

MINUTES OF THE REGULAR MEETING OF THE SAVANNA CITY COUNCIL, CONDUCTED
AT 7:30 P.M., ON TUESDAY, JUNE 08, 2010 IN THE COUNCIL CHAMBERS AT
101 MAIN STREET SAVANNA, ILLINOIS 61074

Call to Order Mayor Stebbins called the meeting to order on said date at 7:30 P.M. Notice of the meeting was delivered to all board members and posted in accordance with the State of Illinois Open Meetings Act.

Pledge of Allegiance Mayor Stebbins led the Pledge of Allegiance.

Roll Call The Mayor called for member roll call with Ms. Hunsaker, Mr. Robinson, Mr. Long, Mr. Grummitt, Ms. Hansen, Mr. Fosdick, and Mayor Stebbins present, constituting a quorum. Other Officials Present: City Attorney, City Clerk, Fire Chief, Police Chief, City Comptroller, Public Works Director and a small audience including Mr. Miller, Mr. Shrake from the local news media and Ms. Dorie Steffen, Historical Society and Mr. Paul Ertmer, Fehr Graham & Associates LLC

Absent Officials: Mr. Griswold and Ms. Haffey

Public Hearing to Discuss the Closing of the CDAP Housing Grant from the Illinois Department of Commerce & Economic Opportunity, Sewer Lining Project

The Mayor called for the start of the Public hearing at 7:36 PM and called upon Mr. Ertmer to provide information for audience consumption, pursuant to obtaining any comments or discussion on the City of Savanna receiving \$350,000.00 in Community Grant Assistance Program (CDAP) funds to make repairs and improvements to the sanitary sewer collection system and to remove the health and safety issues investigated and documented in a recently completed CDAP Planning Study. The City of Savanna conducted lining activities on the sanitary sewer system to eliminate severe inflow and infiltration issues plaguing the City. The benefit to low-to-moderate income persons served by this project was 66.87% as documented by an income survey of the City. There were 2,010 people served with 1,344 of those classified as low-to-moderate income. There were 251 female head of households documented. Approximately 17 persons attended the hearing with no questions or comments presented or considered. The Mayor called for a motion to close the hearing with Mr. Fosdick moving to close the hearing (7:45 PM), seconded by Mr. Robinson. The Mayor called for additional discussion on the motion and hearing none called for a voice roll call on the motion with all members voting in favor. The Mayor declared the motion carried and said hearing closed.

Consideration of the Agenda The Mayor called for consideration and discussion of the Council Agenda. After discussion, Mr. Grummitt moved, seconded by Mr. Fosdick, to approve the agenda, as written. The Mayor called for further discussion and hearing none called for a voice roll call on the motion, with all members present voting in favor. The Mayor declared the motion carried and said agenda approved, as written.

Consideration of the Minutes of the May 25, 2010 Regular Council Meeting

The Mayor called for comments, modifications, amendments, and consideration of said minutes with Mr. Grummitt noting under Hotel/Motel Committee he had submitted all the recommendations for consideration instead of Mr. Fosdick. After discussion, Mr. Fosdick, moved, seconded by Mr. Grummitt, to approve said minutes, as amended. The Mayor called for additional discussion on the

motion and hearing none called for a voice roll call on the motion with all members present voting in favor. The Mayor declared the motion carried and said minutes approved, as modified.

AGENDA ITEMS

COMMITTEE REPORTS

- Finance Committee The Mayor called for a Committee report from Chairperson Mr. Fosdick on the Committee activities considered at the June 8, 2010 Committee meetings.

The Committee reviewed a Hammer, Simon, & Jensen, Request for Monthly Retainer increase and referred to correspondence from the City Attorney requesting the monthly retainer fee for legal services is increased from \$1,250.00 to \$1500.00 monthly and the hourly rate for extraordinary services be increased from \$100.00 to \$125.00 per hour. After discussion, Mr. Fosdick moved, seconded by Mr. Robinson to approve this request. The Mayor called for more discussion on the motion and hearing none called for a called roll call on the motion with all member present voting in favor. The Mayor declared the motion carried and said request approved starting May 1, 2010.

The Committee reviewed the monthly finance reports, accounts receivable, the 12/24/36/48/60 report, the 2009/2010 budget review, and recommended Warrant #2 be paid less the invoice for \$223.35 to Mark Updike, but including payment to Brian Prowant for reimbursement of demo cost at 723 Viaduct Road (\$466.00).

The Committee reviewed a request for funding an Intoximeter in the amount of \$5795.00 (Budget 36-49400), plus shipping. After discussion, Mr. Fosdick moved, seconded by Ms. Hunsaker to approve funding for this purchase. The Mayor called for more discussion on the motion and hearing none called for a called roll call on the motion with all members present voting in favor. The Mayor declared the motion carried and said funding approved.

The Committee reviewed a pinnacle water tank maintenance agreement for \$5000.00 (Budget 35-49200). After discussion, the Committee recommends the City Council approve this agreement. The Mayor noted this item would be considered later in the agenda.

The Committee reviewed a request for funds for NPDES permit fees for \$10,000.00 (Budget 31-49400). After discussion, Mr. Fosdick moved, seconded by Ms. Hansen to approve this permit fee funding. The Mayor called for more discussion on the motion and hearing none called for a called roll call on the motion with all members present voting in favor. The Mayor declared the motion carried and said funding approved.

The Committee reviewed a request for funds for a fire hydrant replacement program in an amount of \$20,000.00 (Budget 33-49200). After discussion, Mr. Fosdick moved, seconded by Mr. Grummitt to approve funds for this fire hydrant replacement program. The Mayor called for more discussion on the motion and hearing none called for a called roll call on the motion with all members

present voting in favor. The Mayor declared the motion carried and said funding approved.

The Committee reviewed a request for funds for an acoustical leak detector for \$2500.00 (Budget 33-49400). After discussion, Mr. Fosdick moved, seconded by Robinson to approve this funding request. The Mayor called for more discussion on the motion and hearing none called for a called roll call on the motion with all members present voting in favor. The Mayor declared the motion carried and said funding approved.

The Committee reviewed a request to go out for bids for a shed at the city garage location with \$50,000.00 (53-49100) budgeted for this item. After discussion, Mr. Fosdick moved, seconded by Ms. Hansen to approve advertising for bids for the requested shed improvement. The Mayor called for more discussion on the motion and hearing none called for a roll call on the motion with all members present voting in favor. The Mayor declared the motion carried and said advertising for bids approved.

The Committee reviewed a request to go out for bids for a backhoe with \$85,000.00 (53/22/31/33-49400) budgeted for this item. After discussion, Mr. Fosdick moved, seconded by Ms. Hansen to approve advertising for bids for the requested backhoe unit. The Mayor called for more discussion on the motion and hearing none called for a roll call on the motion with all members present voting in favor. The Mayor declared the motion carried and said advertising for a backhoe unit approved.

The Committee reviewed a request to go out for bids for a 1 ton dump truck with \$65,000.00 (55-49300) budgeted for this item. After discussion, Mr. Fosdick moved, seconded by Mr. Grummitt to approve advertising for bids for the requested backhoe unit. The Mayor called for more discussion on the motion and hearing none called for a roll call on the motion with all members present voting in favor. The Mayor declared the motion carried and said advertising for a 1 ton dump truck approved.

The Committee reviewed water, sewer, refuse arrears, as submitted by the Comptroller, for FY 2009/10.

The committee heard a energy grant presentation from the Savanna Historical Society from Ms. Dorie Steffen, representing the Savanna Historical Society with the Committee recommending to the City Council to approve support of the Historical Society energy grant application. After discussion, Mr. Fosdick motioned seconded by Mr. Robinson to support an application for an energy grant for the Savanna Historical Society. The Mayor called for additional discussion and comments on the motion and hearing none called for a roll call on the motion with all members, present voting in favor, except Mr. Fosdick voting nay. The Mayor declared the motion carried and approved.

The Mayor called for consideration of the Finance Committee report with Mr. Robinson moving, seconded by Mr. Grummitt to approve said report, as presented above. The Mayor called for additional discussion and comments on

the motion and hearing none called for a voice roll call on the motion with all members present voting in favor. The Mayor declared the motion carried and said Committee report accepted.

WARRANT #2

The Mayor called for consideration of said warrant distributed in the packets and totaling \$253,047.64. During discussion, Mr. Fosdick recommended non-payment of the invoice to Mark Updike for \$223.35 and further other limited inquiries were addressed by various respondents. After discussion, Robinson moved, seconded by Mr. Grummitt to approve payment of said warrant, in said amount, minus the \$223.35 Updike invoice. The Mayor called for additional discussion on the motion and hearing none called for a roll call on the motion with all members present voting in favor. The Mayor declared said motion carried and said Warrant #2 approved for payment, as modified.

COMMUNICATIONS The Mayor called for any communications with none submitted for consideration.

APPOINTMENTS

Zoning Board of Appeals, 5 Yr. Term - 05/22/2015 The Mayor noted he has one volunteer and will appoint this person if no other volunteers are received and deferred this appointment to the next regular meeting of the City Council. This action accepted by majority consensus of the Council.

MONTHLY REPORTS

Financial, Police Fire and Public Works The Mayor called for consideration of said reports with Mr. Grummitt making a motion, seconded by Ms. Fosdick, to approve said reports, as presented. The Mayor called for additional discussion on the motion and hearing none called for a voice roll call on the motion with all members present voting in favor. The Mayor declared said reports accepted, as presented.

UNFINISHED BUSINESS

Ordinance Amending Title 3, Chapter 14, Special Events - Circuses/Carnivals The Mayor referred to a distributed proposed Ordinance #1947 amending said Chapter 14 by adding circuses and carnivals to section 3-14-1 and to Section 4-14-6. After discussion, the Mayor called for consideration and comments on this proposed Ordinance. After discussion and consideration, Mr. Robinson motioned, seconded by Mr. Fosdick, to read this proposed Ordinance by title only and approve Ordinance #1947. The Mayor read by title only said proposed Ordinance #1947 and called for supplemental discussion on the motion and hearing none called for a voice roll call on the motion with all members present voting in favor. The Mayor declared the motion carried and said Ordinance #1947 approved and adopted.

Ordinance Repealing Title 3, Chapter 3, Section 3, Circuses and Carnivals The Mayor referred to a distributed proposed Ordinance #1948 repealing all regulatory provisions under 3-3-3 of the City Code, entitled Circuses and Carnivals, and called for consideration and comments. After discussion, Mr. Fosdick motioned, seconded by Ms. Hansen, to read this proposed Ordinance #1948 by title only and approve. The Mayor read proposed Ordinance #1948 by title only and called for supplemental discussion on the motion and hearing none called for a voice roll call on the motion with all members present voting in favor. The Mayor declared the motion carried and said Ordinance #1948 approved and adopted.

NEW BUSINESS

Pinnacle Water Tank Agreement The Mayor called for consideration of this agreement noting the Finance Committee recommends approval of said agreement. The City Attorney commented on issues with section 9 Indemnification of said agreement recommending amendments to the agreement prior to final consideration. After discussion on the agreement document, the Mayor declared further consideration of said agreement be tabled to next meeting with all members approving this action by majority consensus.

Zoning Board of Appeals, Finding of Fact, Dickey/Burger, 1530 N 5th Street

The Mayor called for consideration of a distributed written report in the packet on a public hearing conducted by the Zoning Board of Appeals hearing on June 3, 2010, concerning a variance application #V-1-10 submitted by David Dickey and Connie Burger, 1530 N. 5th Street. The Zoning Board of Appeals recommends approval of drafting an Ordinance approving the requested zoning variation, for said applicant, at said address. After discussion, Mr. Fosdick motioned, seconded by Mr. Grummitt to approve said finding of fact report for said applicant, at said address and recommend drafting an Ordinance approving said variation. The Mayor called for additional discussion on the motion and hearing none called for a voice roll call on the motion with all members present voting in favor. The Mayor declared the motion carried and said finding of fact and recommendation to draft an Ordinance supporting approval.

Ordinance, Authorizing Variation from Section 10-4-2 (H)(1), to Allow a Front Yard Setback of 30' Instead of The Required 40'

The Mayor called for presentation of said proposed ordinance with the PWS noting said document is not available due to a computer problem in his office, whereupon the Mayor declared this agenda item laid over to the next meeting with all members approving by majority consensus.

CITIZENS, DEPARTMENT HEADS, AND COUNCIL MEMBERS COMMENTS

The Mayor called for public comments with the following results:

Mr. William Durst The Mayor recognized Mr. Durst from the audience who addressed the Council concerning his proposed business project to utilize a portion of Murray Street to enhance his business opportunities, as well as improve the appearance of the downtown business area in an effort to attract potential visitors to our City. Mr. Durst encouraged the Council to hire a consultant to provide a strategic plan for downtown improvements. The PWS responded to Mr. Durst by commenting the Council has authorized strategic planning through a consultant that will soon be available for planning purposes.

Fire Chief The Mayor recognized Mr. Picolotti from the appointed officials table who commended his department is in full service capacity after the recent electrical storm damage.

Police Chief The Mayor recognized Mr. Moon from the appointed officials table who commended his department is in full service capacity after the recent electrical storm damage.

City Comptroller The Mayor recognized Ms. Sipe from the appointed officials table who commended her department is not in full service capacity after the recent electrical storm damage.

Mr. Fosdick The Mayor recognized Mr. Fosdick from the elected officials table who commented on the need to reestablish the Skate Board Park

Committee to work with the Park District, as well as establish use provisions for the facility with Mayor Stebbins concurring. Mr. Fosdick also commented on the Ordinance Committee addressing regulations for the Skate Park facility.

Ms. Hansen The Mayor recognized Ms. Hansen from the elected officials table who commented on the presentation by Mr. Durst agreeing with the need to work on an overall improvement of the entire City by adopting certain and specific regulatory provisions related to aesthetics. The City Attorney commented preservation and beatification regulations are difficult to compose without violating personnel legal rights.

PWS The Mayor recognized Mr. Lindeman from the appointed officials table who commented on the need for a recycling receptacle for the Skate Park location with the Mayor authorizing prices to be obtained for further consideration.

ADJOURNMENT With no further agenda items for consideration, the Mayor declared the meeting adjourned at approximately 8:22:36 P.M.

Minutes Composed by Paul Hartman, Savanna City Clerk