

MINUTES OF THE REGULAR MEETING OF THE PINCKNEYVILLE CITY COUNCIL

HELD MONDAY, JUNE 26, 2017 AT 6:00 P.M.

IN THE COUNCIL CHAMBERS, CITY HALL

ROLL CALL

Mayor Robert L. Spencer called the regular meeting of the Pinckneyville City Council to order at 6:00 p.m. in the Council Chambers, City Hall. Members present: Commissioners Kevin B. Hicks, Sammy D. Peradotta, David M. Stone, William B. Stotlar and Mayor Robert L. Spencer. Mayor Spencer declared a quorum present. Clerk West asked to amend the agenda to address Commissioner Stotlar's item No. 3. He said that the DCEO account would not be closed but the funds needed to be transferred. Mayor Spencer is going to table his item No. 1 until the first meeting in July. He also asked to included discussion and action on Select Energy Partners regarding electricity rates for the city. It will become his item No. 6 and public comment will be his item 7. Mayor Spencer then announced that the agenda was set. Administrative staff present: City Clerk Larry S. West, City Attorney Donald Bigham, Police Chief John Griffin, Fire Chief James Gielow, and Economic Development Officer Carrie Gilliam.

The Pledge of Allegiance was led by Commissioner Kevin B. Hicks.

PREVIOUS MINUTES

Commissioner Hicks made a motion to approve the previous minutes. The motion was seconded by Commissioner Stotlar. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

TREASURER'S REPORT

Commissioner Stotlar reported the state owes the city \$901,675.06. Mayor Spencer said the city can expect to receive the June, 2016 and December, 2016 payments soon. Commissioner Stotlar made a motion to approve the treasurer's report. The motion was seconded by Commissioner Hicks. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

ACCOUNTS PAYABLE

Commissioner Stotlar made a motion to approve accounts payable. The motion was seconded by Commissioner Stone. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

CORRESPONDENCE

Commissioner Hicks said that the fireworks at the fair were great this year. Commissioner Stotlar agreed. They congratulated the Perry County Fair for the good show.

STREET CLOSURE

Commissioner Hicks recognized Ms. Leigh Blackorby in regards to her request to close a street. Ms. Blackorby stated that on Fridays and Saturdays her crowd at the Twisted Vine is very large and sometimes fills into the street (Jackson St.) It is becoming a safety issue. She said she doesn't need the entire street closed. Commissioner Peradotta stated that it would be best for the whole street to be closed. Commissioner Hicks asked Chief Griffin if this would be a problem to which the Chief responded that it is too early to tell. He then asked Fire Chief Jim Gielow if that would be a problem to which the Chief responded no. Commissioner Peradotta said the city could not provide the barricades. He then asked what hours the street would need to be closed. Ms. Blackorby said 5:00 p.m. to 9:00 p.m. Fridays and Saturdays. Commissioner Hicks made a motion to approve the request to close Jackson Street on Fridays and Saturdays at the discretion of Ms. Blackorby and council would review the street closure after three months. The motion was seconded by Commissioner Peradotta. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

STREET CLOSURE

Commissioner Hicks has received a request from Mr. Randy Juenger to close St. Louis Street on July 8, 2017 from 6:00 a.m. until 4:00 p.m. Mr. Juenger said it was for an auction of a house on that street. He stated he may not need the street closed but wanted to get permission in case. Commissioner Hicks made a motion to approve the request. The motion was seconded by Commissioner Stone. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

RESOLUTION NO. R-2017-22

Commissioner Peradotta stated that bid openings were held for the sidewalk improvements around Murphy-Wall State Bank. He stated that Samron Midwest Contracting, Inc. was the low bidder. This is a project approved by IDOT and has been ongoing for over a year. Commissioner Peradotta made a motion to place Resolution No. R-2017-22 on file. The motion was seconded by Commissioner Hicks. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

ORDINANCE NO. O-2017-16 LEASE OF PROPERTY

Commissioner Stone made a motion to approve Ordinance No. O-2017-16, an ordinance placed on file at the June 12, 2017 meeting authorizing the City of Pinckneyville, Perry County, Illinois, to enter into a lease on the premises at 5512 State Route 154, Pinckneyville, Illinois with Perry-Jackson County Child Advocacy. The motion was seconded by Commissioner Peradotta. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

SEWER TREATMENT PLANT #1 GRIT CHAMBER

Commissioner Stone is requesting permission to have Midwest Underground, LLC to clean the grit chamber at Sewer Treatment Plant No. 1 at a cost of \$4,960.00. He said this is where the sewage first enters the plant and is around 30 feet deep. The grit chamber cleans out the solids. Commissioner Stone made a motion to approve the request. The motion was seconded by Commissioner Peradotta. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

RESOLUTION NO. R-2017-23 PDC LABORATORIES, INC.

Commissioner Stone made a motion to place on file Resolution No. R-2017-23, authorizing the City of Pinckneyville, Perry County, Illinois to enter into an agreement with PDC Laboratories, Inc. He said the city has been with them for over 10 years and they do a good job. The motion was seconded by Commissioner Hicks. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

RESOLUTION NO. R-2017-24 SALE OF PROPERTY

Commissioner Stone asked Mayor Spencer to explain this resolution. Mayor Spencer deferred to Attorney Bigham who then said Commissioner Stone would sign an agreement to sell the property. He then stated that the bid forms and documents have been developed. Mr. Gene Norber reviewed the documents and made some suggestions. The city must advertise the notice of sale. The city must wait 30 days before the bids could be opened. The city does reserve the right to reclaim the property for unacceptable bids. Ms. Beth Boling asked where the property was located. Attorney Bigham stated it is located at 407 S. Main Street in Pinckneyville, Illinois. Commissioner Stone made a motion to approve Resolution No. R-2017-24. The motion was seconded by Commissioner Stotlar. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

PARK PAINTING AND REPAIR

Commissioner Stone is requesting for up to \$5,000.00 for painting at the city park. He said pavilions and the archway are in need of paint. He stated that this money is available due to the American Thresherman's Association paying in its entirety a

project that was to be split with the city. Mr. Tom Garner stated that there are many upcoming events and the park will be hosting numerous people and it needs to look good. Commissioner Stone made a motion to approve the request. The motion was seconded by Commissioner Peradotta. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

HIRE PART-TIME WORKER IN UTILITIES

Commissioner Stone reported that Mr. Daron Chandler, who has been working part-time in the street department, will become a part-time employee in the utility department.

RESOLUTION NO. R-2017-18 COLLECTIVE BARGAINING AGREEMENT AND MOU

Commissioner Stotlar made a motion to approve Resolution No. R-2017-18, a resolution placed on file at the June 12, 2017 city council meeting authorizing the City of Pinckneyville, Perry County, Illinois to enter into a collective bargaining agreement and memorandum of understanding with the Laborers' International Union of North America, the Southern and Central Illinois Laborers' District Council, and Laborers' Local 773. Commissioner Peradotta seconded the motion. On roll call: Commissioners Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: Commissioner Stone. Motion declared carried.

RESOLUTION NO. R-2017-19 ADDENDUM

Commissioner Stotlar made a motion to approve Resolution No. R-2017-19, a resolution placed on file at the June 12, 2017 city council meeting to authorize and approve an adoption form as an addendum to the collective bargaining agreement between the City of Pinckneyville, Perry County, Illinois and the Laborers' International Union of North America, the Southern and Central Illinois Laborers' District Council, and Laborers' Local 773. The motion was seconded by Commissioner Hicks. On roll call: Commissioners Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: Commissioner Stone. Motion declared carried.

TRANSFER OF FUNDS FROM DCEO BANK ACCOUNT

Commissioner Stotlar made a motion to transfer funds from the DCEO bank account in the amount of \$8,060.58 to the Sewer Operating account. Clerk West explained that this money was from a past grant where the first invoice in this amount was mistakenly paid from the Sewer Operating account. Commissioner Stone seconded the motion. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

RESOLUTION NO. R-2017-25 SUBORDINATION OF LOAN

Commissioner Stotlar asked Attorney Bigham to clarify this resolution. Attorney Bigham stated the city has received a request from Dairy Queen to subordinate the loan from the city. We currently are third in line on this mortgage and this position would not change. This is just an accommodation to Dairy Queen by the city. Also, they may consider paying off the loan from the city. Commissioner Stotlar made a motion to approve Resolution No. R-2017-25, a resolution authorizing an agreement to subordinate the mortgage lien of the City of Pinckneyville, Perry County, Illinois, for a mortgage loan to A Taste of Fantasy, LLC. The motion was seconded by Commissioner Stone. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

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DESTRUCTION OF EXECUTIVE SESSION MINUTES

Mayor Spencer tabled this item until the next regular city council meeting.

ORDINANCE NO. O-2017-17 REQUEST FROM PATTON/EAGLE

Attorney Bigham stated the city has received a request for financial assistance from Patton/Eagle LLP. He explained that the dress shop experienced a sewer backup in the basement of their building. The business had to vacate the premises and Patton/Eagle had to hire professionals to clean the basement. They are requesting the financial assistance to offset the

expenses of the cleanup. In addition, Patton/Eagle will not hold the city responsible for any more costs due to this event. Commissioner Peradotta made a motion to approve Ordinance No. O-2017-2017, an ordinance authorizing approval of a request from Patton/Eagle LLP for financial assistance from the City of Pinckneyville, Perry County, Illinois. Commissioner Hicks seconded the motion. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

ORDINANCE NO. O-2017-18 LMH RENTALS REQUEST

Mayor Spencer introduced Ordinance No. O-2017-18, an ordinance authorizing approval of an application from LMH Rentals, LLC, for business district funds and committing business district funds from the City of Pinckneyville, Perry County, Illinois. Representatives from L3 Boutique said they have a new Doctor's office renting part of their building. There are repairs that are necessary and new signage is needed. Also, the new business is Angel Care out of Marion, IL and have signed a three year lease. Commissioner Peradotta made a motion to approve Resolution No. R-2017-18. Commissioner Stone seconded the motion. On roll call: Commissioners Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: Commissioner Stone. Motion declared carried.

ORDINANCE NO. O-2017-19 ASHBY AND SMITH REQUEST

Mayor Spencer introduced Ordinance No. O-2017-19, an ordinance authorizing approval of an application from Ashby & Smith, LLC, for business district funds and committing business district funds from the City of Pinckneyville, Perry County, Illinois. Representatives from Ashby & Smith stated the money would be used for a new HVAC system upstairs, lower the ceilings upstairs, toilet repairs, painting, and a new sign. Ms. Carrie Gilliam said this project qualifies for business district funds. Commissioner Peradotta made a motion to approve Ordinance No. O-2017-19. The motion was seconded by Commissioner Hicks. On roll call: Commissioners Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: Commissioner Stone. Motion declared carried.

ORDINANCE NO. O-2017-20 ASHBY AND SMITH FAÇADE REQUEST

Mayor Spencer introduced Ordinance No. O-2017-20, an ordinance authorizing approval of an application from Ashby & Smith, LLC, for Façade Improvement Grant Funds, and committing Façade Improvement Grant Funds from the City of Pinckneyville, Perry County, Illinois. Commissioner Stotlar made a motion to approve Ordinance No. O-2017-20. The motion was seconded by Commissioner Stone. On roll call: Commissioners Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: Commissioner Stone. Motion declared carried.

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CITY'S ELECTRIC UTILITY RATES

Mayor Spencer introduced a bid the city has received from Select Energy Partners regarding the electric rates for city owned property. He recommends a three-year lock-in rate at \$.04639. This rate would not change over the three year period. The commissioners then discussed the pros and cons of locking in a rate should the rate actually fall. Commissioner Stone said he favors locking in a rate. Commissioner Stotlar made a motion to approve a three-year lock-in rate with Select Energy Partners. The motion was seconded by Commissioner Stone. On roll call: Commissioners Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: Commissioner Stone. Motion declared carried.

PUBLIC COMMENT

None.

ADJOURNMENT

Commissioner Hicks made a motion to adjourn the regular meeting. The motion was seconded by Commissioner Stotlar. On roll call: Commissioners Hicks, Peradotta, Stone, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried. The meeting adjourned at 6:56 p.m.