

CITY OF MARION – REGULAR MEETING

June 24, 2013

Minutes of a Regular Meeting of the City Council of the City of Marion held in the Council Chambers of the Marion City Hall June 24, 2013. Mayor Butler 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:

PHYSICALLY PRESENT: COMISSIONERS RIX, RINELLA, GOSS, PATTON AND MAYOR BUTLER.
ABSENT: NONE

The minutes of the Regular Meeting of June 10, 2013 were approved as presented.

Lilly Abbott, a business owner in the community, presented to the Council her complaints as to how she felt her sister, her step mother and herself were being treated by the city and by IDOT because they had been excluded in all the talks of the closing of Shane Lane. She wanted to make the City aware of intentional discrimination. Mayor Butler thanked her for her eloquent presentation.

IT Director Terance Henry, Cemetery Superintendent Randy Nemeth and 9-1-1 Coordinator William Barrett presented a Cemetery project that has been in the making for over two years. There are 35,000 people buried in Rose Hill Cemetery, Maplewood Cemetery and Odd Fellows Cemetery. After all the cemeteries are GIS scanned and the information is put into the computer, one will be able to find a loved one's headstone and the exact place where the loved one is buried. At this time approximately 300 of the grave sites are completed. The new Trimble program will also be able to locate cemetery markers covered over with grass. Once those markers are located, the Cemetery Department will be able to use the weed trimmers around the markers to keep them visible. Commissioner Goss said the funding for this program was made possible because of the McMichael gift. Commissioner Goss also thanked Clarida and Ziegler Engineering, Jason Kreisle, and Horner Shifrin for all their help in this project and the City of Marion for allowing it to take place. Commissioner Goss said this is unique. No one south of Springfield other than the City of Marion has this program.

Commissioner Rix made a motion to replace a Police squad car that was totaled when the officer tried to go through water that was over the road out at Kokopelli. The cost of the new car from Marion Ford is \$23,472.30 plus \$7,500.00 for equipment. The insurance will pay \$12,025.00 on the totaled car making the city's actual cost for the new car \$18,947.30. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE COMMISSIONER RIX VOTED YES, COMMISSIONER RINELLA VOTED NO, COMMISSIONER GOSS VOTED YES, COMMISSIONER PATTON VOTED NO AND MAYOR BUTLER VOTED YES.

Motion was approved.

Mayor Butler asked Commissioner Rix if he could address the Police officers not to drive through standing water. Commissioner Rinella suggested Police Department might consider purchasing all four wheel drive vehicles the next time they purchase new vehicles for the Police Department.

Commissioner Rix made a motion to purchase a new video camera for Animal Control that will work twenty four hours a day with night vision. The camera is a budgeted item with a cost of \$7,450.00 from Security Specialists. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Commissioner Rix made a motion to approve the request for a new street light in the middle of the 600 block of Fozzard at 603 South Fozzard. Commissioner Rix stated that the City usually does not approve street lights in the middle of the block but that he felt this one was warranted as there have been several break-ins in that area. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Commissioner Goss made a motion to approve the purchase of the GPS Trimble piece of equipment for the Cemetery at a cost of \$9,600.00. This is the equipment that was explained earlier in the meeting. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Commissioner Goss presented the suggested Christmas decoration purchases for the Tower Square at a cost of \$53,467.00. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Commissioner Goss made a motion to hire Carl Howell as a full time Laborer Mechanic in the Street Department as the Street Department is now taking care of all the City vehicles that aren't still under factory warranties. Commissioner Rix seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Commissioner Goss suggested tabling item #8 on the Agenda –“Lighting Job” from Twin Supplies as he is awaiting further information on the labor charges.

Commissioner Patton made a motion to approve the bid for the Jackson Street Sewer repair with KPS, Inc. low bidder at \$16,979 and Clarida and Ziegler's Engineering costs at \$7,500.00 to make the total project \$24,479.00. The other construction bids were Mott Excavating, Inc. \$26,478.41, Wiggs Excavating - \$36,615.00 and Dean Bush Construction Co. \$24,019.20. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

The letter from Letina Poole, Senior Citizens Director, asking for the re-appointment of the Senior Citizens Council Officers and Members was tabled for further clarification.

Another letter from Letina Poole, Senior Citizens Director, requesting two Substitute Kitchen Helpers be hired; Cynthia Wagner and Steve Evett. Commissioner Rinella made a motion to approve the hiring of the two Substitute Kitchen Helpers; Cynthia Wagner and Steve Evett. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Mayor Butler read a letter from Mrs. Yolonde Peterson, Chairman Marion Cultural and Civic Center Board, requesting the approval of the resignation of Gloria Bradley from the MCCC

Board. Commissioner Goss made a motion to approve the resignation of Gloria Bradley from the Marion Cultural and Civic Center Board with Commissioner Rinella seconding the motion.
ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Mayor Butler noted that Gloria Bradley is to be commended for her time and effort she has spent on the Marion Cultural and Civic Center Board.

Mayor Butler read another letter from Mrs. Yolonde Peterson, Chairman Marion Cultural and Civic Center Board requesting the approval of the appointment of Connie Ashe to the MCCC Board to finish filling Mrs. Bradley's term which will expire November 30, 2013. Commissioner Rinella made a motion to approve the appointment of Connie Ashe to fill the unexpired term of Gloria Bradley on the Marion Cultural and Civic Center Board. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

ORDINANCE 3108 – AN ORDINANCE APPROVING THE PREVAILING WAGES FOR THE CITY OF MARION AS OF JUNE 2013 AS MANDATED BY THE STATE USING THE PREVAILING WAGES FOR WILLIAMSON COUNTY FOR JUNE 2013. Commissioner Rinella made a motion to accept Ordinance 3108 as presented with Commissioner Patton seconding the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Glenn Clarida presented the addendum to the Contract Agreement for Transportation Engineering Services with Thouvenot, Wade & Moerchen, Inc. for an extension of the ongoing contract TWM has with the City of Marion to design the intersection of Morgan Avenue and Interstate I-57 in Marion, Illinois because TWM has reached the amount of funds allocated in the previous contract. The charges will be on an hourly basis. Commissioner Goss made a motion to approve the agreement with Thouvenot, Wade and Moerchen, Inc. as presented. Commissioner Rix seconded the motion.

ON ROLL CALL VOTE COMMISSIONER RIX VOTED YEA, COMMISSIONER RINELLA VOTED YEA, COMMISSIONER GOSS VOTED YEA, COMMISSIONER PATTON ABSTAINED, MAYOR BUTLER VOTED YEA.

Glenn Clarida also presented the Supplemental Agreement between the City of Marion and Crawford, Murphy and Tilly, Inc., Consulting Engineers. The City of Marion is asking Crawford, Murphy and Tilly, Inc. Consulting Engineers to provide additional services for additional traffic impact assessment and access management to get documents prepared to obtain approval for the extension of Sinclair Drive to the Frontage Road. This will be charged on an hourly basis. Commissioner Goss made a motion to approve the agreement with Crawford, Murphy and Tilly Inc. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COMMISSIONERS VOTED YEA.

RESOLUTION 2013-26 IDOT RESOLUTION FOR MAINTENANCE AND IMPROVEMENT – DUFOUR STREET – TO SPEND \$20,000.00 FROM MFT FUNDS.

Commissioner Goss made a motion to approve Resolution 2013-26 as presented with Commissioner Rinella seconding the motion.

ON ROLL CALL VOTE ALL COMMISSIONERS VOTED YEA.

Mayor Butler had received a letter from Court Appointed Special Advocates of Williamson County Executive Director, Cheri Fitts asking for a \$2,000.00 donation to help offset expenses of their local program. Mayor Butler stated he felt this was one of the most worthwhile projects. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Commissioner Rinella made a motion to approve payment of the Consent Agenda dated June 24, 2013 as funds become available. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Commissioner Rinella made a motion to approve the payment of the monthly bills as funds become available. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Mayor Butler said Ordinance 3082 is still not ready.

7:30 P.M.

Commissioner Rix made a motion to go into Executive Session to discuss a Real Estate, Litigation and Personnel issues. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

9:00 P.M.

Commissioner Rix made a motion to go out of Executive Session and reconvene the Regular Meeting with Commissioner Goss seconding the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Commissioner Goss made a motion to make the Street Department part-time clerk a full time Street Department/Cemetery Department position with the time to be split between the Street Department and the Cemetery Department. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Commissioner Goss made a motion to approve construction of the street as agreed to previously for Menorah 7. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE COMMISSIONER RIX VOTED YEA, COMMISSIONER RINELLA VOTED YEA, COMMISSIONER GOSS VOTED YEA, COMMISSIONER PATTON VOTED NO, MAYOR BUTLER VOTED YEA.

Attorney Steve Green reported on the settlement agreement between the Insurance Company and the City of Marion. The Lawsuit was for \$500,000.00 (the amount paid to Attorney Ron Osman). Federal court said no. Steve appealed the case. He requested to have a settlement conference. The Insurance Company agreed to pay the City \$17,500. Steve thought better to take it than to get nothing.

Commissioner Rinella made a motion to accept the insurance settlement of \$17,500.00. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YEA.

Mayor Butler stated the Elks are still asking the City to purchase the lot directly behind the Elks. The purchase of the Elks' lot will be on the next agenda.

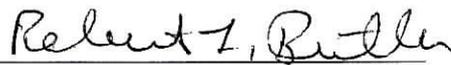
Mayor Butler had received a management letter from Gray Hunter Stenn, LLP stating the following:

1. Business improvement fund needs policy rewritten.
2. Water and Sewer funds have no written consideration for approval.
3. All insurance policies and bonds were hard to find.

Commissioner Goss stated that Harry Boyd had talked to him about getting a monument for Captain Cunningham (father-in-law of General John A. Logan) buried out in Rose Hill Cemetery. Commissioner Goss had explained to Mr. Boyd that he could get a monument for free (approximately 2 ½ feet high by 4 feet long) but Mr. Boyd wanted a larger monument.

Commissioner Rinella made a motion to adjourn the meeting. Commissioner Rix seconded the motion.

ON ROLL VOTE ALL COUNCIL MEMBERS VOTED YEA.



Robert L. Butler, Mayor

ATTEST:



Alice F. Rix, City Clerk