

**O'FALLON CITY COUNCIL
MEETING MINUTES
October 2, 2006**

The meeting was called to order at 7:00 p.m. by Mayor Gary Graham, who then led "The Pledge of Allegiance to the Flag."

Philip Goodwin, City Clerk, called the roll: Nila Grogan, present; Mary Schmidt, present; Ed True, present; Becky Henry, present; Rick Reckamp, present; Jerry Mouser, present; Tom Bequette, present; Allen Medford, present; Michael Bennett, present; Dennis Renner, present; Jason Boone, present; Ned Drolet, present; John West, present; Jerry Albrecht, present. A quorum was declared present.

Motion was made by J. Mouser and seconded by J. Albrecht to approve the minutes of the September 18, 2006, meeting. All ayes. Motion carried.

PUBLIC HEARING: Revision of an annexation agreement with Mark Fulford for Illini Trails Subdivision; Parcels 04-18-407-004 and 04-18-400-003. Opened to the public at 7:03 p.m. Mayor Graham called three times for public input, but no one responded. The public hearing was closed at 7:04 p.m.

RESIDENTS:

Mayor Graham invited any residents of O'Fallon who would like to speak to the Council to step to the microphone. No one responded.

Mayor Graham recognized a boy scout in the audience who was in attendance working on a merit badge.

REPORTS:

Clerk's Report: City Clerk Phil Goodwin presented three requests:

1. Request from O'Fallon Woman's Club, Inc. to conduct a raffle from September 28 – December 14, 2006.

Motion was made by R. Reckamp and seconded by N. Grogan to approve the request. All ayes. Motion carried.

2. Request from the O'Fallon/Fairview Heights Lion's Club to conduct a roadblock on October 13 from 7:30-10:00 a.m. and 3:00–6:00 p.m. and October 14 from 9:30–12:00 p.m. at the intersections of Lincoln and State and Smiley and State.

Motion was made by D. Renner and seconded by E. True to approve the request. Ayes – 12; Nays – 2 (N. Drolet and R. Reckamp).

3. Request from Friends of District 90 to conduct a "Flashlight Rally" Parade on November 6, 2006, from 6:00 to approximately 7:00 p.m. from City Hall to the City Park.

Motion was made by J. West and seconded by J. Mouser to approve the request. P. Goodwin indicated the parade would be held on the street, but the route would be cleared of traffic and the event coordinated by the police. All ayes. Motion carried.

Mayor's Report: Mayor Graham stated Elliott Davis of Channel 2 News conducted various interviews just before the Council meeting to ask why *all* aldermen had to attend the Illinois Municipal League convention held in Chicago recently. In response to Mr. Davis' question, Mayor Graham said the City doesn't train only six of its policemen, nor does it train only a few of the Public Works employees. The convention has some of the top people in the state speak on a wide range of topics, and the public officials who attend gain a wealth of knowledge. This event is included in the City's budget every year, and 15 people attended the convention this year.

RESOLUTIONS:

Motion was made by R. Reckamp and seconded by N. Grogan to approve Resolution Item 1.

ITEM 1 - Resolution Authorizing the Mayor to Negotiate a Contract with Waste Management, Inc. for city-wide Waste Disposal Service

ROLL CALL: M. Schmidt, aye; E. True, aye; B. Henry, aye; R. Reckamp, aye; J. Mouser, aye; T. Bequette, aye; A. Medford, aye; M. Bennett, aye; D. Renner, aye; J. Boone, aye; N. Drolet, aye; J. West, aye; J. Albrecht, aye; N. Grogan, aye. All ayes. Motion carried.

Motion was made by J. Albrecht and seconded by J. Mouser to approve Resolution Item 2.

ITEM 2 - Resolution Authorizing the Mayor to Execute an Agreement with Mertzke Trucking and Excavating Company for the Demolition of 204 E. Madison and 9625 St. Clair Avenue in an amount not to exceed \$6,800

ROLL CALL: E. True, aye; B. Henry, aye; R. Reckamp, aye; J. Mouser, aye; T. Bequette, aye; A. Medford, aye; M. Bennett, aye; D. Renner, aye; J. Boone, aye; N. Drolet, aye; J. West, aye; J. Albrecht, aye; N. Grogan, aye; M. Schmidt, aye. All ayes. Motion carried.

Motion was made by D. Renner and seconded by J. Mouser to consider the Omnibus Agreement for Resolution Items 3-8. All ayes. Motion carried.

Motion was made by D. Renner and seconded by N. Drolet to approve Resolution Items 3-8 under the previous Omnibus Agreement.

ITEM 3 - Resolution Authorizing the Mayor to Execute an Agreement with IDOT for Support of the W. Hwy. 50/Venita Drive Intersection Improvement Road Project

ITEM 4 - Resolution Authorizing the Mayor to Execute an Agreement with Henry, Meisenheimer & Gende, Inc. for Professional Services for the Design of the WWTP Emergency Generator Power in an amount not to exceed \$16,250

ITEM 5 - Resolution Authorizing the Mayor to Execute an Agreement with Burns & McDonnell for the Design of a SCADA (Supervisory Control and Data Acquisition) System with a cost not to exceed \$68,000

ITEM 6 - Resolution Authorizing the Mayor to Sign an Agreement with Walden Associated Technologies, Inc. of Glen Carbon for the Installation of Two Sanitary Sewer Lateral Liners in the amount of \$6,995

ITEM 7 - Resolution Authorizing the Mayor to Execute a Lease Modification Agreement with Cingular Wireless (Formerly ATT)

ITEM 8 – Resolution Authorizing the Mayor to Sign an Annexation Agreement with Estates at Prairie Crossing Development, LLC for the Eastern 15.84 Acres of Illini Trails, 1st Addition

Regarding Item 8, M. Bennett asked about the park fee in lieu of land being paid on a per lot basis instead of in a lump sum at the beginning of the development. T. Shekell said park fees have always been paid on a per lot basis when the building permit is pulled.

Regarding Item 3, N. Drolet said he agreed that improvements are needed at that intersection; however, he voiced his opinion that a study still needs to be conducted before an overpass is constructed at that intersection. Mayor Graham said that intersection is not being earmarked for an overpass at this time.

ROLL CALL: B. Henry, aye; R. Reckamp, aye; J. Mouser, aye; T. Bequette, aye; A. Medford, aye; M. Bennett, aye; D. Renner, aye; J. Boone, aye; N. Drolet, aye; J. West, aye; J. Albrecht, aye; N. Grogan, aye; M. Schmidt, aye; E. True, aye. All ayes. Motion carried.

ORDINANCES:

1st Readings

Motion was made by D. Renner and seconded by N. Grogan to consider the Omnibus Agreement for 1st Reading Ordinance Items 9-13 and 15. All ayes. Motion carried.

Motion was made by D. Renner and seconded by N. Grogan to place on 1st Reading Ordinance Items 9-13 and 15 under the previous Omnibus Agreement.

ITEM 9 – Ordinance Amending Chapter 77, Schedule III, Stop Signs, Parcs at Arbor Green

ITEM 10 – Ordinance Amending Chapter 77, Schedule III, Stop Signs, Windsor Creek

ITEM 11 – Ordinance Amending Chapter 52, Section 52.086, Regarding Payments of Bills for Less than the Amount Due

ITEM 12 – Ordinance Amending Title XI, Chapter 110, Section 110.04, Regarding Business Registration Duration

ITEM 13 – Ordinance Approving the Final Plat of Parcs at Arbor Green Phase II

ITEM 15 – Ordinance Amending the Zoning Code to Add a Definition of Veterinary Clinics and to designate them as an Authorized Planned Use in the B-1 District

M. Bennett asked if the developer was paying for the stop signs in Items 9 and 10. D. Sullivan responded “yes.”

ROLL CALL: R. Reckamp, aye; J. Mouser, aye; T. Bequette, aye; A. Medford, aye; M. Bennett, aye; D. Renner, aye; J. Boone, aye; N. Drolet, aye; J. West, aye; J. Albrecht, aye; N. Grogan, aye; M. Schmidt, aye; E. True, aye; B. Henry, aye. All ayes. Motion carried.

Motion was made by J. Mouser and seconded by J. Albrecht to place on 1st Reading Ordinance Item 14.

ITEM 14 – Ordinance Approving the Final Plat of the Illini Trails Subdivision

R. Reckamp objected to approving the development’s exemption from the school impact fees for Phase II and Phase III at this time. T. Shekell stated the ordinance for school impact fees has never taken affect since they were not approved by Shiloh’s City Council. In addition, there is a provision in the ordinance that states any preliminary plats submitted prior to the effective date of the ordinance would be exempt. Therefore, the entire Illini Trails Subdivision would be exempt from the school impact fees since it was submitted several months ago.

ROLL CALL: J. Mouser, aye; T. Bequette, aye; A. Medford, aye; M. Bennett, nay; D. Renner, aye; J. Boone, aye; N. Drolet, aye; J. West, aye; J. Albrecht, aye; N. Grogan, aye; M. Schmidt, nay; E. True, aye; B. Henry, aye; R. Reckamp, nay. Ayes – 11; Nays – 3. Motion carried.

ITEM 16 – Ordinance Proposing the Establishment of Special Service Area Eight (Savannah Hills, Phase 1) the Imposition of SSA Taxes, Issuance of Bonds, and Setting a Date and Providing Notice for a Related Public Hearing **(Placed on hold.)**

ITEM 17 – Ordinance Approving a Pre-Development Agreement by and Between the City of O'Fallon and H & L Builders, LLC in Connection with Proposed Savannah Hills Special Service Areas **(Placed on hold.)**

2nd Readings

Motion was made by A. Medford and seconded by E. True to approve Ordinance Item 18.

ITEM 18 – Ordinance Rescinding Title VII, Chapter 72, Section 72.50, 72.51, 72.53, and 72.54 regarding Parking Meters Zones

ROLL CALL: T. Bequette, aye; A. Medford, aye; M. Bennett, aye; D. Renner, aye; J. Boone, aye; N. Drolet, aye; J. West, aye; J. Albrecht, aye; N. Grogan, aye; M. Schmidt, aye; E. True, aye; B. Henry, aye; R. Reckamp, aye; J. Mouser, aye. All ayes. Motion carried.

ITEM 19 – Ordinance Approving the Final Plat of the Savannah Hills Annex Subdivision **(Placed on hold.)**

ITEM 20 – Ordinance Amending Ordinance 623, Zoning, PUD known as “Shoppes at Green Mount – Lot 6” **(Placed on hold.)**

STANDING COMMITTEES:

Community Development: J. Mouser stated they met on September 25, and their minutes were included in the packets. The next Community Development meeting will be October 9, 2006, at 6 p.m.

Public Works: A. Medford stated they met on September 25, and their minutes were included in the packets. Their next meeting will be October 23, 2006, at 7 p.m.

Public Safety: E. True said they have not had a meeting since the last City Council meeting. Their next meeting would be October 9, 2006, at 7 p.m.

Finance/Administration: J. West stated they met before tonight's meeting to discuss Warrant 121.

Motion was made by J. West and seconded by R. Reckamp to approve Warrant 121 in the amount of \$356,487.53.

ROLL CALL: A. Medford, aye; M. Bennett, aye; D. Renner, aye; J. Boone, aye; N. Drolet, aye; J. West, aye; J. Albrecht, aye; N. Grogan, aye; M. Schmidt, aye; E. True, aye; B. Henry, aye; R. Reckamp, aye; J. Mouser, aye; T. Bequette, aye. All ayes. Motion carried.

Parks/Environment: J. Albrecht said their next meeting is October 9, 2006, at 5:30 p.m.

Mayor Graham said N. Drolet is a vendor from whom the City purchases various items. However, since he is an alderman, there is a limit to the amount the City can purchase from him. Recently, the City inadvertently exceeded the maximum allowed purchases by \$19.01. Mr. Drolet was contacted regarding the overage, and the City has been reimbursed for the \$19.01.

EXECUTIVE SESSION: At 7:22 a motion was made by A. Medford and seconded by D. Renner to go into Executive Session to discuss the purchase of property, purchase of right-of-way, and pending litigation.

ROLL CALL: M. Bennett, aye; D. Renner, aye; J. Boone, aye; N. Drolet, aye; J. West, aye; J. Albrecht, aye; N. Grogan, aye; M. Schmidt, aye; E. True, aye; B. Henry, aye; R. Reckamp, aye; J. Mouser, aye; T. Bequette, aye; A. Medford, aye. All ayes. Motion carried.

At 8:11 Council members returned from Executive Session.

Motion was made by R. Reckamp and seconded by D. Renner to authorize Mayor Graham to negotiate for the piece of property discussed in Executive Session, and for an amount not to exceed that which was discussed in Executive Session.

ROLL CALL: D. Renner, aye; J. Boone, aye; N. Drolet, aye; J. West, aye; J. Albrecht, aye; N. Grogan, aye; M. Schmidt, aye; E. True, aye; B. Henry, aye; R. Reckamp, aye; J. Mouser, aye; T. Bequette, aye; A. Medford, aye; M. Bennett, aye. All ayes. Motion carried.

ADJOURNMENT:

Motion was made by E. True and seconded by M. Bennett to adjourn. All ayes. Motion carried.

The meeting was adjourned at 8:15 p.m.

Respectfully submitted by,

Philip A. Goodwin, City Clerk

Minutes taken by
Sharon L. Wisely, Transcriptionist