

City of Racine

City Hall 730 Washington Ave. Racine, WI 53403 www.cityofracine.org

Meeting Minutes Public Works and Services Committee

Chairman Ronald D. Hart, Alderman Robert Anderson, Alderman Raymond DeHahn,
Alderman Jeff Coe

Tuesday, March 11, 2008 5:30 PM City Hall, Room 301

Call To Order

The meeting was called to order at 5:30 p.m.

Members Present: Ald. Ron Hart, 14th District, Chairman; Ald. Robert Anderson, 2nd District; Ald. Ray DeHahn, 7th District; Ald. Jeff Coe, 1st District;

Others: Ald. Sandy Weidner, 6th District; Ald. Thomas Friedel, 10th District;

Staff: Ben Hughes; Rick Heller; Sam Aiello; Brian O'Connell;

Others: Bob Hartmann; Dave Resop; Owner of A-1 Autobody; James Deibler; several residents along alley

Approval of Minutes for the February 26, 2008 Meeting.

On a motion by DeHahn, seconded by Anderson, the minutes were approved as printed.

1. <u>08-1822</u> **Subject:** Communication from Mayor Becker wishing to discuss returning Marquette Street and ML King Drive back to two-way streets.

Recommendation: Defer

Recommendation of the Traffic Commission (03-17-08): Defer

Rick read a letter to the Committee and noted that, while he doesn't object to the request, he believes we need to gather additional information so the elected officials can make an informed decision. He asked the item be deferred to bring back proposals for a traffic engineering study, which would include intersection alternative analysis, traffic flow forecasts and cost estimates for the conversion of these two one way streets. He did note the timing of this is critical because the State Street reconstruction project is scheduled for 2010 and there are also discussions with WisDOT to convert Douglas Avenue south of Goold Street to STH 32 as well.

On a motion by DeHahn, seconded by Anderson, the Committee deferred the item.

Deferred

2. Subject: Communication from the President of 4th Fest of Greater Racine requesting permission to use city right-of-way for the 4th of July parade on Friday, July 4, 2008, and permission to use North Beach for the fireworks. (Res.08-0701)

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Recommendation of the Public Works and Services Committee (3-11-08): Permission be granted to Fourth Fest of Greater Racine, Inc. to close certain city streets on Friday, July 4, 2008, from 7:00 a.m. to 12:30 p.m., to hold the 2008 Independence Day Parade.

Further recommends that the Commissioner of Public Works/City Engineer be authorized and directed to communicate with the U. S. Coast Guard requesting permission to close the Main Street Bridge to boat traffic on Friday, July 4, 2008, from 7:45 a.m. to 1:00 p.m., and both the Main Street and State Street Bridges on Friday, July 4, 2008, from 9:05 p.m. to 10:40 p.m., for the Fourth Fest activities.

Further recommends that in the interest of public safety, the Commissioner of Public Works/City Engineer and Chief of Police be authorized and directed to close Goold Street, Yout Street, English Street, High Street, St. Patrick Street, Kewaunee Street, and Barker Street, from Main Street to Michigan Boulevard; Michigan Boulevard, from Goold Street to Hamilton Street; Chatham Street, from north of Yout Street to Hamilton Street; and Hoffert Drive, on Friday, July 4, 2008, between the hours of 7:00 p.m. and 10:00 p.m., with a rain date of Saturday, July 5, 2008, to provide for a Municipal Band Concert, to be held at North Beach Gazebo, and the fireworks display, as part of the Independence Day festivities.

Further recommends that the Commissioner of Public Works/City Engineer, Chief of Police, and Director of Parks, Recreation and Cultural Services provide limited assistance, in the interest of public safety, to implement this event.

Fiscal Note: Since the City is a co-sponsor of the event, there are no stipulations.

Recommendation of the Board of Parks, Recreation & Cultural Services 3-12-08: that the request be approve.

Further recommend that the request be approved with the following stipulations:

- A. A hold harmless agreement be executed;
- B. A liability insurance certificate is filed prior to the event.

Further recommend that Parks, Recreation & Cultural Services Department provide limited assistance, in the interest of public safety to implement this event.

Fiscal note: N/A City of Racine co-sponsored event

James Deibler appeared and Rick noted there were no changes in the parade route and

therefore the same approval and stipulations as last year.

On a motion by Coe, seconded by DeHahn, the Committee approved the request.

Recommended For Approval

3. 08-1804

Subject: Communication from David Resop, 1940 Jay Eye See Avenue, submitting a petition to partially vacate the north-south alley bounded by Jay Eye See Avenue, Twentieth Street, Case Avenue and DeKoven Avenue.

David Resop appeared before the Committee and Rick noted the request to vacate could either be handled informally by the Public Works and Services Committee if a petition with 100% of the property owners on the petition approved of the vacation. He indicated a formal way to proceed would be to go to Planning Commission with proper notification by the office of City Development to conduct the hearing. He also noted utility easements would have to be retained if the alley in fact, was vacated. Dave Resop and several other residents along the alley indicated their support for the vacation, however, they indicated the petition was not complete with 100% of the property owners. Rick noted to move forward with the request, they would need 100% approval by the property owners, and asked the item be deferred until such time as the signatures could be obtained.

On a motion by Coe, seconded by DeHahn, the Committee deferred the item.

Deferred

4. 08-1807

Subject: Communication from Mark Rode, Commodore, Racine Yacht Club, requesting permission to use the land south of the Water Treatment Plant to spread, dewater and temporarily store materials dredged from their slip basin. (Res.08-0702)

Recommendation: The Mayor and City Clerk be authorized and directed to enter into a License to Use Real Estate Agreement with the Racine Yacht Club granting them permission to use the Walker property to spread, dewater and temporarily store materials dredged from their slip basin, with the following stipulations:

- A. A Hold Harmless Agreement be executed;
- B. A Liability Insurance Certificate be filed;
- C. Racine Yacht Club provides environmental documentation that the materials are non-hazardous;
- D. They provide documentation that the project has been approved by the Wisconsin Department of Natural Resources; and
- E. All materials be removed from the site by March 30, 2009, with the caveat that the City may order its removal earlier, for any reason, with a 60 day written notice.

Fiscal Note: Not applicable.

Mark Rode appeared before the Committee and made his request. He noted about 3,000 cubic yards of material would need to be dredged initially, and that space would occupy approximately 80' x 80'. He noted there were plans to dredge about 20,000 cubic yards at

a later date. He also inquired about leaving the dredge material there for up to one year for the water to drain out of it and be used as possible fill by interested parties. Rick noted the space is also being used by Globe Contractors for the downtown Sixth Street project and did indicate there were several areas with vast amounts of snow piled up from winter snow and ice operations. He did believe there should be enough space to provide an area for the dredge material for dewatering. He had no objection to leaving the material there but indicated a 60 day order period could be added to the agreement to have the material moved, if in fact it was deemed necessary to do so. He had no objections to the request subject to liability insurance and hold harmless agreements being filed, submittal of the environmental report and the DNR permit being supplied to the City of Racine.

On a motion by Coe, seconded by DeHahn, the Committee approved the request subject to the usual stipulations.

Recommended For Approval

5. 08-1811

Subject: Communication from Michael Bergnach, 203-207 Sixth Street, requesting that the City allow the currently existing storm water drain system to remain unchanged until next year when it can be corrected in conjunction with the Sixth Street reconstruction project. (Res.08-0703)

Recommendation: The property owner of 203-207 Sixth Street be granted an extension until June 1, 2009 to separate the storm and sanitary sewer plumbing and that the work be done in conjunction with the 2009 paving project.

Fiscal Note: Not applicable.

John Rooney explained that Mike Bergnach has requested a waiver to separate the storm from the sanitary sewer until the construction of Sixth Street in 2009. Rick suggested the work should be done by June 1, 2009.

On a motion by Coe, seconded by DeHahn, the Committee approved the request.

Recommended For Approval

6. 08-1803

Subject: request from Sam Azarian, Jr. and Steve Tajnai to negotiate terms for the lease of the municipal parking lot located at 919 Marquette Street.

Original lease terms were established by Resolution 07-0510 of November 20, 2007, but did not result in a signed lease agreement.

Recommendation: The communication be received and filed.

Fiscal Note: Not applicable.

Chairman Hart asked this item be received and filed.

On a motion by Coe, seconded by DeHahn, the Committee received and filed the communication

Recommended to be Received and Filed

7. 08-1821

Subject: Communication from Hartmann Design, Inc. requesting a building variance for signage, gooseneck lamps and awnings at 914 Marquette Street. (Res.08-0704)

Recommendation: The property owner of 914 Marquette Street be granted permission to install a stationary, projecting sign, gooseneck lamps and awnings, as requested, with the stipulation that a hold harmless agreement be executed, in accordance with State Statute 66.0425, Privileges in Streets.

Further recommends that the property owner be charged a \$50.00 fee to cover costs associated with filing this item with the Register of Deeds office.

Fiscal Note: There will be no cost to the City of Racine.

Bob Hartmann appeared before the Committee and Rick noted there were no objections from the Building Department or Public Works.

On a motion by Coe, seconded by DeHahn, the Committee approved the request subject to the usual stipulations.

Recommended For Approval

8. 08-1809

Subject: Request to transfer the West Platform of the Racine Railroad Depot (1402 Liberty Street) and associated property to the City of Racine from the Redevelopment Authority. (Res.08-0705)

Recommendation of the Public Works and Services Committee on 3-11-08: That the property described as the west platform of the Racine Railroad Depot and associated alley, paved area and greenspace be transferred from the Redevelopment Authority to the City of Racine and maintained by the Department of Public Works.

Fiscal Note: Unknown funds will need to be provided in future budgets to meet the needs of the structures and surrounding paved areas.

Brian O'Connell and Rick Jones explained the transfer from the Redevelopment Authority to the City of Racine for platform improvements at the renovated train depot. In response to a question by Ald. DeHahn, Brian O'Connell noted the Cruise Inn would not be touched during this transfer and platform improvement project. Brian indicated they hoped to market the building for future redevelopment.

On a motion by Coe, seconded by DeHahn, the Committee approved the transfer.

Recommended For Approval

9. <u>08-1819</u>

Subject: Request to exchange property between the City and Adams Outdoor Advertising.

Brian O'Connell explained the property exchange between the City of Racine and Adams Outdoor Advertising. Adams requested to retain some rights for billboards at certain locations and/or exchanging other existing locations back to the City for its use. Several objections to some of the property transfers were noted. Ald DeHahn noted Ald. Shields objected to the request at 1601 21st Street. Ald. Weidner appeared and objected to the request at 1601 21st Street and the location at the intersection of Spring Street near Hill Street. Ald. Freidel appeared and noted he had constituents oppose as well. The owner of the A1 Autobody also appeared and was opposed to some of the locations. Chairman Hart asked that Brian O'Connell hold additional meetings and notify additional property owners to get feedback. He asked the item be deferred until the Director of City Development held meetings to inform property owners what is being proposed.

On a motion by Coe, seconded by DeHahn, the Committee deferred the item.

Deferred

10. <u>08-1748</u>

Subject: Item 08-1745 of March 4, 2008, being a communication from the Purchasing Agent submitting bids for Janitorial Services for the Building Complex. (Res.08-0667)

Recommendation of the Public Works and Services Committee on 2-26-08: The Mayor and City Clerk be authorized and directed to enter into a contract for the provision of janitorial services for the Building Complex with MJI, Inc., Franksville, WI, they being the lowest responsible bidder, with a two-year bid price of \$203,400.00.

Further recommends that this contract may be renewed for three one (1) year extensions provided the contractor and the City are in mutual agreement.

Further recommends that funds to defray the cost of these professional services are available in Account 404.000.5610, Building Complex-Professional Services.

Fiscal Note: Funds are available as herein delineated.

Roll Call Vote: Ayes - Ald. Hart, Ald. DeHahn
Nays - Ald. Coe

Recommendation of the Public Works and Services Committee on 3-11-08: The Mayor and City Clerk be authorized and directed to enter into a contract for the provision of janitorial services for the Building Complex with MJI, Inc., Franksville, WI, they being the lowest responsible bidder, with a two-year bid price of \$203,400.00.

Further recommends that this contract may be renewed for three one (1) year extensions provided the contractor and the City are in mutual agreement.

Further recommends that funds to defray the cost of these professional services are available in Account 404.000.5610, Building Complex-Professional Services.

Further recommends that Resolution No. 08-0667, created March 4, 2008, be approved.

Fiscal Note: Funds are available as herein delineated.

Ald. Coe noted this item was referred back to the Committee because of complaints about the low bidder for the janitorial services for the building complex. Coe noted that he no longer had concerns and indicated the item be approved.

On a motion by Coe, seconded by DeHahn, the Committee approved the bids for the janitorial services for the building complex.

Recommended For Award of Bid

11. 08-1831

Subject: Ordinance No. 2-08 of March 4, 2008, to amend Secs. 66-191, 66-192, 66-193 and 66-194 and to repeal and recreate Sec. 66-195 of the Municipal Code of the City of Racine, Wisconsin relating to Offenses - Vandalism; Graffiti. (Ord.02-08)

Recommendation: That Ordinance No. 2-08, of March 4, 2008, to amend Secs. 66-191, 66-192, 66-193 and 66-194 and to repeal and recreate Sec. 66-195 of the Municipal Code of the City of Racine, Wisconsin relating to Offenses - Vandalism, Graffiti, be amended as follows:

That Sec. 66-195(b) be amended to read: "Upon written request received by the department that issued the notice and order, prior to expiration of the time provided for compliance, the chief building inspector may, for just cause, grant an extension of time for compliance. Each day of violation shall constitute a separate offense."

That Sec. 66-195(c) shall be amended to read: "If the owner fails to comply with the order(s) after being provided with a written notice and order for removal and upon the expiration of any extension(s) granted, the chief building inspector may remove or cover the graffiti and all costs, fees and expenses incurred in the removal shall be levied against the property as a special charge. Such costs shall be in addition to any other enforcement actions taken under this code."

Further recommends that Ordinance No. 2-08, of March 4, 2008, as

amended, be adopted.

Fiscal Note: Not applicable.

Rick Heller appeared and indicated some ordinances need to be cleaned up so the Purchasing Agent can contract out graffiti repairs. Currently there are issues where property owners are not responding in a timely fashion to orders issued, and he noted the changes in the ordinance would help expedite the process to clean these areas up. Rick noted the proposed ordinances needed some amendments to them and went over them.

On a motion by Coe, seconded by DeHahn, the Committee approved amending the ordinances.

Recommended For Approval

12. 08-1785

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 2-08 (K8-002), Belle Urban System - Administrative Office Expansion. (Res.08-0706)

Recommendation: Contract 2-08 (K8-002), Belle Urban System Administrative Office Expansion, be awarded to Absolute Construction Enterprises, Inc., Racine, WI, at their bid price of \$407,000.00, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from the Account 105.000.9010, BUS Capital Improvement Program.

Fiscal Note: Funds are available as herein delineated.

Rick read the results and noted Absolute Construction Enterprises, Inc. submitted the low bid in the amount of \$407,000 and suggested we enter into a contract with the low bidder.

On a motion by Coe, seconded by DeHahn, the Committee approved entering into a contract with Absolute Construction they being the lowest responsible bidder.

Recommended For Award of Bid

13. 08-1836

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 5-08 (K8-005), Oakes Road Paving (R1). (Res.08-0707)

Recommendation: Contract 5-08 (K8-005), Oakes Road Paving (R1), be awarded to A.W. Oakes & Son, Inc., Racine, WI, at their bid price of \$1,270,796.43, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from the following accounts:

- \$ 412,545.73 Account 919.987.5010, Oakes Road, 16th to 21st (IG)
- \$ 680,834.45 Account 906.000.5020, Oakes Road, Assessable
- \$ 177,416.25 Village of Mt. Pleasant
- \$1,270,796.43 Total

Fiscal Note: Funds are available as herein delineated.

Rick submitted bid results with A.W. Oakes & Son submitting the low bid in the amount of \$1,270,796.43. He suggested the City enter into a contract with the lowest responsible bidder.

On a motion by Coe, seconded by DeHahn, the Committee approved entering into an contract with A.W. Oakes, they being the lowest responsible bidder.

Recommended For Award of Bid

14. 08-1805

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer requesting final payment on Contract 46-97 (K7-053), Remedial Investigation - 820 Pearl Street, Graef, Anhalt, Schloemer & Assoc., Inc., consultant. (Res.08-0708)

Recommendation: The professional services provided by Graef, Anhalt, Schloemer & Assoc., Inc. under Contract 46-97 (K7-053), Remedial Investigation - 820 Pearl Street, be accepted and final payment authorized for a total contract amount of \$73,847.00, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 1116, dated September 2, 1997.

Rick explained the consultant has satisfactorily completed the work and is requesting final payment in the amount of \$73,847. This contract was authorized under Resolution No. 1116 of September 2, 1997.

On a motion by Coe, seconded by DeHahn, the Committee approved final payment.

Recommended For Approval

15. <u>08-1775</u>

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 44-00 (K0-053), Design Root River Pathway - Phase II, Earth Tech, consultant. (Res.08-0709)

Recommendation: Contract 44-00 (K0-053), Design Root River Pathway, Phase II, Earth Tech, Inc., consultant, be closed out.

Fiscal Note: There were no dollars expended under this contract.

Rick explained this was a three-party agreement between the Wisconsin Dept. of Transportation, Earth Tech and the City of Racine. It was administered by WisDOT and a city contract was not required.

On a motion by Coe, seconded by DeHahn, the Committee approved closing out the contract.

Recommended For Approval

16. <u>08-1777</u>

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 45-01 (K1-055), Professional Services for Main Street Reconstruction, Phase II, Earth Tech, consultant. (Res.08-0710)

Recommendation: Contract 45-01 (K1-055), Professional Services-Main Street Reconstruction, Phase II, Earth Tech, Inc., consultant, be closed out.

Fiscal Note: There were no dollars expended under this contract.

Rick explained this was a three-party contract between Wisconsin Dept. of Transportation, Earth Tech and the City of Racine and therefore, a city contract was not required.

On a motion by Coe, seconded by DeHahn, the Committee approved closing out the contract.

Recommended For Approval

17. 08-1778

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 50-05 (K5-057), Design Services for Retrofit of Reservoir Park, Earth Tech, consultant. (Res.08-0711)

Recommendation: The professional services provided by Earth Tech, Inc. under Contract 50-05 (K5-057), Design Services for Retrofit of Reservoir Park, be accepted and final payment authorized for a total contract amount of \$42,361.02, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 6563, dated July 5, 2005.

John explained the consultant has satisfactorily completed the work and is requesting final payment in the amount of \$42,361.02.

On a motion by Coe, seconded by DeHahn, the Committee approved final payment.

Recommended For Approval

18. 08-1797

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 11-07 (K7-011), Traffic Signal LED Retrofit, HES, (HISP), Traffic & Parking Control, Co., contractor. (Res.08-0712)

Recommendation: The work done by Traffic Parking & Control Company,

under Contract 11-07 (K7-011), Traffic Signal LED Retrofit, HES, (HISP), be accepted and final payment authorized for a total contract amount of \$119,573.00 from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 07-0164, dated April 16, 2007.

John Rooney explained the contractor has satisfactorily completed the work and is requesting final payment in the amount of \$119,573.

On a motion by Coe, seconded by DeHahn, the Committee approved final payment.

Recommended For Approval

19. 08-1832

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting a professional services agreement from Earth Tech for the Osborne Boulevard Elevated Sanitary Sewer Evaluation. (Res.08-0713)

Recommendation: The Mayor and City Clerk be authorized and directed to enter into an agreement with Earth Tech, Inc. for professional engineering services for the Osborne Boulevard Elevated Sanitary Sewer Evaluation, at a price not-to-exceed \$19,530.00

Further recommend that funds to defray the cost of these professional services are available in Account 287.988.5310, Sanitary Sewer- Various Locations.

Fiscal Note: Funds are available as herein delineated.

John Rooney explained some of the problems with the existing elevated sanitary sewer near Ravine Drive and Osborne Boulevard. The sanitary sewer is elevated as it crosses the ravine near Ravine Drive and noted the sewer in this location has an insulating jacket made of asbestos. The jacket is deteriorated and needs to be analyzed. Some of the pipe fittings and sanitary sewer itself need to be inspected to see if it needs repair or replacement. He also noted the footings supporting the sanitary sewer are subject to erosion and the storm sewer outlet for that subdivision discharges in this ravine and an analysis of the footings and support system would be made as well. The proposal is in the not-to-exceed amount of \$19,530 and funding is available.

On a motion by Coe, seconded by DeHahn, the Committee approved entering into an agreement with Earth Tech and authorized the Mayor and City Clerk to enter into the agreement.

Recommended For Acceptance as a Professional Services Agreement

20. <u>08-1833</u>

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting an Inter-governmental agreement from Root-Pike Win for the Stormwater Information and Education Program. (Res.08-0714)

Recommendation: The City of Racine be signatory to the Intergovernmental Agreement for a Stormwater Information and Education Program as proposed by the Root-Pike WIN organization, which will meet the City's stormwater permit requirements of the Wisconsin Department of Natural Resources.

Further recommends that the City' share of the cost to participate in the intergovernmental agreement is \$4,200.00 for 2008 and \$4,410.00 for 2009.

Further recommends that funds to defray the cost of this work are available in Account 104.988.5420, Storm Sewers, Misc. Loc.

Fiscal Note: Funds are available as herein delineated.

John Rooney submitted an Intergovernmental Agreement from the Root-Pike WIN. The agreement is for the Stormwater Information and Education Program. The City of Racine is in a watershed group for the Root River and Pike River. The UW Extension and Root-Pike WIN Watershed Initiative would be putting together an educational program for the next two years that would help meet the requirements of our stormwater discharge permit. The cost for the involvement in the program from the City is \$4,200 in 2008, and \$4,410 in 2009. Another municipality in the Root-Pike WIN group is applying for a reimbursement grant from the DNR, which should reimburse the City 70% of these costs. Funding is available in the Stormwater Utility Account.

On a motion by Coe, seconded by DeHahn, the Committee approved the agreement and authorized the Mayor and City Clerk to enter into a contract.

Recommended For Approval

21. 08-1784

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting Amendment No. 1 to Contract 2-07 (K7-002), 2007 Public Works Technology Consulting, Earth Tech, Inc., consultant. (Res.08-0715)

Recommendation: That Amendment No. 1 on Contract 2-07 (K7-002), 2007 IT Technology Consulting, Earth Tech, Inc., consultant, as submitted, be approved in the not-to-exceed amount of \$19,500.00.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 101.130.5610, Professional Services.

Fiscal Note: Funds are available as herein delineated.

John explained the amendment is in the not-to-exceed amount of \$19,500 and is for quarterly updates to City parcel data and Water Utility data. Also included is regular server maintenance relative to CUI and GIS data.

On a motion by Coe, seconded by DeHahn, the Committee approved the amendment and

authorized the Mayor and City Clerk to enter into the agreement.

Recommended For Approval

Miscellaneous Business

Rick noted the Wisconsin Department of Transportation received bids this morning for the reconstruction of Ohio Street from 16th Street to 21st Street. He noted Mann Brothers was the low bidder and anticipates work starting on that project in early May.

Adjournment

Committee

If you are disabled and have accessibility needs or need information interpreted for you, please contact the Department of Public Works at 262.636.9121 at least 48 hours prior to this meeting.

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