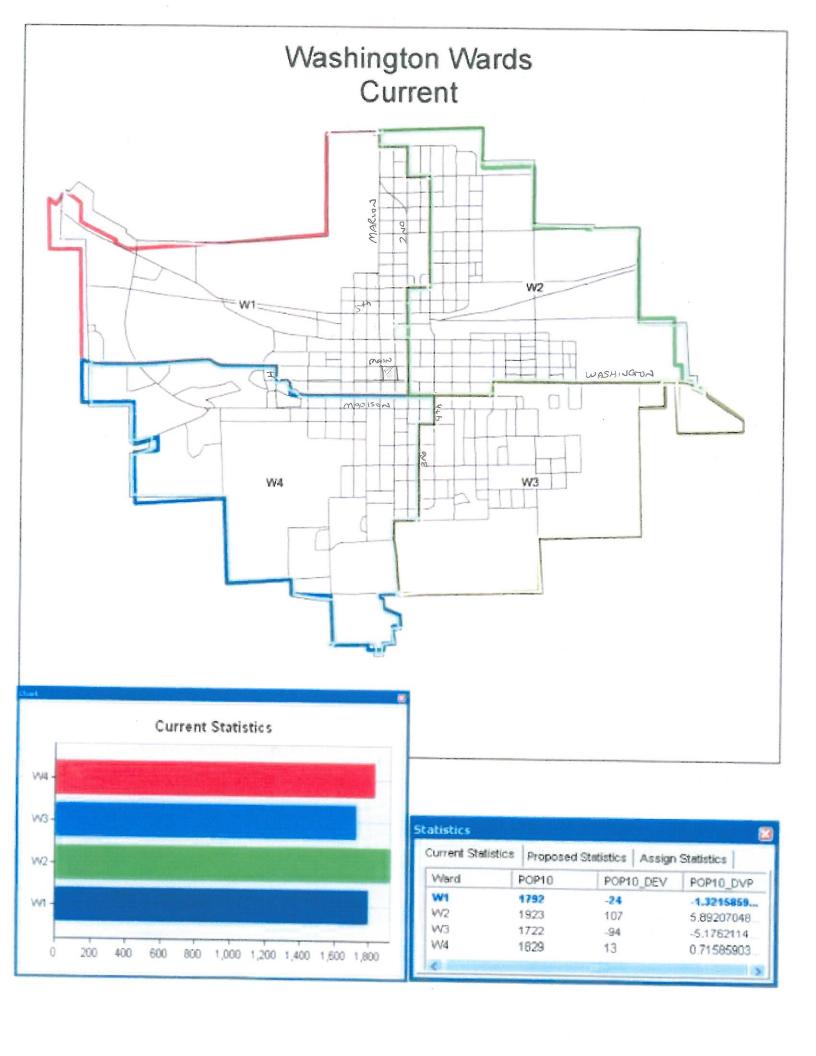
Computers Xstream LLC 111 E. Washington Street Washington, Iowa 52353 Phone 319-653-9119 Cell 319-458-0090 Ig@computersxstream.com TO Washington City Airport

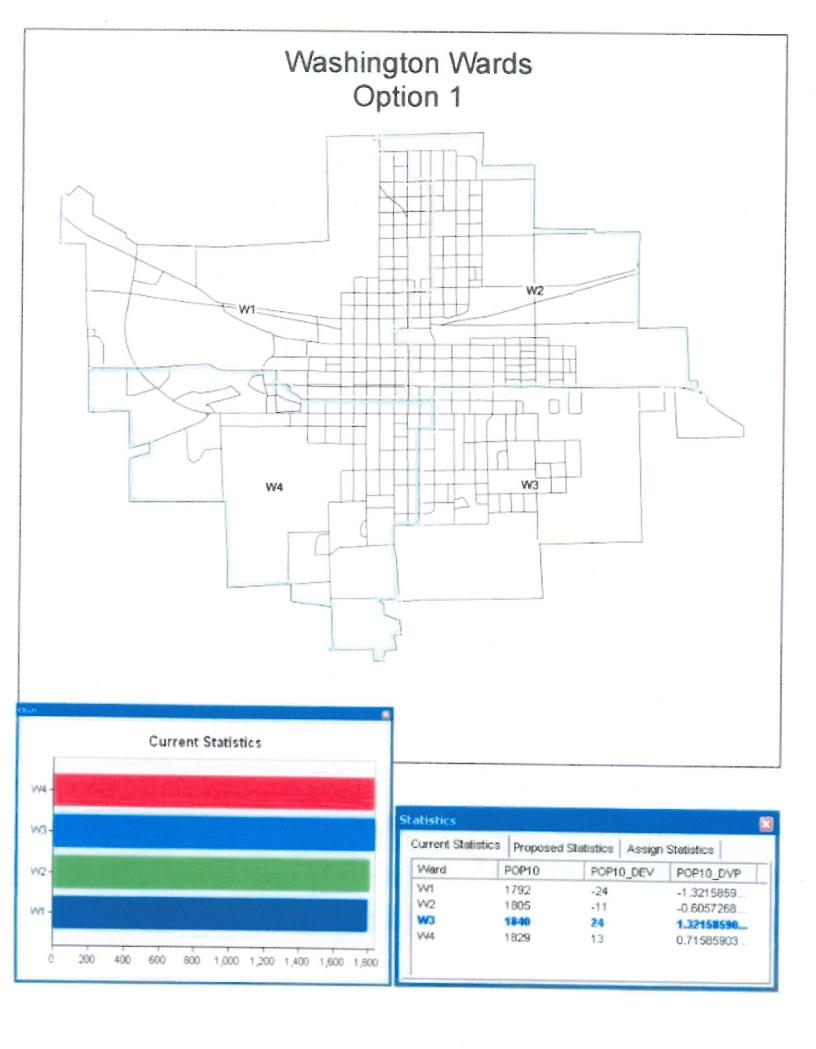
1815 S. Airport Rd. Washington, Iowa 52353 Phone 319-653-7002 Customer ID CX000993

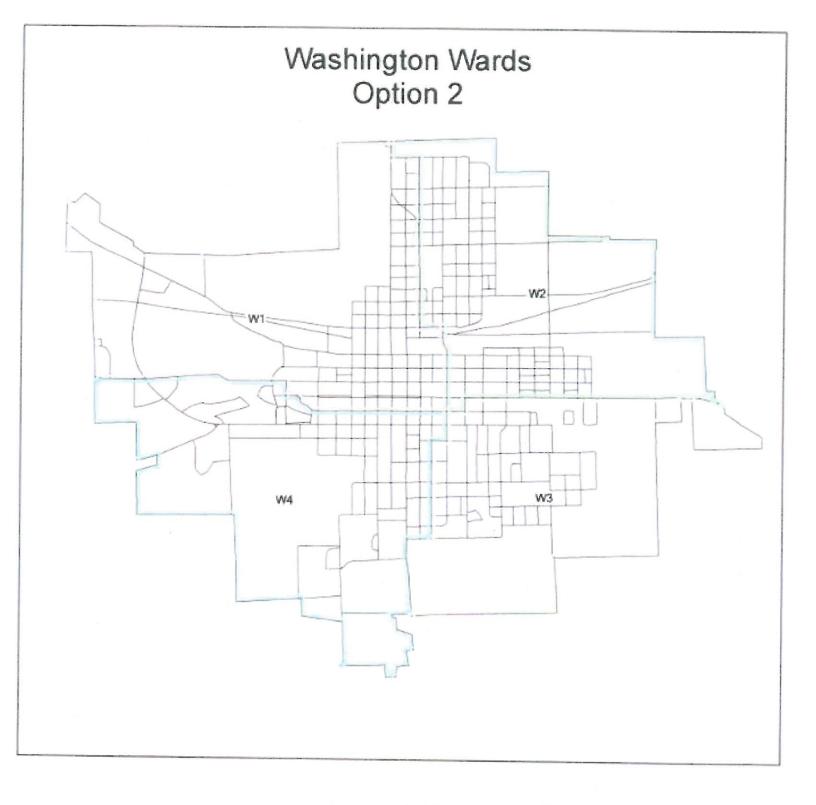
Salesperson	Job	Shipping Method	Shipping Terms	Delivery Date	Payment Terms	Due Date
Loren	n/a		n/a	TBD	65% Down / Remaining due upon receipt	TBD

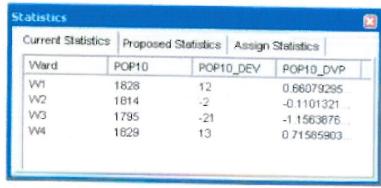
Qty	Item#	Description	Unit Price	Line total
1	CXDVR8	8Channel DVR w/usb & remote view	\$450.00	\$450.00
1	CX500HDD	1TB Hard-drive for DVR, formatted & installed	\$115.00	\$115.0 <b>0</b>
5	CX-S3499	IR High-Res 600LOR; License Plate Recognition CCTV Cam w/ 4-9mm lens	\$349.95	\$1749.75
3	CX-TXRX581	Tranmitter+Receiver: 5.8GHz 500' Range	\$365.00	\$1095.00
3	CX-WPBOXLG	Large-Weatherproof Make-up Box	\$55.00	\$165.00
200'	Siamese	Siamese Cable RG6+Power	\$0.22/ft	\$44.00
8	BNC	BNC Connectors	\$0.95	\$7.60
1	PWR6	6-Outlet AC Power Surge Protector	\$30.00	\$30.00
7	MISC	Single 12V DC 100mAH Power Supply	\$14.95	\$104.65
1	MISC	Miscellaneous: Conduit, connectors, etc.	\$125.00	\$125.00
1	LABOR	Labor	\$600.00	\$600.00
		/ *65% down = \$2,915.00		
			Total	\$4,486.00
		Quotation prepared by: Loren Gingerich		100

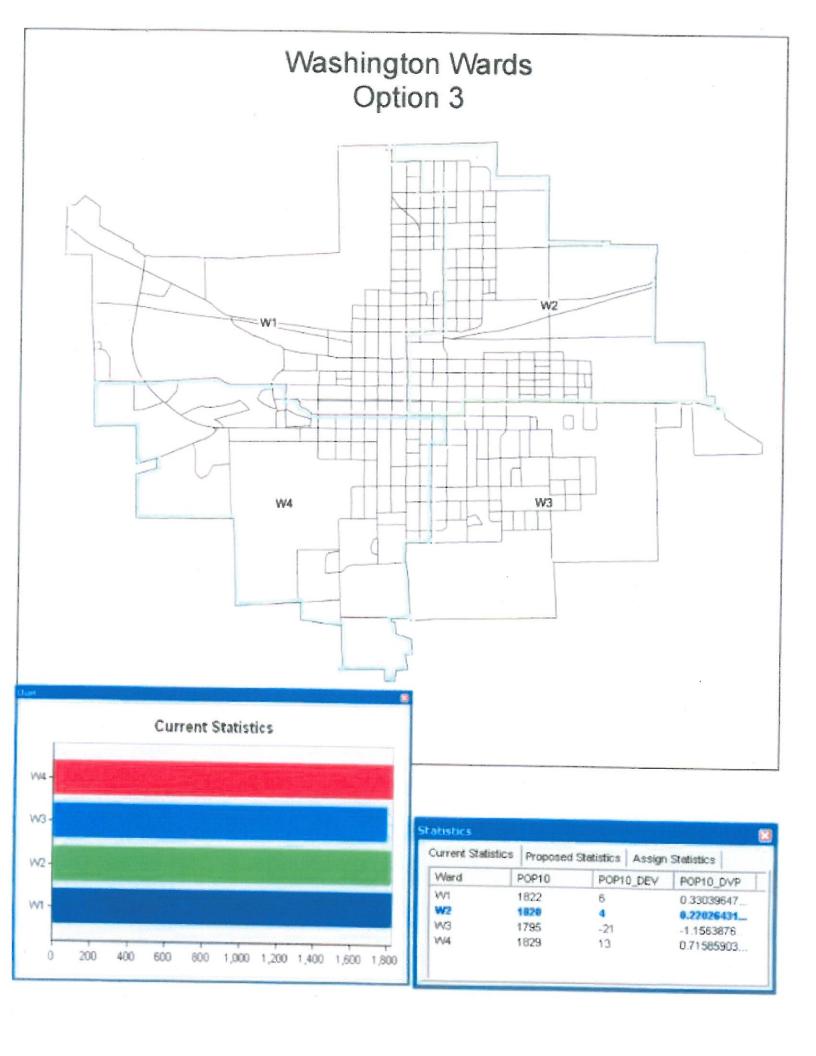
This is a quotation on the goods named, subject to the conditions noted below:

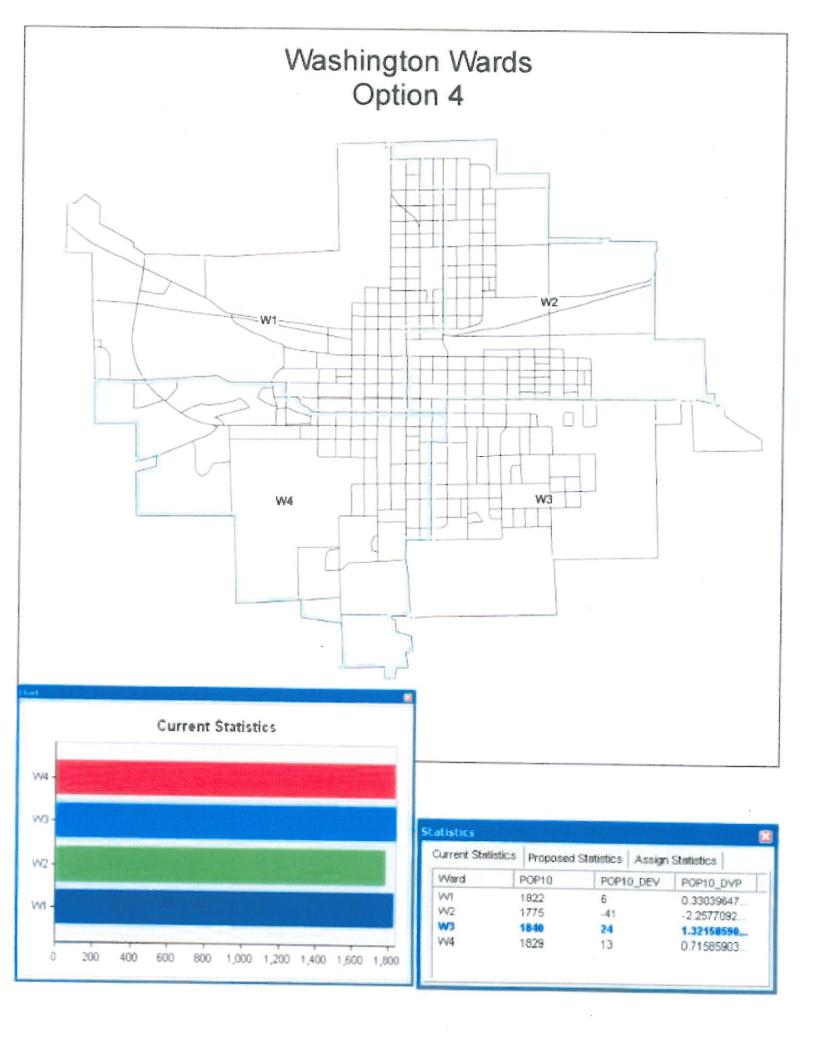


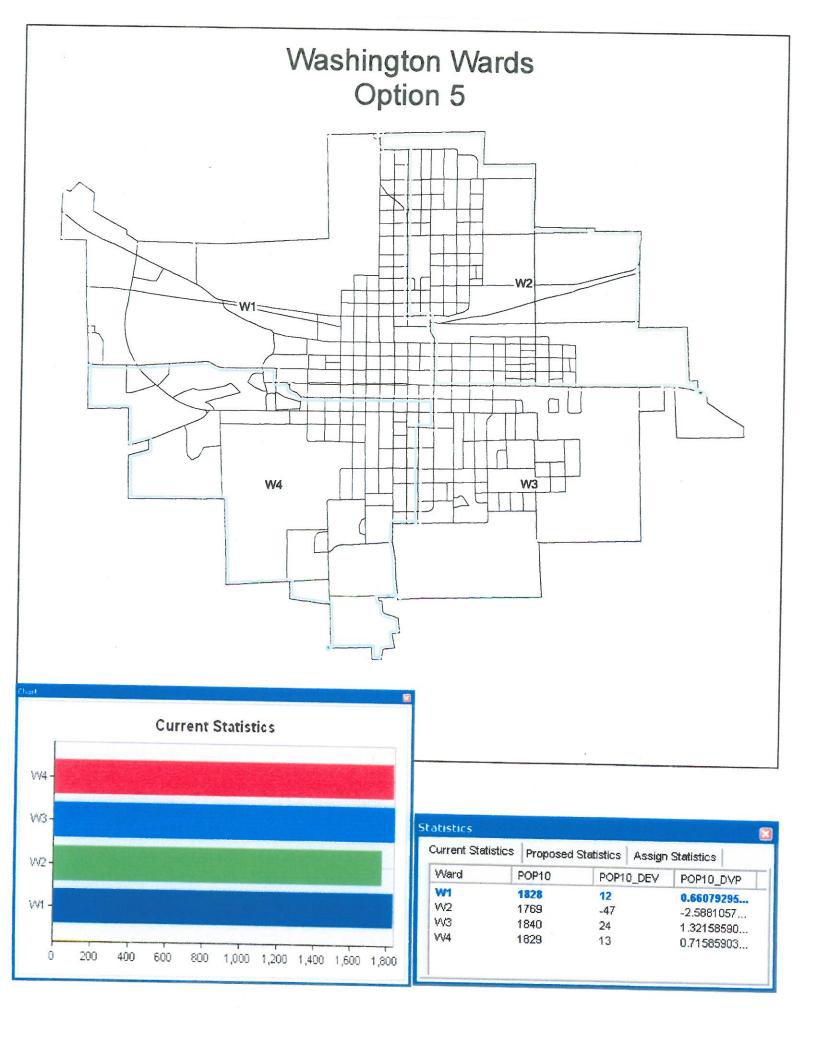


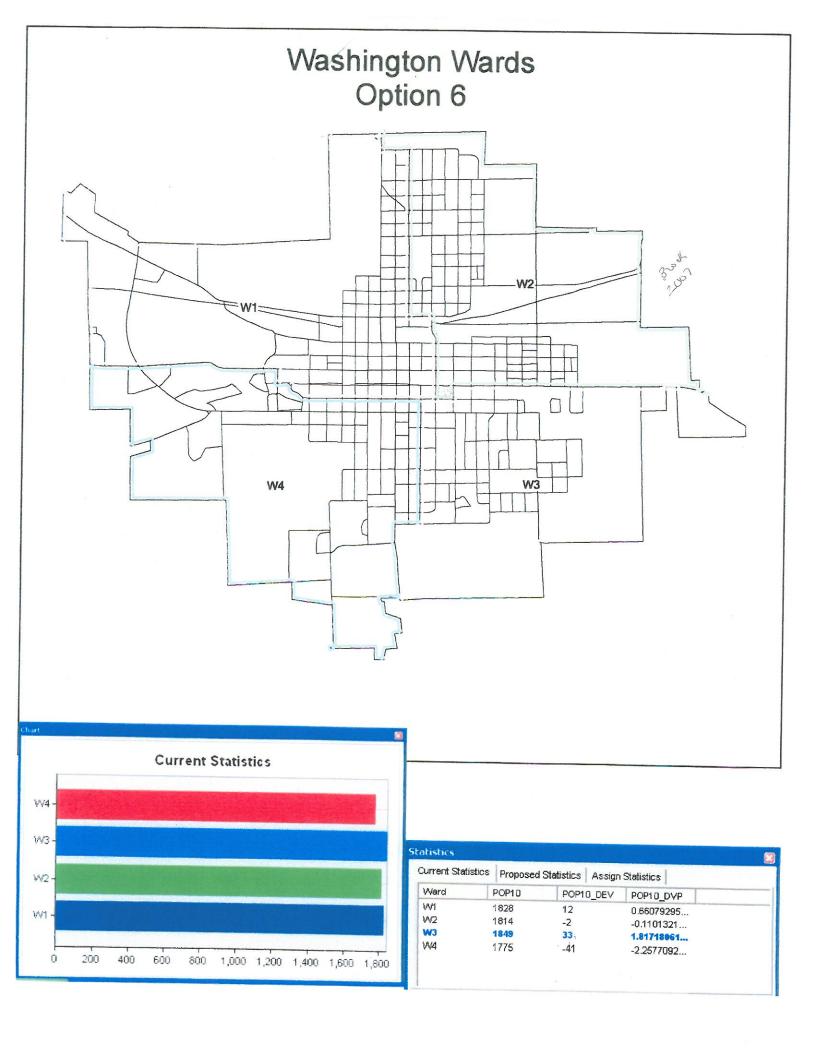


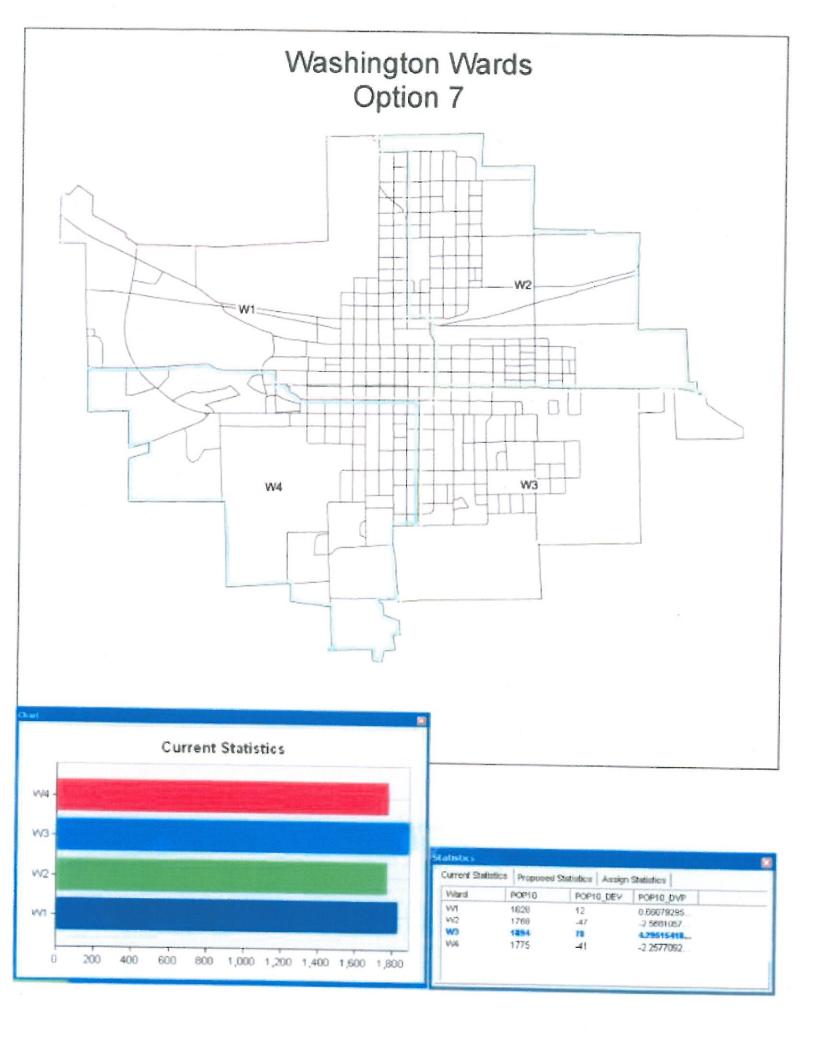












### Cemetery report for July 20th 2011

- •
- At this time there has been 5 burials in July making the total 47 for the year.
- One mower has had a small break down and I'm working with the dealer because it should be under warranty.
- I have been in touch with Doug Smith about taking down 4 trees that need to go due to their age and wind damage.
- There are 8 more that I can drop and get rid of some are blue spruces.
- We have started to mulch trees now that the weather has changed and the mowing has slowed down.
- I have been spraying weeds at both cemeteries.
- I also have helped at the park using the backhoe to put in tile and a waterline.

Rick W.

### WWTP report for July 20, 2011 Council Meeting

### After hour alarm and dog call outs

- 1st dog call, Safety Center reported a dog to be picked up at 533 South 9th, 4:20 p.m. Jason
- 2<sup>nd</sup> Goat call, Safety Center reported a goat to be picked up in 400 blk West 3<sup>rd</sup>, 5:39 p.m. Danny
- 3<sup>rd</sup> dog call, Safety Center reported a dog to be picked up at 608 N Marion, 9:40 p.m. Jason
- 4<sup>th</sup> dog call, Safety Center reported a dog to be picked up at 602 West 5<sup>th</sup>, 10:30 p.m. Jason
- **WWTP lagoon** We started pumping lagoon contents back through the WWTP for treatment on July 2, 2011.
- New WWTP progress meeting Jason and I attended the meeting on July 13, 2011.
- **Pitbull sludge pump** Joe Marie made some repairs to electric motor on the air compressor on July 6, 2011.
- WWTP June 2011 MOR 30/30 days bypass over lagoon standpipe, 102.555 million gallons (mg) treated, 57.766 mg through WWTP, 54.789 mg in and out of lagoon. Average daily flow 3.419 mg, maximum daily flow 6.4437 mg, minimum daily flow 2.129 mg, Sunset Park lift station bypassed for a total of 384.2 hours. 2 SSO'S out of the head works building for June 2011.

### • June 2011 WWTP NPDES permit violations

### **Ammonia** –nitrogen violations

7 <sup>th</sup> daily max limit	<b>67</b> lbs/d	result <b>67.9</b> lbs/d	flow (mgd) 3.524
14 <sup>th</sup> daily max limit		result 70.6 lbs/d	flow (mgd) <b>3.136</b>
15 <sup>th</sup> daily max limit	<b>67</b> lbs/d	result <b>95.4</b> lbs/d	flow (mgd) <b>5.525</b>
21st daily max limit	<b>67</b> lbs/d	result <b>78.0</b> lbs/d	flow (mgd) 3.329
22 <sup>nd</sup> daily max limit	<b>67</b> lbs/d	result 71.7 lbs/d	flow (mgd) 2.819
Monthly avg. limit	<b>38</b> lbs/d	result 67.7 lbs/d	

### **Total Suspended Solids (TSS)**

30 day average 500 lbs/d result 583.4 lbs/d Removal 85 % required result 62.9 %

Influent TSS monthly average = 26.39 mg/L Effluent TSS monthly average = 10.17 mg/L

### CBOD5

**Removal 85% required** result = 61.5% Influent CBOD5 monthly average = 59.43 mg/L Effluent CBOD5 monthly average = 22.05 mg/L

• **DMR-QA Study #31-** The preliminary results for the blind laboratory audit samples for the USEPA, from the WWTP's in-house lab are acceptable.

Fred E. Doggett 7/15/2011 2:02 PM

STREETS: M/C personnel graded a few alleys and streets, added asphalt millings and rock as needed. The street sweeper ran its course throughout the town. Crews made a trip around town pothole patching.

WATER DISTRIBUTION: M/C personnel installed 10' of 12" pvc water main and installed 11' of 4" pvc as well as a 4" gate valve, while shutting down numerous gate valves in the process at the intersection of North 7<sup>th</sup> Ave- East 7<sup>th</sup> St. Personnel also installed a new fire hydrant and a 4" gate valve located at North 2<sup>nd</sup> Ave- East 9<sup>th</sup> St.

SEWER COLLECTION: M/C personnel finished flushing dead end/terminal manholes using 25,000 gallons of water. Continued the inspections at the new Waste Water Treatment Plant site. Personnel also used dye to locate a sewer service on which sewer main line it was entering. Crews also jetted 400' of sewer main south located at South 8<sup>th</sup>-East Adams St.

STORM SEWER COLLECTION: M/C personnel ditched on the north side of East 14<sup>th</sup> St between North 7<sup>th</sup> Ave- North 8<sup>th</sup> Ave and installed a new intake by extending a 10" pvc out of an existing intake at the same location. Dye tested a sink hole in sunset park to see where it was traveling.

MECHANIC/SHOP: M/C personnel serviced PD #79 and rotated tires, replaced bad ignition coils and cleaned throttle body on #103. Replaced high pressure switch and recharged the Freon in PD #87. Inspected blown fuses in PD #969 and replaced accordingly. Worked on #301 removing king pins and installing new bushings and seals, replaced bad belts and bolts around water pump and thermostat. Installed a rebuilt alternator and wiper switch in #111.

OTHER: M/C personnel picked up yard waste and brush throughout the city. Personnel hauled 6 ton of cast iron and steel to the Davenport recycling center. M/C hired all the brush and yard waste bags ground up out at the Waste Water Treatment Plant. Responded to 54 One Call Locates. Hauled 1" ballast and 1" road stone to the city stock pile. Hauled 80 ton of spoil away that was compiled from different projects. Checked the monthly fuel reports.

Please note that this report does not include every task M/C personnel performed, but shall be highlight of our work performed as a department.

### Washington Volunteer Fire Department July 6, 2011

May Fires

 4 City fires
 400.00

 4 rural fires
 2150.00

 1 drill
 560.00

 10 fires
 3110.00

Meeting opened with Chief Tom Wide in charge.

Minutes of the previous meeting were read and approved.

Treasure report was read.

Joey Wallace made a motion to pay all bills against the department. Seconded by Scott Bartholomew. Motion passed

Committees; Social; Snacks after meeting.

Golf; August 28 is our tournament

Derby; July 22 Help needed

Communications; Keota Fun Days 6/11/11 Parade at 11:00am

Applications; Steve Linge resigned from the Department. Application of Kollin Orris was read for the First time. Investigation team of Tony Hamilton, Scott Bartholomew, and Tim Wells.

6 Month Probation vote on Mark McDole passed, Kevin Schultz passed.

Next County meeting will be at Kalona July 25.

Interior Attack training will be in Brighton July 23 & 24 and Keota in August.

Equipment is coming in for tactical rescue, and training is up coming.

October 3-7 40 hours confined space and October 22 & 23 High angle.

Kirkwood Fire School September 24 & 25.

Firefighter 2 class will be this fall.

Fair week July 17-22 Help is needed for most nights.

Doug Sanders made a motion to sponsor a softball team for \$175.00 Seconded by Ron Armstrong. Motion passed

Discussion of calls

No other business roll call taken meeting adjourned.

July 9 feed and auction for Steve Schultz.

Tom Tanner thanked the department for last months.

Secretary

Tom Beauchamp