

MINUTES OF A REGULAR CITY OF MARION COUNCIL MEETING November 14, 2011

The Regular Meeting of the Marion City Council was called to order November 14, 2011 at 6:30 P.M. by Mayor Butler. The City Clerk was advised to call the roll. Council Members physically present were:
Commissioners Rix, Rinella, Goss, and Patton and Mayor Butler.

Minutes of the October 24, 2011 Regular Meeting were approved.

Mr. Bob Sewell, surveyor, presented the newly completed survey of Rosehill Cemetery 10th Addition to the Council. The new addition will add 765 lots of varying size; six hundred eighty three (683) two (2) grave lots; forty six (46) four (4) grave lots; and thirty six (36) mausoleum spaces. The lots will be available as soon as the map is recorded at the County Clerk's office. Commissioner Goss made a motion to accept the survey of Rosehill Cemetery 10th Addition as presented. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

John Clarida, Police Department Dispatch Sergeant presented the New Generation Maintenance Agreement that is due January 1, 2012. After discussion, Commissioner Rix made motion to approve payment of \$10,800.00 with Commissioner Goss seconding the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

6:50 P.M.

Commissioner Goss made motion to go into Executive Session to discuss the Employee Handbook. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

7:20 P.M.

Commissioner Goss made motion to adjourn Executive Session and reconvene the Regular Session with Commissioner Rix seconding the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Mayor Butler reported a company out of Northbrook, Illinois has been mailing letters to the City of Marion water customers trying to sell them insurance for the water lines. Mayor Butler told the public that the insurance is worthless and is not worthwhile.

Mayor Butler stated that for some time it has been a law that smoking is banned in restaurants, taverns and other public places where people gather, but there was one lounge here in Marion that consistently violated this law. The police after having been called to the lounge for another incident, found customers in the lounge smoking. Upon hearing of the violation, Mayor Butler, as Liquor Commissioner for the City of Marion, suspended the liquor license of the establishment for seven (7) days. Mayor Butler said he feels the owner will comply with the law, as he now knows the next violation would mean their liquor license would be revoked.

Commissioner Rix made motion to hire Jane Kidwell as Human Resource Director and ADA Coordinator full time with Commissioner Rinella seconding the motion

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Commissioner Rinella made motion to set annual salary for Human Resource Director at \$50,000.00 with benefits to begin immediately. Commissioner Rix seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Commissioner Rinella made motion to approve accepting the PARC Grant from the Illinois Department of Natural Resources for \$2,500,000.00 for the Park Recreation Facility planned for the old hospital grounds on West Main Street. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

The vacate of the Right of Way on East Main Street by the Fairground property was placed on hold until the City receives an actual description of the property.

The parking lost easement for the Old City Hall was placed on hold until the City receives a description of the property requested.

Commissioner Rix made a motion to approve the purchase of real estate on East Main Street from Lee and Sue Thomanson in one payment for the purpose of building a Fire Station. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL CITY COUNCIL MEMBERS VOTED YES.

Commissioner Rix stated that the Police Department wants to purchase another K-9 dog, cost of approximately \$13,000.00, with funds coming from "Drug Seizure Money". Approval is needed from the Council before going ahead with the purchase. Commissioner Goss made motion to approve the purchase of the police K-9 dog with Drug Seizure Money. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL CITY COUNCIL MEMBERS VOTED YES.

Commissioner Rix reported that the City Engineer, Insurance Executive, Safety Director and Commissioner of Safety, which is Commissioner Rix, desire that parking be restricted on the north side of the street in the first two blocks of East Main Street as well as the first parking spot in the 100 block on the south side on East Main Street. After much discussion Commissioner Rinella made motion to remove all parking of south side of East Main Street in the 100 block and to remove the first space on the north side of East Main in the 100 block which is currently a handicap parking space, allowing the other spaces on north side of East Main Street in the 100 block to remain and removing the parking on the north side of East Main street in the 200 block between Madison and Mechanic Streets. Commissioner Patton seconded the motion.

ON ROLL CALL VOTE COMMISSIONER RIX VOTED YES, COMMISSIONER RINELLA VOTED YES, COMMISSIONER GOSS VOTED YES, COMMISSIONER PATTON VOTED YES, AND MAYOR BUTLER VOTED YES.

City Engineer Glenn Clarida said there is the same safety problem on North Market Street with the first parking place on the east side of North Market needing to be vacated. Commissioner Rinella made motion to vacate the first parking place on the east side of North Market Street with Commissioner Rix seconding the motion.

ON ROLL CALL VOTE ALL CITY COUNCIL MEMBERS VOTED YES.

Commissioner Rinella made motion to appoint Steve Hale as Budget Officer. Commissioner Rix seconded the motion.

ON ROLL CALL VOTE ALL CITY COUNCIL MEMBERS VOTED YES.

City Treasurer Steve Hale gave a report to the Council of the estimate of the property tax levy based upon the amounts requested by the pension funds. The Fire Department recommended the State of Illinois tax levy amount of \$395,000.00, which is actually a \$10,000.00 increase over the past year. The Police Department recommended the tax levy amount of \$569,900.00 which is the same as last year's levy.

Steve will check with the County to see what the estimated assessed evaluation is, because if the assessment goes down the percentage of the levy has to go up. Steve rounded up the EAV from \$278,599,212 last year to \$280,000,000 for this year which represents a 0.5% increase over prior year. Using that, Steve computed that the current rate would be .3955 with last year's rate being .3283. Steve asked the Council to estimate the property taxes to be \$1,107,300.00 for current year. Commissioner Rinella made motion to estimate the property taxes for the current year to be \$1,107,300.00 for the current year. Commissioner Rix seconded the vote.

ON ROLL CALL VOTE ALL CITY COUNCIL MEMBERS VOTED YES.

Mayor Butler stated he had received a letter from Robert J. May, Executive Vice President of Banterra Bank stating they wish to donate the vacant lot at 306 West College Street to the City for use as a parking lot perhaps for the Civic Center. The consensus of the Council was to accept the lot. Mayor Butler will contact Mr. May to ask for a deed to the property.

Commissioner Goss stated the Street Department is in dire need of a new excavator. Street Superintendent John Bradley has researched for the best buy with F.B. McAfoos, Benton, Illinois having the best price on the piece of equipment the Street Department is looking for. The best price is a Kubota KX080-3 model at \$91,000.00 with 20% down or \$18,200.00 with the rest financed over three years at 0% interest. Other bids were from John Deere at \$116,000.00 and Caterpillar at \$109,546.00. Commissioner Goss made a motion to approve the lease/purchase agreement with F.B. McAfoos of Benton, Illinois as stated above. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL CITY COUNCIL MEMBERS VOTED YES.

Commissioner Goss also stated the Street Department is in need of a concrete saw. Commissioner Goss made motion to purchase a Husqvarna FS 524 Concrete saw, 24 HP, at the list price of \$6,758.00 plus freight. Commissioner Goss said it is a budgeted item and the money is available. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL CITY COUNCIL MEMBERS VOTED YES.

Commissioner Goss stated the Cemetery Department's trucks consist of a 1988 model and a 1996 model both of which are in bad shape. Mayor Butler told Commissioner Goss he had skipped the item on the dump truck for the Street Department. Commissioner Goss said he wanted to table that item at this time. Mayor Butler said, "Good thing, since you have a choice of one." Commissioner Goss asked for approval to submit for bid the purchase of a 2012 pick-up truck similar to the ones just purchased by the Sewer Department. Treasurer Steve Hale said the money is available from the Cemetery Department's budget by reclassifying some of the Cemetery's other budget items and not using the funds for those items. Commissioner Rinella seconding the motion.

ON ROLL CALL VOTE ALL CITY COUNCIL MEMBERS VOTED YES.

Ordinance 3011 – An Ordinance to re-zone from Rural Agriculture to R-2 General Residential property off of Skyline Drive. Commissioner Rinella made a motion to accept Ordinance 3011 as presented with Commissioner Patton seconding the motion.

ON ROLL CALL VOTE ALL CITY COUNCIL MEMBERS VOTED YES.

Ordinance 3010 – An Ordinance allowing for Sunday Package Liquor Sales in the City of Marion between the hours of 1:00 P.M. and 10:00 P.M. Commissioner Rinella moved to approve Ordinance 3010 as presented with Commissioner Patton seconded the motion.

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

Ordinance 3012 – An Ordinance amending the HUB TIF Redevelopment Agreement with B.W Bruce. City Administrator Gail West told the Council this amendment is to correct a name on the Redevelopment Agreement and also to correct the amount of the percentage from 70% to 80% as was previously agreed upon with B.W. Bruce. Commissioner Rinella made a motion to approve Ordinance 3012 as presented with Commissioner Patton seconding the motion.

ON ROLL CALL VOTE ALL CITY COUNCIL MEMBERS VOTED YES.

Ordinance 3013 – An Ordinance amending the HUB TIF Redevelopment Agreement with Mike Malone. City Administrator Gail West told the Council that Mr. Malone started his project in 2007, so this is for the Council to recognize his base year for increment is based on 2007 for the purpose of calculating the Developer's annual reimbursement. Commissioner Rinella made a motion to accept Ordinance 3013 as presented with Commissioner Patton seconding the motion.

ON ROLL CALL VOTE ALL CITY COUNCIL MEMBERS VOTED YES.

Commissioner Rinella made motion to pay the monthly bills as funds become available with Commissioner Rix seconding the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Commissioner Rinella made motion to pay the bills on the Consent Agenda as funds become available with Commissioner Goss seconding the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Glenn Clarida stated he would like a couple minutes of the Council's time to show them a map of the proposed Morgan Avenue diverging diamond interchange on the east side of I 57. IDOT is recommending for the median on the east side of the I 57 overpass to go all the way to Carbon Street, putting a signal light at the intersection of Morgan Avenue and Carbon. By doing that, there would be no entrance to any of the property along the north side of Morgan Avenue east of I 57 until one gets to Carbon Street. There would be a frontage road running back up the north side of Morgan Avenue giving access to that side of Morgan Avenue. It is City property so IDOT cannot control that section of the road. Doug Bradley has plans for lots 1, 2, and 3 for commercial development. The Developers are putting together a master plan to show how all this will piece together. They will have a say also in where the entrances can or cannot be. But the city controls this because this is a city street. Glenn thinks there needs to be an access to the north side of the property on Morgan Avenue as close as possible after coming off of I 57 instead of forcing the traffic all the way down to Carbon Street and back around again. That would mean the City would give up the Shane Lane deal. The Abbott people are screaming because if one wants to get to their property, one would have to go to Carbon and come back up the proposed frontage road. Glenn has a meeting with IDOT where IDOT is to tell him how far from the east side of I57 they are projecting for the traffic to back up in trying to make a left turn into the Star Bond Area. Glenn thought could possibly get a street somewhere in the area of Lot 1 or 2 of Bradley's property. But IDOT will control it based on the traffic "Que". Glenn wants to be able to tell IDOT that the City wants to have an entrance to the north side of Morgan Avenue as close to the east side of I 57 as IDOT will allow. To do this Shane Lane will have to be vacated. Bradley owns on both sides of Shane Lane. Commissioner Rinella asked about access to the Hill Water tower with Shane Lane vacated. Glenn said there would be a frontage road that would give access to the water tower. Glenn said he thinks this project is at least a year or so away.

Glenn thinks the Council should rethink the vacating of the parking spaces on East Main Street. He does not think the zig-zag pattern that was approved earlier will work.

Commissioner Goss made motion to adjourn the meeting. Commissioner Rinella seconded the motion.

ON ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

8:30 PM
Meeting adjourned.

Robert L. Butler
ROBERT L. BUTLER, MAYOR

ATTEST:

Alice F. Rix
ALICE F. RIX, CITY CLERK