



CITY COUNCIL MINUTES

October 9, 2012

REGULAR MEETING OF THE CARTERVILLE CITY COUNCIL

The meeting was held in the Council Chambers with Mayor Charles W. Mausey presiding. He called the meeting to order at 7:00 p.m.

ROLL CALL

Charles W. Mausey	Mayor	Present
Michele A. Edwards	City Clerk	Present
Mary Jane Fuller	Deputy City Clerk	Absent
Mark Carney	City Treasurer	Absent
Phyllis Emery	Alderman/Ward 4	Present
Tom Gentry	Alderman/Ward 1	Present
John Gooden	Alderman/Ward 3	Present
Mike Helfrich	Alderman/Ward 2	Present
James Houseworth	Alderman/Ward 1	Present
Jacob Rendleman	Alderman/Ward 2	Absent
Brad Robinson	Alderman/Ward 4	Present
Tony Trombino	Alderman/Ward 3	Present

The Mayor declared a quorum present.

Others present were: Marvin Oetjen and Curt Oetjen, Kamper Supply; Garry Wiggs, Street Superintendent; Bud Edwards, Maintenance Superintendent; Attorney Josh Bradley; Ralph Graul, Volunteer Firefighter; John Frost, Assistant Police Chief; Bruce Talley, Fire Chief; Retia Watson (Clerk); Bill Kirk, Zoning and Planning Commission; John H. Crawford, Crawford & Associates; Jennifer Spence, Christmas Downtown Coordinator (7:36 p.m.); Jim Adams, Codes Enforcement/Building Inspector; Charles L. Threet, 1605 Main Pole Barn Request; Marilyn Cook and niece, Sycamore Road Estates; Mike Smith, James Street Park Haunted House; Mr. and Mrs. Coe, 807 Valley Drive Drainage Problem; William Bateman, The Courier.

Motion 1: Helfrich moved and Emery seconded to *approve the minutes* of the Regular Meeting of September 11, 2012 as presented in pamphlet form. All voted yea and the Mayor declared the motion carried.

Mark Carney was not present and the meeting and the Mayor asked the Aldermen to review the Treasurer's Report for September, 2012 individually. The Mayor informed that Council that he and Mark have been meeting with the TIF Consultant, Bob Vancil, regarding reimbursement of taxes in the TIF.

Motion 2: Helfrich moved and Emery seconded to approve the *September 2012 Treasurer's Report* as prepared and submitted by Mark Carney. A roll call vote was taken and all present voted yea. The Mayor declared the motion carried.

Recognition of Guests

*Tina Coe, 807 Valley Drive, approached the Council regarding the **drainage problem** at her residence. There is a storm drain under her house and Ron Modglin put a video camera through the line to make sure there are no breaks. Mrs. Coe was told that Ron Modglin would be at the Council meeting to address her concerns. Garry Wiggs explained that he observed the video and there is no problem with the integrity of the pipe. Mrs. Coe had several concerns that she would like to discuss and the Mayor stated that the City could not make any outfall of funds for this unless her problem was on the agenda. However, if you would like to explain your concerns we would welcome this. She explained:*

- 1. There is a **storm drain under her house** (this is under an addition that was added before she purchased the home). There are some holes in the storm sewer that have appeared in her yard.*
- 2. The storm sewer is not large enough to handle the water and in a heavy rain the water is eroding their yard.*
- 3. There is also a **culvert that was installed by the City** across the street that is draining onto her property. (The culvert installed by the City was installed to get water out of the neighbor's yard and was authorized by Dave Bloodworth).*
- 4. There are **three areas of her yard that are being eroded** away from storm water.*
- 5. Also, there is **raw sewage running down the back of her property** from the manhole on Country Club Lane that has been propped open to avoid backup into the house. Even though there is a backflow preventer in the neighbor's house he insists that he must prop open this manhole.*

Brad Robinson stated that we can't make a decision regarding expenditure of funds, but we can work with our department personnel to see if we can solve some of these issues. We can address your concerns starting today. Garry Wiggs, Street Superintendent, and Mike Resczynski, Water and Sewer Supervisor, will work with Ron Modglin regarding this problem.

[NOTE: Ron Modglin informed us on Wednesday that the *Greenbriar Lift Station is not handling the flow of sewage* anymore because we have several lift stations feeding into this lift station and the pumps are not large enough. This means we need to talk about this change at the next Water and Sewer Board meeting on November 8, 2012. He does not have the copy of the video in hand but will be glad to review this with Mr. and Mrs. Coe when it is available].

*Mike Smith addressed the Council regarding the use of **James Street Pavilion for his annual Haunted House Project** on October 25-27, 2012 in conjunction with the Lion's Club Hay Ride. Council agreed that Mike could go ahead with construction immediately.*

Motion 3: Robinson moved and Emery seconded to **allow the use of James Street Pavilion** for Mike Smith's Haunted House [pending proof of liability insurance coverage]. A roll call vote was taken and all present voted yea. The Mayor declared the motion carried.

Departments/Committees

Bruce Talley recommended that Justin Box, Chris Mitter and Matt Wozniak be promoted to Volunteer Firefighters. They have completed their training and have been accepted by the Volunteers.

Motion 4: Emery moved and Gentry seconded to **confirm the Mayor's appointment of Justin Box, Chris Mitter, and Matt Wozniak** as regular Volunteer and Paid Firefighters as recommended by Fire Chief Bruce Talley. A roll call vote was taken, and all present yea. The Mayor declared the motion carried.

*John Frost indicated that the **Police Department** did not have any needs at this time.*

*The Mayor asked Bud Edwards about the **wood chips needed at the parks for playground areas**. Edwards indicated that we need a trailer load to refurbish the playgrounds but he has not been able to get a price for this material.*

Motion 5: Emery moved and Gooden seconded *to authorize the purchase of wood chips for the playground areas at Cannon and James Street parks.* A roll call vote was taken, and all present yea. The Mayor declared the motion carried.

Edwards indicated that we have the new Cannon Park sign and the Mayor recommended that Council go to the Maintenance Office to see it.

The Mayor asked Garry Wiggs to find out why the culvert was installed on Valley Drive without approval by the Street Committee.

Jim Adams, Codes Enforcement/Building Inspector, presented a request from Charles L. Threet for construction of a pole-barn type building on his property at 1605 Main Street. The building is 70-80 feet off of the road and backs up to a wooded area.

Motion 6: Emery moved and Gooden seconded to *allow the construction of a pole-barn type building on the Charles L. Threet property (side yard) at 1605 Main Street.* A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

*Jim Adams explained that he has received a **complaint from a resident in Venable Oaks subdivision** regarding a neighbor who is indicating that he is going to build an addition to his home as a residence for a parent. He will speak to the resident on Wednesday and get the details.*

John Crawford addressed the Council:

- *We have the final pay estimate for Short Brothers for Dent/Anderson \$20,849.61 and for Ridge \$2,577.59 for a total of \$23,427.20. These streets have been inspected and approved by the Street Committee and Garry Wiggs.*

Motion 7: Houseworth moved and Helfrich seconded to approve the following payments on the Dent/Anderson/Ridge street projects:

Short Brothers Construction	Dent/Anderson	\$ 20,849.61
Short Brothers Construction	Ridge	<u>\$ 2,577.59</u>
	Total -----	\$ 23,427.72

A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Motion 8: Gooden moved and Emery seconded to *approve payment to John Crawford and Associates* for Resident Engineering on the Dent/Anderson/Ridge contract in the amount of **\$583.80**. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

- *West Grand Road waterline relocation bids were opened on last week. Crawford circulated the bid tabulation for review. The low bidder was KPS, Inc. of Marion, IL in the amount of \$93,960.00. We also asked for an alternate bid for installation of a 10" line rather than 8" line. KPS, Inc. indicated that he would upgrade the line size for an additional \$12,500.00. The Mayor indicated that we should not proceed with this project until all easements have been secured. We only have one left to get from Carl Planinc and the Mayor stated that he and John Crawford will talk to them about this easement.*

Motion 9: Helfrich moved and Houseworth seconded *to accept the low bid for West Grand Avenue waterline relocation to KPS, Inc. of Marion, IL* for \$93,900.00 and to authorize John Crawford to prepare a **Change Order** for a net **increase of \$12,500.00** to upgrade the line from 8" to 10" (total \$106,460.00). A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Motion 10: Houseworth moved and Helfrich seconded to *authorize payment of \$4.00 per foot for paving and shoulder work on Venable Oaks Estates Second Addition* for a total of \$5,516.00. Roll call vote: Emery, yea; Robinson, yea; Gentry, abstain; Gooden, yea; Helfrich, yea; Houseworth, yea; Trombino, no. The Mayor declared the motion carried.

John Crawford explained the vacation of plat and the new plat for Sycamore Road Estates. We need to accept the Petition to Vacate and make a separate motion on the new plat of subdivision.

Motion 11: Houseworth moved and Emery seconded *to approve the Petition to Vacate the Sycamore Road Estates Second Plat of Subdivision* and authorize the preparation of **Ordinance No. 1330-12, AN ORDINANCE TO VACATE LOTS 10-15 AND LOT 25 AND A PORTION OF ROAD RIGHT-OF-WAY IN SYCAMORE ROAD ESTATES SECOND PLAT IN THE CITY OF CARTERVILLE.** A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Motion 12: Emery moved and Gooden seconded to *approve the plat of subdivision for Sycamore Road Estates Third Plat* (pending approval from the Zoning Board). A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Motion 13: Gentry moved and Gooden seconded to *authorize the contract and payment to Williamson County Animal Control* for the period December 1, 2012 to November 30, 2013 in the amount of \$11,541.60. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

The Mayor stated that we may have found a person to replace John Geiselman on the Fire and Police Commission (Doug Brinkley, who is an Officer for Secretary of State). The Mayor will get information to Mr. Brinkley so that he can make a decision about whether he will serve.

Motion 14: Emery moved and Gooden seconded to *approve payment of \$500.00* for an ad in the Lionite (**High School Yearbook**). A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

*The Mayor announced that there is a new law that requires each elected or appointed official to complete an on-line course on the **Open Meetings Act** by December 31, 2012. The City Clerk will get copies of the test for review.*

The Mayor discussed the upgrade of our ambulance personnel from EMT to Paramedic. There are new State and Federal regulations that may withdraw the intermediate EMT license after 2017. However, the EMT programs are changing because of these new regulations in the National Registry.

Motion 15: Helfrich moved and Houseworth seconded to ***authorize the upgrade of ambulance employees to Paramedic level.*** [Bruce Talley asked if this included overtime for training and was told that these details would be discussed at a future date]. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Jennifer Spence addressed the Council regarding the Downtown Christmas Party scheduled for Friday, December 7, 2012. This year we would like for this night to be a fundraiser for both the Heritage Foundation and G.U.M. Drops. We have several civic organizations participating as vendors and we are asking for sponsorships of \$500.00 and \$250.00 to cover expenses and contributions to our charities. This year's cost will be approximately \$4,700.00. We need to replace the 15' tree that was defective (\$1,400.00) that was returned to Home Depot and funds refunded. Therefore, we need to get a tree for this year. She would like to have the City approve the cost of a large tree up to \$2,000.00. Also, there are several decorating items that we need help with above and beyond what is being solicited in sponsorships.

Motion 16: Robinson moved and Emery seconded to ***approve expenses up to \$4,000.00 (\$2,000.00 for a Christmas tree)*** for the Downtown Christmas Party on December 7, 2012 [funds to be paid from the Downtown Economic Development Fund]. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Jennifer Spence thanked the Council for their support of the Heritage Museum and indicated that it is supporting itself with sales of t-shirts, cards, books, etc. She also circulated a pre-order form and prototype for the 1st Annual Christmas Ornament which features the old high school building. The Mayor thanked Jennifer for her volunteer time. Phyllis Emery has had people ask if Carterville is having the Downtown Christmas Party, so it was well received. The next organizational meeting is Monday, October 15, 2012 at 5:30 p.m. in City Council Chambers.

Motion 17: Emery moved and Gentry seconded to ***purchase an ad in the Southern Illinoisan in the 2012 Carterville Spotlight insert*** at a cost of \$165.00 for an eighth page ad. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Motion 18: Houseworth moved and Helfrich seconded to schedule the following hearings on Tuesday, November 13, 2012:

<u>Shawnee Health Services</u>	<u>Rezoning Hearing/210 Howerton Street</u>	<u>6:30 p.m.</u>
<u>William Bradley Ogden</u>	<u>Variance Hearing/403 S. Division (Business)</u>	<u>6:45 p.m.</u>

A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Motion 19: Emery moved and Gooden seconded to ***approve payment of the monthly bills*** as submitted by the City Clerk. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Motion 20: Emery moved and Robinson seconded to *pay E & K Cleaning* for cleaning services in the amount of \$1,195.00 [*\$1,045.00 for 11 cleanings at the Community Center and \$150.00 for City Council Chambers*]. Roll call vote: Emery, yea; Robinson, yea; Gentry, yea; Gooden, abstain; Helfrich, yea; Houseworth, yea; Trombino, yea. The Mayor declared the motion carried.

The Mayor announced that we had a fairly good turnout at the Heart Walk last weekend and we collected over \$2,500.00 for the City. We went above and beyond our goal and we plan to participate next year.

Motion 21: Helfrich moved and Trombino seconded to *adjourn the meeting*. All voted yea and the Mayor closed the meeting at 8:15 p.m.

Michele A. Edwards, City Clerk

Next Ordinance No. 1331-12

Charles W. Mausey, Mayor

Next Resolution No. R398-12