HIGHLAND REDEVELOPMENT COMMISSION STUDY SESSION MINUTES TUESDAY, JULY 27, 2021

The Highland Redevelopment Commission ("RC", "Commission") met in person at Town Hall on Tuesday, July 27, 2021. The Study Session was called to order at 6:30 p.m. by Commission President Cy Huerter.

Minutes were prepared by Kathy DeGuilio-Fox, Redevelopment Director and Recording Secretary.

Roll Call: Commissioners George Georgeff, Robyn Radford, Cyril Huerter, and Bill Leep were present in person at Town Hall. Commissioner Sean Conley was absent with notice. A quorum was established.

Additional Officials Present: Patrick Krull, School Town of Highland Liaison and non-voting member; Roger Sheeman, Council Liaison to the Redevelopment Commission; Attorney John Reed, Abrahamson, Reed and Bilse (for portions of the meeting); and Kathy DeGuilio-Fox, Redevelopment Director were present in person.

Also Present: John Jurisa, Weichert Realtors.

General Substance of the Discussion

- 1. **Review of Plenary Business Meeting Agenda**: Ms. DeGuilio-Fox reviewed the plenary business meeting agenda with the Commissioners. Brief discussion ensued.
- 2. Disposition of 2811 and 2821 Jewett Report: Director DeGuilio-Fox opened discussion by directing the Commissioners attention to Resolutions 2021-18 and 2021-19. She reminded Commissioners that several months prior to the COVID pandemic the sale of the property was made in a public offering. Specifically, 2821 Jewett and 2811 Jewett were included in the public offering. However, no proposals were received in response to the public offering. Because there were no proposals received and more than thirty days has lapsed, the price may be negotiated. Mr. Jurisa reiterated his thoughts that it would be difficult to sell the garage at 2811 Jewett alone due to the need to provide access to the tenants and repair professionals to the basements and certain areas of the garage where mechanicals and storage space is currently allotted. Discussion ensued. Ms. DeGuilio-Fox reminded the commissioners of the existing leases. Commissioner Georgeff and Mr. Jurisa, along with Mr. Reed, agreed that leases "survive" the sale of the property. Ms. DeGuilio-Fox's concern was what would happen after the current leases expire. Discussion ensued regarding the addition of the front commercial properties (2815) Jewett) to the sale. The Commissioners agreed with Mr. Jurisa that it would be more cumbersome to sell the properties (front commercial portions and rear garage) individually. After much discussion the commissioners determined they prefer to sell the front commercial and the rear garage sections as a single unit. The Commissioners agreed that a single individual could buy the entire property and use it as they required. Ms. DeGuilio-Fox advised she thought if the property is sold such that SIP nor Primitive Peddler has access to the garage, neither tenant would renew their lease. Certainly a portion of the rear garage is critical to the SIP operation which is currently used as a pantry as well as staging of their refrigerators and a freezer. Ms. DeGuilio-Fox commented that losing them would impact that portion of Jewett as a destination place for residents and visitors. She commented that SIP and Primitive Peddler are businesses that draw to the downtown. Ms. DeGuilio-Fox also reminded the Commissioners of the age of the building and that it was purchased as an investment property with the intention of developing it along with other proximate parcels and that by selling it the Commission loses control of future development as well as the type of development that it is used for. The Commissioners agreed they nevertheless want to sell and reduce the number of properties owned by the Commission. Ms. DeGuilio-Fox was directed to get appraisals on the front commercial sections of the property so a combined listing could be made. Commissioners agreed that their goal would be to sell the entire property. Commissioner Georgeff and Liaison Sheeman advised that they believe a single owner is the

best solution. Ms. DeGuilio-Fox reminded everyone that the property was purchased as an investment property for future development of that and proximate properties and by selling it the Commission loses all control of future development of the property. The commissioners persisted in wanting to sell the property.

- 3. Bult Oil Property Report: Ms. DeGuilio-Fox asked Mr. Jurisa for an update of inquiries regarding the sale of the Bult Property. Mr. Jurisa reported there have been no new offers and reminded the commissioners there is currently a \$65,000, submitted by Louis Jamison of Calumet Region Realty. Mr. Jurisa reminded the Commission that Mr. Jamison's client had declined the Redevelopment Commission's counteroffer, including additional funds that would provide the means to install desired sewer infrastructure. Discussion ensued. After much discussion Commissioner Leep reminded others that there is an active offer and urged them to make a decision. Ms. DeGuilio-Fox guestioned whether selling under the current circumstance is a good decision, knowing that the potential buyer is not aware he will be required to make numerous upgrades to the property to bring it into compliance, potentially including the installation of sewers. She reminded the commissioners that he may not want to make that financial commitment without knowing what would be required. Commissioners argued that the realtor had not included any contingencies in the offer and that the contract did state that renovation or improvement of any kind is subject to Plan Commission approval and that the buyer would learn what is allowed once he owns the property. Ms. DeGuilio-Fox asked if that was the right way for the commission to conduct business. Those present at the table reiterated that it is how business is conducted and it is the responsibility of the buyer to do their due diligence. Discussion ensued including Ms. DeGuilio-Fox advising that George Siemer, Siemer Heating & Cooling, had expressed interest in the property and that he is conducting his own due diligence regarding the property. Ms. DeGuilio-Fox was directed to call Mr. Siemer, advise him that the commission has an active offer and inquire as to whether he intends to submit an offer. After much discussion commissioners agreed to wait until Ms. DeGuilio-Fox has learned of Mr Siemer's decision before executing the sale agreement. The Commission will wait to move forward and not deliver an executed sale agreement before August 10th.
- 4. **Downtown Parking Lot Project Report**: Director DeGuilio-Fox reported she'd received a final invoice from Grimmer and that it will be processed for payment in August. One minor issue remains although it should be resolved within the next week. A final project report was provided: The Town Council approved the expenditure of \$972,865.00 from the Highland (Downtown) Redevelopment Area I Allocation Area Fund for the project. The awarded contract to Grimmer was in the amount of \$751,366.04. Project change orders totaled \$31,329.01 bringing the final total project cost to \$782,695.05. The allocation will expire at the end of the year and the remaining funds, \$190,169.95, will revert back to the Highland Downtown Redevelopment Area I Allocation Area fund.
- 5. **Lvl2 EV Charger Installation Discussion:** Director DeGuilio-Fox reported that Ozinga Energy advised the equipment will not arrive until early September due to equipment component shortages. Brief discussion ensued.
- 6. **8610-8620 Kennedy Avenue Report**: No additional information is available at this time. Updates will be provided as available.
- 7. Wayfinding Signs Discussion: Ms. DeGuilio-Fox directed everyone's attention to the VIA Marketing proposals and resolutions included in the agenda for consideration and approval. The sign design, previously discussed, was again reviewed. Director DeGuilio-Fox suggested that if approved the sign be installed near the Depot building rather than at the trailhead. She explained that the trailhead is in the vicinity of the pipelines and installation of a sign would require permissions from NIPSCO and Buckeye. Council Liaison Roger Sheeman objected and said he'd mentioned previously he thought it should be installed in the parking lot on the SE corner of Highway and Kennedy Ave. Ms. DeGuilio-Fox advised that

there may be issues with installing at that location due to setbacks and a potential electrical source. She advised she would reach out to Building Commissioner Ken Mika and Public Works Director Mark Knesek to discuss the location. There was general agreement that the suggested location would be best for visibility and that there should be no objections since the Redevelopment Commission owns the property. Ms. DeGuilio-Fox advised that the Commission, regardless of owning the property or not. must meet town code just as anyone else would. Commissioner Huerter expressed his concerns about the selected vendor. Ms. DeGuilio-Fox referenced their telephone conversation related to the subject and reiterated that VIA Marketing has completed work for the commission previously, with high quality end product resulting every time. Ms. DeGuilio-Fox commented that she has worked with VIA Marketing (specifically, owner Julie Olthoff) for over twenty-five years and she trusts the agencies creativity and their vendors' results. Ms. DeGuilio-Fox reiterated that because the contract is well under \$50,000 it is not subject to a public bidding process. Discussion ensued. Commissioner Huerter questioned the cost of shipping and suggested DeGuilio-Fox inquire as to where the signs are shipped from. There was also a question about installation costs. Councilman Sheeman thought that Public Works could install the signs. Ms. DeGuilio-Fox offered to speak with the Public Works Director and inquire if their schedules would permit them to install the wayfinding signs for the redevelopment commission.

- 8. **Highland Plaza Discussion**: Director DeGuilio-Fox asked those who had attended the July 20th executive session what they thought of the use proposed for the Highland Plaza property (southern parcels) owned by DLC. All comments were favorable. Discussion ensued. Ms. DeGuilio-Fox will update the Commission as progress is made.
- 9. Redevelopment Commission Comments: Commissioner Huerter commented that he'd observed demolition equipment on the property at Hart & Indianapolis Blvd. The Commissioners were reminded that the Northeast corner of Hart and Indianapolis Boulevard is the site where the new Shell Gas Station will be constructed.

There being no further discussion the Redevelopment Commission study session was adjourned at 7:50 p.m. Respectfully submitted by Kathy DeGuilio-Fox, Recording Secretary.

HIGHLAND REDEVELOPMENT COMMISSION PLENARY BUSINESS MEETING MINUTES TUESDAY, JULY 27, 2021

The Highland Redevelopment Commission ("Commission", "RC") met in person at Town Hall. The Plenary Business Meeting was called to order by Commission President Cy Huerter at 7:50 p.m. Commission President Huerter called for a roll call.

Minutes were prepared by Kathy DeGuilio-Fox, Redevelopment Director and Recording Secretary.

Roll Call: Commissioners George Georgeff, Robyn Radford, Bill Leep and Cy Huerter were present at Town Hall. Commissioner Sean Conley was absent with notice. A quorum was established.

Additional Officials Present: Patrick Krull, School Town of Highland Liaison and non-voting member; Town Council Liaison Roger Sheeman; Attorney John Reed, Abrahamson, Reed and Bilse; and Kathy DeGuilio-Fox, Redevelopment Director were present in person.

Also Present: John Jurisa, Weichert Realtors.

Minutes of Previous Sessions: Commission President Huerter asked if everyone had received the minutes. Hearing that everyone had received the minutes prior to the meeting he called for a motion to approve. Commissioner Bill Leep made a motion to approve the minutes as presented. Commissioner George Georgeff seconded the motion. There being no discussion Commission President Huerter asked for a roll call vote. Upon a roll call vote the motion passed. The minutes of the June 22, 2021 meeting were approved as presented by a voice vote of four affirmatives and no negatives.

Special Orders: None

Public Comment: None

Communications: None

Unfinished Business and General Orders: None

New Business:

1. Consideration of Resolution 2021-18: A Resolution of the Highland Redevelopment Commission Approving an Agreement with Weichert Realtors for Broker Services for the Disposition of Properties Owned by the Highland Redevelopment Commission and Located at the Common Address 2811 Jewett Street. Lengthy discussion ensued regarding whether to sell only the garage (common address 2811 Jewett) or whether to list for sale the entire property (common address 2815 Jewett). Director DeGuilio-Fox reminded the Commission that there are two tenants with active leases occupying the commercial spaces of the property. Attorney Reed assured the group that the leases will follow the property if sold until which time they expire and then the new owner may determine whether they want to continue leasing the space or not. Ms. DeGuilio-Fox also reminded the Commission that it was originally purchased as investment property and that the Commission had planned to development multiple proximate parcels at some point in time. Discussion continued. Director DeGuilio-Fox

also reminded the commissioners that while the rear garage had been offered in a public offering, the commercial spaces had not and that appraisals would be required as an initial step. The Commissioners determined to table the resolution for future consideration. Commission President Huerter called for a motion in this regard. Commissioner George Georgeff moved to table Resolution 2021-18 until a future meeting. Commission Bill Leep seconded the motion. There was no further discussion and President Huerter called for a vote. Upon a roll call vote the motion passed by a vote of four (4) affirmatives and no negatives.

- 2. Consideration of Resolution 2021 -19: A Resolution of the Highland Redevelopment Commission Approving an Agreement with Weichert Realtors for Broker Services for the Disposition of Properties Owned by the Highland Redevelopment Commission and Located at the Common Address 2821 Jewett Street. Lengthy discussion ensued including the reiteration of exactly which property this is and where it is located in relationship to the 2811 Jewett/2815 Jewett property. Determining the location of the property such that everyone understood where it is discussion ensued. The Commissioners determined they would like to move forward with listing this property for sale. Commission President Huerter called for a motion. Commissioner Bill Leep moved to approve Resolution 2021-19. The motion was seconded by Commission Robyn Radford. There was no further discussion and President Huerter called for a vote. Upon a roll call vote the motion passed by a vote of four (4) affirmatives and no negatives. Ms. DeGuilio-Fox advised that during the public offering, just prior to the COVID-19 pandemic, there had been an interested group of investors. However, she explained the pandemic halted all interest. Ms. DeGuilio-Fox asked that Mr. Jurisa send the listing to the group of investors and inquire as to their potential interest. Ms. DeGuilio-Fox will provide contact information.
- 3. Consideration of Resolution 2021-20: A Resolution of the Highland Redevelopment Commission to Approve an Agreement with VIA Marketing for a Wayfinding Sign for the Downtown Parking Lot. The sign design, previously discussed, was again reviewed. Director DeGuilio-Fox suggested that, if approved, the sign be installed near the Depot building. Council Liaison Roger Sheeman objected and said he'd said previously he thought it should be installed in the parking lot on the SE corner of Highway and Kennedy Ave. Ms. DeGuilio-Fox advised that there may be issues with installing at that location due to setbacks and a potential electrical source. She advised she would reach out to Building Commissioner Ken Mika and Public Works Director Mark Knesek to discuss the location. There was general agreement that would be a good location and that there should be no objections since the Redevelopment Commission owns the property. Ms. DeGuilio-Fox advised that the Commission, regardless of owning the property or not, must still meet town code like everyone else. Commissioner Huerter reiterated his concerns about the selected vendor. Ms. DeGuilio-Fox referenced their telephone conversation related to the subject and reiterated that VIA Marketing has completed work for the commission previously, with high quality end product resulting every time. Ms. DeGuilio-Fox commented that she has worked with VIA Marketing (specifically, owner Julie Olthoff) for over twenty-five years and she trusts the agencies creativity and their vendors' results. Ms. DeGuilio-Fox reiterated that because the contract is well under \$50,000 it is not subject to a public bidding process. Discussion ensued. Commissioner Huerter questioned the cost of shipment and suggested DeGuilio-Fox ask where it is being shipped from. The Commissioners determined they would like to move forward with

the sign and approve Resolution 2021-20. Commission President Cy Huerter called for a motion. Commissioner George Georgeff moved to approve the agreement with VIA Marketing to design and work with their sign company to create the wayfinding sign with a map of the downtown business district. Commissioner Robyn Radford seconded the motion. There being no further discussion Commission President Huerter called for the vote. Upon a roll call vote the motion passed by a vote of four (4) affirmatives and no negatives.

- 4. Consideration of Resolution 2021-21: A Resolution of the Highland Redevelopment Commission to Approve an Agreement with VIA Marketing for Wayfinding Sign Frames and Business Signs for Installation in Downtown Highland. The corner wayfinding sign concept was opened for discussion. Commissioners were reminded that these frames – one per block – would have the business names on them for each block. Director DeGuilio-Fox reminded the commissioners she felt this design is sustainable because as downtown businesses change, the name plates are easily changed out as well. The cost of replacement nameplates was questioned by Commissioner Radford. Everyone agreed that, at \$39.75 each nameplate, it is a cost that could be sustained either as part of the Redevelopment budget or charged to a new business if they want their name included. Commissioner Huerter questioned the cost of shipping and asked Ms. DeGuilio-Fox to inquire where the signs are being shipped from. The cost of installation was also questioned. Ms. DeGuilio-Fox mentioned she'd already discussed that with VIA Marketing and the Town could install the wayfinding signs themselves, if preferred. Council Liaison Sheeman advised Public Works could do the installation. Ms. DeGuilio-Fox responded that she will speak with the Public Works director about the possibility but that she is aware their crews have a full schedule already. Further discussion ensued. The Commissioners determined they would like to move forward with approving this agreement. Commission President Huerter called for the motion. Commissioner Robyn Radford moved to approve the agreement with VIA Marketing to design and work with their sign company to create the downtown wayfinding frames with business name plates attached. Commissioner Bill Leep seconded the motion. There being no further discussion Commission President Huerter called for the vote. Upon a roll call vote the motion passed by a vote of four (4) affirmatives and no negatives.
- 5. Agenda Amendment: The Commissioners determined they wanted to amend the agenda and add a motion for consideration of a conditional acceptance of the current offer to purchase the Bult Oil property. Commission President Huerter was advised he must first call for a motion and second to amend the agenda, and then proceed with a roll call vote. A motion was called for and made by Commissioner Bill Leep to amend the agenda. The motion was seconded by Commissioner Robyn Radford. Discussion ensued. Commission President Huerter called for a vote. Upon a roll call vote the motion passed by a vote of four (4) affirmative and no negatives to amend the agenda.
- 6. Conditional Acceptance of the Bult Oil Property Offer: The Commissioners recognized that there is an active offer for the Bult Oil property, submitted by Louis Jamison on behalf of his client. However, Ms. DeGuilio-Fox also advised that another offer, from a local business owner, may be coming within the next few days. Discussion ensued again about the proposed use of the property and whether it is an appropriate use, as well as that the property is not currently in compliance. Director DeGuilio-Fox was

concerned that although the potential buyer determined he does not need sewers, the Highland Plan Commission may very well require that sewers be installed. She advised that the Plan Commission will certainly require that the property be improved according to current town code, including those required in a downtown overlay district. The commissioners agreed they want to sell the property and that it is not up to them to advise the prospect of the code requirements. Ms. DeGuilio-Fox understood that perhaps this is how a private real estate transaction is conducted but asked if it was the right thing for the Town of Highland Redevelopment Commission to do. She questioned a "Buyer Beware" approach and asked what happens when the buyer decides he does not want to comply with the Plan Commission requirements. The Commissioners reiterated that they felt it is up to a prospect to conduct their own due diligence. Discussion ensued and Commissioners agreed they want to move forward by with the conditional acceptance of the purchase offer as previously discussed. Commission President Huerter called for a motion. Commissioner George Georgeff moved to authorize the Highland Redevelopment Commission president, Cyril Huerter, to sign and accept the offer to purchase the property located at 2605 Condit Street, Highland, Indiana, formerly known as Bult Oil, as submitted by Louis Jamison of Calumet Region Realty, on the condition that a second viable offer was not received prior to the acceptance of the purchase agreement currently in play. The motion further required that the acceptance of the purchase agreement would not be delivered until August 10, 2021. Commissioner Bill Leep seconded the motion. Commission Present Huerter called for the vote. Upon a roll call voice vote the motion passed by a vote of four (4) affirmatives and no negatives.

Action to Pay Accounts Payable Vouchers: Commissioner Bill Leep made a motion to pay accounts payable vouchers as filed on the pending accounts payable docket, covering the period June 24, 2021 through July 28, 2021 and the payroll dockets for July 2, 2021 and July 16, 2021 in the total amount of \$19,534.49. Commissioner George Georgeff seconded the motion to approve the Accounts Payable Vouchers. There being no discussion, Commission President Huerter called for a roll call vote. Upon a roll call vote the motion passed with four (4) affirmatives and no negatives.

Vendors Accounts Payable Docket:

Redevelopment General Fund, \$18,284.49; Highland Economic Development, \$0.00; Redevelopment Capital Fund, \$0.00; Downtown Redevelopment District Allocation Area, \$0.00; Redevelopment Bond & Interest, \$0.00; CEDIT Economic Development Income Tax Fund, \$0.00 and Cardinal Campus Allocation Area, \$1,250.00. Total: \$19,534.49.

Payroll Docket for Payday of June 4, 2021 and June 18, 2021: Redevelopment Department: Total Payroll: \$8,263.76.

Business from the Commissioners: None

Next Meeting: President Huerter advised that the next Study Session is scheduled for Tuesday, August 10, 2021 and will convene at 6:30 PM. The next Plenary Business Meeting is scheduled for Tuesday, August 24, 2021 immediately following the study session at 6:30 PM. A Study Session will reconvene following the public meeting, if deemed necessary. The next meeting of the Highland Main Street is tentatively scheduled to convene on Wednesday, August 11, 2021 at 6:30 p.m. The meetings will be convened in person at Town Hall unless otherwise advised.

Adjournment: There being no further business of the Highland Redevelopment Commission, the Tuesday, July 27, 2021 meeting of the Highland Redevelopment Commission was adjourned at 8:05 PM.

Respectfully submitted by Kathy DeGuilio-Fox, Recording Secretary

THE TOWN OF HIGHLAND HIGHLAND REDEVELOPMENT COMMISSION RESOLUTION 2021-19

A RESOLUTION OF THE HIGHLAND REDEVELOPMENT COMMISSION
APPROVING AN AGREEMENT WITH WEICHERT REALTORS FOR BROKER SERVICES
FOR THE DISPOSITION OF PROPERTIES OWNED BY THE HIGHLAND REDEVELOPMENT COMMISSION
AND LOCATED AT THE COMMON ADDRESS 2821 JEWETT STREET

Whereas, The Redevelopment Commission of the Town of Highland is authorized to undertake redevelopment activities under IC 36-7-14 and Chapter 216 of the Highland Municipal Code, which are public uses and purposes for which public money may be spent and private property may be acquired, and

Whereas, Redevelopment activities include performing all acts incident to the statutory powers and duties of a redevelopment commission; and

Whereas, The Redevelopment Commission may adopt rules and bylaws it considers necessary for the proper conduct of their proceedings, the carrying out of their duties; and

Whereas, The Redevelopment Commission is authorized to negotiate and enter into contract by statute; and

Whereas, The Redevelopment Commission does from time to time need general real estate and brokerage services to carry out its duties; and,

Now Therefore Be It Hereby Resolved by the Highland Redevelopment Commission, Highland, Lake County, Indiana:

That it is in the best interest of the Town of Highland to enter into an Agreement with John Jurisa of Weichert Realty to list the sale of the Highland Redevelopment-owned property, located at the common address as follows: 2821 Jewett Street, Highland, Lake County, Indiana, for a listing term of six months from the date said agreement is fully executed and for a real estate commission of six percent (6%) of the selling price, with a minimum of \$3,500.

DULY PASSED and RESOLVED by the Highland Redevelopment Commission, Highland, Lake County, Indiana, this 27th day of July, 2021 having passed by a vote of 4 in favor and 6 opposed.

	REDEVELOPMENT COMMISSION of the
	TOWN of HIGHLAND, INDIANA
	CO Went
	Cyril Huerter, President
ATTEST:	

Robyn Radford, Secretary

THE TOWN OF HIGHLAND HIGHLAND REDEVELOPMENT COMMISSION RESOLUTION 2021-21

A RESOLUTION OF THE HIGHLAND REDEVELOPMENT COMMISSION APPROVING AN AGREEMENT WITH VIA MARKETING FOR WAYFINDING SIGN FRAMES AND SIGNS FOR INSTALLATION IN DOWNTOWN HIGHLAND

Whereas, The Redevelopment Commission of the Town of Highland is authorized to undertake redevelopment activities under IC 36-7-14 and Chapter 216 of the Highland Municipal Code, which are public uses and purposes for which public money may be spent and private property may be acquired, and

Whereas, Redevelopment activities include performing all acts incident to the statutory powers and duties of a redevelopment commission; and

Whereas, The Redevelopment Commission may adopt rules and bylaws it considers necessary for the proper conduct of their proceedings, the carrying out of their duties; and

Whereas, The Redevelopment Commission is authorized to negotiate and enter into contract by statute; and

Whereas, The Redevelopment Commission does from time to time require professional design and fabrication of product to enhance the downtown and carry out its duties; and,

Now Therefore Be It Hereby Resolved by the Highland Redevelopment Commission, Highland, Lake County, Indiana:

That it is in the best interest of the Town of Highland Redevelopment Commission to enter into an agreement with VIA Marketing to design and supply six Wayfinding Sign Frames and Business Signs for installation in downtown Highland for a not-to-exceed amount of \$30,000.00.

DULY PASSED and RESOLVED by the Highland Redevelopment Commission, Highland, Lake County, Indiana, this 27th day of July, 2021 having passed by a vote of ______ in favor and ______ opposed.

ATTEST:

REDEVELOPMENT COMMISSION of the TOWN of HIGHLAND, INDIANA

Cyril Huerter, President

Robyn Radford, Secretary

Kathy De Lulio - Jox Kathy DeGuilio-Fox

Date

July 30, 2021

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Invoice Description

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Fund Totals:

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