

Minutes of a Continued Meeting of the City Council of the City of Marion held in the Council Chambers of the Marion City Hall on May 16, 2011. Mayor Butler presided and called the meeting to order at 6:30 P.M. The City Clerk was instructed to call the roll and the response was as follows:

PRESENT: COMMISSIONER RIX, RINELLA, GOSS, PATTON AND MAYOR BUTLER

ABSENT: NONE

The minutes of the May 9, 2011 meeting were approved as corrected.

Mayor Butler recognized Marlene Simpson, City Clerk of Herrin, Illinois who was in attendance at the Council meeting.

**Resolution No. 2011-05: A Resolution authorizing a 3-way Stops sign on the De Young Street frontage road at the entrance of Southern FS and across the road from Williamson County Farm Bureau and at the entrance to River to River Residential.**

Commissioner Rix made a motion to approve Resolution NO. 2011-05 as presented in writing. Motion seconded by Commissioner Rinella.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Commissioner Rix would like to table the discussion on the new fire station until next week.

**CONSENT AGENDA:**

Commissioner Rinella made a motion to approve the Consent Agenda of May 16, 2011, subject to the availability of funds. Motion seconded by Commissioner Goss.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Commissioner Rinella would like to amend Ordinance No. 2266; Commissioner Rinella stated, "We are going to bring Ordinance No. 1146 to be included in with Ordinance No. 2266. When we started testing meters, we found out that 90% of the meters tested 70 to 80% deficient. We have people asking us when we are going to re-test meters again. They had a concern if it was not in an ordinance what would require them to have the meters tested. I contacted Midwest Meters who supplies our badger meters to us. They gave us a recommendation of testing meters as to the size of them. You will notice that the 1 ½ and 2" meter no testing for them. They will be replaced every five years as the chamber change is much cheaper than the test itself. We were going to have to have a significant increase in water rates but by testing the meters and finding the ones deficient has allowed us to have a surplus in money and we won't have to have a increase in water rates. Commissioner Rinella made the motion to approve the amendment of Ordinance No. 2266 as presented in writing. Motion seconded by Commissioner Rix.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Mayor Butler wanted to know about the backflow preventer device. Commissioner Rinella told him It is a requirement from EPA that we have them. Commissioner Rinella said that the sprinkler systems and stand pipe systems have to have backflow preventer devices on them. Glenn Clarida said that all the new meters have the devices on them.

Ordinance No. 2342: Establishing procedures for adopting ordinances has been tabled.

**Ordinance No. 2355: An Ordinance revising the Rules and Regulations for the Marion City Cemeteries (Rose Hill, Maplewood and Oddfellows).**

Commissioner Goss made a motion to approve the Ordinance No. 2355 as presented in writing. Motion seconded by Commissioner Rinella.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Commissioner Patton said that they were working on ideas for some sewer main extensions that will be coming up before long. Commissioner Patton stated he would also like to go into Executive Session briefly to discuss some Real Estate issues.

Mayor Butler said at this time we all know that City Clerk Diane Pritchett will be retiring officially as of June 3, 2011. We have been considering her replacement. There have been several good candidates who have applied for the position. I was very impressed with the caliber and qualifications of the people who applied. Under ordinary circumstances it would have been very difficult to make a recommendation. Alice Rix has been with the City for quite a few years, she has been Assistant City Clerk for over six years and she is very conversant with the duties of the clerk's job. Mayor Butler said it would be his recommendation that Alice Rix be appointed the new City Clerk. Commissioner Goss made the motion to appoint Alice Rix to the position of City Clerk. Motion seconded by Commissioner Rix.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

City Administrator Gail West would like to address the Contractual Services Agreement with Occupational Performance Rehab PC, LLC with the Council. "It is a firm that the City has been working with on ways to improve our workmen's comp claims and reduce some of our costs on random drug screening. Our regular firms that we have been using rates have gone up from \$45.00 to \$55.00. We started looking at firms in Marion that did random drug screening; part of our employment obligation was at \$30.00. In addition we have been utilizing them for new employees for a post job offer physical which will show if a person would be able to perform the job that is given for the job description. This will hopefully reduce some of our possible workmen's compensation things. The County, General Dynamics, and Asian have started using this company. We have contracted for 3-20 hours a week at \$85.00 an hour, which includes part of our ongoing needs. We do pay a lot to our workmen's comp agency carrier. Our current workmen's compensation cases are currently long termed. We have had a very good return this last year due to the response of our safety director Brian Fisher; all of the employees have been working safely. This is in the frame work that we have previously been paying Alliance. There is no annual fee, it is a contract based on the hourly time we use. This would be only if they were doing a Fire & Police Merit testing and that would be going with the Merit Board, then it would be \$85 an hour. Or if they were evaluating someone who was injured and coming back to work to see if they can perform the job, that is where the \$85 an hour comes in. Commissioner Rinella made a motion to approve the contractual service agreement. Motion seconded by Commissioner Rix.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Mayor Butler has received a request to have some more handicap spaces over at the Marion Cultural and Civic Center. We only have one there now, and so many of the programs that they have are attended by people who have a handicap of one kind or another. Mayor Butler thought it would be reasonable if we would increased handicap spaces by two at the Civic Center. Commissioner Rix wanted to know if they could mark the spots for daytime use, or when there is something going on at the Civic Center for handicap. During the day there would be no need for the handicap spaces. Gail West said that Commissioner Gribble had been working on this with John Bradley and Josh Benson.

They have been working on it, but they don't have a proposal yet. The Civic Center had talked about having a drop off area, but when a vehicle stops to let people out it takes up a whole traffic lane. John and Josh need to talk to the new commissioner of the Street Department before any decision can be made. Commissioner Rix said the drop off area they are using now is a hazard. They are talking about making the parking area a drop off. Mayor Butler said this is going to take a little study, we still need the handicap parking spaces more, and not everyone is dropped off. Commissioner Patton said maybe we can combine the two worlds and create a designated drop off area in addition to making those handicap parking spaces across the front. But we need to almost set aside space to allow that designated drop off area so we don't block Market Street going south. This needs to get this done soon.

Mayor Butler reported we have an annual problem with people allowing their grass to grow too tall. Jim Phemister does a great job posting the yards and vacant lots. The Notice says if they don't mow within ten days, which are two working weeks, then the city will come in and mow it. Mayor Butler would like to reduce the ten days notice to three days. That way the grass will not have a chance to get too tall. Commissioner Patton wanted to know if the notices are mailed out. Mayor Butler replied "no they are just posted". I will have Jim to change the notice to three days. Commissioner Goss wanted to know if they have a set fee to mow it. There is a charge of \$90.00 for a single lot or \$180 for a 1 acre lot. Commissioner Patton will get with Jim Phemister and go over the prices for mowing.

**Executive Session: 7:00 P.M.**

Commissioner Patton made a motion to go into Executive Session to discuss a Real Estate matter. Motion seconded by Commissioner Rinella.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

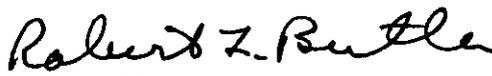
Commissioner Rix moved to adjourn the Executive Session and reconvene the Continued Meeting. Motion seconded by Commissioner Rinella.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Commissioner Patton moved to adjourn the meeting. Motion seconded by Commissioner Goss.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Council adjourned at 8:10 P.M.

  
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ROBERT L. BUTLER, MAYOR

ATTEST:

  
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DIANE S. PRITCHETT, CITY CLERK

CITY OF MARION COUNCIL AGENDA

DATE: May 16, 2011  
Ordinance: 2356  
Resolution: 2011-08

- REGULAR MTG.  CONTINUED MTG
- SPECIAL MEETING .
- ROLL CALL:
- MINUTES: Reg. Meeting 5-9-11
- EXECUTIVE SESSION –Real Estate-Personnel-Litigation
- EXECUTIVE MINUTES
- TREASURER'S REPORT:
- APPROVE BILLS
- APPROVE CONSENT AGENDA
- PUBLIC COMMENTS:
- ZONING BOARD
- COMMISSIONERS REPORTS:
- OLD BUSINESS:

- A. Ord. 2355 Rules & Regulations of the Cemetery Dept (Revised copy)
- B. Ordinance #2341 Employee Handbook
- C. Ord. 2342: Ordinance establishing procedures for adopting ordinances
- D. Resol 2011-05: 3-way stop sig, one at FS and across the road and one at the end of River to River road
- E. Appointment of City Clerk
- F. Contract: Performance and Rehabilitation
- G. Amend Ord. 2266: Water connections, relevant fees and deposits

NEW BUSINESS:

1. Discuss new Fire Station

CONSENT AGENDA – MAY 16, 2011

Rend Lake

Rend Lake Conservancy District

Final Settlement

\$131,019.48

APPROVED

BY COUNCIL ACTION

DATE 5-16-11 *[Signature]*