

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD IN THE CITY OF SAVANNA, CARROLL COUNTY, ILLINOIS, ON TUESDAY, SEPTEMBER 27, 2016 AT 7:00 P.M. IN THE COUNCIL CHAMBERS AT 333 CHICAGO AVENUE, SAVANNA, ILLINOIS 61074

CALL TO ORDER:

City Clerk, Paul Hartman called the City Council meeting to order on said date at 7:00 P.M. Notice of the meeting was delivered to all Council members and posted in accordance with the State of Illinois Open Meetings Act.

ROLL CALL/ESTABLISHMENT OF QUORUM:

City Clerk, Paul Hartman called the roll with Bill Robinson, Pat Sanchez, John Peterson, Scott Law, and Christine Lee, present, establishing a quorum. Absent: Mayor McCombie, Peg Haffey, Lisa Robinson, and Jeff Griswold. Also in attendance were City Clerk, Paul Hartman, Fire Chief Shawn Picolotti, Police Chief Mike Moon, John Lindeman Public Works Superintendent, Comptroller/Treasurer Sheryl Sipe, City Attorney Phil Jensen, Mike Nester, Mike Miller - News Media

Christine Lee made a motion, seconded by Pat Sanchez, to appoint Bill Robinson Mayor Pro-Mayor Pro-Tem for this meeting. The Clerk asked for discussion on the motion and hearing none asked for a voice roll call on the motion with all members present voting in favor. The Clerk declared the motion carried, passed and approved.

PLEDGE OF ALLEGIANCE:

Mayor Pro-Tem Bill Robinson led the pledge of allegiance.

APPROVAL OF AGENDA:

Mayor Pro-Tem Bill Robinson asked for review and discussion of said agenda, pursuant to consideration. With limited discussion, **Christine Lee made a motion, seconded by Scott Law, to approve the agenda, as presented.** Mayor Pro-Tem Bill Robinson asked for discussion on the motion and hearing none asked for a voice roll call on the motion with all members present voting in favor. Mayor Pro-Tem Bill Robinson declared the motion carried, passed, and approved.

APPROVAL OF MINUTES:

Consideration of the Minutes of the September 13, 2016 Regular Meeting (Correction of Ordinance #2174 to #2178) and August 9, 2016 Executive Session Meeting Mayor Pro-Tem Bill Robinson noted said Ordinance number correction and asked for review and discussion of said minutes, excluding the Executive Session Minutes, with **Christine Lee making a motion, seconded by Pat Sanchez, to waive the reading of said minutes and approve said minutes, as corrected.** Mayor Pro-Tem Bill Robinson asked for discussion on the motion and hearing none asked for a voice roll call on the motion with all members present voting in favor. Mayor Pro-Tem Bill Robinson declared the motion carried, passed and approved.

COMMITTEE REPORTS:

Hotel/Motel Committee 09-13-16 Mayor Pro-Tem Bill Robinson acknowledged the Hotel/Motel Committee chair person is not present at the meeting and tabled consideration to the next scheduled meeting of the City Council. The City Council approved this action by general consensus of the member's present.

Contracts & Lease/Collective Bargaining 09-19-16 Mayor Pro-Tem Bill Robinson referred to a submitted report from said committee and affirmed an Executive Session will be considered for this item later in the City Council agenda. This action approved by general consensus of the member's present.

WARRANT #5A:

Additional Invoices Totaling \$470,770.53 Mayor Pro-Tem Bill Robinson referred to loan and grant funds for construction and engineering services associated with the construction of the WWTP project and the In-System Project requests to IEPA, EDA, and DCEO funding (see 9-13-2016 City Council meeting minutes). Funding consideration is requested in said total amount, as stated. After discussion and clarification from Comptroller/Treasurer Sheryl Sipe, **Bill Robinson made a motion, seconded by Pat Sanchez, to approve and pay said warrant, as submitted, discussed and clarified.** Mayor Pro-Tem Bill Robinson asked for a called roll on the motion with John Peterson, Pat Sanchez, Bill Robinson, Scott Law, and Christine Lee voting in favor of said motion. Mayor Pro-Tem Bill Robinson declared the motion carried, passed and approved.

COMMUNICATIONS:

Melissa Kirkland, Motion to Dismiss Ordinance Violation Case Mayor Pro-Tem Bill Robinson referred to correspondence from `Melissa Kirkland requesting dismissal of a recent violation of the City's nuisance City Code (6-2-7) concerning possession of chickens at her residence at 240 Milwaukee Street, Savanna Illinois. Ms. Kirkland disputed the City had not identified any public nuisance attributed to her chickens. The Mayor referred this issue to the City Attorney Phil Jensen for resolution. The attorney noted the zoning officer observed chickens are allowed under the zoning regulations and advised the City Council to consider reviewing said Savanna City Code. (the Personnel/Ordinance/Public Relations Committee will place this on their agenda and meet prior to Ms. Kirkland's court date) The committee will review applicable Savanna City Codes to clarify the language in said Savanna City Code to further clarify this matter. The City Council concluded to accept this action by general consensus of the member's present.

MONTHLY REPORTS:

Fire for August 2016 Mayor Pro-Tem Bill Robinson referred to said submitted report and asked for review and discussion, pursuant to consideration. After no review or discussion, **Christine Lee made a motion, seconded by Pat Sanchez, to approve said report, as submitted.** Mayor Pro-Tem Bill Robinson asked for discussion on the motion and hearing none asked for a voice roll call on the motion with all members present voting in favor. Mayor Pro-Tem Bill Robinson declared the motion carried, passed and approved.

UNFINISHED BUSINESS:

Wastewater Treatment Facility, Main and Bowen Street Lift Stations and In-System Sewer Improvements Project Update and Associated Action Items

Mayor Pro-Tem Bill Robinson referred presentation to John Lindeman Public Works Superintendent. The Superintendent reported Williams Bros. on site continuing to haul aggregate lime screenings to the WWTP site for use as surcharge material at the Headwork's building area. The Contractor resumed the drilling, installation and grouting of the rock anchors at the Aero Mod base area. The Superintendent described an issue with the installation of the rock anchors in less than solid rock determined and resolved with engineers suggesting problems may arise if a 100-year flood could occur during a period that the Aero Mod is empty. The in-system work by Fischer continues with the installation of the 15" PVC gravity sewer in the alley behind the Fire Station. All Shopko areas opened to traffic today. This report approved by general consensus of the member's present.

TIF, Update Mayor Pro-Tem Bill Robinson noted no considerations obligatory and tabled consideration to the next scheduled meeting of the City Council

Street Project Update and Associated Action Items

Mayor Pro-Tem Bill Robinson referred presentation to John Lindeman Public Works Superintendent. The Superintendent reported Brandt Construction on site excavating for a new storm sewer installation at the intersection of Murray & 5th Streets. An 8" VCP was exposed to the west and appeared to be a live sewer. Brandt began milling and reclaiming the existing pavement along 5th Street at the hill area proceeding north. Brandt setting curb and gutter forms along the radius areas of 5th Street, SW corner and the SE corner of 5th & Quincy also the ADA sidewalk ramp area at that location. Brandt advised to re-set the sidewalk forms at the SE corner of 5th Street & Quincy Street due to the height difference between the top of curb and the sidewalk. Brandt continued to mill the existing pavement along Hill & Spring Streets. During the milling operation a large undermined area was found at the intersection of Hill & Spring Streets. This report approved by general consensus of the member's present.

NEW BUSINESS:

Resolution, Halloween Festivities

Mayor Pro-Tem Bill Robinson referred to a submitted proposed Resolution resolving Trick or Treat activities are authorized during the hours of 6PM and 8PM, Sunday October 30, 2016. After discussion, **John Peterson made a motion, seconded by Christine Lee, to approve Resolution #1117, as discussed and presented.** Mayor Pro-Tem Bill Robinson asked for discussion on the motion and hearing none asked for a voice roll call on the motion with all members present voting in favor. Mayor Pro-Tem Bill Robinson declared the motion carried, passed and approved.

Resolution, Temporary Road Closure, Halloween Parade

Mayor Pro-Tem Bill Robinson referred to a proposed resolution resolving to temporarily close off, to conduct a Halloween Parade, a portion of highway Route 64 from Division Street southerly to Chicago Avenue from 5PM to 5:30PM on Monday, October 30, 2016. After discussion, **Scott Law made a motion, seconded by John Peterson, to approve Resolution #1118, as discussed and presented.** Mayor Pro-Tem Bill Robinson asked for discussion

on the motion and hearing none asked for a voice roll call on the motion with all members present voting in favor. Mayor Pro-Tem Bill Robinson declared the motion carried, passed and approved.

Advertising Signs Mayor Pro-Tem Bill Robinson referred this item to City Attorney Phil Jensen who referred to a memorandum regarding sign regulations pertaining to removal of off-premise billboard signs within the City of Savanna. Phil concludes the City has the power to regulate billboard signs located on vacant property and buildings within the City and can amortize out of existence off-premises billboard signs. Phil maintains the City can amend the current city Savanna City Code to provide for a 5-7 year amortization or pay just compensation to the owners of non-conforming billboards in return for removal of them. Mike Nester from the audience noted Jerry Gendreau may have received \$80,000.00 for a billboard sign on North Main Street (including two lots) in connection with the bridge project. The Attorney advises the City may risk a lawsuit claiming violation of Illinois Eminent Domain Act specifically if the City simply attempts to amortize the signs out, as opposed to paying the owner's just compensation. After much discussion, the City Council did not initiate any action on this matter. This report approved by general consensus of the member's present.

Title 1, Chapter 6, Section 4- "Meetings" Mayor Pro-Tem Bill Robinson referred to a portion of the City Savanna City Code regarding conducting City Council regular meetings on a holiday or local election, concluding during discussion to add national elections to this sub-section and to amend the meeting time to 7PM. After discussion, **Christine Lee motioned, seconded by John Peterson, to approve said Savanna City Code amendments, as presented and advised the City Attorney Phil Jensen to draft an ordinance amending said sections.** Mayor Pro-Tem Bill Robinson asked for discussion on the motion and hearing none asked for a voice roll call on the motion with all members present voting in favor. Mayor Pro-Tem Bill Robinson declared the motion carried, passed and approved.

Review FOP Insurance Grievance Mayor Pro-Tem Bill Robinson referred to a submitted report from said committee and affirmed an Executive Session will be considered for this item later in the City Council agenda. This action approved by general consensus of the member's present.

CITIZENS, COUNCIL MEMBERS:

John Lindeman Public Works Superintendent noted the Greg Lashalle and Pike and Viaduct Road projects are completed.

EXECUTIVE SESSION:

5ILCS 120/2 (c)(2) Collective Bargaining Mayor Pro-Tem Bill Robinson asked for a motion to enter executive session with **Christine Lee making a motion, seconded by Pat Sanchez, to enter into executive session in accordance with 5ILCS 120/2 (c)(2) Collective Bargaining at 8:04 PM.** Mayor Pro-Tem Bill Robinson asked for discussion on the motion and hearing none asked for a voice roll call on the motion with all members present voting in favor. Mayor Pro-Tem Bill Robinson declared the motion carried,

passed, and approved.

ACTION AFTER EXECUTIVE SESSION

Mayor Pro-Tem Bill Robinson asked for any action after the executive session with **Scott Law** making a motion, seconded by **Bill Robinson**, to amend **Article 23, Section 23.1** of the FOP agreement to read, as follows: **Section 23.1 Insurance** The City shall offer the same level of hospital and major medical coverage including a prescription plan to all City employees, whether Union or non-Union as was in effect at the time of execution of this Labor Agreement. The City does retain the right to change to or from a self-insurance program and/or to change insurance carriers, or otherwise to change coverage as long as the basic level of benefits, out-of-pocket deductibles, and co-pays to the Officer remains the same as those of other employees. Officers shall pay their portion of the premium cost of insurance for a spouse and family coverage, by payroll deduction. A dental and vision plan may also be offered. The Employer will continue contributing \$750 annually divided into two (2) equal payments of \$375 to each employee's HSA or HRA during the months of December and June of each year throughout the duration of the parties' Collective Bargaining Agreement dated February 4, 2014-April 30, 2018 as long as the deductible remains at \$1500 or less. If the deductible is increased above \$1500, the level of the Employer contribution will be bargained by the parties. Mayor Pro-Tem Bill Robinson asked for a called roll on the motion with John Peterson and Christine Lee voting no and Pat Sanchez, Bill Robinson, Scott Law, voting in favor of the motion. Mayor Pro-Tem Bill Robinson declared the motion carried, passed, and approved.

5ILCS 120/2 (c)(1) Consideration and Discussion of the Appointment, Employment, Compensation, Discipline, Performance, Dismissal of Specific Employees or to Hear Testimony on a Complaint Lodged Against an Employee No consideration.

ADJOURNMENT: Mayor Pro-Tem Bill Robinson adjourned the meeting at 8:26 PM.