

REGULAR SESSION – DECEMBER 6, 2010

The Cape Girardeau City Council convened in regular session on Monday, December 6, 2010, at 7:00 p.m., with Mayor Harry E. Rediger presiding and Council Members Meg Davis Proffer, Mark Lanzotti, Loretta Schneider, Kathy Swan, Debra Tracy and John Voss present.

Prior to the regular session, the City Council convened in closed session for purposes of discussing purchase of real estate and personnel pursuant to RSMo. Sections 610.021(2) and (3) upon Mrs. Tracy's motion, Mrs. Schneider's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

Reverend Bob Towner, of Christ Episcopal Church, presented the invocation, and the Pledge of Allegiance was recited.

Mayor Rediger recommended that the Council: (1) remove from the Consent Agenda Item No. 4, an Ordinance repealing Sections of Chapter 30, and repealing and enacting new sections of Chapter 25 of the Code of Ordinances of the City of Cape Girardeau, Missouri, regarding Billboards, Signs, Fences, Retaining Walls, Landscaping and Bufferyards; (2) remove from the Consent Agenda Item No. 15, a motion approving the modification of the Special Use Permit for a telecommunication tower at 204 North Kingshighway and changing the ownership of the Special Use Permit to include both Roberts Communication Properties, LLC and American Tower Corporation; and (3) add to the Agenda Item No. 24, a Resolution authorizing the City Manager to execute Amendment No. 2 to the General Services Agreement with HDR Engineering, Inc., to provide engineering services for a wastewater treatment plant.

Mr. Voss made a motion, seconded by Mrs. Swan, to amend the Agenda as recommended by Mayor Rediger and to adopt the amended Agenda. The motion was approved upon the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

COMMUNICATIONS/REPORTS

Mayor Rediger presented Mr. Danny Essner with the City coin, recognizing him for his service to the City of Cape Girardeau. He commended him for his efforts on the Yes for Gaming Committee and his assistance with the campaign for the Parks and Recreation/Stormwater Sales Tax.

Mrs. Swan expressed appreciation to the Governor for visiting Cape Girardeau in his tour to educate Missouri about law enforcement tools like the pseudoephedrine prescription efforts.

Mrs. Swan congratulated the Southeast Missouri Redhawks football team for a successful year. Mayor Rediger stated he presented a City coin to coach Tony Samuel and commended him for not only a successful season, but also for bringing recognition to Cape Girardeau.

Mrs. Debra Tracy expressed appreciation to the citizens of the City and County who recently attended the public meetings on the City's noise ordinance and the peripheral zoning issue.

Mrs. Schneider commended Mayor Rediger and City Manager Scott Meyer for their hard work and successes relating to the riverboat gaming issue.

Mr. Meyer reported that the City will be holding the first public meeting regarding the Wastewater Treatment Plant issue on January 12, 2010 at 7:00 p.m., at the Public Works building. This year marks the 50 year anniversary of the beginning of construction of the existing wastewater plant,

and now it is time to begin the process to construct a new plant. Prior to the meeting, the public will be invited to tour the existing plant and the new proposed site.

Mr. Meyer commended City employees Brad Dillow, Steve Mirly, Klaus Mueller and Keith Johnson for completing ham radio training, which is very necessary during an emergency or disaster event. Mr. Meyer also received a letter from SEMA Director Paul Parmenter commending Fire Chief Rick Ennis for his efforts in the area of emergency management.

The Missouri Finance Development Board sent a letter congratulating the City on the DREAM Initiative and the work that has been put in over the past several years. Mr. Meyer commended Tim Arbeiter with the Chamber of Commerce, and Marla Mills and Steve Hoffman with Old Town Cape, for the work they have put in on this program.

The leaf pick up program is almost complete. The zone schedule will be rotated each year so different areas of the City will have leaves picked up first. This is an extra service provided by the City and is not intended to clean up every leaf.

Parks and Recreation Director Dan Muser reported that over 2,160 people attended the Parks and Recreation Spaghetti Day. The event was very successful thanks in part to staff, volunteers, board members and foundation members that assisted throughout the day.

PUBLIC HEARINGS

This being the date set for a public hearing regarding the request of Fruitland Livestock Market to zone property located south of LaSalle Avenue and on both sides of Baldwin Drive to the R-3, high density family residential district, and to the C-2, highway commercial district, the hearing was opened.

Mr. Chris Koehler, representing Fruitland Livestock Market, appeared before the Council in support of the request. He stated that Koehler Engineering and Land Surveying had developed a plan for improvement of the property to include a duplex subdivision 400' off of LaSalle Avenue, with a possible bank and convenience store on the corner and a strip center across from the duplex subdivision. At the Planning and Zoning Commission meeting there was some confusion on the types of uses permitted. MACO Development has a one-year option to purchase the land from Fruitland Livestock Market and, and they presented a plan for senior housing on the property. Either use is applicable for C-2 zoning. Duplexes are already under construction with City-approved plans in the R-3 zone.

Mrs. Tracy asked if time constraints would prevent the developer from resubmitting the duplex subdivision plans to the Planning and Zoning Commission for clarification. Mr. Koehler replied that it is easier to market the property if it is already zoned, but there are no time constraints.

Mr. Ken Eftink, Development Services Director, noted that senior housing is permitted in C-2, but that use can also be built on property zoned R-3. Mayor Rediger expressed concern that while C-2 is appropriate for LaSalle Avenue frontage, the property extends back to a residential area, and they may not want commercial development back that far. He asked if the frontage along LaSalle Avenue and Baldwin Drive could be zoned C-2, and the rear of the properties be zoned R-3. If the developer has plans for a C-2 use, he can come to the Planning and Zoning Commission with those plans. Mr. Koehler answered that he didn't think the developer would have a problem with that. Mr. Lanzotti said that he would propose a motion to amend the zoning request.

There being no further appearances, the hearing was closed.

BILL NO. 10-174 was given first reading as follows:

AN ORDINANCE AMENDING CHAPTER 30 OF THE CODE OF ORDINANCES OF THE CITY OF CAPE GIRARDEAU, MISSOURI, BY CHANGING THE ZONING SOUTH OF LASALLE AVENUE AND ON BOTH SIDES OF BALDWIN DRIVE, IN THE CITY AND COUNTY OF CAPE GIRARDEAU, MISSOURI FROM R-1 TO R-3 AND C-2

Mr. Lanzotti made a motion, seconded by Mrs. Swan, to approve the first reading of BILL NO. 10-174. A motion was made by Mr. Lanzotti to amend the Ordinance to read that lots adjoining LaSalle Avenue will be zoned C-2, and lots bordering Baldwin Drive will be zoned R-3. Mrs. Swan seconded the motion to amend.

Upon questioning by Mr. Voss, Mr. Eftink explained that the future land use plan shows mixed density residential for this property, and the property is close to an area where the Comprehensive Plan shows mixed uses. Mr. Voss said that, while he thought it was admirable of the Council and the Planning and Zoning Commission to consider the intent of the developer, if that developer follows the future land use map, any uses would be their prerogative. He said that he worried about too much consideration being given to the details of the developer's future plans.

Mrs. Tracy said that she liked the process of having all parties understand the request and the value of appearing before the Planning and Zoning Commission for review and approval.

The amendment to BILL NO. 10-174 was approved upon the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none. The first reading of BILL NO. 10-174 as amended was approved with the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

This being the date set for a public hearing to consider an amendment to the Zoning Ordinance of the City of Cape Girardeau, which would limit the number of domestic servants in residential areas, the hearing was opened.

Mr. Danny Lynn, of 1335 Ashland Hills Drive, appeared before the Council and expressed concern about a neighbor that he feels is leasing out a home in a single family residential area. He said that the strength of the Ordinance is in its verbiage and enforcement. He asked how the proposed Ordinance would be enforced and how it would change the conditions in his neighborhood. Mr. Meyer replied that enforcement of the current zoning Ordinances will be addressed with the landowner. Zoning Ordinance issues are mostly enforced based on complaint. Neighbors bring their concerns to the City's attention, and the Ordinances are enforced as the law allows.

Mr. Meyer said that in Mr. Lynn's neighborhood, City staff will work through the issue and find out exactly what the legal obligations and leases are with the domestic servants. He said that City staff will work on addressing the issue.

Ms. Becky Ogborn, of 1339 Ashland Hills Drive, addressed the Council and asked that if the lease was invalid because it violated a City Ordinance, why the City would wait to enforce it. When does such a lease become precedent for future changes in the zoning ordinance. She said that City staff had questioned the number of servants or residents at the property, and she said that there should be a clarification on the definition of the term "servant". Residences around the Jefferson

School area have the same violations and it has become the norm. Ms. Ogborn said that the Southeast Missouri State University school semester is over, and she requested that the zoning ordinances be enforced. She said that a “servant” should be defined as a “resident”.

Mr. Meyer said that the existing zoning Ordinance did not limit the number of domestic servants. This change in the Ordinance would limit that number. The next step would be to enforce the Ordinance, once it is approved.

Mrs. Schneider asked how the City would go about inspecting this type of situation. Police Chief Carl Kinnison responded that the Cape Girardeau Police Department has investigated several complaints of this nature, and in those cases, they cannot enter the property unless permitted by the property owner. They try to determine the number of residents by the number of vehicles but there is no way to establish who is a resident or a visitor. Mr. Eftink noted that the City had received copies of lease agreements with the domestic servants at that location. Mrs. Proffer asked if the proposed landlord/tenant inspection program would help in these situations. Mr. Meyer replied that the inspection program would help, if it were addressed in the Ordinance.

Ms. Ogborn questioned if a tenant is paying rent, instead of being paid for work, whether he is actually a servant. Mr. Eftink answered that the City Attorney had said that the City did not have a case to remove the servants from the property, based on the terms of the lease agreements. Mrs. Swan said that this proposed change in zoning Ordinance was the first legal step in addressing the issue.

There being no further appearances, the hearing was closed.

BILL NO. 10-175 was given first reading as follows:

AN ORDINANCE AMENDING CHAPTER 30 OF THE CODE OF ORDINANCES, OF THE CITY OF CAPE GIRARDEAU REGARDING DOMESTIC SERVANTS

A motion was made by Mrs. Swan and seconded by Mrs. Schneider, to approve the first reading of BILL NO. 10-175. The motion was approved upon the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

APPEARANCES

Mr. Don Howard, of 1100 Ranney Avenue, appeared before the Council in support of the Ordinance regulating the sale of medications containing ephedrine.

Detective Jason Morgan, with the SEMO Drug Task Force, and Corry Mitchell, an officer with the Poplar Bluff, Missouri, Police Department, addressed the Council in support of the Ordinance requiring prescriptions for medications containing ephedrine. and they said that Poplar Bluff had passed a similar Ordinance on December 21, 2009. Since that time, there had been a 50% reduction in meth labs seized by Police in town and there had not been any major issues with the Ordinance. Poplar Bluff is one hour away from Cape Girardeau, and pharmacy record reviews had shown 111 Poplar Bluff residents purchasing medications containing pseudoephedrine in Cape Girardeau in one month. Of those 111, 85% were known to Poplar Bluff narcotics investigators as methamphetamine users and suppliers.

Cape Girardeau County Sheriff John Jordan, addressed the Council and said that pseudoephedrine works well, but medications containing heroin used to be given to children. In the past, when

medications were found to contain precursors, they were regulated. Pseudoephedrine was regulated until 1976 when it was removed from the prescription list, despite the DEA's warning. Precursors need to be regulated, he said. Fifty-six methamphetamine labs were found in Cape Girardeau County last year, and more than half had children in the home where it was cooked.

Mrs. Kim Price, representing the Consumer Healthcare Products Association (CHPA), addressed the Council in opposition. She asked the Council to consider that the State-wide tracking system has not yet been fully implemented and has not had an opportunity to work. She asked the Council to weigh the rights of legal consumers against those illegally using the drug. Both Federal and State laws limit the amount of pseudoephedrine that can be purchased over the counter to 90 grams in 30 days. No such limits exist for prescriptions.

Mrs. Price said that Cape Girardeau is surrounded by cities requiring a prescription for ephedrine, and those residents are coming to Cape Girardeau to purchase the medication, which leads to an increase in sales. This Ordinance will burden the citizens and consumers of Cape Girardeau. Iowa, Illinois and Kentucky have tracking systems to stop the illegal sale of pseudoephedrine without burdening consumers with doctor visits and prescription requirements. The tracking system has real-time information of product purchases, and with bordering states using the system, Missouri is poised for the system to work here as well.

Dr. Robert Sasha, an allergist and pharmacist at Premier Family Physicians, addressed the Council and noted that Missouri's Governor is now calling for pseudoephedrine to be sold only with a prescription. Mississippi saw drastic reductions in the manufacture of methamphetamines when the sale of ephedrine required a prescription. He said that other drugs could be used instead of ephedrine, and he did not feel that requiring a prescription was overly burdensome to the people of Cape Girardeau. Pseudoephedrine can be associated with serious side effects, he continued, and consulting a physician for a prescription can allow the doctor to monitor those side effects. Dr. Sasha said that he had spoken with numerous doctors, pharmacists, and police officers in Sikeston and Poplar Bluff, and none had reported troubles with the Ordinance in their areas. He claimed that CHPA hired an attorney and placed ads in the newspaper not because they cared about the health of Cape Girardeau residents, but because they profit from the sale of the drug. The tracking system will not be effective, because it is the burden of pharmacies to buy the tracking system and monitor sales. Smaller pharmacies just won't sell the product, so they won't have to buy the tracking system. He asked that the Council not wait for Missouri to pass a law requiring pseudoephedrine to be sold only with a prescription. Dr. Sasha noted that the Jackson Fire Chief had reported cleaning 91 meth labs in 2008, 190 meth labs in 2009, and 280 methamphetamine labs so far in 2010.

Mrs. Proffer asked what the cost would be to Cape Girardeau residents to visit Dr. Sasha's office and get a prescription for medications containing pseudoephedrine. Dr. Sasha answered that the office visit would be \$40, and prescriptions could be written for a one-year time period.

Sergeant Jason Grellner, vice president of the Missouri Narcotics Officers Association, appeared before the Council and distributed the November statistics from the current tracking system. Of the 74 counties on the report, Cape Girardeau ranked #1 in pseudoephedrine grams sold. He reviewed the agencies that support the effort to require prescriptions for ephedrine sales.

BILL NO. 10-145 was given second and third readings as follows:

AN ORDINANCE AMENDING CHAPTER 17 OF THE CODE OF ORDINANCES OF THE CITY OF CAPE GIRARDEAU, MISSOURI, BY ADDING A NEW ARTICLE XI ENTITLED "REGULATION OF METHAMPHETAMINE PRECURSOR DRUGS"

The second and third readings of BILL NO. 10-145 were approved and the Ordinances adopted upon Mrs. Tracy's motion, Mrs. Swan's second, and the following roll call vote: Rediger, aye; Schneider, aye; Swan, aye; Tracy, aye; Voss, nay; Davis Proffer, nay; Lanzotti, nay. BILL NO. 10-145 is ORDINANCE NO. 4171.

Ms. Arleta Davidson addressed the Council and requested that a Special Use Permit granted by Ordinance 2709 on April 17, 2010, to Roberts Communications Property be amended to include American Tower Corporation, who purchased the tower, and AT&T, who will be co-locating on the tower. City Attorney Eric Cunningham stated that the Special Use Permit provides that any ownership in the tower must be approved by motion of the Council.

CONSENT AGENDA

A motion was made by Mrs. Schneider and seconded by Mrs. Swan, to approve the following items on the Consent Agenda:

Approval of the City Council November 15, 2010 regular and closed sessions, and November 24, 2010, special session minutes.

BILL NO. 10-165, AN ORDINANCE ANNEXING LAND TO THE CITY OF CAPE GIRARDEAU, MISSOURI, UPON THE REQUEST OF FRUITLAND LIVESTOCK MARKET, INC. Second and Third Readings.

BILL NO. 10-167, AN ORDINANCE AMENDING THE BOUNDARIES OF WARD 4 TO INCLUDE PROPERTIES ANNEXED BY THE CITY OF CAPE GIRARDEAU, MISSOURI. Second and Third Readings.

BILL NO. 10-163, AN ORDINANCE ACCEPTING A SANITARY SEWER EASEMENT ON THE CLIPPARD SCHOOL PROPERTY FROM DR. JAMES WELKER, SUPERINTENDENT OF CAPE GIRARDEAU PUBLIC SCHOOL DISTRICT NO. 63. Second and Third Readings.

BILL NO. 10-161, AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A QUIT CLAIM DEED TO THE STATE OF MISSOURI RELEASING INTEREST IN AN EASEMENT ON THE VETERAN'S HOME PROPERTY. Second and Third Readings.

BILL NO. 10-162, AN ORDINANCE ACCEPTING A QUIT CLAIM DEED, TEMPORARY CONSTRUCTION EASEMENTS, AND A PERMANENT SLOPE EASEMENT FROM THE STATE OF MISSOURI FOR VETERAN'S MEMORIAL DRIVE ON THE VETERAN'S HOME PROPERTY. Second and Third Readings.

BILL NO. 10-170, AN ORDINANCE APPROVING THE RECORD PLAT OF THORNGATE SUBDIVISION. Second and Third Readings.

BILL NO. 10-173, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH PREFERRED RESOURCE NETWORK, INC., D/B/A PERSONAL ASSISTANCE SERVICES, FOR AN EMPLOYEE ASSISTANCE PROGRAM. Reading and Passage.

BILL NO. 10-176, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A WEB SITE DEVELOPMENT AND HOSTING AGREEMENT ON BEHALF OF THE CITY OF CAPE GIRARDEAU, MISSOURI, WITH ELEMENT 74, L.L.C. Reading and Passage.

BILL NO. 10-177, A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A RELEASE OF LIEN FOR 915 BLOOMFIELD STREET FOR THE GOOD HOPE/JEFFERSON NEIGHBORHOOD RESTORATION PROJECT. Reading and Passage.

A motion accepting the improvements completed under the Osage Community Centre Construction Phase II Project and the new Family Aquatics Center, and authorizing final payment to Penzel Construction Company, Inc.

A motion approving the modification of the Special Use Permit for a telecommunication tower at 204 North Kingshighway and changing the ownership of the Special Use Permit to include both Roberts Communication Properties, LLC and American Tower Corporation.

The motion was approved upon the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none. BILL NO. 10-165 is ORDINANCE NO. 4172; BILL NO. 10-167 is ORDINANCE NO. 4173; BILL NO. 10-163 is ORDINANCE NO. 4174; BILL NO. 10-161 is ORDINANCE NO. 4175; BILL NO. 10-162 is ORDINANCE NO. 4176; BILL NO. 10-170 is ORDINANCE NO. 4177; BILL NO. 10-173 is RESOLUTION NO. 2582; BILL NO. 10-176 is RESOLUTION NO. 2583; and BILL NO. 10-177 is RESOLUTION NO. 2584.

ITEMS PULLED FROM CONSENT AGENDA

BILL NO. 10-106 was given second and third readings as follows:

AN ORDINANCE REPEALING SECTIONS OF CHAPTER 30, AND REPEALING AND ENACTING NEW SECTIONS OF CHAPTER 25 OF THE CODE OF ORDINANCES OF THE CITY OF CAPE GIRARDEAU, MISSOURI, REGARDING DEVELOPMENT REGULATIONS

The second and third readings of BILL NO. 10-106 were approved and the Ordinances adopted upon Mrs. Tracy's motion, Mrs. Swan's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none. BILL NO. 10-106 is ORDINANCE NO. 4178.

Mr. Lanzotti stated that the Council had identified two items requiring further revision in the development regulations: a fact sheet on fencing regulations and a fact sheet on landscaping definitions.

NEW ORDINANCES

BILL NO. 10-169 was given first reading as follows:

AN ORDINANCE ACCEPTING FEE SIMPLE INTEREST AND TEMPORARY CONSTRUCTION EASEMENTS FROM VARIOUS PROPERTY OWNERS FOR THE LEWIS AND CLARK PARKWAY (VETERANS MEMORIAL DRIVE PHASE 1) PROJECT

The first reading of BILL NO. 10-169 was approved upon Mrs. Schneider's motion, Mr. Lanzotti's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

BILL NO. 10-171 was given first reading as follows:

AN ORDINANCE APPROVING THE RECORD PLAT OF A RESUBDIVISION OF LOT 25 OF LEXINGTON PLACE SECOND SUBDIVISION

The first reading of BILL NO. 10-171 was approved upon Mrs. Schneider's motion, Mrs. Tracy's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

BILL NO. 10-146 was given first reading as follows:

AN ORDINANCE APPROVING THE RECORD PLAT OF A RESUBDIVISION OF LOTS P38, P39, & P40 OF THE LOCHS AT DALHOUSIE – PHASE IV AND LOTS P85, P86, & P87 OF THE LOCHS AT DALHOUSIE – CORRECTED AMENDED

The first reading of BILL NO. 10-146 was approved upon Mrs. Schneider's motion, Mrs. Proffer's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

BILL NO. 10-172 was given first reading as follows:

AN ORDINANCE VACATING THE CITY'S INTEREST IN UTILITY EASEMENTS LOCATED IN THE AREA OF 1533 HELMSDALE DRIVE, IN THE CITY OF CAPE GIRARDEAU, MISSOURI

The first reading of BILL NO. 10-172 was approved upon Mrs. Schneider's motion, Mrs. Swan's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

APPOINTMENTS

Ms. Kimberly Dodson-Proffer was appointed, and Ms. Beverly Evans, Mr. Robert Harris, and Mr. Percy Huston were reappointed to the Parks and Recreation Advisory Board for terms expiring October 29, 2013, upon Mr. Voss' motion, Mrs. Swan's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

Mr. Dennis Vollink was reappointed to the River Campus Board of Managers for a term expiring December 1, 2013, upon Mr. Voss' motion, Mrs. Proffer's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

Mr. Meyer was reappointed to the Show Me Center Board of Managers for a term expiring December 1, 2013, upon Mrs. Schneider's motion, Mrs. Proffer's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

OTHER BUSINESS

BILL NO. 10-178 was presented as follows:

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 2 TO THE GENERAL SERVICES AGREEMENT WITH HDR ENGINEERING, INC., TO PROVIDE ENGINEERING SERVICES FOR A WASTEWATER TREATMENT PLANT, IN THE CITY OF CAPE GIRARDEAU, MISSOURI

The reading of BILL NO. 10-178 was approved and the Resolution adopted upon Mr. Lanzotti's motion, Mrs. Schneider's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none. BILL NO. 10-178 is RESOLUTION NO. 2585.

Mr. Meyer reviewed the purpose of the contract with HDR Engineering and the scope of the work toward the new design and construction of a new wastewater plant. This is to have a third-party look at the constructability, bid process and operations of the plant, he said.

There being no further business, the City Council adjourned upon Mr. Lanzotti's motion, Mrs. Proffer's second, and the following vote: Ayes, Lanzotti, Proffer, Rediger, Schneider, Swan, Tracy and Voss. Nays, none.

Harry E. Rediger, Mayor

Gayle L. Conrad, City Clerk

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