



CITY COUNCIL MINUTES

Tuesday, July 14, 2015

REGULAR MEETING OF THE CARTERVILLE CITY COUNCIL

The meeting was held in the Council Chambers with Mayor Bradley M. Robinson presiding. He called the meeting to order at 7:00 p.m.

ROLL CALL

Bradley M. Robinson	Mayor	Present
Michele A. Edwards	City Clerk	Present
Khristina Hollister	Deputy City Clerk	Present
Mark Carney	City Treasurer	Present
Doug Brinkley	Alderman/Ward 3	Present
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
Tom Liebenrood	Alderman/Ward 4	Present
Curtis Oetjen	Alderman/Ward 2	Present

The Mayor declared a quorum present.

Others present were: Garry Wiggs, Street Superintendent; Heather Reno, Police Chief; Ronda Robinson, Citizens; Ralph Gaul, Codes Enforcement and Building Inspector; Bud Edwards, Maintenance Superintendent; Kyle Houseright, Parks Department; Donnie Smoot, Crawford and Associates; Jan Campbell, Chamber of Commerce; Marvin Oetjen, Kamper Supply; Harry Treece II, Citizen; Bruce and Marsha Talley, Citizens; John and Kimbra Frost, Retiring Assistant Police Chief; Krissy Stokes, I Doctor; Janice McConnaughy, Office Manager and HR Specialist; Retia Watson, Bookkeeper; Mark Bollmann, Water and Sewer Board Commissioner; Jason Cook, 1300 S Division, Cook Futures LLC; Kay Bushno, Lakeshore Drive; Bill Kirk, Zoning/Planning Commission; William Long, 124 Stable Drive; Adam Gossett and son, Firefighter/EMT; Steven Adams, Bernardi Securities; Ron Rains, Fire Chief; and William Bateman, The Courier.

Motion 1: Emery moved and Gentry seconded to *approve the minutes* of the June 9, 2015 regular Council Meeting, June 23, 2015 Special Meeting as presented. All present voted yea. The Mayor declared the motion carried.

Mark Carney, City Treasurer, presented the June 2015 Treasurer's Report.

Motion 2: Gooden moved and Emery seconded to approve the *June 2015 Treasurer's Report* as presented. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Recognition of Guests

*William Long asked about the **Dog Ordinance** and Jason Cook asked about the **variance** at 1300 S Division. Both of these issues are on the agenda and will be acted on this evening.*

Motion 3: Emery moved and Oetjen seconded to pay the *monthly bills* as presented by the City Clerk. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Motion 4: Emery moved and Oetjen seconded to pay the cleaning bill to *E&K Cleaning Service* for 18 cleanings at the Community Center in the amount of \$1,575.00. Roll call vote: Brinkley, yea; Emery, yea; Gentry, yea; Gooden, abstain; Helfrich, yea; Houseworth, yea; Liebenrood, yea; Oetjen, yea. The Mayor declared the motion carried.

*Ralph Graul explained the **variance hearing for 1300 S. Division Street** that was held at 6:45 p.m. This is a request for a permanent variance because of the new construction on Commerce Drive. The Zoning/Planning Committee have reviewed and approved this variance.*

Motion 5: Houseworth moved and Emery seconded to *approve a permanent variance* on the south side of property located at *1300 S. Division Street* owned by Cook Futures, LLC. All voted yea and the Mayor declared the motion carried.

Engineering Report – Donnie Smoot

*The **West Grand Avenue improvement update** – IDOT engineering in Carbondale indicated that we should have received approval from Springfield last week. Smoot has been staying in touch with the Carbondale office and we will advertise for bids on this project as soon as approval is verified. We have to advertise for three weeks. Unfortunately, this means that construction will be going on when students return to school in the fall.*

Motion 6: Gentry moved and Houseworth seconded to approve payment of the bill to Crawford and Associates for *engineering on the IDOT waterline relocation* in the amount of \$2,419.00 (TBR by I.D.O.T.). A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Motion 7: Gooden moved and Gentry seconded to approve payment of the bill to Crawford and Associates for *engineering on the annual oil and chip program Section 15-00000-00-GM* in the amount of \$3,193.00. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried. [Motor Fuel Tax Funds] [Bid opening Thursday, July 23, 2015].

Departments/Committees

Bud Edwards, Maintenance Superintendent, indicated he had nothing to report on Parks.

*Ron Rains, Fire Chief, asked that two firefighters be allowed to attend the **VMT class** in October at a cost not to exceed \$1,025.00.*

Motion 8: Gooden moved and Brinkley seconded to enroll *two firefighters in the Vehicle Machinery Technician Class* in October, 2015 at a cost not to exceed \$1,025.00 (this includes tuition, room and board and per diem). All voted yea and the Mayor declared the motion carried.

*Heather Reno, Police Chief, asked that **Samuel Tyner** be confirmed as a part-time officer for our Police Department. Reno has completed a background check and verified his qualifications.*

Motion 9: Gooden moved and Brinkley seconded to confirm the *Mayor's appointment of Samuel Tyner* as part-time police officer for the City of Carterville. All voted yea and the Mayor declared the motion carried.

*Heather Reno asked about the purchase of **five gun racks** for police cars in our fleet at a cost of \$934.00 plus shipping of approximately \$100.00.*

Motion 10: Gooden moved and Brinkley seconded to *purchase five (5) gun racks* for Police Department vehicles at a cost of approximately \$934.00 plus shipping. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

*Chief Reno announced that **John Frost will be retiring** from the department effective July 31, 2015 and this will be his last Council meeting.*

*Garry Wiggs, Street Superintendent, submitted requests for **forty hours of paid time** for his two employees; Mike Smith and Gary Kesler.*

Motion 11: Houseworth moved and Emery seconded to *allow 40 hours paid vacation* for Mike Smith, Street Department. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Motion 12: Gooden moved and Houseworth seconded to *allow 40 hours paid vacation* for Gary Kesler, Street Department. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Garry Wiggs indicated that he had found and purchased a used *finishing mower* at a cost of \$1,200.00 which is more than half price. This expenditure is on the bill listing for this meeting.

*The Street Committee has discussed a **four-way stop at Sycamore and Greenbriar Road** and recommend that this be installed. They have talked to Williamson County about this and it was approved. Therefore, we need to purchase LED stop signs for this intersection. The LED signs will be used for a time for safety reasons as this has not been a four-way stop. This change will be advertised in advance and will be posted before the intersection.*

Motion 13: Gentry moved and Houseworth seconded to **purchase four (4) LED stop signs** to be used at the Sycamore and Greenbriar intersection (may be repurposed at a later date). A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

*Mayor Robinson introduced a request for a posted **speed limit of 30 mph on Pin Oak Road**. The Street Committee has discussed and recommended this posting.*

Motion 14: Houseworth moved and Helfrich seconded to **post a 30 mph speed limit on Pin Oak Drive** as recommended by our Street Committee. All voted yea and the Mayor declared the motion carried.

*The Mayor announced that the developer of Timber Creek subdivision is agreed that there be **NO PARKING on Timber Trail** which was confirmed by the Street Committee due to safety concerns. Each of these units has the availability of two parking spaces and the tenants could have one vehicle in the garage and one in the driveway plus it is possible to get two vehicles end to end in the driveway. If the City declares this as a **NO PARKING** area we will provide signs.*

Motion 15: Gentry moved and Houseworth seconded to approve **NO PARKING on Timber Trail** (City will provide signage). A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

***Jan Campbell, Chamber of Commerce**, presented information on the **Illinois Main Street & Historical Preservation Conference** that she and Lesa Hafford attended in June. Information and ideas will be shared with the City, Downtown Merchants and Chamber. **Carterville Night at the movies at Walkers Bluff** is scheduled for Friday, July 17th with proceeds going to Nubability Chapter (\$5.00 per carload). Plans are progressing on the **Twilight 5K "Glow Run/Walk"** to be held on September 11, 2015. The **Williamson CEO (Creating Entrepreneurial Opportunities) Kick Off Event** will be held on July 17, 2015. There is a free business seminar "**Becoming a Person of Influence**" will be held on Tuesday, July 28, 2015. The Chamber is helping to coordinate a "**River to River Yard Sale**" along with a **Shop Locally, Eat Locally, and Get Fit Locally** campaign.*

*The Mayor asked the Council to schedule the Chamber **Pumpkin Path** and close Division Street on Friday, October 30, 2015.*

Motion 16: Gooden moved and Oetjen seconded to authorize the closing of Division Street downtown for the **Chamber Pumpkin Path on Friday, October 30, 2015**. All voted yea and the Mayor declared the motion carried.

*The Mayor announced that J. P Barrington has resigned as a member of the **Police and Fire Pension Boards** and he has made contact with an individual to replace the vacancy but does not have a commitment from this individual at this time.*

The ExteNet R.O.W. contract changes are now approved by our engineer and the Council needs to approve this change so that they can continue their work.

Motion 17: Oetjen moved and Emery seconded to **approve the changes in the ExteNet R.O.W.** contract as outlined and approved by the engineer. All voted yea and the Mayor declared the motion carried.

Motion 18: Emery moved and Gentry seconded to approve an ad in the **Cambria Labor Day booklet** at a cost of \$60.00. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

*The Mayor explained that we have a request from the **Lion's Club** for support of the **Free Fair**. We generally give \$200.00 for an ad in their booklet, give use of Cannon Park and the Community Center for three days and provide police protection during the event.*

Motion 19: Gentry moved and Emery seconded to approve a donation to the **102nd Carterville Lion's Club Free Fair** in the amount of \$200.00. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

Motion 20: Gooden moved and Emery seconded to **reappoint Carl Sisk** to the Carterville Police and Fire **Merit Board** from 7/1/2015 thru 6/30/2018. All voted yea and the Mayor declared the motion carried.

*The Mayor explained that the Street Committee is recommending that a **Pedestrian Crosswalk** be installed at the Junior High School on South Division Street at a cost of approximately \$4,500.00. This would involve paint striping and a solar blinking light that would be programmable and could be lit during school hours. Concrete would be \$200.00; the lights would be \$1800.00 each; and the rubber pads that go in the concrete would be about \$150.00 each. The City will do all the work.*

Motion 21: Houseworth moved and Gentry seconded to install a **Pedestrian Crosswalk on South Division Street at the Junior High School** at a cost of approximately \$4,500.00 [to be paid from the Sanitation Fund]. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

The Mayor introduced and reviewed the Annual Levy Ordinance for approval.

Motion 22: Gooden moved and Emery seconded pass **ORDINANCE NO. 1380-15, AN ORDINANCE PROVIDING FOR THE ANNUAL LEVY OF TAXES FOR THE CITY OF CARTERVILLE, ILLINOIS FOR THE FISCAL YEAR 2015-2016**. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

*The Mayor introduced a **Nuisance Dog Ordinance** regulating barking or howling of dogs. This was produced because of numerous complaints from citizens regarding barking and howling dogs disturbing the peace in their neighborhoods*

Motion 23: Helfrich moved and Emery seconded to pass **ORDINANCE NO. 1381-15, AN ORDINANCE TO ESTABLISH RULES AND REGULATIONS REGARDING NUISANCE BARKING OR HOWLING OF DOGS IN THE CITY OF CARTERVILLE, WILLIAMSON COUNTY, ILLINOIS**. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

*The Mayor explained changes that were made to the **fence ordinance** recently passed and asked that the Council approve this new version of the fence ordinance which gives the Building Inspector some latitude with regard to fence construction permits..*

Motion 24: Emery moved and Helfrich seconded to approve **ORDINANCE NO. 1382-15, AN ORDINANCE REGARDING FENCE CONSTRUCTION, PLACEMENT, PERMIT FEES AND OTHER REQUIREMENTS (Revision of Ordinance No. 1363-14)**. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

*There was a lengthy discussion about revision of the **pool ordinance** which involved temporary placement of pools (bladder pools, small kiddie pools, etc.). The change involves having an inspection by the Building Inspector for this type of pool but not requiring a permit.*

Motion 25: Gentry moved and Liebenrood seconded to **table the issue of the pool ordinance** for further review. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

*The Mayor introduced and reviewed the new **Road Bond Ordinance** that was discussed and recommended by the Street Committee and Finance Committee. This ordinance will require a developer to purchase a bond for completion of the streets in their development. The original bond would be 125% of the proposed cost of the street and then after completion (for 2 years) there would be a 50% of cost bond required.*

Motion 26: Gentry moved and Oetjen seconded to pass **ORDINANCE NO. 1383-15, AN ORDINANCE TO ESTABLISH A ROAD BOND FOR CONSTRUCTION OF NEW STREETS IN THE CITY OF CARTERVILLE, WILLIAMSON COUNTY, ILLINOIS**. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

*The Mayor introduced the **Residential Impact Fee Ordinance**. This was recommended by the Finance Committee and imposes a fee for all new residential development that adds funding for infrastructure (60% to City and 40% to Water and Sewer Department). The City is happy with the growth we are experiencing but our infrastructure must constantly be improving to facilitate this growth. The impact fees are \$.25 per square foot for added living space; \$.40 per square foot for single-family dwellings; and \$.70 per square foot for multi-family dwellings. Houseworth asked for changes in the penalties in this ordinance. The suggestion was to reduce the penalties that already exist. Oetjen, who*

made the motion to pass this ordinance, wanted the penalties to remain the same. There were several questions from the Council regarding an impact fee for business development. Oetjen stated that the penalties set in this ordinance are right because this is not an instance where we would need a warning and then a penalty and then a stiffer penalty. A building permit has to be secured before construction so there should be no opportunity for a second notification. These fines can be imposed based on Council recommendation.

Motion 27: Oetjen moved and Helfrich seconded to pass **ORDINANCE NO. 1384-15, AN ORDINANCE TO AMEND SECTION 5-2-7 AN 5-2-8(A) OF THE BUILDING CODE OF THE CITY OF CARTERVILLE, WILLIAMSON COUNTY, ILLINOIS AND ESTABLISHING A BUILDING IMPACT FEE.** Roll call vote: Brinkley, yea; Emery, yea; Gentry, no; Gooden, yea; Helfrich, yea; Houseworth, no; Liebenrood, yea; Oetjen, yea. A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried.

The Bond Parameter was presented for the \$750,000.00 bonding that was approved for the West Grand project.

Motion 28: Gooden moved and Emery seconded to pass **ORDINANCE NO. 1385-15, AN ORDINANCE OF THE CITY OF CARTERVILLE, WILLIAMSON COUNTY, ILLINOIS FOR THE ISSUANCE OF GENERAL OBLIGATION BONDS, SERIES 2015A, PROVIDING THE DETAILS OF SUCH BONDS FOR A LEVY OF TAXES TO PAY THE PRINCIPAL OF AND INTEREST ON SUCH BONDS AND RELATED MATTERS.** A roll call vote was taken, and all present voted yea. The Mayor declared the motion carried. *[The payment of these bonds will be funded from Gas Tax and abated annually by ordinance].*

Curt Oetjen gave the **Water and Sewer Board** report as follows:

- *There were 161 delinquent accounts in the amount of \$22,653.77.*
- *Leak credits were given in the amount of \$455.36 and pool credits were \$500.57*
- *Water Loss was 3,064,210 for June.*
- *UV Disinfection System – Notice to Proceed given to Haier Plumbing \$227,680.00*
- *Bar Screen – Rodney will talk to Haier Plumbing about installation (Est. \$500,780.00)*
- *Valley Drive Lift Station – Payments approved \$86,536.30/Wiggs Excavating; \$8,422.50 Crawford and Associates.*
- *Interceptor Sewer – Payments approved \$24,513.47 Mott Excavating/ \$6,272.00 Crawford and Associates*
- *Inflow/Infiltration Plan –IEPA asked for a 30 day extension for review*
- *Marc Buatte, Class II WWTP Operator – negotiating employment*

The Mayor asked all Aldermen to talk to their constituents about the West Grand project as this will not be complete before school starts and will cause some big delays in school traffic.

REMINDERS: **School begins August 11th**
 Downtown Merchants Meeting – Monday, August 10, 2015 at 10:30 a.m.
 SIMPO Meeting – Monday, August 10, 2015 at 1:00 p.m.

*The Mayor announced that if any alderman is interested in attending the **Chamber Business Seminar on Tuesday, July 28, 2015**, please let Mickey Edwards know so that she can registrations to the Chamber for this event.*

*A member of the audience suggested that the City might save money by using the **flashing stop signs** at the school rather than order new signs. The Mayor responded that the City felt that these signs at the school intersections should remain for safety reasons.*

*A member of the audience asked about **trick-or-treat** on October 30th along with the Pumpkin Path and the Mayor indicated this would be decided in August.*

Motion 29: Liebenrood moved and Helfrich seconded to **adjourn**. All voted yea and the meeting was dismissed at 8:17 p.m.

Michele A. Edwards, City Clerk

Next Ordinance No. 1385-15

Bradley M. Robinson, Mayor

Next Resolution No. R416-15