

MINUTES
CITY OF JEFFERSON COMMON COUNCIL
MARCH 2, 2004

The Tuesday, March 2, 2004, meeting of the City of Jefferson Common Council was called to order at 7:30 p.m. by Mayor Brawders. Members present were: Ald. Wagner, Ald. Coffman, Ald. Bare, Ald. Gang, Ald. Stevens, Ald. McGrath, Ald. Carnes and Ald. Stewart. Also present were: City Attorney Brantmeier, City Engineer Ludwig and City Clerk/Treasurer Stewart

PUBLIC PARTICIPATION

John Foust, 235 South Main Street, addressed the Council regarding Media Democracy Week. Mr. Foust then gave an update on the Cable Commission's activities. He stated that members of the Commission have met with the School District and have taken tours of other school systems programs in Edgerton, Stoughton and Watertown. As of last week, Charter representative began resplicing the cable access channels in Jefferson.

Nancy Haberman, 536 East North Street, addressed the Council regarding the administrator position. Ms. Haberman asked where the City was at with the process. Ald. Coffman indicated that at the last meeting the number of applicants was narrowed from about 45 to 10 applicants. He stated that they will be discussing interviews at the next Personnel Meeting.

PRESENTATION: LENGTH OF SERVICE AWARD PROGRAM

Fire Chief Powell then introduced Ann Whiting from Paine Weber. Ms. Whiting was here to discuss the length of service award program for the Fire Department. She explained the origins of the program and how the program runs. She then noted how the City of Jefferson is impacted and how it could be affected if the City bought back prior service and the potential cost involved.

Ms. Whiting stated that the most cost effective ways for most municipalities to buyback prior years of service is to fund it using a 10 repayment plan. She stated that the obligation under this plan would be the principal plus 6% interest—none of which returns to Paine Weber.

Ms. Whiting then drew the Council's attention to a list of participants in the program. She stated that the plan before the Council tonight would buy back service for all of the listed participants. She stated that the City would buy back service at \$100/year for prior years and \$500 for the current year (per participant). Fire Chief Powell and Ms. Whiting noted that the 2004 budget for the Fire Department includes the current year contribution, payment #1 of the ten year buyback and administration expense of approximately \$1,300.

Mayor Brawders then questioned the 6% interest. Ms. Whiting stated that this figure is set by the state and that in light of plummeting interest rates they are in negotiations with the State to look at reducing that number.

Ald. Wagner asked what other municipalities were doing. Ms. Whiting stated that most of the municipalities that she works with are doing the entire buyback over a 10 year period. She stated

that the amount of buyback fluctuates with the department because so many variables with prior service come into play.

Fire Chief Powell stated that Lake Mills Fire Department did a complete buyback four years ago. He stated that they paid a lump sum and now wish they spread it out. Powell indicated that the buyback would figure out to \$750 a year for each person; a very cheap cost for fire protection. He added that he did not feel that this was too much to ask for. He reiterated that there is \$31,500 in the 2004 budget for these years payments.

Ald. Bare asked if we are locked into this program. Ms. Whiting stated that there are no prepayment penalties

Ald. McGrath questioned if there were any fees in addition to the yearly payment. Ms. Whiting reiterated that the City would still be paying \$500/year per participant and in addition paying a \$1,000 flat fee and \$8/person administrative fee yearly. She added that the total for 2004 comes to approximately \$31,300—all of which is budgeted for.

PROCLAMATION FOR MEDIA DEMOCRACY WEEK MARCH 14-20, 2004

Mayor Brawders then read a proclamation naming March 14-20, 2004 Media Democracy Week.

AN ORDINANCE TO AMEND SECTION 7.03(4)(H) OF THE CITY OF JEFFERSON MUNICIPAL CODE RELATED TO NO PARKING ZONES ON WISCONSIN DRIVE

Ald. McGrath introduced Proposed Ordinance #3-04 for its first reading.

**CITY OF JEFFERSON
ORDINANCE # 3-04**

An Ordinance to Amend Section 7.03(4)(h) of the Municipal Code Related to No Parking Zones.

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

Section 1. Section 7.03(4)(h) is hereby amended to add the following no parking zone:

- Wisconsin Drive, 305' south of Hickory Drive, west side, 20' north and south of the employee/delivery entrance to Countryside Home, beginning at the end of radius.

Section 2. This ordinance shall take effect upon passage and publication as required by law.

This was a first reading.

AN ORDINANCE TO CREATE SECTION 12.07(12) OF THE CITY OF JEFFERSON MUNICIPAL CODE RELATED TO HUMANE AND PROPER TREATMENT OF ANIMALS

Ald. Bare introduced Proposed Ordinance #4-04 for its first reading.

**CITY OF JEFFERSON
PROPOSED ORDINANCE #4-04**

An Ordinance to Create Section 12.07(12), 12.07(13), 12.07(14), and 12.07(15) of the City of Jefferson Municipal Code Regulating Humane and Proper Treatment of Animals City of Jefferson

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

Section 1. Section 12.07(12), 12.07(13), 12.07(14), and 12.07(15) are hereby created as follows:

(12) PROVIDING PROPER FOOD AND DRINK TO CONFINED ANIMALS.

- (a) No person owning or responsible for confining or impounding any animal may refuse or neglect to supply the animal with a sufficient supply of food and water as prescribed in this Section.
- (b) The food shall be sufficient and suitable to maintain all animals in good health.
- (c) Potable, clean, drinkable water shall be available at all times for all animals to maintain them in good health and well hydrated. When a dog is confined outdoors during winter months fresh water must be given in sufficient quantity and monitored periodically during each twenty-four (24) hours period to prevent the water from freezing. (State Law Reference: Sec. 173 and 951.13, Wis. Stats.)

(13) PROVIDING PROPER SHELTER.

- (a) **Proper Shelter:** No person owning or responsible for confining or impounding any animal may fail to provide the animal with proper shelter as prescribed in this Section. In the case of farm animals, nothing in this Section shall be construed as imposing shelter requirements or standards more stringent than normally accepted husbandry practices in the particular county where the animal or shelter is located.
- (b) **Indoor Standards:** Minimum indoor standards of shelter shall include:

1. Ambient temperatures. The ambient temperature shall be compatible with the health of the animal.
2. Ventilation: Indoor-housing facilities shall be adequately ventilated by natural or mechanical means to provide for the health of the animals at all times.

(c) **Outdoor Standards:** Minimum outdoor standards of shelter shall include:

1. Shelter from sunlight. For all animals tied or confined unattended outdoors during months of April through October sufficient shade by natural or artificial means shall be provided to protect animals from direct sunlight.
2. Shelter from inclement weather.
 - a. Animals generally. Natural or artificial shelter appropriate to the local climatic conditions for the species concerned shall be provided as necessary for the health of the animal.
 - b. Dogs. If a dog is tied or confined unattended outdoors or in an unheated enclosure, a shelter of suitable size to accommodate the dog shall be provided. The minimum specifications for such shelter shall be as follows:
 - (1) The shelter must be a moisture proof, weather tight doghouse maintained in good repair.
 - (2) The shelter must be constructed and maintained so as to provide sufficient space to 1) allow the dog to turn around freely, 2) allow the dog to easily sit, stand and lie in a normal position, 3) keep the dog clean, dry and comfortable, 4) maintain the dog's body heat.
 - (3) The shelter must be made of durable materials including, but not limited to, wood or molded plastic.
 - (4) The shelter must have an entrance covered by a self-closing, swinging door or covering, or an "L" shaped entrance to prevent the wind and elements from blowing directly into the house.
 - (5) The shelter must have clean bedding to provide insulation and protection against cold and dampness and promote the retention of body heat. Acceptable

bedding shall include, but not be limited to, blankets, hay, straw, or cedar shavings.

(6) The shelter must have suitable drainage, which rapidly eliminates excess water.

(d) **Space Standards.** Minimum space requirements for both indoor and outdoor enclosures shall include:

1. **Structural Strength.** The housing facilities shall be structurally sound and maintained in good repair to protect the animals from injury and to contain the animals.
2. **Space Requirement:** Enclosures shall be construed and maintained so as to provide sufficient space to allow each animal adequate freedom of movement. Inadequate space may be indicated by evidence of debility, stress or abnormal behavior patterns.

(e) **Sanitation Standards:** All pens, yards, structures or areas where animals are kept shall be maintained in a nuisance-free manner. Droppings and manure shall be removed regularly and disposed of properly so not to attract insects or rodents, become unsightly or cause objectionable odors.

(f) **Tying or Tethering Dogs.** A dog or puppy may be restrained by a fix-point chain or tether only under the following conditions:

1. Any tethering system employed shall not allow the dog or puppy to leave the owner's property.
2. No chain or tether shall weigh more than one-eighth (1/8) of the dog or puppy's body weight.
3. Any chain or tether shall be at least ten (10) feet in length and have swivels on both ends.
4. Any chain or tether must be attached to a properly fitting collar or harness worn by the animal. Choker collars shall not be used for dogs restrained and it must be a fix-point chain or tether. (State Law Reference: Sec. 951.13 and 951.14, Wis. Stats.)

14) NEGLECTED OR ABANDONED ANIMALS.

(a) Neglected or Abandoned Animals.

1. No person may abandon any animal.
2. Any law enforcement officer may remove, shelter and care for an animal found to be cruelly exposed to the weather, starved or denied adequate water, neglected, abandoned, or otherwise treated in a cruel manner, or otherwise treated in such a manner that the owner would be in violation of Section 12.07(12) or (13) herein and may deliver such animal to another person to be sheltered, cared for and given medical attention, if necessary. In all cases, the owner, if known, shall be immediately notified and such officer, or other person, having possession of the animal shall have a lien thereon for its care, keeping and medical attention and the expense of notice. State Law Reference: Sec. 951.15 and 173.13, Wis. Stats.

(15) PENALTIES.

- (a) Any person who shall violate any provision of this chapter shall be subject to a penalty as provided in Section 25.04 of this municipal code or \$25.00 for first violation, \$50.00 for second violation and court costs and penalties as specified in Sec. 25.04(3)(b).
- (b) In addition to the penalty provided in sub. (a) above, the City may withhold an animal in custody from an owner. State Law Reference: Sec. 951.18 and 173.21, Wis. Stats.

Section 2. This ordinance shall take effect upon passage and publication as required by law.

This was a first reading.

AN ORDINANCE TO RECREATE SECTION 11.05 OF THE CITY OF JEFFERSON MUNICIPAL CODE RELATED TO HEALTH AND SANITATION

Ald. Gang introduced Proposed Ordinance #5-04 for its first reading.

**CITY OF JEFFERSON
ORDINANCE #5-04**

An Ordinance to Recreate Section 11.05 of the Municipal Code Related to Public Health and Safety.

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

Section 1. Section 11.05 is hereby recreated as follows:

11.05 JEFFERSON RECYCLING ORDINANCE. (1) AUTHORITY S.159.09(3)(b) Wisconsin Statutes.

(2) FINDINGS. The Common Council of the City of Jefferson hereby finds and determines that: there is an increasing necessity to conserve natural resources and reduce the need for landfill space for the citizens of Jefferson; newspaper, clear, amber and green glass, used oil, aluminum cans, steel and bi-metal cans, scrap metal products, plastics, foam polystyrene packaging, mixed paper, corrugated, tires, lead-acid batteries, and yard waste comprise a substantial portion of residential and business solid waste material; these items can be separated from other solid waste materials and recycled, benefiting residents, taxpayers, and business of the city by reducing the volume of solid waste materials collected by the City and transported to and deposited in available authorized landfill sites.

(3) DEFINITIONS. As used in this section the following terms shall mean:

(a) Contractor. The person or person specifically authorized by the City Council to collect garbage, rubbish and recyclable materials and dispose of the same.

(b) Refuse to be collected by Contractor:

1. All kitchen wastes, household food, accumulations of animal food and vegetable matter attendant on the preparation, use, cooking, and service food.
2. Any items that would normally be recyclable, but is contaminated, such as wet paper, dirty cans or bottles, etc.
3. General household trash suitable for packer-type equipment, including ashes, crates, discarded toys, discarded clothing, stoves, refrigerators, washers, dryers, other kinds of home appliances, and furniture.

(c) Recyclables to be collected by Contractor:

1. Newspaper, magazines, office paper, junk mail, cereal boxes, cardboard, tin, aluminum, glass, plastics, and any other items identified to be recyclable by State Statute and Department of Natural Resources Rules and Regulations shall be collected by the Contractor.

(d) Bulky items to be collected:

1. Bulky items to be collected are items that meet the definitions noted in A and above, but are too large to be collected in the carts provided by the contractor.

(e) Materials not to be collected:

1. Earth, sod, rocks, concrete, and refuse from remodeling or construction of homes.
2. Yard or garden wastes as prohibited by State Law. City will intermittently retrieve from these yards.

(f) "Residence" includes all residential property including structures having four units or less as defined by City zoning laws.

(g) "Commercial-industrial sites" includes all other sites producing refuse or recyclable accumulation other than residences.

(4) Collection From Residential Sites – City Function

(a) The regular collection and removal of refuse and recyclables from residences is designated as a municipal function and enterprise. All such refuse and recyclables shall be gathered and removed by the City, and it is unlawful for any person, unless reemployed or contracted by the City, to engage in the collection or removal of refuse or recyclables, whether for or without compensation.

(b) All residential refuse and recyclables shall be collected, removed and disposed of at the general expense of the City.

(5) Collection From Residential Sites – Procedure

(a) The collection, removal, and disposal of refuse and recyclables from residential sites shall be under the supervision, direction, and control of the City Administrator, who shall cause the same to be done in the following manner:

1. The Administrator, subject to the approval of the City Council, shall have the authority to award to some individual, firm, or corporation a contract for the removal of residential refuse and the specifications for such contract and provisions thereof shall be prepared by the City Administrator and said contract shall be approved by the Common Council

(b) Such contract shall provide for the removal of residential refuse and recyclables at such times, and with such frequency and from specified pickup sites and to such places as shall be determined by the City Administrator, and

shall require the contractor to comply with all the provisions of this chapter which are applicable.

- (c) The contractor shall be required to post a performance bond in the amount of \$10,000 or, in the alternative provide an irrevocable letter of credit in the amount of \$10,000. Said bond or letter shall be required to be filed with the City Clerk upon the signing of this contract.
- (d) The contractor shall be required to maintain and file with the City Clerk policies or certificates for worker's compensation insurance, public insurance, property damage insurance, and motor vehicle insurance. The insurance shall cover the entire contract period and shall be sums as determined by the City Administrator. Such policies or certificates shall be approved as to form and content by the City Attorney.
- (e) The refuse and recyclables collection contract when awarded, shall be subject to all existing regulations covering collection and removal of refuse and recyclables subject also to all other rules and regulations as may thereafter be legally adopted.
- (f) Said contractor shall be paid from the proper fund, and shall be at the expense of the City.
- (g) The contractor shall be required to provide and maintain a local phone number in the City to provide access for consumer complaints and inquires.
- (h) The contractor shall be required to use safe and sanitary equipment at all times; said equipment being subject to the right of the City to inspect and require repair within a reasonable time.
- (i) The contractor shall be required to be an equal opportunity employer and the conduct of said employees while performing collection service for the City shall be subject to reasonable rules and regulation by the City.
- (j) The contractor shall be required to furnish special weekly service to meet all the needs to of the refuse and recyclables removal from city-owned locations, including all parks, tennis courts, the swimming pool, the Police/Utility, the City Garage, the Sewage Plant, the Senior Center, and all other properties and facilities owned and maintained by the City at no additional cost. This does not include sludge or grit from Waste Water Treatment Plant. Trash containers in the business district and at designated locations, which are owned by the City, shall also be emptied weekly or more often if necessary.

(6) Collection From Commercial – Industrial Sites

- (a) Commercial-industrial properties located within the corporate limits of the City shall be served by private contractors, and are excluded from this ordinance. The City has no responsibility or liability for any damages to property or person, which might occur out of any private arrangements for these types of customers.
- (b) Commercial and industrial refuse removal shall be made at least weekly throughout the entire year.

(7) Collection Schedules

- (a) The contractor will furnish regularly scheduled collection from every residential unit (four units or less) in the City, according to a regular schedule, approved by the City Administrator. Residents shall place their materials suitable for refuse or recyclable collection at the curb or alley of their homes or at such other site designated by the contractor on the day scheduled for collection. Residents shall use carts provided by the contractor for the collection of recyclables and refuse.
 - 1. Refuse collection will be scheduled weekly.
 - 2. Recyclable collection will be scheduled bi-weekly.
 - 3. Bulky collection will be scheduled one monthly.
- (b) All refuse and recyclable containers shall be placed by the customer, at curb, alley or other site agreed upon by the customer and the contractor by 6:00 a.m. of the day of collection; empty containers shall be removed from the curb by 8:00 p.m. of the same day. Refuse and recyclable containers or bulky materials shall not be placed for collection prior to 4:00 p.m. on the afternoon on the preceding day of collection.

(8) Refuse/Recyclable Containers – Regulation Pertaining to Residential Service

- (a) Contractor shall supply and furnish at its expense, to all residential units, carts for the collection of refuse and recyclables. The contractor will provide the manufacturer's warranty for defects of the carts including broken wheels or lids from regular usage. The contractor is not responsible for damage from negligent use such as being cut by a saw, burned by hot ashes, being hit by a car, etc. The contractor is not responsible for missing carts.

(9) Illegal Dumping and Rummaging

- (a) It is unlawful for any person to dump refuse, recyclables, or bulky

materials onto any other person's property or into any other person's refuse or recyclable container, unless acting with proper permission or authority. This subsection does not apply to trash receptacles held out for public use.

- (b) It is unlawful for any person to rummage or scavenge through any public refuse container or any other person's refuse or recyclable container, unless acting with proper permission or authority.

(10) Penalty and Special Charge for Violations

- (a) Any person who violates any provision of this chapter shall be subject to a penalty of not less than ten dollars (\$10.00) and not more than two hundred fifty dollars (\$250.00), together with the cost of prosecution.
- (b) If any such owner, occupant or person in charge refuses or fails to comply with the provisions of this section, the City Administrator or his/her appointed designee, may remove such items and the cost thereof shall be charged at a rate of time and materials as established by the City Clerk's Office, with a minimum charge of twenty-five dollars (\$25.00), or contract with a private contractor to have the items removed. The cost of such removal shall be reported to the City Clerk/Treasurer in writing with a description of the premises, and such charges if unpaid, shall become a lien on the property against which it is imposed. The delinquent charges shall be included in the current or next tax roll and settlement under Chapter 3.
- (c) The owner, occupant, or person in charge of any building or lot in the City of Jefferson, shall be responsible to comply with the time limits set forth in Section 11.05, including, but not limited to removing any empty containers by 8:00 p.m. on the day of collection. If any such owner, occupant, or person in charge refuses or fails to comply with the provisions of Section 11.05, the City Administrator or his appointed or authorized representative, may cause the container an/or refuse to be moved away from the public right-of-way. The cost thereof shall be charged to the owner, occupant, or person in charge, at the discretion of the City in the amount of twenty-five dollars (\$25.00). Notice of the charge shall be given to the person charged by written notice, which can be delivered personally, or by mail, at the best available address. Actual receipt of said notice is not required. The charge shall be reported to the City Clerk or Treasurer in writing, with a description of the premises, and such costs shall become a special tax and lien against the premises, and if not previously paid, shall be inserted by the City Clerk or Treasurer in the current or next ensuing tax roll for collection and settlement under Chapter 3; and such cost may, in the discretion of the Common Council or the City Administrator, be collected by other means, including suit against the owner, occupant, or person in charge of the premises.

Section 2. This ordinance shall take effect upon passage and publication as required by law.

This is a first reading.

CONSENT AGENDA

Ald. Wagner introduced Resolution No. 146.

**CITY OF JEFFERSON
RESOLUTION NO. 146**

BE IT RESOLVED by the Common Council of the City of Jefferson that the consent agenda for March 2, 2004 is hereby adopted.

The consent agenda for tonight includes:

- ◆ Vouchers Payable for March 2004 in the amounts of \$76,387.94, less the voucher for Bray and Associates in the amount of \$3,600 and Payroll Summary for February 20, 2004 in the amount of \$96,756.36.
- ◆ Council Minutes from the February 17, 2004 Regular Session Meeting of the Common Council.
- ◆ 2004 Greenwood Cemetery Association Contribution.
- ◆ 2004 Development Consortium Annual Fee.
- ◆ ~~Bray Architect Associates Billing.~~
- ◆ Licenses as Approved by the Regulatory Committee
 - ▣ Operator's Licenses
 - ▣ Special Class B Licenses

Ald. Wagner, seconded by Ald. Carnes moved to recommend Resolution No. 146. On call of the roll, motion carried unanimously.

Ald. Coffman stated that the Finance Committee recommended that the Bray Architects Associates payment be removed from the March 3, 2004 bill run. They indicated that staff and the City Attorney will contact Bray and Associates regarding the oversights in the contract.

RESOLUTION REVIEWING AN APPEAL OF ASSESSMENT FROM MR. & MRS. JOSEPH WANKE

Ald. Stewart introduced Resolution No. 147.

**CITY OF JEFFERSON
RESOLUTION NO. 147**

BE IT RESOLVED, by the Common Council of the City of Jefferson that the claim made under Section 74.37 of the Wisconsin State Statutes submitted by Mr. & Mrs. Joseph Wanke is hereby disallowed.

Ald. Coffman stated that he did believe that Mr. Wanke had an added benefit to his property by being on the golf course.

Ald. Bare stated that he did not feel that \$33,000 not enough for the land.

Ald. Wagner stated that the Board of Review has lowered his assessment in years past.

City Assessor Keith Munson stated that the property was given a thorough review at BOR.

Ald. Coffman, seconded by Ald. Wagner moved to approve Resolution No. 147. On call of the roll, motion carried unanimously.

RESOLUTION INCREASING THE LOCAL GOVERNMENTAL PROPERTY INSURANCE FUND DEDUCTIBLE

Ald. Carnes introduced Resolution No. 148.

**CITY OF JEFFERSON
RESOLUTION NO. 148**

BE IT RESOLVED, by the Common Council of the City of Jefferson that the Common Council hereby increases the Local Governmental Property Insurance Fund deductible to \$_____.

City Clerk/Treasurer Stewart gave the Council an overview of Resolution No. 148. Stewart stated that this deductible could be reviewed on a yearly basis. She added that the Finance Committee had discussed the possibility of increasing the deductible, they had tentatively thrown out a deductible of \$50,000. Stewart stated that she had spoke with the utilities and they preferred a deductible more in \$5,000 range.

City Clerk/Treasurer Stewart stated that she felt the Council should consider a \$10,000 deductible.

Ald. Carnes stated that he would be agreeable with \$10,000.

Ald. Bare stated that he favored \$50,000.

City Clerk/Treasurer Stewart stated that the deductible could be reviewed yearly by the Council if they so desired.

Ald. Carnes, Ald. Gang and Ald. Wagner indicated that they would not support a \$50,000 deductible.

Ald. Bare, seconded by Ald. McGrath moved to increase the deductible to \$50,000. Ald. Bare, Ald. McGrath, Ald. Stewart and Ald. Coffman voted in favor of the \$50,000 deductible. Ald. Gang, Ald. Stevens, Ald. Carnes and Ald. Wagner voted against the \$50,000 deductible. The Mayor chose not to vote.

Ald. Gang stated that the most he would support would be \$25,000. He stated that the Council should consider what the other two entities want as well.

Ald. Wagner stated that he would support a \$25,000 deductible.

Ald. Stevens stated that we can always review the deductible again in 2005.

Ald. Gang stated that he felt we “can’t take that kind of gamble with the equity that we have”.

Ald. Carnes, seconded by Ald. Gang moved to increase the deductible to \$25,000 with an annual aggregate. On call of the roll, motion carried unanimously.

RESOLUTION AUTHORIZING THE RENTAL OF THE CARNEGIE BUILDING

Ald. Coffman introduced Resolution No. 149.

CITY OF JEFFERSON RESOLUTION NO. 149

BE IT RESOLVED, by the Common Council of the City of Jefferson that the City Attorney is hereby authorized to draft a rental agreement by and between the City of Jefferson and Yellow Book for the two month rental of the Carnegie Building

BE IT FURTHER RESOLVED, that Yellow Book shall pay the City of Jefferson \$3,400 for the two month rental period.

Ald. Coffman, seconded by Ald. McGrath moved to recommend Resolution No. 149. On call of the roll, motion carried unanimously.

RESOLUTION AUTHORIZING PAYMENT UNDER THE FORT COMMUNITY DEVELOPMENT AGREEMENT

Ald. Stevens introduced Resolution No. 150.

CITY OF JEFFERSON RESOLUTION NO. 150

BE IT RESOLVED, by the Common Council of the City of Jefferson that the City Engineer is hereby authorized to disburse \$205,000 in compliance with the Developer's Agreement between the City of Jefferson and Fort Community Credit Union.

City Engineer Ludwig questioned how the portions of the project were to be handled that were not yet finished. He questioned how staff should allocate payment.

Ald. Coffman stated that he felt comfortable that the uncompleted portions of the project would be completed and that he felt fine with releasing the funds at this time.

Ald. Stevens, seconded by Ald. Coffman moved to recommend Resolution No. 150. On call of the roll, motion carried unanimously.

Ald. Carnes, seconded by Ald. Wagner moved to adjourn the March 2, 2004 meeting of the Jefferson Common Council. Motion to adjourn carried on a voice vote.

The minutes of the March 2, 2004, meeting of the Common Council are uncorrected. Any corrections made thereto will be noted in the proceedings at which time the minutes are approved.