

CITY OF MARION – REGULAR MEETING

May 12, 2014

Minutes of a Regular Meeting held at Marion City Hall Monday May 12, 2014. 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: COMMISSIONERS RIX, RINELLA, GOSS, PATTON AND MAYOR BUTLER
ABSENT: NONE

The Minutes of the Regular Meeting of April 28, 2014 were approved as corrected. The Special Meeting Minutes of May 2, 2014 were approved as presented. The Public Hearing minutes of April 28, 2014 were also approved as presented.

A woman and her husband who own rental apartments in the City of Marion were unhappy with the Code Requirements that stated in two story apartments a rope ladder was necessary to provide an escape for tenants on the second floor in case of a fire. Attorney Steve Green and Director of Code Enforcement Jim Phemister agreed to speak with the couple concerning their differences.

ORDINANCE 3176 – AN ORDINANCE APPROVING THE PURCHASE OF RIGHT OF WAY FROM MARION HEIGHTS LLC FOR TWO PIECES OF PROPERTY; ONE ON BLUE HERON DR AND THE OTHER ON THE HILL AVENUE AT A PURCHASE PRICE OF \$238,142.00.

Commissioner Rinella made a motion to approve Ordinance 3176 as presented. Commissioner Rix seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

Commissioner Rinella made a motion to approve the Real Estate Sale and Escrow Agreement between Marion Heights LLC and the City of Marion as presented. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

ORDINANCE 3177 – AN ORDINANCE APPROVING THE DEDICATION OF THE IKE COMMERCIAL PARK SUBDIVISION.

Commissioner Rinella made a motion to approve Ordinance 3177 as presented. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

Commissioner Rix presented the bids for the four new squad cars and one SUV for the Police Department.

Marion Ford	Four full size squad, black and white 2015 Taurus	\$25,198.00 each.
Absher	Dodge all-wheel drive 2014	\$27,406.00 each
Marion Ford	SUV 2015 2 door Ford Explorer	\$26,398.00
Absher	Special Service	\$27,191.00

Commissioner Rix made a motion to accept the low bid of Marion Ford for the four squad cars and the bid of Marion Ford for the SUV subject to meeting all the required specifications. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

Commissioner Rix presented the bids for a new utility pick-up truck for the Fire Department.

Marion Toyota	2014 Tundra	\$35,344.00
Absher/Arnold	Dodge 2014 Crew Cab 4x4	\$23,718.00
Chevy	pick-up truck	\$31,312.11
Marion Ford	F150 4x4	\$27,295.00

Commissioner Rix made a motion to go with the low bid of Absher Arnold for the Dodge pick-up at \$23,718 subject to meeting all the required specifications. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

The equipment packages and the painting for the Police Squad cars will run approximately \$22,000.00.

Commissioner made a motion to authorize the Police and Fire Merit Board to hire a patrolman to fill a vacancy. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

ORDINANCE 3178 – AN ORDINANCE APPROVING CREATING AN ADDITIONAL FULL-TIME DISPATCHER POSITION IN THE POLICE DEPARTMENT.

Commissioner Rix made a motion to approve Ordinance 3178 to create an additional full-time dispatcher position in the Police Department. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

ORDINANCE 3179 – AN ORDINANCE REPEALING ORDINANCE 3102 THAT CREATED THE POSITION OF LIEUTENANT IN THE POLICE DEPARTMENT.

Ordinance was tabled.

RESOLUTION 2014-20 APPROVAL TO MAKE JEFFERSON STREET FROM BUCHANAN STREET TO HARPER STREET ONE-WAY GOING EAST AND APPROVAL OF NO PARKING ON THE SOUTH SIDE OF JEFFERSON STREET.

Commissioner Goss made a motion to approve Resolution 2014-20 as presented with Commissioner Rinella seconding the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

Discussion on Building Codes. Director of Code Enforcement Jim Phemister told the Council he had been trying to get changes made to the City of Marion Building Codes for several years. He told the Council a proper Maintenance Code would allow the Code Inspector to enter a commercial or residential property to inspect the conditions. The Code Inspector would not be able to enter the Building without the owner's consent. Commissioner Patton asked what the new code would enable the Code Inspector to do as to fines. City Attorney Steve Green stated

Commercial property provision in the Code allows a fine of up to \$750.00 plus court order to do required repairs. Court would probably allow if a health safety issue. Code Director Jim Phemister and City Attorney Steve Green will work on an Ordinance to revise the current City Codes.

RESOLUTION 2014-21 APPROVING THE ZONING MAP OF THE CITY OF MARION.

City Engineer Glenn Clarida told the Council that over the years changes have been made to the City's Zoning Map, but the Zoning Map has never been officially approved. The State of Illinois acquisition agent has requested a certified copy of the City of Marion Zoning map, therefore the Council needs to take action to approve the Zoning Map, updated as of April 2014 and presented by Mr. Clarida.

Commissioner Goss made a motion to approve the City of Marion Zoning Map presented by City Engineer Glenn Clarida. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

City Administrator Gail West told the Council the Marion Carnegie Library didn't get the new phone system when City Hall and other of the City Departments got new phones last year. With the Library getting the new phones provided by Frontier, the Library would be able to access City Hall and the other City Departments with the four digit codes as the City Hall and others have been enjoying for some time now. The cost of the new phone system for the Library would be a one-time charge of \$5,899.61. Commissioner Rix made a motion to approve the purchase of the new phone system for the Library with Commissioner Rinella seconding the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

Mayor Butler read a letter from the Public Building Commission of Williamson County asking approval of reappointment of Rodger Rodd and Doug Peebles to the Public Building Commission for a five year term. Their current terms expire July 14, 2014.

Commissioner Goss made a motion to approve the recommendation to reappoint Rodger Rodd and Doug Peebles to the Public Building Commission of Williamson County for a five year term. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

RESOLUTION 2014-19 – A RESOLUTION APPROVING THE CITY OF MARION'S SUPPORT FOR COMMUNITY DEVELOPMENT ASSISTANCE PROGRAM GRANT.

Commissioner Rix made a motion to approve Resolution 2014-19 as presented. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

ORDINANCE 3181- AN ORDINANCE ANNEXING THE FOLLOWING PROPERTIES 06-23-400-012; 06-23-400-006; 006-23-400-011; 06-23-400-007 AND 06-23-400-008, ALL OF THESE PROPERTIES LIE BETWEEN THE BACK SIDE OF WOLFF DRIVE AND THE CREEK THAT RUNS TO THE NORTH OF WOLFF DRIVE. Mayor Butler stated these are all vacant lots currently in the County but totally surrounded by the City of Marion. Commissioner Rinella made a motion to approve Ordinance 3181 to annex the above properties into the City of Marion. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

ORDINANCE 3182 – AN ORDINANCE ANNEXING PROPERTY OFF OF WESTMINSTER DRIVE OWNED BY MARION UNIT 2 SCHOOL DISTRICT. THE PROPERTY IS SURROUNDED BY THE CITY OF MARION.

Commissioner Rix made a motion to approve Ordinance 3182 annexing the above property into the City of Marion. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

Mayor Butler read a letter from Chairman of the Boyton Street Community Center Board Ron Ferguson asking for the reappointment of the following Board Members Maurice Ellis, Lillian Thompson and Sharon Simmons to one year terms to the Boyton Street Community Center Board.

Commissioner Rinella made a motion to approve the reappointments as presented. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

Mayor Butler read a second letter from Chairman of the Boyton Street Community Center Board Chairman Ron Ferguson asking for the appointment of Andre Baker, Karen Brown, Rev. John Holst and Veronica McFadden-Jones to two year terms on the Boyton Street Community Center Board. Commissioner Rix made a motion to approve the appointment of Andre Baker, Karen Brown, Rev. John Holst and Veronica McFadden-Jones to the Boyton Street Community Center for two year terms. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

ORDINANCE 3184- AN ORDINANCE CREATING A TAX ON CIGARETTES, TOBACCO PRODUCTS, BEER, WINE AND OTHER ALCOHOLIC BEVERAGES.

The Ordinance was submitted for discussion. Attorney Steve Green told the Council by state law it is not possible for a municipality to add a tax to the sale of tobacco. The Ordinance was tabled for further discussion.

Commissioner Rinella made a motion to pay the monthly bills as funds become available. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED

Commissioner Rinella made a motion to approve the Consent Agenda and pay the bills as funds become available. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

8:15 P.M.

Commissioner Patton made a motion to go into Executive Session to discuss matters concerning Litigation, Real Estate and Personnel. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

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

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

Commissioner Rix made a motion to withdraw the name of Andre Baker from the Appointment as a Board Member to the Boyton Street Community Center. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

Commissioner Rix announced the Open House and Ribbon Cutting at the new Police Department located at 1001 West DeYoung Street will be Wednesday May 21st at 10:00 A.M.

Mayor Butler announced there will be a Special Called Meeting Thursday Morning at 8:00 A.M. to approve the payment to Ameren for the pole and line replacement on Morgan Avenue, to approve payment to James/Mildred Pack for right of way purchase on Morgan Avenue and to consider the Intergovernmental Agreement between the Marion Park District and the City of Marion.

9:30 P.M.

Commissioner Rix made a motion to adjourn the Regular Meeting. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE, THE MOTION WAS UNANIMOUSLY APPROVED.

Meeting adjourned.



Robert L. Butler, Mayor

ATTEST:



Alice F. Rix, City Clerk