

CITY OF FREEPORT, ILLINOIS
MONDAY EVENING
CITY COUNCIL MEETING
NOVEMBER 20, 2006 AT 7:00PM
CITY COUNCIL CHAMBERS

QUORUM

At 7:00 pm, a quorum being present, Mayor Gaulrapp called the meeting to order.

RECORD

Present were Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm.

PLEDGE OF ALLEGIANCE

At this time, the Pledge of Allegiance was led by Alderwoman Bender.

APPROVAL OF THE AGENDA

Alderwoman Bender moved, seconded by Alderman Endress to approve the agenda. The motion carried.

APPROVAL OF MINUTES

The Journal of the Minutes of the regular meeting of November 4, 2006, was presented for approval. Alderwoman Bender moved, seconded by Alderman Endress to approve. The motion carried.

CONSENT AGENDA

Approval to Receive and Place on File:

- A. Approval to Receive and Place on File:
 - 1. Treasurer's Report for period ended October 31, 2006
 - 2. Treasurer's Investment Report for period ended October 31, 2006
 - 3. Community Development Cash Receipts for October 2006
 - 4. Fire Department Monthly Activity Report for October 2006
 - 5. Police Department Monthly Activity Report for October 2006
- B. Approval of Water & Sewer Disbursements for November 2006 - \$323,294.51
- C. Approval of Bills Payable (#945-#947) for November 2006 - \$311,807.79
- D. Approval of Payroll for period ending November 11, 2006 - \$369,891.42

Alderwoman Bender moved, seconded by Alderman Endress for approval of the consent agenda. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea. The motion carried.

EXECUTIVE SESSION

Alderwoman Bender moved, seconded by Alderman Helms to go into executive session pursuant to 5ILCS 120/2(c) (6) in order to discuss the sale of real estate and 5 ILCS 120/2 (c) (5) in order to discuss the purchase or lease of real estate. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea.

After reconvening in council chambers, Alderwoman O'Neill moved, seconded by Alderman Boldt to come out of executive session. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea.

CONSIDERATION OF BIDS FOR HOMER STREET PROPERTIES

528 W Homer St: Alderman Klemm moved, seconded by Alderwoman Bender to award the bid to Julie Alexander in the amount of \$59.00. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea.

527 W Homer St: Alderwoman Bender moved, seconded by Alderman Endress to award the bid to William and Deneise Koester in the amount of \$500.00. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea.

525 W Homer St: Alderwoman Bender moved, seconded by Alderman Endress to award the bid to Richard Holbert in the amount of \$300.00. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea.

421 W Elk St: Alderman Klemm moved, seconded by Alderwoman Toepfer to award the bid to Randall & Nancy Nesemeier in the amount of \$200.00. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea.

422 W Avon St: Alderman Klemm moved, seconded by Alderwoman Toepfer to award the bid and waive the technicality to Pat Larkin in the amount of \$200.00. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea.

408 W Elk St: Alderman Klemm moved, seconded by Alderwoman Bender to award the bid to Mr. & Mrs. Margarito Torres in the amount of \$500.00. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea.

2ND READING ORDINANCE #2006-57**AN ORDINANCE REZONING 304 N CHICAGO (8 W CLARK) FROM B1-1 (RESTRICTED RETAIL BUSINESS) TO R-6 (MULTIPLE FAMILY RESIDENCE)**

This ordinance was laid over from the meeting of November 4, 2006, when it was moved by Alderman Klemm, seconded by Alderwoman Bender for approval. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea. The motion carried.

2ND READING ORDINANCE #2006-58**AN ORDINANCE REZONING 927 W GALENA AVE, 915 W GALENA AVE, AND 407 N FOLEY FROM R-6 (MULTIPLE FAMILY RESIDENCE) TO B-3 (COMMERCIAL AND WHOLESALE BUSINESS), A REQUEST BY A & D MANAGEMENT, LLC AND ROSEANN BEVERLY, C/O ATTORNEY STEVEN A. COX**

This ordinance was laid over from the meeting of November 4, 2006, when it was moved by Alderman Klemm, seconded by Alderman Endress for approval. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea. The motion carried.

2ND READING ORDINANCE #2006-62**AN ORDINANCE REPEALING PORTION OF CHAPTER 444, TRAFFIC CONTROL DEVICES, SECTION 444.03, "OPERATING SIGNALS" AND AMENDING CHAPTER 460, OPERATION GENERALLY, SECTION 4602.02, "ARTERIAL STREETS" TO ADD CERTAIN STREETS**

This ordinance was laid over from the meeting of November 4, 2006, when it was moved by Alderwoman O'Neill, seconded by Alderwoman Toepfer for approval. On the roll call of yeas and nays, Aldermen Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea. Alderwoman Bender voted nay. There were seven yeas and one nay. The motion carried.

APPOINTMENT

Effective immediately, Mayor Gaulrapp hereby appoints Barbara Carlisle to the Police and Fire Commission.

Alderman Klemm moved, seconded by Alderman Endress to accept this appointment. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea. The appointment was accepted.

RESOLUTION #R-2006-82

RESOLUTION TO AUTHORIZE AN AMENDMENT TO INTERGOVERNMENTAL AGREEMENT FOR THE OPERATION AN ENTERPRISE ZONE

Alderwoman Bender moved, seconded by Alderman Endress to lay this resolution over because the correct minutes were not included in the packets.

RESOLUTION #R-2006-83

RESOLUTION TO APPROVE POLE ATTACHMENT AGREEMENT WITH AERO COMMUNICATIONS LLC FOR CITY'S DOWNTOWN CEMENT LIGHT POLES AND CONDUIT, AND TO REPEAL ALL CONTRARY RESOLUTIONS AND MOTIONS

The committee held a meeting on November 6, 2006. Aero is currently working under a temporary arrangement with the City for utilization of our poles. The City and Aero have negotiated a proposed a five year agreement. The committee voted unanimously to adopt this resolution and Alderwoman Bender so moved, seconded by Alderwoman Toepfer. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea. The resolution was adopted.

RESOLUTION #R-2006-84

RESOLUTION OF ACCEPTANCE OF FIREFIGHTERS GRANT PROGRAM OF THE DEPARTMENT OF HOMELAND SECURITY

The committee held a meeting on November 6, 2006. The committee voted unanimously to adopt this resolution and Alderwoman Bender so moved, seconded by Alderman Helms. Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea. The resolution was adopted.

RESOLUTION #R-2006-85

RESOLUTION GRANTING AUTHORITY FOR THE CITY TO ENTER INTO AN INTERGOVERNMENTAL COOPERATION CONTRACT WITH ILLINOIS MUNICIPAL LEAGUE RISK MANAGEMENT ASSOCIATION (IMLRMA)

The committee held a meeting on November 6, 2006. The committee voted unanimously to adopt this resolution and Alderman Boldt so moved, seconded by Alderman Helms. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea. The resolution was adopted.

RESOLUTION #R-2006-86

RESOLUTION TO APPROVE PRELIMINARY PLAT FOR MILL RACE INDUSTRIAL PARK

The committee held a meeting on November 20, 2006. The committee voted unanimously to adopt this resolution and Alderman Klemm so moved, seconded by Alderman Endress. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea. The resolution was adopted.

RESOLUTION #R-2006-87

RESOLUTION TO APPROVE FINAL PLAT FOR MILL RACE INDUSTRIAL PARK

The committee held a meeting on November 20, 2006. The committee voted unanimously to adopt this resolution and Alderman Klemm so moved, seconded by Alderman Helms. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea. The resolution was adopted.

RESOLUTION #R-2006-88

RESOLUTION TO CO-SPONSOR CITY OF FREEPORT INTERNATIONAL LANTERN FESTIVAL

The committee held a meeting on November 20, 2006. The committee voted unanimously to adopt this resolution and Alderman Boldt so moved, seconded by Alderwoman Bender. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea. The resolution was adopted.

COMMITTEE REPORTS

The committee held a meeting on November 20, 2006. Denise Ihrig presented for approval a change order in the amount of \$7,447.70. The primary reason for the increased charges were due to a larger than anticipated section of Linden and Chicago being disturbed when installing the 10-foot diameter manhole and associated storm sewer. The committee voted unanimously to approve and Alderwoman O'Neill so moved, seconded by Alderwoman Toepfer. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea. The resolution was adopted.

The committee held a meeting on November 20, 2006. Craig Joesten stated that council approval is required to expend contingency funds for Fire Department overtime. Since the Fire Department has gone over in this line item, administration requested that this item be moved to the council floor. Chief Kevin Countryman explained how overtime occurs. The aldermen requested that a committee be formed to develop ideas of how to cut overtime expenses. Craig Joesten stated that he would set up a meeting. The committee voted unanimously to approve expenditure of contingency funds for FD overtime and Alderman Boldt so moved, seconded by Alderwoman Toepfer. On the roll call of yeas and nays, Aldermen Bender, Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, and Klemm voted yea. The resolution was adopted.

MAYOR'S REPORT

The mayor reported the different issues in which he has been involved.

PUBLIC COMMENTS

Mark McLeroy stated that there is no connection for a sanitary sewer system in his neighborhood. He requested that the council look into this. W&S Director, Denise Ihrig, explained that there is no money in the budget for that project but it is on a list for review.

As there was no other business to be transacted by the City Council, the meeting was adjourned at 8:28 p.m.

LATACIA M. ISHMON, CMC