

February 22, 2016

CITY OF MARION – REGULAR MEETING

February 22, 2016

Minutes of a Regular Meeting of the City Council of the City of Marion held in the Council Chambers at City Hall February 22, 2016. 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 RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER.

ABSENT: NONE

The minutes of February 8, 2016 Regular Meeting were approved as presented along with the minutes from the Continued Meeting of February 15, 2016.

Treasurer Steve Hale told the Council the city's three year contract with Gray Hunter Stenn ended with the last audit which concluded August 2015. The cost of which was \$39,900.00 with \$2,000.00 added because of the Hub. Gray Hunter Stenn proposed a three year contract at \$44,000.00 annually. Treasurer Hale suggested that the City accept Gray Hunter Stenn's proposal. Commissioner Rinella made a motion to accept and approve Gray Hunter Stenn's proposal of \$44,000.00 per year for the next three years. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

Since Doug McFarland and Gary Pearson from Republic Services and Dan Hanson of Bulldog Trash Hauling Services were present, Mayor Butler suggested discussing Ordinance 3288 again. After reviewing Ordinance 3288 as it was presented, Mr. McFarland told the Council, Republic Services alone would be losing approximately \$13,000.00 annually if they were prohibited from picking up trash on Rae Allen Lane, Julianne Drive west of Carbon, Reichert Drive, Belinda Drive, Valmar Drive and Gingham Court not counting what the other trash haulers losses would be. After much discussion, it was decided to add those six streets to the list of streets for which all trash trucks over fifteen (15) tons gross weight are prohibited from the cul-de-sacs however, the over fifteen ton gross weight trucks are allowed to back up the streets to the cul-de-sacs but not entering the cul-de-sacs. After making that change to Ordinance 3288, Mayor Butler asked for a vote on Ordinance 3288. Commissioner Goss made a motion to approve Ordinance 3288 with the above noted changes. Commissioner Hightower seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

Commissioner Goss made a motion to approve the Downtown Restoration loan to Pit Road Racing for an amount not to exceed \$10,000.00 with a 50% pay back over five years. Funds are to pay for renovations to the front of the store located on the Square. Commissioner Goss told the Council the Downtown Restoration Committee had met and looked over the owner of Pit Road Racing, William Harmon's proposals for the renovation and recommended that the Council approve the loan.

Commissioner Hightower seconded the loan.

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

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Commissioner Goss made a motion to approve guardrails for Old Creal Springs Road at Picket Lane (on both sides of Old Creal Springs Road) and on the east side of Norman Road from Broeking Road to Fietsam Road. The proposed cost to furnish materials, labor and equipment to install the above guardrails is \$11,718.75 with funds from the 2015-2016 Budget. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

City Engineer Glenn Clarida explained that some time ago IDOT had approached the subject of the City of Marion swapping a piece of City owned property out by 7th Street for a piece of property that IDOT owns close by in the same general area. The City will owe IDOT \$500.00 for the exchange and IDOT will prepare the deeds. IDOT paid for both appraisals. Commissioner Rinella made a motion to approve the swap as explained above with Commissioner Webb seconding the motion.

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

RESOLUTION 2016-12 – A RESOLUTION FOR IMPROVEMENT BY MUNICIPALITY UNDER THE ILLINOIS HIGHWAY CODE FOR THE PURPOSE OF MICROSEALING, CAPE SEALING AND RESURFACING VARIOUS STREETS WITH HOT MIX ASPHALT, APPROPRIATING \$850,000.00 FOR THE IMPROVEMENT. City Engineer Glenn Clarida told the Council that micro-sealing the existing asphalt extends the life of the asphalt approximately five to ten years. Commissioner Goss made a motion to approve Resolution 2016-12 as presented. Commissioner Webb seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

ORDINANCE #3297 -- AN ORDINANCE SETTING STANDARDS FOR ALL MOBILE HOMES PLACED UPON ANY LOT WITHIN THE JURISDICTION OF THE CITY OF MARION AFTER FEBRUARY 22, 2016. THAT SAID MOBILE HOME MUST NOT HAVE BEEN MANUFACTURED MORE THAN FIFTEEN YEARS PRIOR TO THE DATE OF THE APPLICATION FOR THE BUILDING PERMIT PERMITTING PLACEMENT OF THE MOBILE HOME UPON SAID LOT AND MUST COMPLY WITH THE CONSTRUCTION STANDARDS OF THE NATIONAL MANUFACTURED HOUSING CONSTRUCTION AND SAFETY STANDARDS ACT OF 1974.

Director of Code Enforcement Jim Phemister told the Council his department has been tearing down old houses and still has old trailers where one old trailer is pulled off of its lot and replaced with one worse than the first one. With this ordinance, the Code Enforcement Department will be inspecting all mobile homes before they are pulled on to the lot unless the mobile home was manufactured five (5) years or less prior to the date of the application for the Building Permit and has a fair market value (excluding furniture) of more than \$15,000.00.

Commissioner Goss made a motion to approve Ordinance 3297 as presented. Commissioner Webb seconded the motion.

ON ROLL CALL VOTE, COMMISSIONER RINELLA VOTED NO, COMMISSIONERS HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

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ORDINANCE NO. 3298 –AN ORDINANCE APPROVING AND AUTHORIZING THE EXECUTION OF A TAX INCREMENT FINANCING DISTRICT REDEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF MARION AND NLB PROPERTIES, LLC. TIF I.

City Administrator Gail West explained that the Paducah, Kentucky based company has purchased the old Ryan's Restaurant building. Only a small piece of the property is in TIF I. The company is making a \$3,500,000.00 investment in the building of the Finish Line car wash. The car wash will employ fourteen full time employees and six part-time employees. The business is privately owned. It will be a deluxe style car wash, where one can purchase a monthly pass to get as many car washes during the month as one wants.

Commissioner Webb made a motion to approve Ordinance No. 3298 as presented.

Commissioner Goss seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

Commissioner Rinella announced that Water Department Director Cindy Gibbons resigned her position as Water Department Director effective February 19, 2016. Commissioner Rinella made a motion to approve Cindy Gibbons' resignation with Commissioner Hightower seconding the motion.

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

Commissioner Rinella made a motion to approve hiring Jessica Intravaia as a full time Water Office Employee. Jessica has been working part-time in the water office for several months. Commissioner Hightower seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

Mayor Butler reported the City had received two invoices from Clarida and Ziegler Engineering. One in the amount of \$970.00 with the bottom line of the invoice reduced to zero and the other invoice from Clarida and Ziegler Engineering in the amount of \$2,080.00 with \$1,040.00 subtracted off leaving a balance due of only \$1,040.00. With both invoices added together, Clarida and Ziegler Engineering gave the city over \$2,000.00. Many thanks to Clarida and Ziegler for their kindness toward the city.

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

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

Commissioner Rinella also made a motion to approve and pay the Consent Agenda dated February 22, 2016 as funds become available. Commissioner Goss seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

Commissioner Goss reported a continuing effort at the Cemetery has seen fifty eight tombstones straightened in the last two months. This is an ongoing project with many more to go, but the Cemetery employees are working on it.

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Mayor Butler stated City is still waiting on further information on the waiver of the fee for Habitat for Humanity.

Brian Jackson came before the Council reporting an incident with a Police Officer. Mr. Jackson said that Sergeant Baldwin refused to give him a complaint form. Commissioner Webb stated he had talked to Mr. Jackson pertaining to his issue. Mayor Butler said the Police Officers need to comply with the codes – doing the right thing.

7:50 P.M.

Commissioner Rinella made a motion to go into Executive Session to discuss a personnel issue. Commissioner Webb seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

8:45 P.M.

Commissioner Goss made a motion to close the Executive Session and resume the Regular Meeting. Commissioner Webb seconded the motion.

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.

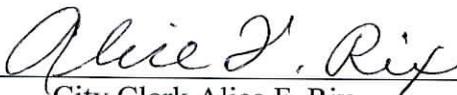
Commissioner Rinella made a motion to call a Special Meeting for Thursday February 25, 2016 at 6:00 P.M. to approve the appointment of Tracey Lowe as the Director of the Water Office and to set her salary. Commissioner Webb seconded the motion.

Commissioner Goss made a motion to adjourn the meeting with Commissioner Hightower seconding the motion.

ON ROLL CALL VOTE COMMISSIONERS RINELLA, HIGHTOWER, WEBB AND GOSS AND MAYOR BUTLER ALL VOTED YEA.



Mayor Robert L. Butler



City Clerk Alice F. Rix

Attest: 03-14-2016