

CITY OF ANTIGO
COMMON COUNCIL
APRIL 11, 2018

Common Council of the City of Antigo met in Regular Session on the above date at 6:00 PM in the Council Chambers, City Hall, Mayor Bill Brandt presiding.

ROLL CALL

Attendee Name	Title	Status	Arrived
Barb Rebstock	Ward 1	Present	
Sandra Fischer	Ward 2	Present	
Tim Kassis	Ward 3	Present	
Tom Bauknecht	Ward 4	Present	
Carol Feller Gottard	Ward 5	Absent	
Rick LeBrun	Ward 6	Present	
Glenn Bugni	Ward 7	Present	
Reinhardt Balcerzak	Ward 8	Present	
Scott Henricks	Ward 9	Present	
Bill Brandt	Mayor	Present	

2. Additional Attendance

Department Managers in attendance were: Mark Desotell, Director of Administrative Services; Kaye Matucheski, Clerk-Treasurer/Finance Director; Eric Roller, Police Chief/Public Safety Director; James Pike, Communication and Technology Supervisor; Jon Petroskey, Fire Chief; Roger Musolff, Building Inspector/Zoning Administrator; Charley Brinkmeier, Land Surveyor/Project Manager; Sarah Repp, Parks, Recreation, and Cemetery Director; and for a portion of the meeting, Dominic Frandrup, Library Director.

Others in attendance were: Michael Winter, City Attorney; Jeanne Jensen, Deputy Clerk-Treasurer; Jamie Anderson, MSA Professional Services; Kirk Packard; and Jerry Gabriel.

PLEDGE OF ALLEGIANCE

MOMENT OF SILENT MEDITATION

APPROVAL OF MINUTES

1. Approval of the Minutes from the February 14, 2018 Meeting

Aldersperson Bugni moved, Aldersperson Rebstock seconded, to approve the February 14, 2018 Council Minutes.

RESULT:	CARRIED - VOICE VOTE
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PUBLIC HEARING

1. A Public Hearing will be held regarding the preliminary resolution authorizing driveway approach special assessments and the report of the Engineering Department pertaining to driveway approaches during the reconstruction and/or installation of City Sidewalks

Pursuant to notice, a public hearing was held to discuss the preliminary resolution authorizing driveway approach special assessments and the report of the Engineering Department pertaining to driveway approaches during the reconstruction and/or installation of City Sidewalks at which time all interested parties were given the opportunity to address Council.

There being no individuals wishing to address this matter and after complying with statutory procedures, Aldersperson Kassis moved, Aldersperson Bugni seconded, to close the public hearing at 6:03 p.m.

RESULT:	CARRIED-VOICE VOTE
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PUBLIC HEARING

1. A Public Hearing will be held regarding the preliminary resolution authorizing sidewalk special assessments and the report of the Engineering Department pertaining to the reconstruction and/or installation of City Sidewalks

Pursuant to notice, a public hearing was held to discuss the preliminary resolution authorizing sidewalk special assessments and the report of the Engineering Department pertaining to the reconstruction and/or installation of City Sidewalks at which time all interested parties were given the opportunity to address Council.

Jerry Gabriel, 416 Pearl Avenue, was addressing Council for his father. He had a photo of the sidewalk questioning why it was being replaced. Charley Brinkmeier, Land Surveyor/Project Manager, explained the sidewalk does not meet the specifications noting there is a fair amount of spaulding so it is a good opportunity to get it out of there as Pearl Avenue is an area that is being concentrated on.

There being no other individuals wishing to address this matter and after complying with statutory procedures, Alderperson Bugni moved, Alderperson Rebstock seconded, to close the public hearing at 6:06 p.m.

RESULT:	CARRIED-VOICE VOTE
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CITIZEN COMMENT

- 1. Subjects on the Current Agenda
 - 2. Subjects Not on the Current Agenda
- None.

UPDATE ON CITIZEN'S REFERRALS FROM PREVIOUS COUNCIL AGENDA

Mayor Brandt noted the head of the Food Pantry contacted him regarding the issue brought forward by Robert Baumann last month with parking issues there. This will be discussed at the next Public Works meeting.

CONSENT AGENDA

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tom Bauknecht, Ward 4
SECONDER:	Tim Kassis, Ward 3
AYES:	Rebstock, Fischer, Kassis, Bauknecht, LeBrun, Bugni, Balcerzak, Henricks
ABSENT:	Carol Feller Gottard

CONSENT AGENDA RESOLUTIONS

Resolution No. 28-18: Approval of Operator Licenses for Amanda Boehm and Skylar Sorano
BE IT RESOLVED BY THE COMMON COUNCIL, City of Antigo that an Operator's License be issued to Amanda Boehm and Skylar Sorano pursuant to payment of fees.

Resolution No. 29-18: Funding Request of \$600 for Music in the Park Brochures
WHEREAS, Music in the Park has again requested funding for the printing of brochures and posters for the summer music series in the amount of \$600; and,

WHEREAS, these brochures and posters are distributed beyond the local area to draw people from other areas to Antigo for these concerts.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL, City of Antigo, to approve \$600.00 to Music in the Park for the printing of brochures and posters with the funds to be derived from the economic development portion of the Hotel/Motel Tax Funds.

Resolution No. 30-18: Approval to Execute Municipal Advisor Disclosure Form for MSA Professional Services When Needed for Projects
WHEREAS, MSA Professional Services regularly provides engineering services to the City of Antigo for various projects which can include financial projections and assistance with funding sources; and,

WHEREAS, the City must complete a Municipal Advisor Disclosure form (attached) as part of MSA's requirements to meet their obligations when providing these services; and,

WHEREAS, the Mayor and Clerk-Treasurer/Finance Director requested authorization to sign this form for any applicable project.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo, to authorize the Mayor and Clerk-Treasurer/Finance Director to sign the Municipal Disclosure Form with MSA Professional Services and by checking Section 1 which

states:

“Owner elects to retain MSA Professional Services, Inc, (MSA) to serve as Municipal Advisor throughout the duration of the project. OWNER hereby agrees to the terms identified under Section 1 of the enclosed Terms and Conditions. The MSA personnel that will serve in the Municipal Advisor capacity include, but are not limited to, Mary Wagner.”

Resolution No. 31-18: Use of CIP Funds for AI Remington Seating Deck at the AI Remington Little League Park

WHEREAS, the City of Antigo and Antigo Dugout Club have been working to budget and raise funds to complete a seating deck along the third baseline at AI Remington Little League Park; and,
WHEREAS, the Antigo Dugout Club has a substantial amount of funds raised to complete the project; and,
WHEREAS, the City of Antigo has \$10,000.00 in Capital Equipment/Improvement (CIP) Funds designated for bleachers, and \$5,000.00 in ball diamond improvements; and,
WHEREAS, with the combined funds the project would be able to be bid and construction potentially started this year; and,
NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL, City of Antigo, to use the \$10,000.00 bleacher funds and \$5,000.00 ball diamond improvement funds in the CIP to construct the seating deck along the third baseline at AI Remington Little League Park.

Resolution No. 32-18: Reallocation of Funds to Purchase 60" Zero Turn Mower and Utility Terrain Vehicle (UTV)

WHEREAS, the City of Antigo recently bid three lawn mowers, a utility terrain vehicle (UTV), and a half-ton pick-up truck; and,
WHEREAS, the half-ton pick-up truck came in \$8,496.00 less than budgeted; and,
WHEREAS, the UTV was \$5,177.00 over the budgeted amount; and,
WHEREAS, the low bid Zero Turn 60" deck lawn mower was \$1,800.00 over the budgeted amount; and,
WHEREAS, the total amount over budget for the UTV and Zero Turn 60" deck lawn mower is \$6,977.00; and,
WHEREAS, the remaining funds from the half- ton pick-up truck can be reallocated to the UTV and Zero Turn 60" lawn mower deck for purchase of the necessary equipment.
NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL, City of Antigo, to reprioritize specified CIP Funds to purchase the Park, Cemetery, and Recreation Commission approved UTV and Zero Turn 60" deck lawn mower.

CONSENT AGENDA COMMUNICATIONS

Department Manager Reports

Re-Appointing Michele Brettingen and Toni Schneider to Board of Review

Re-appointment of Dave Cooper to Broadband Commission

Re-appointment of John Warner to Antigo Housing Authority Board

NEW BUSINESS

RESOLUTIONS

Resolution No. 33-18: Declaring Intent to Exercise Police Powers in Accordance with State Statutes for Installation of Driveway Approaches

WHEREAS, the Common Council held a public hearing in the Council Chambers, City Hall, on April 11, 2018, 6:00 p.m. for the purpose of hearing all interested persons concerning the preliminary resolution and report of the Engineering Department on the proposed installation of driveway approaches at:
637 Edison Street and 821 Fourth Avenue

NOW, THEREFORE, BE IT RESOLVED, By the Common Council, City of Antigo, as follows:

1. That the report of the Engineering Department pertaining to the construction of the above

- described public improvements, including plans and specifications thereof, is adopted and approved.
2. That the Council shall cause improvements to be made by city employees or it may advertise and let any part or all of the same out on bids in accordance with the report of the Engineering Department.
 3. That payment for the improvements be made by assessing the cost to the property benefited as indicated in the report, such assessments being an exercise of police power.
 4. That assessments shown on the report, representing an exercise of police power, have been determined on a reasonable basis and are hereby confirmed.
 5. That the assessments may be paid in cash or in five annual installments to the City Clerk-Treasurer, deferred payments to bear interest at the rate of 5.00% per annum of the unpaid balance.
 6. That the City Clerk-Treasurer shall publish this resolution as a Class 1 notice in the Antigo Daily Journal, the official newspaper of the City of Antigo, and mail a copy of the resolution to every property owner whose name appears on the assessment roll whose post office address is known or can with reasonable diligence be ascertained.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tim Kassis, Ward 3
SECONDER:	Tom Bauknecht, Ward 4
AYES:	Rebstock, Fischer, Kassis, Bauknecht, LeBrun, Bugni, Balcerzak, Henricks
ABSENT:	Carol Feller Gottard

Resolution No. 34-18: Declaring Intent to Exercise Police Powers in Accordance with State Statutes for Sidewalk Improvements and Installation

WHEREAS, the Common Council held a public hearing in the Council Chambers, City Hall, on April 11, 2018, 6:00 p.m. for the purpose of hearing all interested persons concerning the preliminary resolution and report of the Engineering Department on the proposed improvements and installation of sidewalk at:
637 Edison St, 348 Deleglise St, 508 Fulton St, 504 6th Ave, 435 5th Ave, 509 Fulton St, 503 Fulton St, 519 Fulton St, 430 Pearl St, 428 Pearl St, 424 Pearl St, 416 Pearl St, 520 Hudson St, 524 Hudson St, 846 4th Ave, 848 4th Ave, 836 5th Ave, 1004 Superior St & Various City of Antigo Right-of-Ways.

NOW, THEREFORE, BE IT RESOLVED, By the Common Council, City of Antigo, as follows:

1. That the report of the Engineering Department pertaining to the construction of the above described public improvements, including plans and specifications thereof, is adopted and approved.
2. That the Council shall cause improvements to be made by city employees or it may advertise and let any part or all of the same out on bids in accordance with the report of the Engineering Department.
3. That payment for the improvements be made by assessing the cost to the property benefited as indicated in the report, such assessments being an exercise of police power.
4. That assessments shown on the report, representing an exercise of police power, have been determined on a reasonable basis and are hereby confirmed.
5. That the assessments may be paid in cash or in five annual installments to the City Clerk-Treasurer, deferred payments to bear interest at the rate of 5.00% per annum of the unpaid balance.
6. That the City Clerk-Treasurer shall publish this resolution as a Class 1 notice in the Antigo Daily Journal, the official newspaper of the City of Antigo, and mail a copy of the resolution to every property owner whose name appears on the assessment roll whose post office address is known or can with reasonable diligence be ascertained.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Reinhardt Balcerzak, Ward 8
SECONDER:	Scott Henricks, Ward 9
AYES:	Rebstock, Fischer, Kassis, Bauknecht, LeBrun, Bugni, Balcerzak, Henricks
ABSENT:	Carol Feller Gottard

Resolution No. 35-18: Resolution Authorizing the Issuance and Sale of Approximately \$1,000,000 General Obligation Refunding Bonds, Series 2018A

RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF
\$1,000,000 GENERAL OBLIGATION REFUNDING BONDS,
SERIES 2018A

WHEREAS, the Common Council hereby finds and determines that it is necessary, desirable and in the best interest of the City of Antigo, Langlade County, Wisconsin (the "City") to raise funds for the public purpose of paying the cost of refinancing certain outstanding obligations of the City, to wit: General Obligation Promissory Notes, Series 2008A, dated August 1, 2008 (the "Refunded Obligations") on their June 1, 2018 maturity date (hereinafter the refinancing of the Refunded Obligations shall be referred to as the "Refunding");

WHEREAS, the Common Council deems it to be necessary, desirable and in the best interest of the City to refund the Refunded Obligations for the purpose of extending the financing for the projects financed by the Refunded Obligations;

WHEREAS, the City is authorized by the provisions of Section 67.04, Wisconsin Statutes, to borrow money and issue general obligation refunding bonds to refinance its outstanding obligations; and

WHEREAS, it is the finding of the Common Council that it is necessary, desirable and in the best interest of the City to sell such general obligation refunding bonds to Hutchinson, Shockey, Erley & Co. (the "Purchaser"), pursuant to the terms and conditions of its bond purchase proposal attached hereto as Exhibit A and incorporated herein by this reference (the "Proposal").

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City that:

Section 1. Authorization and Sale of the Bonds. For the purpose of paying the cost of the Refunding, there shall be borrowed pursuant to Section 67.04, Wisconsin Statutes, the principal sum of ONE MILLION DOLLARS (\$1,000,000)* from the Purchaser in accordance with the terms and conditions of the Proposal. The Proposal is hereby accepted and the Mayor and City Clerk or other appropriate officers of the City are authorized and directed to execute an acceptance of the Proposal on behalf of the City. To evidence the obligation of the City, the Mayor and City Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the City, general obligation bonds aggregating the principal amount of ONE MILLION DOLLARS (\$1,000,000)* (the "Bonds") for the sum set forth on the Proposal, plus accrued interest to the date of delivery.

Section 2. Terms of the Bonds. The Bonds shall be designated "General Obligation Refunding Bonds, Series 2018A"; shall be issued in the aggregate principal amount of \$1,000,000*; shall be dated April 25, 2018; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on June 1 of each year, in the years and principal amounts as set forth on the Pricing Summary attached hereto as Exhibit B-1 and incorporated herein by this reference. Interest shall be payable semi-annually on June 1 and December 1 of each year commencing on December 1, 2018. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Bonds is set forth on the Debt Service Schedule attached hereto as Exhibit B-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Bonds maturing on June 1, 2026 and thereafter are subject to redemption prior to maturity, at the option of the City, on June 1, 2025 or on any date thereafter. Said Bonds are redeemable as a whole or in part, and if in part, from maturities selected by the City, and within each maturity by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

[If the Proposal specifies that any of the Bonds are subject to mandatory redemption, the terms of such mandatory redemption shall be set forth on an attachment hereto as Exhibit MRP and incorporated herein by this reference. Upon the optional redemption of any of the Bonds subject to mandatory redemption, the principal amount of such Bonds so redeemed shall be credited against the mandatory redemption payments established in Exhibit MRP for such Bonds in such manner as the City shall direct.]

Section 4. Form of the Bonds. The Bonds shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit C and incorporated

* Preliminary, subject to change.

herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Bonds as the same becomes due, the full faith, credit and resources of the City are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the City a direct annual irrepealable tax in the years 2018 through 2027 for payments due in the years 2018 through 2028 in the amounts set forth on the Schedule. The amount of tax levied in the year 2018 shall be the total amount of debt service due on the Bonds in the years 2018 and 2019; provided that the amount of such tax carried onto the tax rolls shall be abated by any amounts appropriated pursuant to subsection (D) below which are applied to payment of principal of or interest on the Bonds in the year 2018.

(B) Tax Collection. So long as any part of the principal of or interest on the Bonds remains unpaid, the City shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Bonds, said tax shall be, from year to year, carried onto the tax roll of the City and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the City for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Bonds when due, the requisite amounts shall be paid from other funds of the City then available, which sums shall be replaced upon the collection of the taxes herein levied.

(D) Appropriation. The City hereby appropriates from taxes levied in anticipation of the issuance of the Bonds, amounts levied to pay debt service on the Refunded Obligations or other funds of the City on hand a sum sufficient to be irrevocably deposited in the segregated Debt Service Fund Account created below and used to pay debt service on the Bonds coming due in 2018 as set forth on the Schedule.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the City, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the City may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for General Obligation Refunding Bonds, Series 2018A" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Bonds is fully paid or otherwise extinguished. There shall be deposited into the Debt Service Fund Account (i) all accrued interest received by the City at the time of delivery of and payment for the Bonds; (ii) any premium not used for the Refunding which may be received by the City above the par value of the Bonds and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Bonds when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Bonds when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Bonds until all such principal and interest has been paid in full and the Bonds canceled; provided (i) the funds to provide for each payment of principal of and interest on the Bonds prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Bonds may be used to reduce the next succeeding tax levy, or may, at the option of the City, be invested by purchasing the Bonds as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

(C) Remaining Monies. When all of the Bonds have been paid in full and

canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the City, unless the Common Council directs otherwise.

Section 7. Proceeds of the Bonds; Segregated Borrowed Money Fund. The proceeds of the Bonds (the "Bond Proceeds") (other than any premium not used for the Refunding and accrued interest which must be paid at the time of the delivery of the Bonds into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct from all other funds of the City and disbursed solely for the purpose or purposes for which borrowed or for the payment of the principal of and the interest on the Bonds. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purpose or purposes for which the Bonds have been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose(s) shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the City, charged with the responsibility for issuing the Bonds, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Bonds to the Purchaser which will permit the conclusion that the Bonds are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The City represents and covenants that the projects financed by the Bonds and by the Refunded Obligations and the ownership, management and use of the projects will not cause the Bonds and the Refunded Obligations to be "private activity bonds" within the meaning of Section 141 of the Code. The City further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Bonds including, if applicable, the rebate requirements of Section 148(f) of the Code. The City further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Bonds) if taking, permitting or omitting to take such action would cause any of the Bonds to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Bonds to be included in the gross income of the recipients thereof for federal income tax purposes. The City Clerk or other officer of the City charged with the responsibility of issuing the Bonds shall provide an appropriate certificate of the City certifying that the City can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The City also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Bonds provided that in meeting such requirements the City will do so only to the extent consistent with the proceedings authorizing the Bonds and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Designation as Qualified Tax-Exempt Obligations. The Bonds are hereby designated as "qualified tax-exempt obligations" for purposes of Section 265 of the Code, relating to the ability of financial institutions to deduct from income for federal income tax purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations.

Section 11. Execution of the Bonds; Closing; Professional Services. The Bonds shall be issued in printed form, executed on behalf of the City by the manual or facsimile signatures of the Mayor and City Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the City of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Bonds may be imprinted on the Bonds in lieu of the manual signature of the officer but, unless the City has contracted with a fiscal agent to authenticate the Bonds, at least one of the signatures appearing on each Bond shall be a manual signature. In the event that either of the officers whose signatures appear on the Bonds shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Bonds and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The City hereby authorizes the officers and agents of the City to enter into, on its behalf, agreements and contracts in conjunction with the Bonds, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance

of the Bonds is hereby ratified and approved in all respects.

Section 12. Payment of the Bonds; Fiscal Agent. The principal of and interest on the Bonds shall be paid by Associated Trust Company, National Association, Green Bay, Wisconsin, which is hereby appointed as the City's registrar and fiscal agent pursuant to the provisions of Section 67.10(2), Wisconsin Statutes (the "Fiscal Agent"). The City hereby authorizes the Mayor and City Clerk or other appropriate officers of the City to enter a Fiscal Agency Agreement between the City and the Fiscal Agent. Such contract may provide, among other things, for the performance by the Fiscal Agent of the functions listed in Wis. Stats. Sec. 67.10(2)(a) to (j), where applicable, with respect to the Bonds.

Section 13. Persons Treated as Owners; Transfer of Bonds. The City shall cause books for the registration and for the transfer of the Bonds to be kept by the Fiscal Agent. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid. Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Mayor and City Clerk shall execute and deliver in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Bond surrendered for transfer.

The City shall cooperate in any such transfer, and the Mayor and City Clerk are authorized to execute any new Bond or Bonds necessary to effect any such transfer.

Section 14. Record Date. The 15th day of the calendar month next preceding each interest payment date shall be the record date for the Bonds (the "Record Date"). Payment of interest on the Bonds on any interest payment date shall be made to the registered owners of the Bonds as they appear on the registration book of the City at the close of business on the Record Date.

Section 15. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the City agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations, which the City Clerk or other authorized representative of the City is authorized and directed to execute and deliver to DTC on behalf of the City to the extent an effective Blanket Issuer Letter of Representations is not presently on file in the City Clerk's office.

Section 16. Official Statement. The Common Council hereby approves the Preliminary Official Statement with respect to the Bonds and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the City in connection with the preparation of such Preliminary Official Statement and any addenda to it or final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate City official shall certify the Preliminary Official Statement and any addenda or final Official Statement. The City Clerk shall cause copies of the Preliminary Official Statement and any addenda or final Official Statement to be distributed to the Purchaser.

Section 17. Undertaking to Provide Continuing Disclosure. The City hereby covenants and agrees, for the benefit of the owners of the Bonds, to enter into a written undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Bonds or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the City to comply with the provisions of the Undertaking shall not be an event of default with respect to the Bonds).

To the extent required under the Rule, the Mayor and City Clerk, or other officer of the City charged with the responsibility for issuing the Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the City's Undertaking.

Section 18. Record Book. The City Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Bonds in the Record Book.

Section 19. Bond Insurance. If the Purchaser determines to obtain municipal bond insurance with respect to the Bonds, the officers of the City are authorized to take all actions necessary to obtain such municipal bond insurance. The Mayor and City Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Mayor and City Clerk including provisions regarding restrictions on investment of Bond proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Bonds by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Bond provided herein.

Section 20. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the Common Council or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted, approved and recorded April 11, 2018.

Kaye Matucheski, Clerk-Treasurer/Finance Director, explained the City has debt service from 2008 with a balloon payment due of \$1,150,000. The City needs to refinance \$1,000,000. She noted she is extremely happy to announce that the City has moved up from an A+ rating to an AA- rating. The interest rate will be 3.52% which is less than the interest rate the City is paying now. A written copy of the preliminary official statement was distributed to Council at the meeting.

Mayor Brandt noted the City's debt situation is about \$11 million less than it was in 2008. Ms. Matucheski noted in the next week or so Council members will have the quarterly debt report.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tim Kassis, Ward 3
SECONDER:	Rick LeBrun, Ward 6
AYES:	Rebstock, Fischer, Kassis, Bauknecht, LeBrun, Bugni, Balcerzak, Henricks
ABSENT:	Carol Feller Gottard

Resolution No. 36-18: Revision #1 of the State/Municipal Agreement (SMA) for the Design & Construction of the 8th Ave. Bridge over Springbrook Creek Addressing Additional Funding and Grant Program Caps (Contingent Upon Approval at the Special Public Works Meeting to be held April 11, 2018)

WHEREAS, Council previously approved the original State/Municipal Agreement (SMA) for the design and construction of the 8th Avenue Bridge over Springbrook Creek with the Wisconsin Department of Transportation (WisDOT) at the July 2014 regularly scheduled meeting under the Local Bridge program application; and,

WHEREAS, the original SMA approved by WisDOT provided for an 80% State & 20% Local match of Federal/State construction funds for the project; and,

WHEREAS, field measurements and the 60% design completion stage identified increased construction costs (based on the engineer's estimate) requiring the additional funding amounts to be requested; and,

WHEREAS, additional funding was granted by WisDOT identifying a "capped" amount of State/Federal construction funds totaling \$520,947 to be memorialized in Revision #1 to the SMA with the City being responsible for a 20% match up to the "capped" amounts and for 100% of costs over the "capped" limits.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo, to enter into Revision #1 of the State/Municipal Agreement for the design and construction of the 8th Avenue bridge over Springbrook under Bridge ID # P-34-0703 and WisDOT Project ID # 9835-00-00-70.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Tom Bauknecht, Ward 4
SECONDER:	Scott Henricks, Ward 9
AYES:	Rebstock, Fischer, Kassis, Bauknecht, LeBrun, Bugni, Balcerzak, Henricks
ABSENT:	Carol Feller Gottard

Resolution No. 37-18: Gowan Road & Field Street Construction Bid Award (Contingent Upon Approval at the Special Public Works Meeting to be held April 11, 2018)

WHEREAS, the condition of existing watermain and sewer pipes in several areas are undersized and deteriorating and the Public Works Department has recommended replacing these; and,

WHEREAS, the City has received a Community Development Block Grant (CDBG) and a Municipal Street Discretionary Improvement Grant (MSID) to fund portions of the project and the streets being considered qualify for the grant programs; and,

WHEREAS, bids were requested for the replacement of water main and sanitary and storm sewer pipes for the 100, 200 and 300 blocks of Gowan Road and the 300 block of Field Street, with reconstruction of the roadways; and,

WHEREAS, the Public Works Committee considered the bids at a special meeting held on April 11, 2018, and the bid from Merrill Gravel & Construction Company was considered the most advantageous to the City including their bid for the reconstruction of the roadways.

NOW THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo, to accept the bid of Merrill Gravel & Construction for replacement of water main, sanitary and storm sewer pipes, and roadway reconstruction for the cost not to exceed \$1,708,629.35 for the 100, 200 and 300 blocks of Gowan Road and the 300 block of Field Street,

BE IT FURTHER RESOLVED, the funds will be derived from the Wastewater, Water, and Storm Water Capital Budgets, Street Construction Capital Budget, Wisconsin Department of Transportation MSID funds and the CDBG funds.

BE IT FURTHER RESOLVED, the funds exceeding the budgeted funds will be derived from the undesignated fund balances of the Water, Wastewater, and Storm Sewer funds and transfer from the Sidewalk Capital Improvement/Equipment (CIP) fund upon approval of Resolution Number 38-18.

Ms. Matucheski noted insertion of the resolution number will be needed if Resolution No. 38-18 is approved.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Glenn Bugni, Ward 7
SECONDER:	Rick LeBrun, Ward 6
AYES:	Rebstock, Fischer, Kassis, Bauknecht, LeBrun, Bugni, Balcerzak, Henricks
ABSENT:	Carol Feller Gottard

Resolution No. 38-18: Additional Funding for the Gowan Road and Field Street Projects to Complete as Originally Bid with \$50,000 from Sidewalk CIP, \$23,000 from the Water Utility, \$178,000 from the Sanitary Sewer Utility, and \$73,000 from the Sanitary Sewer (Contingent Upon Approval at the Special Public Works Meeting to be held April 11, 2018)

WHEREAS, the upcoming projects for Gowan Road and Field Street were previously approved with an estimated budget of \$1,618,000; and,

WHEREAS, the bids were recently opened the budget does not include sufficient funds to complete the projects in their entirety; and,

WHEREAS, changes to the projects were explored to determine the feasibility of cutting portions to stay within budget; and,

WHEREAS, staff has determined it would not be in the best interest of the City to cut any portion as any work cut would have to be completed in future years and would cost more to go back to the same areas to complete the work; and,

WHEREAS, staff reviewed the financial position of the Capital Equipment/Improvement (CIP) funds for street and sidewalk construction and the Fiscal Year 2017 Net Position and cash on hand for the Water, Wastewater, and Storm Utilities and have concluded that funds are available to complete the projects as first specified.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMON COUNCIL, City of Antigo to authorize the following for the Gowan Road and Field Street projects:

- Transfer of \$50,000 from the Sidewalk CIP to the Street Construction CIP
- Utilize an additional \$23,000 from the Water Utility undesignated fund balance
- Utilize an additional \$178,000 from the Sanitary Sewer Utility undesignated fund balance
- Utilize an additional \$73,000 from the Storm Sewer Utility undesignated fund

balance

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Reinhardt Balcerzak, Ward 8
SECONDER:	Barb Rebstock, Ward 1
AYES:	Rebstock, Fischer, Kassis, Bauknecht, LeBrun, Bugni, Balcerzak, Henricks
ABSENT:	Carol Feller Gottard

PERMITS

- 1. Approval of Street Closure of the 400 and 500 Blocks of Field Street and the 600 Block of Seventh Avenue for Stand for Children Day

Aldersperson Bugni moved, Aldersperson Bauknecht seconded, to approve the street closure of the 400 and 500 blocks of Field Street and the 600 block of Seventh Avenue for Stand for Children Day.

RESULT:	CARRIED - VOICE VOTE
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- 2. Approval of Street Closure of the 600 and 700 Block of Hudson Street for Ceremony in Conjunction with the Memorial Day Parade

Aldersperson Bauknecht moved, Aldersperson Kassis seconded, to approve the street closure of the 600 and 700 blocks of Hudson Street for a ceremony in conjunction with the Memorial Day Parade.

RESULT:	CARRIED - VOICE VOTE
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MISCELLANEOUS BUSINESS

PAYMENT OF BILLS

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Glenn Bugni, Ward 7
SECONDER:	Rick LeBrun, Ward 6
AYES:	Rebstock, Fischer, Kassis, Bauknecht, LeBrun, Bugni, Balcerzak, Henricks
ABSENT:	Carol Feller Gottard

- 1. Direct Deposits for March 9 and 23, 2018 Payrolls
- 2. Huntington Bank Accounts Payable Check Nos. 67506-67804
- 3. Self-Funding Health Insurance Check Nos. 1963-1966

COMMITTEE REFERRALS

There were no committee referrals but Mayor Brandt noted next Tuesday (April 17) there will be the Council Reorganization meeting at 6:00 p.m.

ADJOURNMENT

Aldersperson Bugni moved, Aldersperson Kassis seconded, to adjourn at 6:22 p.m. Carried.

Approved:

Bill Brandt, Mayor

Attest:

Clerk - Treasurer