

Hillsboro City Council Meeting
June 10, 2008

Mayor Baran opened the meeting at 7:00 pm.

Roll call was taken and those present were Mayor Baran and Commissioners Trost, McCammack, Hill and Sherer.

The Pledge of Allegiance was recited.

Mayor Baran asked for a moment of silence in memory of former Mayor Bernard Rappe` who passed away this week.

Minutes of the Previous Meeting were approved.

Mayor and Commissioners Reports:

Commissioner Hill informed the Council that bids for the micro-surfacing of Main Street would be opened on June 17th at 9:00 a.m. Commissioner Hill also stated she had received an anonymous donation of \$1,000 to be used in the campground for playground equipment. Commissioner Hill next announced the pool and beach are open and the marina would be opening soon. Hill thanked the Hillsboro Volunteer Dive team for attaching the new cables to the marina. Hill also informed everyone that the department has been applying larvicide's to standing water around the area to help control mosquitoes and they will begin spraying for mosquitoes soon.

Commissioner Sherer informed the Council he had a written resignation from Louise Carter stating her desire to leave the Fire Department this month. Commissioner Sherer also stated the Police and Fire Board would begin working on a hiring list for both the Fire and Police Departments. Commissioner Sherer also took this time to remind the public there is an ordinance stating there is no parking on Main Street from 1:00 am to 5:00 am.

Commissioner McCammack asked the Council to begin thinking about alternatives to gas by doing what communities in California are doing by allowing golf carts on City streets. McCammack suggested the Police Department could do an inspection to make sure they were properly equipped and maybe charge a small inspection fee or City license fee.

City Attorney Jarman stated golf carts would not be allowed on or to cross any State highways.

Commissioner Hill informed the Council that she was in Indiana this past week during the floods and saw first hand the need for an Emergency Action Plan. Hill stated it was chaos there. Commissioner Sherer stated he would keep working on one for the City.

Commissioner Trost again brought up the need to increase sewer rates. It was his opinion that the rate schedule for sewer had been inadvertently left from the last ordinance and needed to be addressed. He asked Attorney Jarman to prepare an ordinance for passing at the next meeting. Commissioner Trost next addressed the current proposed budget figures showing a deficit in the General Fund of \$142,000.00 and a deficit of \$113,000.00 in the water fund. Trost suggested most of the deficit in the water fund was due to payments on the new water tower and not adjusting the rates to reflect this.

Commissioner McCammack stated there have been several power outages lately that have cost the city in damages to electrical components in the sewer and water departments. The latest one cost the City around \$6,500.00. McCammack asked the Mayor to talk with Ameren and see what could be done.

Mayor Baran stated he, along with others, have been working on the airport and water sale agreements with the coal company.

City Engineer Hunt reported work at the new water plant is 81% complete and work would proceed slower from now on. Hunt reported change order #5 has been approved by Rural Development. Hunt next informed the Council that Design-Nine has completed their portion of the plans for the new rail spur and Hurst & Rosche would be working on drainage designs.

Motion was made by Commissioner Trost and seconded by Commissioner McCammack to pay bills in the amount of \$224,980.24. Motion carried 5-0.

Motion was made by Commissioner McCammack and seconded by Commissioner Sherer to approve pay request *Resolution WTP 2008-13* in the amount of \$638,232.74 for work on the new water plant. Motion carried 5-0.

There was a brief discussion on setting dates to review minutes from closed sessions. It was suggested by the City Attorney that the Council choose dates the first week of January and July.

Motion was made by Commissioner Hill and seconded by Commissioner Sherer to review closed session minutes every six months by selecting a mutually acceptable date the first week of July and January. The next review meeting was set for July 1st at 6:00 pm. Motion carried 5-0.

Motion was made by Commissioner Hill and seconded by Commissioner McCammack to accept the track agreement with Union Pacific for the new rail spur on the condition that it meets the approval of the City Attorney and City Engineer. Motion carried 5-0.

Motion was made by Commissioner Hill and seconded by Commissioner Sherer to accept Hurst & Rosche's agreement for observation of construction on the new rail spur in an amount not to exceed \$4,300.00. Motion carried 5-0.

Mayor Baran stated the City's share of the costs involved with the new spur would be paid back by the short line company utilizing the spur.

Motion was made by Commissioner Trost and seconded by Commissioner Sherer to approve this year's *Prevailing Wage Ordinance #1474*. Motion carried 5-0.

There had been a request from the Fourth of July Committee to close Main Street from the Courthouse to Wood Street for a mini-biathlon.

Motion was made by Commissioner Hill and seconded by Commissioner Trost to close Main Street from the Courthouse to Wood Street on July 4th until 10:00 am for a mini-biathlon. Motion carried 5-0.

Commissioner Trost recommended extending our present line of credit with Hillsboro National Bank for the next 6 months at the current interest rate. Accrued interest would have to be paid up before the new agreement would go into effect.

Motion was made by Commissioner Trost and seconded by Commissioner Hill to approve extending the City's line of credit with Hillsboro National Bank at the current rate of 4% interest for the next 6 months. Motion carried 5-0.

Motion was made by Commissioner Sherer and seconded by Commissioner Hill to approve **Ordinance #1475** allowing for the Code Enforcement Office to be appointed to four year terms. Motion carried 5-0.

There was a discussion on changes to the ordinance pertaining to the Chief Deputy and changes as to how the person in this position could be removed as Chief Deputy. The new ordinance would state that the Chief Deputy would be chosen by the Police Chief and after serving 12 consecutive months could only be removed from this position by a majority of the Council.

Motion was made by Commissioner Sherer and seconded by Commissioner Hill to approve **Ordinance #1476** allowing for the employee in the Deputy Chief position to be removed after 12 consecutive months only by the majority of the Council. Motion carried 5-0.

Motion was made by Commissioner McCammack and seconded by Commissioner Trost to approve a proposal from Hurst & Rosche to prepare and submit a NPDS application to the IEPA for the new water treatment plant in the amount of \$5,000. Motion carried 5-0.

Motion was made at 7:50 pm by Commissioner Hill and seconded by Commissioner Trost to go into closed session to discuss contract negotiations with the coal company concerning the sale of the airport and raw water. Motion carried 5-0.

Mayor Baran reconvened the regular meeting at 9:05 pm with roll call and those present being Commissioners Trost, Hill, McCammack, Sherer and Mayor Baran.

Motion was made by Commissioner Hill and seconded by Commissioner McCammack to approve the agreement with the coal company for the sale of raw water with the following changes. Changes to the previous agreement proposal involved the escalation clause being the annual average of the previous year's Consumer Price Index with a minimum of 2.5% increase and a maximum of 4%. A clause invoking *Force Majeure* needed the removal of "market conditions" as a reason for its declaration. After notifying the City the need to use *Force Majeure* the company has 30 days before it goes into effect. Ninety days after invoking this clause if the water is not being used the contract could be broken by the City and renegotiated. The final change was the waiver of a jury trial, if a jury trial is needed it would take place in Sangamon County. Motion carried 5-0.

Motion was made by Commissioner Trost and seconded by Commissioner Sherer to approve the sale agreement of the Hillsboro airport to the coal company. Motion carried 5-0.

Motion to adjourn was made at 9:12 pm by Commissioner Trost and seconded by Commissioner Sherer. Motion carried 5-0.

Respectfully Submitted,
Dave Booher, City Clerk