

Minutes of the City Council Regular Meeting of the City of Marion held July 11, 2011 at the City Hall in the Council Chambers. Mayor Butler presided and called the meeting to order at 6:30 P.M. The City Clerk was instructed to call the roll. Those present were as follows:

Commissioners Rix, Rinella, Goss and Patton and Mayor Butler.

Minutes of June 27, 2011 were approved.

Safety Director Brian Fisher presented 2 bids for updating our security system and safety equipment in the City. He recommended going with the sixteen surveillance cameras with DVD option from Security Alarm Corporation for \$5,750.00. Brian also recommended the purchase of safety fuel cans and safety fuel storage cabinets at a cost of \$9,790.00 from United Rentals Trench Safety. Commissioner Rix made motion to approve the purchase of the cameras and the safety fuel cans/storage as outlined by Brian. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Commissioner Rinella spoke to the public concerning the major malfunction in the water system that occurred early Monday morning around 2:00 A.M., but was not discovered until 9:15 when the East water tower ran completely out of water. The computer should have called the Water Superintendent when the water level was below 25 feet. When the East tower ran completely out of water, all the men in the water department went out looking for major leaks. Actually, it was a glitch in the computer that caused the malfunction. It was fixed very quickly. This computer system was purchased when the City went on service with Rend Lake Water System so that there would be no unexpected failures. But the part that was said to never fail, failed us. Changes have been made so that in the future, the computer will make the necessary notifications. Glenn Clarida also had an alternate plan to install an audible alarm to sound if the system failed to again. Hopefully, someone would hear the alarm and start making calls to alert some of the authorities to check out the problem. Commissioner Rinella commended Water Superintendent Bill Johnston, Jim Robb Lead Operator and Jerry Hickey for getting a quick resolution to the problem and getting water back in the system. The good thing about this problem is that the SCADA system that was bought and installed when the City went on line with Rend Lake, worked. The SCADA system notified Rend Lake System, and they called to see if Marion Water was having a problem. Commissioner Rinella apologized to the public for any inconvenience that the water problem may have caused. He stated that hopefully nothing like this will occur again. Commissioner Rinella said the bright side to this water problem was that it was a computer problem and not an actual major water line break or the men would still be working at trying to get it back together.

## **CONSENT AGENDA**

Commissioner Rinella made a motion to accept the Consent Agenda of July 11, 2011 as presented, subject to availability of funds. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

**Resolution 2011-11** A Resolution approving the proposed Hill View Way running from a point west of I 57 on Morgan Avenue south approximately 244 feet and then east 6 feet at a estimated cost of \$40,000 paid by MFT funds. Commissioner Goss moved to accept Resolution 2011-11 as it was presented with Commissioner Rinella seconding the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Mayor Butler presented the proposal of Josh Benson, Executive Director of the Marion Cultural and Civic Center and Pavilion, to purchase "Event" software that would be used jointly by the Civic Center and the Pavilion. The cost of the software would be \$6,195.00 with special services of \$995.00 for a total of \$7,190.00 with the cost to be split between the Civic Center and the Pavilion. Commissioner Rinella moved to approve the purchase of the software and services. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Commissioner Rix reported to the Council the Illinois Star Centre Mall (Barrett Rochman) is considering shutting off all of the lights along Williamson County Parkway from Harley Davison to Skyline Drive, approximately forty-two 1000 watts streetlights. Commissioner Rix is working with an electrical contractor to get a figure on what it will cost to hook those lights to meters, so if and when the Mall does turn those streetlights out, the City will have a plan ready to get them turned back on.

Mayor Butler read a letter from James Powless, Chairman of the Recreation Board, requesting Ms. Donna Bragee be appointed to the Recreation Board to fill the vacancy created by the retirement of George Sims. Commissioner Goss moved to approve the appointment of Ms. Donna Bragee to the Recreation Board. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Glenn Clarida told the Council of the proposed improvement at the intersection of Norman Road and Fietsam Road. The intersection is currently so narrow that it is hard for two vehicles to meet and pass at that intersection. John Bradley has spoken to George Jones Construction, who proposes to take out the two sidewalls, expand the turn radius, put culverts underneath, and improve the drainage at a cost of \$21,700. This amount has been budgeted. Commissioner Goss made motion to approve payment to George Jones for the above stated work. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTES YES.

**ORDINANCE 2366** – An Ordinance approving and authorizing the execution of a Professional Services Agreement for the Marion Tax Increment Financing Districts (TIF I; TIF IV; TIF V; TIF VI; TIF VII; TIF VIII; PAVILION TIF; MARION HEIGHTS TIF; MARION HEIGHTS TIF II; SKYLINE TIF AND HUB TIF) by and between Jacob & Klein, LTD. and the Economic Development Group, LTD. and the City of Marion, Williamson County, Illinois. Mr. Tom Jacob of Jacob & Klein explained the purpose of this agreement is because the City of Marion has requested his firm to take over the administration of the City's TIF's since the retirement of Mr. Robert Howard of the Community Economic Development Corporation and he wanted the Council to know who would be administering the TIF's for the City. Mr. Jacob was an attorney for Community Economic Development Corporation, so he has seen and worked with all of the City's TIF's over the years. This agreement is a contract for three years. In the City of Marion's ten TIF Districts there are 1,718 parcels. Jacob & Klein will be tracking all of the TIF parcels to make sure the county figures are accurate. There will be a major amendment to the Kokopelli TIF (TIF VII) before the end of the year. A Time Line will be established and there will be an extra hearing. Mr. Jacob told the Council, he had labored hard on the City of Marion's behalf, along with Ron Osman's help, with the legislature. At this point in time about 80% where we want to be on that legislature. In the future, the Annual Report process will be a lot simpler; a summary will be prepared, giving all the information. Instead of sending out all the copies of the Annual Reports, it will be sent on digital format to the City as well as to all the taxing bodies. This will reduce cost to the City. Mr. Jacob told the Council they want to have open communication and transparency with all involved. Commissioner Rinella asked how they arrived at the fees for the different TIF's. Mr. Jacob said in the beginning of the TIF's it was a set fee, but he would like to establish a sliding scale to where they don't have a \$5,000 fee on a \$1,000 of increment. Commissioner Rinella moved to accept Ordinance 2366 as presented. Commissioner Rix seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

**ORDINANCE 2367** – An Ordinance approving and authorizing the execution of a Professional Services Agreement for the First Amendment (Major Amendment) to Marion Golf/Residential (TIF VII) Tax Increment Financing District by and between Jacob & Klein, LTD. and the Economic Development Group, LTD. and the City of Marion, Williamson County, Illinois. This ordinance is to amend the Kokopelli TIF and needs to be completed by the end of the year. Commissioner Rix made a motion to approve Ordinance 2367 as presented. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

**ORDINANCE 2368** – An Ordinance approving and authorizing the execution of a Professional Services Agreement for Consultation/Expert Witness Services of Thomas N. Jacob by and between Jacob & Klein, Ltd. and City of Marion, Williamson County, Illinois. Ordinance 2368 relates to the case which the School District has brought against the City. Mr. Jacob was called to testify as an Expert Witness. This agreement shows the billing for this, \$16,862.50, which is a lower rate than normally charged. Mr. Jacob told the Council he appreciated their confidence and looks forward to working with them.

Commissioner Rinella moved to approve Ordinance 2368 as presented. Commissioner Rix seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Commissioner Rix reported to the Council that he had received several requests for the City to close Pips II Bar on Boyton Street. In the last three weeks there have been two shooting incidents there – costing one life. Both occurred in the parking lot outside of the bar. Mayor said the proprietor of the bar has a responsibility to patrol the parking lot, but it is a very touchy subject. If the incident had occurred inside the bar, the liquor license could have been suspended. At this time, Mayor Butler said he was not sure the proprietor could have done anything to prevent the shooting. Twenty to twenty-five people were in the area, but no one saw anything or no one saw the shooter. The investigation is ongoing.

Glenn Clarida explained the Plat of Dedication for Shane Lane Right of Way. This is dedicating it for a road right of way. Mayor asked if later someone would expect the City to pave Shane Lane which is currently a gravel road. Glenn said, “No. Dedication to the Public doesn’t mean City has to build the street. This agreement was with Doug Bradley and the Heydes & Dunns. The Abbotts donated twenty feet to make the ROW. By accepting the dedication, the City is not obligating itself to build the road.” Commissioner Goss moved to accept the Plat of Dedication for Shane Lane Right of Way. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

### **MONTHLY BILLS**

Commissioner Rinella made motion to approve the monthly bills subject to the availability of funds. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Commissioner Goss reported to the Council, that a couple of years ago, the City asked Sewell Surveyors to begin a survey of the vacant property of Rose Hill Cemetery. Nothing had been done on this until Cemetery Superintendent Randy Nemeth and Mr. Goss met with Mr. Sewell in May. Mr. Sewell will probably have the platting of the new areas done by end of this year. There will be 3000 more spaces once the survey and platting is completed, all on the east side of the Rose Hill Cemetery. An area will be opened up for cremations in the 7<sup>th</sup> Addition. A space for 2 cremations will cost \$150.00. This is a new approach. Also the McMichael Trust left a generous amount to Rose Hill Cemetery to be used strictly for the beautification of the Rose Hill Cemetery. Superintendent Nemeth is beginning to fulfill the McMichael’s wishes by getting proposals from area landscapers for ideas to beautify the cemetery. One of the projects is to replace all the trees leading up to the Goddard Chapel. Resurfacing and widening of the streets in the Rose Hill Cemetery is also being planned; all to be paid with the McMichael funds.

7:30 P.M.

Commissioner Goss made motion to go into Executive session to discuss a personnel matter and a legal matter. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COMMISSIONERS VOTED YES.

8:25 P.M.

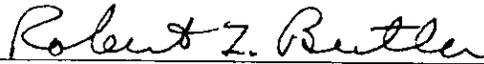
Commissioner Rix made motion to adjourn Executive Session and reconvene Regular session. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COMMISSIONERS VOTED YES.

Commissioner Goss made motion to adjourn Regular Meeting. Commissioner Rix seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Meeting Adjourned.



MAYOR, ROBERT L. BUTLER

ATTEST:



CITY CLERK, ALICE F. RIX